

RESOLUTION'NO. R-74- 289

RESOLUTION APPROVING ZONING PETITION

WHEREAS, the Board of County Commissioners, as the governing body, pursuant to the authority vested in Chapter 163 and Chapter 125, Florida Statutes, and Chapter 70-863, Laws of Florida, Special Acts of 1970, is authorized and empowered to consider petitions relating to zoning; and

WHEREAS, the notice and hearing requirements as provided for in Chapter 402.5 of the Palm Beach County Zoning Code Ordinance No. 73-2 have been satisfied; and

WHEREAS, Petition No. 74-41 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 28 March 1974.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 28th day of March, 1974, that petition No. 74-41, the petition of DUANE C. HEISER for the REZONING, FROM CN-NEIGHBORHOOD COMMERCIAL DISTRICT TO CG-GENERAL COMMERCIAL DISTRICT AND THE FURTHER SPECIAL EXCEPTION TO ALLOW A NURSERY AND GREENHOUSE on the South 50 feet of the West 135 feet of Lot 88 and Lot 89 less the North 140 feet of the East 135 feet and Lot 90, according to the plat of Square Lake, in Section 24, Township 42 South, Range 42 East, as recorded in Plat Book 23, page 141. Said property located on the west side of Military Trail (S.R. 809) approximately 1 mile south of Lake Park West Road (S.R. 809A), was approved as advertised, subject to the following special conditions:

- 1) Prior to the issuance of any building permits the developer shall dedicate to Palm Beach County the additional ten (10) feet to provide for the right-of-way for Military Trail (S.R. 809); this right-of-way to be dedicated by boundary plat or any other means as approved by the attorney for Palm Beach County;
- 2) Development shall be limited to one (1) turnout onto Military Trail (S.R. 809).

The foregoing resolution was offered by Commissioner **Lytal** , who moved its adoption. The motion was seconded by Commissioner Weaver , and upon being put to a vote, the vote was as follows:

Robert F. Culpepper	aye
Lake Lytal	aye
E. W. Weaver	aye
Robert C. Johnson	aye
George V. Warren	aye

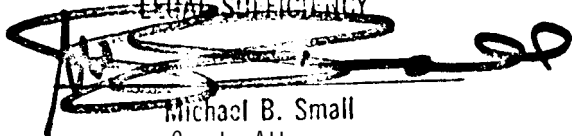
The Chairman thereupon declared the resolution duly passed and adopted this 16th day of April , 1974, confirming action of 28 March 1974.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By *Herbert B. Dill*
Deputy Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY


Michael B. Small
County Attorney