

RESOLUTION NO. R-85-960

RESOLUTION APPROVING ZONING PETITION 85-45, 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. 85-45 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 25th April 1985; 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 Board of County Commissioners made the following findings of fact:

1. This proposal is consistent with the requirements of the Comprehensive Plan and Zoning Code.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this the 25th of April 1985, that Petition No. 85-45 the petition of CENVILL PROPERTIES, INC., By Kieran Kilday, Agent for the REZONING, FROM AR-AGRICULTURAL RESIDENTIAL DISTRICT TO RS-RESIDENTIAL SINGLE FAMILY DISTRICT on Lots 1 and 2 of Tract 39, less the Westerly 40 feet of Lot 2 for the right-of-way for Jog Road, and less the North 40 feet of said Lots 1 and 2 for the right-of-way for Lantana Road, and less the South 35 feet of said Lots 1 and 2 for Lake Worth Drainage District Lateral No. 16.

Also that portion of Lot 2, Tract 38 lying Westerly of a line 350 feet West of and parallel to the Westerly right-of-way line of Lake Worth Drainage District Canal E-3, less the North 40 feet for right-of-way for Lantana Road and less the South 35 feet for Lake Worth Drainage Lateral No. 16.

Together with:

That portion of Lot 2, Tract 38, lying between a line lying 350 feet West of and parallel to, the West right-of-way of Lake Worth Drainage District Canal E-3, and the Westerly right-of-way line of Lake Worth Drainage District Canal E-3, less the North 40 feet for right-of-way for Lantana Road and less the South 35 feet for Lake Worth Drainage Lateral No. 16.

All of the above property being in Township 44 1/2 South, Range 42 East, less the following described portion thereof:

A parcel of land lying in Tract 39 of Township 44 1/2 South, Range 42 East, said parcel being described as the Westerly 30.00 acres of the following described parcel:

Lots 1 and 2 of Tract 39, less the Westerly 40 feet (15 foot of Road right-of-way by plat) of Lot 2 for the right-of-way for Jog Road, and less the North 40 feet of said Lots 1 and 2 for right-of-way for Lantana Road, and less the South 35 feet of said Lots 1 and 2 for Lake Worth Drainage District Lateral No. 16.

The subject 30.00 acre parcel being more particularly described as follows:

Commencing at the South 1/4 corner of Section 34, Township 44 South, Range 42 East; thence with a bearing of South 88 degrees 32'23" East, along the South line of the Southeast 1/4 of said Section 34, a distance of 69.24 feet to a point; thence with a bearing of South 01 degrees 27'37" West, a distance of 40.00 feet to the Point of Beginning; thence with a bearing of South 88 degrees 32'23" East, along a line lying 40.00 feet South of and parallel to said South line of the Southeast 1/4 of Section 34, being the South right-of-way of Lantana Road, a distance of 1589.85 feet to a point; thence with a bearing of South 28 degrees 30'38" East, a distance of 913.36 feet to a point lying on a line 35.00 feet North of and parallel to the North line of the Northeast 1/4 of Section 3, Township 45 South, Range 42 East; thence along said parallel line, being the North right-of-way line of Lake Worth Drainage District Lateral No. 16, with a bearing of South 89 degrees 11'43" West, a distance of 1555.61 feet to a point lying on a line 40.00 feet East of and parallel to the

centerline of Jog Road and 25.00 feet East of and parallel to the West line of the aforesaid Lot 2; thence along said parallel line, being the Easterly right-of-way line of Jog Road, with a bearing of North 28 degrees 30'38" West, a distance of 984.33 feet, more or less, to the Point of Beginning. Said property located on the south side of Lantana West Road (S.R. 812), approximately .2 mile east of Jog Road was approved as advertised.

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

Ken Adams, Chairman	--	ABSENT
Karen T. Marcus, Vice Chairman	--	AYE
Kenneth Spillias, Member	--	AYE
Jerry L. Owens, Member	--	AYE
Dorothy Wilken, Member	--	ABSENT

The foregoing resolution was declared duly passed and adopted this day of **JUN 25 1985** confirming action of the 25th April 1985.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Cheryl Beaupie
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

Sandy Sprague
County Attorney