

RESOLUTION NO. R-83-988

RESOLUTION APPROVING ZONING PETITION 83-60, Rezoning

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. 83-60 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 26th May 1983; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the applicant and other interested parties and the **recommendatons** 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 proposed rezoning and special exception for a **4.36** dwelling units per acre Planned Unit Development are consistent with the Land Use Plan and Mandatory Performance Standards of the Comprehensive Plan.
2. The proposed development is consistent with similar developments in the immediate area.
3. The proposed Master Plan does not adequately specify the open space and recreation amenities package for this development.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 26th day May 1983, that Petition no. **83-60** the petition of **TRACANA**, INC. By Harvey Geller, President, for the REZONING, FROM AR-AGRICULTURAL RESIDENTIAL DISTRICT TO RS-RESIDENTIAL SINGLE FAMILY DISTRICT on a parcel of land situate in Section 26, Township 45 South, Range 42 East, being Tracts 25 through 32 of the Subdivision of Section 26, as recorded in **plat** Book 6, Page 26, less the South 15.00 feet thereof, Together with; a parcel of land situate in Section 26, Township 45 South, Range 42 East, being a portion of the Subdivision of Section 26, as recorded in Plat Book 6, Page 26, being

bounded as follows: On the North, by a line **35.00** feet South of and parallel with the Northerly lines of Tracts 5, 12 and 25 of the aforesaid subdivision of Section **26**; On the South, by a line 155.00 feet South of and parallel with said North lines of Tracts 5, 12 and 25; On the West, by a line 1014.46 feet East of and parallel with the West lines of Tracts 25 through 32 of the aforesaid subdivision of Section 26; On the East, by the East line of Tract 5 of the aforesaid subdivision of Section 26. Said property located on the west side of Military Trail (**S.R.809**), approximately **.5** mile south of Boynton Road (**S.R.804**) was approved as advertised.

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

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|----------------------------------|------------------|
| <b>Peggy E.</b> Evatt, Chairman  | -- <b>ABSENT</b> |
| Ken Spillias, vice Chairman      | -- <b>NAY</b>    |
| Dennis <b>P.</b> Koehler, Member | -- <b>ABSENT</b> |
| Dorothy Wilken, Member           | -- <b>AYE</b>    |
| Bill Bailey, Member              | -- <b>AYE</b>    |

The foregoing resolution was declared duly passed and adopted this **30th** day of **August** , **1983** , confirming action of 26th May 1983.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY:   
Deputy Clerk

APPROVE AS TO FORM  
AND LEGAL SUFFICIENCY

  
/County Attorney

