

RESOLUTION NO. R-88-1205

RESOLUTION APPROVING ZONING PETITION NO. 87-72  
REZONING PETITION OF CIRCLE K GENERAL, INC.

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. 87-72 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on July 24, 1987; 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, this approval is subject to Zoning Code Section 402.9 (Mandatory Review of Development Approvals) and other provisions requiring that development commence in a timely manner; 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 local land development regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 87-72, the petition of CIRCLE K GENERAL, INC., by David Flinchum, Agent, for a REZONING FROM CN-NEIGHBORHOOD COMMERCIAL ZONING DISTRICT TO CG-GENERAL COMMERCIAL ZONING DISTRICT on a parcel of land lying on a portion of land within Block 1, Beverly Park Subdivision as recorded in Plat Book 15, Page 11 being more particularly as follows: Lots 1 to 8 inclusive, Block 1, Beverly Park, A Subdivision in Section 24, Township 44 South, Range 42 East, Less the South 10 feet of Lots 1 through 8 inclusive, and less the East 15 feet of said Lot 1, described above; also less a parcel described as follows: from the Southwest corner of Lot 8, Block 1, Beverly Park, according to the Plat recorded in Plat Book 15, Page 11 run Northerly along the West line of said lot for 10 feet to Point of Beginning. From Point of Beginning continue Northerly along said West line of said Lot 8 for 0.61 feet; thence run 86 degrees 54' 01" East for 162.98 feet to a

point on a line parallel to and 10 feet Westerly from the East line of Lot 1 of said Block 1; thence run southerly along said parallel line for 0.12 feet to a point on a line parallel to and 10 feet Northerly from the South line of Lots 1 through 8 inclusive, of said Block 1; thence run North 87 degrees 04' 21" West for 162.98 feet along said parallel line to Point of Beginning, located on the northwest corner of the intersection of Kirk Road and Lake Worth Road (SR 802) and bounded on the west by Beverly Drive, in a CG-General Commercial Zoning District, was approved as advertised.

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

Carol A. Roberts	--	Absent
Carol J. Elmquist	--	Aye
Karen T. Marcus	--	Aye
Dorothy Wilken	--	Aye
Kenneth M. Adams	--	Aye

The foregoing resolution was declared duly passed and adopted this 9th day of August, 1988 confirming action of July 24, 1987.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY:

  
COUNTY ATTORNEY

BY:

  
DEPUTY CLERK

