

RESOLUTION NO. R-84-862

RESOLUTION AMENDING RESOLUTION NO. R-84-343 and 84-344
RESOLUTION APPROVING ZONING PETITION OF N. KENT WILMERING
PETITION NO. 83-146

WHEREAS, N. Kent Wilmering, petitioned the Palm Beach County Planning Commission and the Board of County Commissioners, sitting as the final zoning authority, on November 3, 1983 and December 1, 1983, respectively, for the rezoning from RH - Residential Multiple Family District (High Density) to CG - General Commercial District and the further Special Exception to allow a Planned Commercial Development on a parcel of land located on the north side of 10th Avenue North, approximately .1 mile west of Boutwell Road; and

WHEREAS, Resolutions No. R-84-343 and 84-344, adopted March 13, 1984, confirming the action of the Board of County Commissioners sitting as the final zoning authority on December 1, 1983, attached hereto and made a part hereof, inadvertently contained an error in the legal description; and

WHEREAS, the legal description of said zoning resolutions, read as follows:

on a parcel of land out of Tract 26, Model Land Company Subdivision in Section 20, Township 44 South, Range 43 East, as recorded in Plat Book 5, Page 79; commencing at the Southeast corner of Tract 27 of said Subdivision and go in a Westerly direction along the South line of said Tract 27 and Tract 26 a distance of 450.00 feet to a point; thence turn an angle of 90° from East to North and going a distance of 15.0 feet to a point in the North right-of-way of 10th Avenue North, said point being the Point of Beginning; thence continue along the same line a distance of 300.00 feet to a point; thence turning an angle of 90 degrees from South to West and going a Distance of 278.0 feet to a point in the Easterly right-of-way line of Canal E-4 (Keller Canal); thence turn an angle of 111 degrees 11'07" from East to Southwesterly and go along said canal E-4 right-of-way line a distance of 321.74 feet to a point in the North right-of-way line of 10th Avenue; thence to in an Easterly direction along said North right-of-way line of 10th Avenue North, a distance of 894.26 feet to the Point of Beginning; Less the South ten feet thereof.

WHEREAS, the legal description of said zoning resolution should have read:

on a parcel of land out of Tract 26, Model Land Company Sub-division in Section 20, Township 44 South, Range 43 East, as recorded in Plat Book 5, Page 79; commencing at the Southeast corner of Tract 27 of said Subdivision and go in a Westerly direction along the South line of said Tract 27 and Tract 26 a distance of 450.00 feet to a point; thence turn an angle of 90° from East to North and going a distance of 15.0 feet to a point in the North right-of-way of 10th Avenue North, said point being the Point of Beginning; thence continue along the same line a distance of 300.00 feet to a point; thence turning an angle of 90 degrees from South to West and going a distance of 278.0 feet to a point in the Easterly right-of-way line of Canal E-4 (Keller Canal); thence turn an angle of 111 degrees 11'07" from East to Southwesterly and go along said canal E-4 right-of-way line a distance of 321.74 feet to a point in the North right-of-way line of 10th Avenue; thence go in an Easterly direction along said North right-of-way line of 10th Avenue North, a distance of 394.26 feet to the Point of Beginning; Less the South ten feet thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

1. The foregoing recitals are hereby affirmed and ratified.
2. The legal description of Resolution No. R-84-343 and R-84-344 are amended.

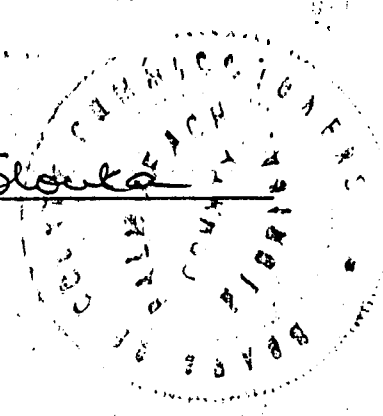
The foregoing resolution was offered by Commissioner Koehler who moved its adoption. The motion was seconded by Commissioner Evatt, and upon being put to a vote, the vote was as follows:

Ken Spillias, Chairman	-	ABSENT
Dorothy Wilken, Vice Chairman	-	AYE
Peggy Evatt, Member	-	AYE
Dennis P. Koehler, Member	-	AYE
Bill Bailey, Member	-	ABSENT

The Chairman thereupon declared the resolution duly passed and adopted this 19th day of June, 1984.

PALM BEACH COUNTY, FLORIDA, BY
ITS BOARD OF COUNTY COMMISSIONERS
JOHN B. DUNKLE

BY: Sandie Slouka



APPROVED AS TO FORM
FOR LEGAL SUFFICIENCY

[Signature]
County Attorney