

RESOLUTION NO. R-93- 557

RESOLUTION APPROVING ZONING PETITION 292-29
OFFICIAL ZONING MAP AMENDMENT (REZONING)
PETITION OF JAMES D. DELK, JR. TRUSTEE

WHEREAS, the Board of County Commissioners, as the governing body of Palm Beach County, Florida, pursuant to the authority vested in Chapter 163 and Chapter 125, Florida Statutes, is authorized and empowered to consider petitions relating to zoning; and

WHEREAS, the notice and hearing requirements, as provided for in Article 5 (Development Review Procedures) of the Palm Beach County Land Development Code (Ordinance 92-20), have been satisfied; and

WHEREAS, Zoning Petition 292-29 was presented to the Board of County Commissioners at a public hearing conducted on April 29, 1993; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the petitioner and other interested parties, the recommendations of the various county review agencies, and the recommendation of the Zoning Commission; and

WHEREAS, the Board of County Commissioners made the following findings of fact:

1. This official zoning map amendment (rezoning) is consistent with the Palm Beach County Comprehensive Plan;
2. This official zoning map amendment (rezoning) is consistent with the requirements of the Palm Beach County Land Development Code;
3. This official zoning map amendment (rezoning) is compatible with surrounding uses and zones, as defined in the Palm Beach County Land Development Code, is generally consistent with existing uses and zones surrounding the subject land, and is the appropriate zoning district for the land;
4. This official zoning map amendment (rezoning) does not result in significantly adverse impacts on the natural environment, including but not limited to water, air, stormwater management, wildlife, vegetation, wetlands, and the natural functioning of the environment;
5. This official zoning map amendment (rezoning) will result in a logical and orderly development pattern;
6. This official zoning map amendment (rezoning) complies with Article 11, (Adequate Public Facilities) of the Palm Beach County Land Development Code, Ordinance 92-20; and,
7. This official zoning map amendment (rezoning) is consistent with the requirements of all other applicable local land development regulations.

WHEREAS, Article 5, Section 5.3.D.9 (Action by Board of County Commissioners) of the Palm Beach County Land Development Code requires that the action of the Board of County Commissioners be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Zoning Petition 292-29, the petition of **JAMES D. DELK, JR.** TRUSTEE for a OFFICIAL ZONING **MAP** AMENDMENT (REZONING) from the AGRICULTURAL RESIDENTIAL (AR) ZONING DISTRICT to the SPECIAL AGRICULTURAL (SA) ZONING DISTRICT on a parcel of land legally described in EXHIBIT A, attached hereto and made a part hereof, and generally located as indicated on a vicinity sketch attached as EXHIBIT B, attached hereto and made a part hereof, was approved on April 29, 1993.

Commissioner Roberts moved for the approval of the Resolution.

The motion was seconded by Commissioner Aaronson and, upon being put to a vote, the vote was as follows:

Mary McCarty, Chair	--	Absent
Burt Aaronson	--	Aye
Ken Foster	--	Aye
Maude Ford Lee	--	Absent
Karen T. Marcus	--	Absent
Warren Newell	--	Aye
Carol A. Roberts	--	Aye

The Chair thereupon declared that the resolution was duly passed and adopted this 29th day of April, 1993.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

BY:


COUNTY ATTORNEY

BY:


DEPUTY CLERK



EXHIBIT A
LEGAL DESCRIPTION

All of that part of Section 28, Township 47 South, Range 41 East, lying South of the Southerly right-of-way line of the Hillsboro Canal, said right-of-way being 130.00 feet Southerly of the centerline of the Hillsboro Canal, less the following portion, BEGINNING at the Southwest corner of said Section 28, thence on an azimuth of $358^{\circ}44'45''$, along the West line of said Section 28, a distance of 4309.08 feet to a point on the Southerly right-of-way line of the Hillsboro Canal; thence on an azimuth of $107^{\circ}59'34''$, along said right-of-way line, a distance of 31.78 feet; thence on an azimuth of $178^{\circ}44'45''$, along a line parallel with and 30.00 feet East of as measured at right angles to the said West line of Section 28, a distance of 3529.06 feet; thence on an azimuth of $89^{\circ}36'40''$, along a line parallel with and 769.87 feet North of as measured at right angles to the South line of said Section 28, a distance of 1387.00 feet; thence on an azimuth of $178^{\circ}44'45''$, along a line parallel with and 1416.84 feet East of as measured at right angles to the said West line of Section 28, a distance of 769.96 feet to a point on the South line of said Section 28; thence on an azimuth of $269^{\circ}36'40''$ along the South line of said Section 28, a distance of 1417.00 feet to the POINT OF BEGINNING,

Said lands situate, lying and being in Palm Beach County, Florida.

EXHIBIT B
VICINITY SKETCH

