

FILE COPY

RESOLUTION NO. R-97-769

RESOLUTION APPROVING ZONING PETITION 297-17  
OFFICIAL ZONING MAP AMENDMENT (REZONING)  
PETITION OF MECCA FARMS, INC.  
BY GARY SMIGIEL AND GARY BRANDENBURG, AGENT  
(GROVE EXCAVATION)

5/42/41

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

WHEREAS, Zoning Petition 297-17 was presented to the Board of County Commissioners at a public hearing conducted on May 22, 1997; 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 Unified Land Development Code;
3. This official zoning map amendment (rezoning) *is* compatible with surrounding uses and zones, as defined in the Palm Beach County Unified 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 Standards) of the Palm Beach County Unified Land Development Code; 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 Unified 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 Z97-17, the petition of Mecca Farms, Inc., by Gary Smigiel and Gary Brandenburg, agent, for an OFFICIAL ZONING MAP AMENDMENT (REZONING) from the Agricultural Residential (AR) Zoning District to the Special Agriculture (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 May 22, 1997.

Commissioner Roberts moved for the approval of the Resolution.

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

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

The Chair thereupon declared that the resolution was duly passed and adopted on May 22, 1997.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: [Signature]  
COUNTY ATTORNEY

BY: [Signature]  
DEPUTY CLERK

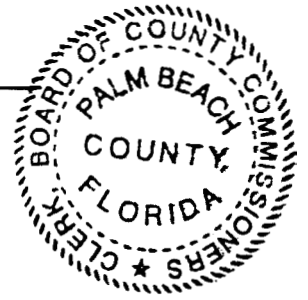


EXHIBIT A  
LEGAL DESCRIPTION

LEGAL DESCRIPTION:

FROM ATTORNEY'S TITLE INSURANCE FUND, INC. TITLE CERTIFICATE NO. **06-91-9643**.

THE WEST ONE-HALF OF SECTION **5** AND ALL OF SECTIONS 6 AND 7, AND THE WEST ONE-HALF OF SECTION 8, IN TOWNSHIP 42 SOUTH, RANGE **41 EAST**, PALM BEACH COUNTY, FLORIDA, LESS THE RIGHT-OF-WAY OF CANAL C-18 (A WORKS OF THE CENTRAL AND SOUTHERN FLORIDA FLOOD CONTROL DISTRICT, NOW KNOWN **AS** THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT.)

**LESS PARCEL "A" DESCRIBED AS FOLLOWS:**

A PORTION **OF** THE WEST ONE-HALF **OF** SECTION 5, AND A PORTION **OF** SECTION 6, TOWNSHIP 42 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

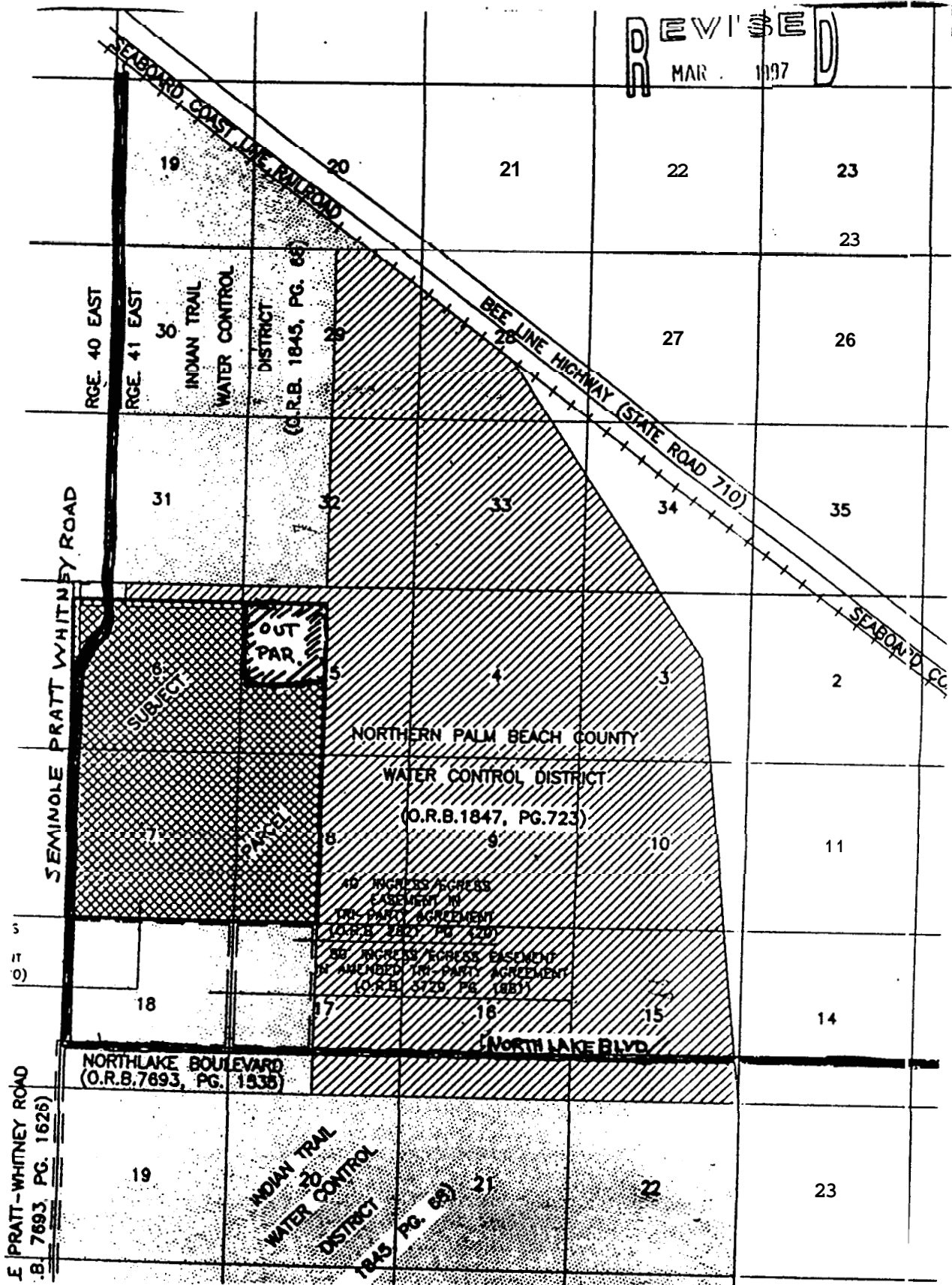
COMMENCE AT THE NORTH ONE-QUARTER CORNER OF SAID SECTION; THENCE SOUTH 03°10'07" WEST, ALONG THE EAST LINE OF THE WEST ONE-HALF **OF** SAID SECTION **5**, A DISTANCE OF 200.37 FEET, TO A POINT ON THE SOUTH LINE OF THE C-18 CANAL ACCORDING TO DEED BOOK 1097, PAGE **261 OF** THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA AND THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED PARCEL 'A':

THENCE SOUTH 89°42'33" WEST, ALONG SAID SOUTH LINE OF THE C-18 CANAL, A DISTANCE OF ~~2634.59~~ 719.74 FEET; THENCE SOUTH 89°57'02" WEST, CONTINUING ALONG SAID SOUTH LINE OF THE **C-18** CANAL, A DISTANCE OF 719.74 FEET; THENCE NORTH 00°10'35" **WEST**, A DISTANCE OF 3871.82 FEET; THENCE NORTH 89°45'39" EAST, A DISTANCE OF 3128.05 FEET, TO A POINT ON THE EAST LINE **OF** THE WEST ONE-HALF **OF** SAID SECTION 5; THENCE NORTH 03°10'07" EAST, ALONG SAID EAST LINE OF THE WEST ONE-HALF OF SAID SECTION **5**, A DISTANCE OF 3878.67 FEET, TO THE POINT OF BEGINNING.

CONTAINING 71,053,317 **SQ. FT.**, OR 1,631.1597 ACRES MORE OR LESS.

EXHIBIT B

PALM BEACH COUNTY  
VICINITY SKETCH / ZONING



Petition Number: 97-17

Zoning Quad Page \_\_\_\_\_

Date: May 97

