

RESOLUTION NO. R-88-1221

**RESOLUTION APPROVING ZONING PETITION NO. 87-41
REZONING PETITION OF JOHN STALUPPI**

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. 87-41 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 part iea 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 **provision5 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 1** and development **regulations.**

NOW, THEREFORE, BE **IT** RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, **FLORIDA, that** **Petition** No. 87-4 **1,** the **petition of** JOHN STALUPPI, for a **REZONING FROM RM-MULTIPLE FAMILY RESIDENTIAL ZONING DISTRICT (MEDIUM DENSITY), IN PART, AND CG-GENERAL COMMERCIAL ZONING DISTRICT, IN PART, ENTIRELY TO CG-GENERAL COMMERCIAL ZONING DISTRICT** on a **parcel** of **land lying** on **PARCEL A:** The West 105 feet of the East 165 feet of the South 314 **feet** of the North 489 feet of the Northwest 1/4 of the Northeast 1/4 of the Northwest 1/4 of **Section 19, Township 42 South, Range 43 East;** Together **with adjacent parcels of land in the Northeast 1/4 of the Northwest 1/4 of Section 19, Township 42 South, Range 43 East, more particularly described as follows:** The east 60 feet of the South 461 feet of the North 536.24 feet of the West 1/2 of **said** Northeast 1/4 of the Northwest 1/4 of **Section 19; less** the East 25 feet of the North 200 feet and **less the** West 20 feet of the South 47.24 feet thereof; and **also** the South 561.37 feet of the North 636.37 feet of the West 206.67

feet of the East 1/2 of **said Northeast 1/4 of the Northwest 1/4 (less the South 100 feet of the Westerly 130.71 feet and less parcel in Official Record Book 494, Page 98, and Official Record Book 1211, Page 448)**; together **with** the East 15 feet of the **West 145 feet of the North 467 feet of the South 700 feet of the East 1/2 of the Northeast 1/4 of the Northwest 1/4 (less the East 200 feet of the West 235 feet of the North 200 feet of the land described hereinbefore)**; **Less and Except the Right-Of-Way of Northlake Boulevard and Right-Of-Way as recorded in Official Record Book 916, Page 465, also Less and Except the following parcel of land:** Commence at the North 1/4 corner of **Section 19, Township 42 South, Range 43 East**; thence Run North 88 degrees 27' 22" West **along the North line of the Northwest 1/4 of said Section 19; a distance of 339.39 feet**; thence South 01 degree 32' 04" West **along the East line of the West 1/2 of the Northeast 1/4 of the Northwest 1/4 of said Section 19; a distance of 375.00 feet**; thence North 88 degrees 27' 22" West, a **distance of 126.66 feet to the Point of Beginning of the herein described parcel**; thence **continue North 88 degrees 27' 22" West, a distance of 24.34 feet to a point on the East Right-Of-Way line of Lyndall Lane as described in Official Record Book 916, Page 465**; thence along **said Right-Of-Way North 10 degrees 16' 50" East a distance of 47.92 feet**; thence **continue along said Right-Of-Way North 16 degrees 53' 50" East, a distance of 64.30 feet**; thence South 01 degree 31' 30" West along the East line of the West 206.67 feet of the **East 1/2 of the Northeast 1/4 of the Northwest 1/4 of said Section 19; a distance of 109.37 feet to the Point of Beginning.** Together **with** PARCEL B: A **parcel of land lying in the Northwest 1/4 of Section 19, Township 42 South, Range 43 East, being more particularly described as follows** the West 1/2 of the East 1/2 of the West 1/2 of the Northeast 1/4 of the Northwest 1/4 of **Section 19, Less the Northerly 375 feet thereof**: The **following legal description was created to absorb the 1.66 foot hiatus created by Parcel A and Parcel B legal descriptions.** A **Parcel of Land in the Northeast 1/4 of the Northwest 1/4 of Section 19, Township 42 South, Range 43 East, more particularly described as follows:** Commence at the North 1/4 corner of **Section 19, Township 42 South, Range 43 East**; thence Run North 88 degrees 27' 22" West **along the North line of the Northwest 1/4 of said Section 19, a distance of 726.78 feet**; the South 01 degree 31' 30" East **a distance of 75.00 feet to a point on the South Right-Of-Way line of Lake Par**:: West Road **said point also being the Point of Beginning of the herein described parcel of land**; thence South **88 degrees 27' 22" East, a distance of 35.00 feet**, Thence South **01 degree 31' 30" West, a distance of 200.00 feet**; Thence South **88 degrees 27' 22" East a distance of 197.98 feet**; **Thence South 16 degrees 53' 50" West along the Westerly line of a 30-foot road Right-Of-Way and Easement, a distance of 48.08 feet**; Thence South **10 degrees 16' 50" West a distance of 193.98 feet**; Thence South **01 degree 31' 30" West, a distance of 23.14 feet (the previous two courses also being along said Westerly line)**; Thence North **88 degrees 27' 22" West, a distance of 172.37 feet** Thence South **01 degrees 31' 14" West, a distance of 798.84 feet**

to a point on the South line of the Northeast 1/4 of the Northwest 1/4 of said Section 19; Thence North 88 degrees 11' 25" West along said South line, a distance of 291.59 feet; Thence North 01 degree 30' 57" East, a distance of 958.73 feet; Thence South 88 degrees 27' 22" East, a distance of 168.32 feet; Thence North 01 degree 31' 30" East, a distance of 200.00 feet; Thence South 88 degrees 27' 22" East, a distance of 105.00 feet; Thence North 01 degree 31' 30" East, a distance of 100.00 feet to the Point of Beginning. Together with: From the Northeast corner of the Northwest 1/4 of Section 19, Township 42 South, Range 43 East, run West on the North line of said Section 19, (center line of Lake Park West Road as now laid out and in use) a distance of 486.67 feet; Thence run South 0 degrees 01' 55" East, a distance of 75 feet to a point in the Southerly Right-Of-Way of said Lake Park West Road, the Point of Beginning of the parcel herein conveyed; thence cant inue south 0 degrees 01' 55" East, a distance of 200 feet; Thence run West a distance of 200 feet; Thence North 0 degrees 01' 55" West, a distance of 200 feet to a point on said Southerly Right-Of-Way line of Lake Park West Road; Thence run East on said Right-Of-Way line a distance of 200 feet to the Point of Beginning. Together with: The South 100 feet to the North 175 feet of the West 90' feet of the East 150 feet of the Northwest 1/4 of the Northeast 1/4 of the Northwest 1/4 of Section 19, Township 42 South, Range 43 East, located on the southwest corner of the intersection of Lake Park West Road (North Lake Boulevard) and Lyndall Lane, in a CG-General Commercial Zoning Districe was approved as advertised.


Commissioner Elmquist, 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	--	W =
Karen T. Marcus	--	Aye
Dorothy Wilken	--	Aye
Kenneth M. Adams	--	We

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

BY:


COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY COMMISSIONERS
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY:


DEPUTY CLERK

