

RESOLUTION NO. R- ~~84-1174~~

RESOLUTION APPROVING **ZONING** PETITION 84-56, 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. 84-56 was presented to the Board Of County Commissioners of Palm Beach County at its public hearing conducted on the 27th of April 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 85% of the stormwater runoff generated by a three (3) year storm per requirements of the Permit Section, Land Development Division; and

WHEREAS, the petitioner agreed that access should be obtained through adjacent property to the south with no access being granted to local streets; 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** there will be no access to this property from Milfred St.; 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. Provided that this property is integrated with the development to the south and not accessed through Milfred Street, this rezoning would not result in any adverse impacts upon adjoining properties.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 27th day of April 1984, petition of WILLIAM L. WALLACE, for the REZONING, FROM RH-RESIDENTIAL MULTIPLE FAMILY DISTRICT (HIGH DENSITY) TO IL-LIGHT INDUSTRIAL DISTRICT on a portion of Lot 23, of the Subdivision of Section 20, Township 46 South, Range 43 East, according to the map showing subdivision of portion of Townships 45 and 46 South, Range 43 East, recorded in Plat Book 1, Page 4, lying East I-95, and being more particularly described as follows:

Beginning at the Southeast corner of said Lot 23; thence run North 89 degrees 25'35" West along the South line of said Lot 23, a distance of 269.63 feet to a point on the Easterly right-of-way line of Interstate I-95, Drainage Canal; thence run North 9 degrees 28'56" West along said East right-of-way line, a distance of 341.61 feet to a point; thence run South 89 degrees 18'41" East, a distance of 338.22 feet to a point on the East line of said Lot 23; thence run South 2 degrees 05'55" West, a distance of 335.80 feet along the East line of said Lot 23 to the Point of Beginning. Subject to an easement for ingress and egress over the Southerly 25 feet of the East 75 feet of the above described property. A portion of Lot 23, of the subdivision of Section 20, Township 46 South, Range 43 East, according to the map showing subdivisions of portion of Townships 45 and 46 South, Range 43 East, recorded in Plat Book 1, Page 4, lying East of I-95, and, being more particularly described as follows:

Beginning at the Southeast corner of said Lot 23; thence run Northerly along the East line of said Lot 23, a distance of 187.31 feet to a point; thence run North 89 degrees 54'05" West, a distance of 131.69 feet to a point; thence run South 15 degrees 00'18" East, a distance of 192.84 feet to a point in the South line of said Lot 23;

thence run Easterly along said South line of Lot 23 a distance of 75 feet to the Point of Beginning. Subject to an easement for ingress and egress **over** the Southerly 25 feet thereof. Said property located on the north side of Milfred Street, approximately 500 feet west of Germantown Road and being bounded on the west by I-95 was approved as advertised subject to voluntary commitments.

Commissioner **Wilken** , 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:

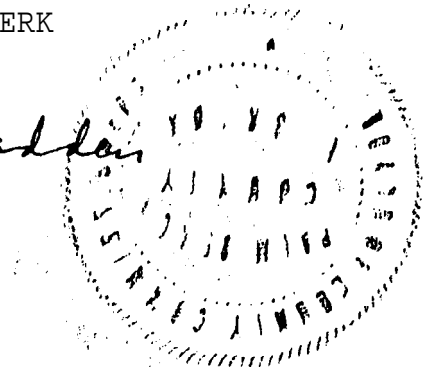
Ken Spillias, Chairman	-- AYE
Dorothy Wilkens, Vice Chairman	-- <b>AYE</b>
Peggy Evatt, Member	-- AYE
Dennis P. Koehler, Member	-- ABSENT
Bill Bailey, Member	-- AYE

The foregoing resolution was declared duly passed and adopted this **AUG 21 1984** , confirming action of the 27th of April 1984.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: *Judy Madson*  
Deputy Clerk



APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

*[Signature]*  
County Attorney