

RESOLUTION NO. R- 86-573-22

RESOLUTION APPROVING ZONING PETITION 86-8, 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. 86-8 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 38th January 1986; 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 30th of January 1986, that Petition **No.** 86-8 the petition of GERALD HIGIER, By Kieran Kilday, for the REZONING, FROM AR-AGRICULTURAL RESIDENTIAL DISTRICT TO CG-GENERAL COMMERCIAL DISTRICT on a parcel of land lying in Tract 39 of Township 44 1/2 South, Range 42 East, said parcel being described as the Westerly 25.0 acres of the following described parcel:

Lots 1 and 2 of Tract **39**, less the Westerly 40 feet (15' 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 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.

The subject 25.0 acre parcel being more particularly described as

follows :

Commencing at the South Quarter 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 1 degree 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 line of Lantana Road, a distance of 1304.85 feet to a point; thence with a bearing of South 29 degrees 44'06" East, a distance of 936.81 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 1299.36 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 southeast corner of the intersection of Lantana West Road (S.R. 812) and 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:

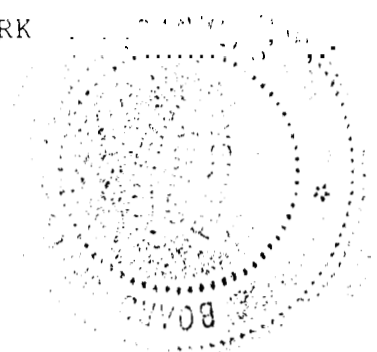
Karen T. Marcus, Chairman	--	ABSENT
Jerry L. Owens, Vice Chairman	--	AYE
Kenneth Spillias, Member	--	AYE
Dorothy Wilken, Member	--	OPPOSED
Kenneth M. Adams, Member	--	ABSENT

The foregoing resolution was declared duly passed and adopted this 22nd day of April, 1986 confirming action of the 30th January 1986.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Barbara O'Polyn  
Deputy Clerk



APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

Brady Gray  
County Attorney