

RESOLUTION NO. R- 86-573-6

RESOLUTION APPROVING ZONING PETITION 85-122, 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. 85-122 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 30th 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. 85-122 the petition of JAMES S. AND FLORENCE H. DUDLEY By Paul A. Rhodes, Agent, for the REZONING, FROM RS-RESIDENTIAL SINGLE FAMILY DISTRICT TO CG-GENEKAL COMMERCIAL DISTRICT commencing at the Northwest corner of Section 9, Township 45 South, Range 43 East; thence South 88 degrees 53'16" East along the North line of Section 9, said line also being the centerline of Hypoluxo Road as shown on the right-of-way map of S.R. No. 9 (I-95), Section 93220-2412, and all bearings stated herein are relative to said right-of-way Map, 280.2 feet; thence South 02 degrees 15'15" West along a line that is 200.16 feet East **of** (as measured at right angles) and parallel with the West line **of** said Section 9, said West line also being the centerline **of** High Ridge

Road, 53.01 feet to the Point of Beginning; thence continuing South 02 degrees 15'15" West, 137.00 feet; thence South 88 degrees 53'16" East, parallel with the North line of said Section 9, 75.00 feet; thence North 02 degrees 15'15" East, parallel with the West line of said Section 9, 137.00 feet to the Southerly right-of-way line of Hypoluxo Road; thence North 88 degrees 53'16" West along said Southerly right-of-way line, 75.00 feet to the Point of Beginning, together with the following described parcel:

Commencing at the Northwest corner of Section 9, Township 45 South, Range 43 East, thence South 88 degrees 53'16" East along the North line of Section 9, said line also being the centerline of Hypoluxo Road as shown on the right-of-way map of S.R. No. 9 (I-95), Section 93220-2412, and all bearings stated herein are relative to said right-of-way Map, 275.2 feet; thence South 02 degrees 15'15" West along a line that is 275.15 feet East of (as measured at right angles) and parallel with the West line of said Section 9, said West line also being the centerline of High Ridge Road, 53.81 feet to the Point of Beginning; thence continuing South 02 degrees 15'15" West, 137.00 feet; thence South 88 degrees 53'16" East, parallel with the North line of said Section 9, 75.00 feet; thence North 02 degrees 15'15" East, parallel with the West line of said Section 9, 134.95 feet to the Southerly right-of-way line of Hypoluxo Road; thence North 81 degrees 51'25" West along said right-of-way line, 16.75 feet to a point on the Southerly right-of-way line of Hypoluxo Road, said line being 53.00 feet South of (as measured at right angles) and parallel with the North line of said Section 9; thence North 88 degrees 53'16" West continuing along said right-of-way line, 58.33 feet to the Point of Beginning; portions of above described parcels also being described in deeds recorded in Official Record Book 836, Page 610, and Official Record Book 979, Page 298. Said property located on the south side of Hypoluxo Road (S.R. 790) approximately 160 feet east of High Ridge Road and approximately 0.2 mile west of Interstate 95 (S.K. 9) 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	--	AYE
Jerry L. Owens, Vice Chairman	--	AYE
Kenneth Spillias, Member	--	AYE
Dorothy Wilken, Member	--	ABSENT
Kenneth Pl. 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'Kelly
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

Audrey Spivey
County Attorney