

RESOLUTION NO. R- 86-854

RESOLUTION APPROVING ZONING PETITION 86-5, 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. 86-5 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 2nd May 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 2nd of May 1986, that Petition No. 86-5 the petition of DEAN VEGOSEN, TRUSTEE, By Kieran Kilday, Agent for the REZONING, FROM CN-NEIGHBORHOOD COMMERCIAL DISTRICT TO CG-GENERAL COMMERCIAL DISTRICT on a parcel of land lying in Section 11, Township 46 south, Range 42 East, said parcel being more particularly described as follows :

Commencing at the East Quarter Corner of Section 11, thence with a bearing of South 89 degrees 20'58" West, along the East-West Quarter line of Section 11, a distance of 60.00 feet to a point on the West Right-of-way line of Military Trail (S.R. 809); thence with a bearing of South 0 degree 19'42" East, along the West Right-of-way line of Military Trail Right-of-way a distance of 286.15 feet to a point on

the South Right-of-way line of via Delray, as recorded in Official Record Book 2226, Page 1210; said point being the Point of Beginning; thence continue along the aforementioned West Right-of-way line of Military Trail a distance of 384.84 feet; thence with a bearing of South 89 degrees 17'12" West, a distance of 384.73 feet; thence with a bearing of North 0 degree 39'02" West, a distance of 410.40 feet to a point on the South Right-of-way line of Via Delray; thence with a bearing of North 89 degrees 20'58" East, along the South Right-of-way line of Via Delray, a distance of 361.89 feet to a point; thence with a bearing of South 45 degrees 29'22" East, a distance of 35.46 feet more or less to the Point of Beginning.

Less the following:

A parcel of land lying in Section 11, Township 46 South, Range 42 East, said parcel being more particularly described as follows:

Commencing at the East Quarter Corner of Section 11, thence with a bearing of south 89 degrees 20'58" West, along the East-West Quarter line of Section 11, a distance of 60.00 feet to a point on the West Right-of-way line of Military Trail (S.R. 809); thence with a bearing of south 0 degree 19'42" East, along the West Right-of-way line of Military Trail Right-of-way a distance of 286.15 feet to a point on the south Right-of-way line of Via Delray, as recorded in Official Record Book 2226, Page 1210; said point being the Point of Beginning; thence continue along the aforementioned West Right-of-way line of Military Trail a distance of 184.86 feet; thence with a bearing of South 89 degrees 20'58" West, a distance of 209.00 feet; thence with a bearing of North 0 degree 19'42" West, a distance of 210.00 feet to a point on the South Right-of-way line of Via Delray; thence with a bearing of North 89 degrees 20'58" East, along the South Right-of-way line of Via Delray, a distance of 183.86 feet to a point; thence with a bearing of South 45 degrees 29'22" East, a distance of 35.46 feet more or less to the Point of Beginning. Said property located on the west side of Military Trail (S.R. 809), approximately 1.2 miles north of Atlantic Avenue (S.R. 806), being bounded on the north by Via Delray 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
Ken Spillias, Member	--	AYE
Dorothy Wilken, Member	--	NAY
Kenneth M. Adams, Member	--	ABSENT

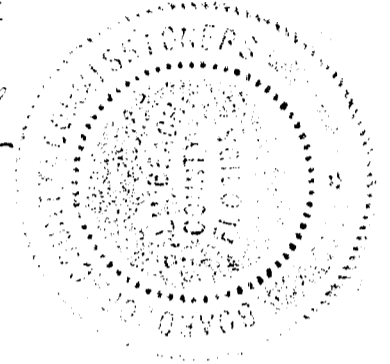
The foregoing resolution was declared duly passed and adopted

this 10th day of June, 1986 confirming action of the 2nd May 1986.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Barbara O'Leary  
Deputy Clerk



APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

Andy Applegate  
County Attorney