

RESOLUTION NO. R-84-1104

RESOLUTION APPROVING ZONING PETITION 84-26, 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. 84-26 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 23th March 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 that the development shall retain onsite the first one inch of the stormwater runoff per Palm Beach County Subdivision and Platting Ordinance 73-4, as amended; and

WHEREAS, the petitioner agreed that the construction of a right turn lane, east approach on Belvedere Road at S. R. 7 and a right turn lane, west approach on Belvedere Road at S. R. 7 will be required, concurrent with the construction of this project; and

WHEREAS, the petitioner agreed that reasonable precautions shall be exercised during site development to insure that unconfined particulates (dust particles) from this property do not become a nuisance to neighboring properties; and

WHEREAS, the petitioner agreed that reasonable measures shall be employed during site development to insure that no pollutants from this property shall enter adjacent or nearby surface waters; and

WHEREAS, the Petitioner agreed that the Developer shall
preserve existing significant

vegetation wherever possible and shall incorporate said vegetation into the project design. Appropriate measures shall also be taken to protect these preservation areas during site clearing and construction; and

WHEREAS, the petitioner agreed that the access to this site shall be limited to the north. No bridge shall be constructed across the canal to the east; and

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

1. The proposed Rezoning is consistent with the requirements of the Comprehensive Plan and Zoning Code.
2. The proposed Rezoning is compatible with existing and anticipated development of adjoining properties.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 23th day March 1984, that Petition No. 84-26 the petition of RORERT McINTOSH HOLDINGS, INC. FIND PAUL THIBADEAU, TRUSTEE By Robert McIntosh, Agent, for the REZONING, FROM AR-AGRICULTURAL RESIDENTIAL DISTRICT TO RS-RESIDENTIAL SINGLE FAMILY DISTRICT on two contiguous parcel 5 of land, herein after referred to as Parcel No. 1 and Parcel No. 2, lying in Section 25, Township 43 South, Range 41 East, being more particularly described as follows:

Parcel No. 1: The South 1/2 of the Southwest 1/4 of the Southwest 1/4 of said Section 25 less and excepting therefrom the East 150 feet thereof, together with;

Parcel No. 2: The North 1/2 of the Southwest 1/4 of the Southwest 1/4 of said Section 25, less and excepting therefrom the east 150 feet thereof. Said property is located approximately one (1) mile east from the intersection of Belvedere Road and S. R. #7 (U. S. 441) being bounded on the east by North Palm Beach County Water Control District Canal was approved as advertised subject to voluntary commitments.

Commissioner Koehler, moved for approval of the petition.

The motion was seconded by Commissioner Evatt,

and upon being put to a vote, the vote was as follows:

Ken Spi ll ias, Chairman	-- AYE
Dorothy Wilkens, Vice Chairman	-- AYE
Peggy Evatt, Member	- - AYE
Dennis P. Koehler, Member	-- AYE
Bi ll Bai ley, Member	-- ABSENT

The foregoing resolution was declared duly passed and adopted this 14th day of Aug. , 1984 , confirming act ion of 2'3th March 1384.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: 
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY


County Attorney