

RESOLUTION No. R- 82-629

RESOLUTION APPROVING ZONING PETITION 81-220, Special Excepti

WHEREAS, the Board of County Commissioners, as the governing body, 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 Chapter 402.5 of the Palm Beach County Zoning Code Ordinance No. 73-2 have been satisfied; and

WHEREAS, Petition No. 81-220 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 29 April 1982; and

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

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

1. The proposal would be in harmony and compatible with the present and future development of the area concerned

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 29th day of April, 1982, that Petition No. 81-220 the petition of SONOMA INTERNATIONAL, MONTAGUE and LILLIAN STEWART, STEPHEN and NOELEEN JOY STEWART, GARY C. and SHU YING AHRENHOLZ, CHARLES R. STEVENS, ROBERT O. COLLINS, ROBERT and

ANN MORSE, CLAUDETTE BRUCK, ARTHUR T. TANNENBAUM and GERALD BEYER, ET AL, by William Morse, Agent, for a SPECIAL EXCEPTION TO ALLOW AN AIRPLANE LANDING STRIP on a portion of Section 19 and 30, Township 47 South, Range 41 East, more particularly described as follows: Commence at the Southwest corner of the Northeast 1/4 of Section 30; thence South- 89°48'54" East along the South line of the Northeast 1/4 of said Section 30, 681.75 feet to the Point of Beginning; thence continue South 89°48'54" East along said South line, 733.08 feet; thence North 00°20'46" West, 3633.84 feet to a point on the South Right-of-way line of State Road No. 827, as recorded in Official Record Book 2841, page 906; thence North 71°39'51" West along said line, 340.78 feet; thence North 00°38'53" West, 26.44 feet; thence North 71°39'51" West, 432.89 feet (the last three courses described being coincident with the South Right-of-Way line of said State Road No. 827); thence South 00°20'46" East, 3901.30 feet to the Point of Beginning. Said property located on the south side of the Hillsboro Canal, approximately 2.1 miles west of L.W.D.D. Equalizing Canal No. E-1W-S in an RE-Residential Estate District, was approved as advertised subject to the following conditions:

1. The developer shall convey to Palm Beach County within ninety (90) days of Special **Exception** approval 80 feet south of the south right of way line of the Hillsboro Canal for the ultimate right of way for State Road #827.
- 2, The developer shall contribute Three Thousand Dollars (\$3,000.00) toward the cost of meeting this project's direct and identifiable traffic impact, to be paid on a pro-rata basis at the time of issuance of the building permit(s).
3. A 100 ft. setback shall be required between the runway edge and any property line.
4. No structures or navigation aids shall be closer than 50 ft. from any property line,
5. Use of this airstrip shall be limited to owners of this property and their guests.
6. As the developer agreed at the public hearing, no governmental entity will be liable in any future condemnation for any increase in value attributable to this grant of special exception and any improvements made on the property as a result of this approval. This resolution shall be recorded among the Public Records of Palm Beach County.

Commissioner **Bailey** , moved for approval of the petition.
The motion was seconded by Commissioner **Koehler** , and upon being
put to a vote, the vote was as follows:

Norman Gregory, Chairman	-	Yes
Peggy Evatt, Vice Chairman		No
Bill Bailey, Member		Yes
Dennis Koehler, Member		Yes
Frank Foster, Member		Yes

The foregoing resolution was declared duly passed and adopted
this **29th** day of June , confirming action of
29 April 1982,

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Quint Van Allen*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

Alvin B. Smith
County Attorney

