

RESOLUTION NO. R-84-785

RESOLUTION APPROVING ZONING PETITION 84-9, 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. 84-9 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 26th January 1984; 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 petitioner agreed the developer shall convey for the ultimate right-of-way of Ferrell Drive, 30 feet from centerline, approximately an additional 20 feet within 90 days of approval; conveyance must be accepted by Palm Beach County prior to issuance of first building permit; and

WHEREAS, the petitioner agreed that the developer shall install a continuous four-foot (4') high hedge along the north, south, and west perimeter of the proposed parking lot prior to the issuance of a Certificate of Occupancy; and

WHEREAS, the petitioner agreed that the use of the parcel being rezoned shall be for accessory parking only and not for any required parking spaces for the office parcel; and

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

1. The proposed rezoning to permit overflow parking for a medical building to the east would not be incompatible with the Comprehensive Plan or Zoning Code.
2. With appropriate screening, the proposed parking lot would not adversely affect nearby residences.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular

session this 26th day January 1984. that Petition No. 04-9 the petition of IMAGES ASSOCIATES, By David S. Pressly, Attorney, for the REZONING, FROM RM-RESIDENTIAL MULTIPLE FAMILY DISTRICT TO CS-SPECIALIZED COMMERCIAL DISTRICT on the East 180 feet of Lot C, Block 98, Palm Beach Farms Company Plat No. 7 in Section 30, Township 44 South, Range 43 East as recorded in Plat Book 5, Page 72, Less however the North 10 feet thereof. Said property located on the south side of Ferrel Drive, approximately 250 feet west of Congress Avenue (S.R. 807) was approved as advertised subject to voluntarily commitments.

Commissioner **Evatt** , 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:

Ken Spillias, Chairman	--	AYE
Dorothy H. Wilken, <b>Vice</b> Chairman	--	ABSENT
Peggy B. Evatt	--	AYE
Dennis P. Koehler	--	AYE
Bill Bailey	--	ABSENT

The foregoing resolution was declared duly passed and adopted this 12th day of June, 1985, confirming action of 31st January 1984.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY:  Deputy Clerk

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

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County Attorney