

RESOLUTION NO. R-89-1253

RESOLUTION APPROVING ZONING PETITION NO. 89-7
REZONING PETITION OF DOUGLAS G. HOWELL, JR., TRUSTEE

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. 89-7 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on March 9, 1989; 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. 89-7, the petition of DOUGLAS G. HOWELL, JR., TRUSTEE, by Donaldson E. Hearing, Agent, for a REZONING FROM RH-MULTIPLE FAMILY RESIDENTIAL ZONING DISTRICT (HIGH DENSITY) TO CG-GENERAL COMMERCIAL ZONING DISTRICT on a parcel of land lying in Lot 16, of Cinquez Park, Plat Book 20, Page 81, in Section 3, Township 41 South, Range 42 East, less and except the following: Commence at the Northwest corner of said Lot 16, thence, South 01 degrees 05' 53" West along the West line of said Lot 16, a distance of 115.27 feet to the Point of Beginning; thence, continue South 01 degrees 05' 53" West, a distance of 27.70 feet to the Southwest corner of said Lot 16; thence, North 88 degrees 23' 56" East, a distance of 50.02 feet to the Southeast corner of said Lot 16; thence, North 01 degrees 06' 41" East along the East line of said Lot 16, a distance of 27.01 feet; thence, South 89 degrees 12' 15" West, a distance of 49.99 feet to the Point of Beginning; and also less the existing Right-of-way for State Road 706 subject to restrictive covenants, conditions, stipulations, easements, regulations and imitations of record; Lots 17, 18 and 19 of Cinquez Park, Plat Book 20, Page 81, less the following described

parcels for Right-of-way; Parcel No. 104: That part of Lots 17 and 18, Cinquez Park, Plat Book 20, Page 81, more particularly described as follows: Commence at the Northwest corner of said Lot 17; thence, South 01 degrees 05' 18" West along the West line of said Lot 17, a distance of 115.97 feet to the Point of Beginning; thence, continue South 01 degrees 05' 41" West, a distance of 27.01 feet to the Southwest corner of said Lot 17; thence, North 88 degrees 23' 56" East, a distance of 100.05 feet to the Southeast corner of said Lot 18; thence, North 01 degrees 06' 18" East, a distance of 25.59 feet; thence, South 89 degrees 12' 15" West, a distance of 99.99 feet to the Point of Beginning, less and excepting the existing Right-of-way for State Road 706; Parcel No. 107: That part of Lot 19, Cinquez Park, Plat Book 20, Page 81, more particularly described as follows: Commence at the Northwest corner of said Lot 19; thence, South 01 degrees 05' 18" West along the West line of said Lot 19, a distance of 117.38 feet to the Point of Beginning; thence, continue South 01 degrees 05' 18" West, a distance of 25.59 feet, the Southwest corner of said Lot 19; thence, North 88 degrees 23' 56" East, a distance of 50.02 feet to the Southeast corner of said Lot 19; thence, North 01 degrees 05' 07" East, a distance of 49.15 feet; thence, South 45 degrees 08' 41" West, a distance of 35.00 feet; thence, South 89 degrees 12' 15" West, a distance of 25.64 feet to the Point of Beginning, less and except the existing Right-of-way for State Road 706, being located approximately .15 mile east of Central Boulevard on the north side of Indiantown Road was approved as advertised.

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

Carol J. Elmquist, Chair	-- Absent
Ron Howard	-- Aye
Karen T. Marcus	-- Aye
Carole Phillips	-- Aye
Carol Roberts	-- Absent

The foregoing resolution was declared duly passed and adopted this 27th day of June, 1989 confirming action of March 9, 1989.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

BY: 
COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: 
DEPUTY CLERK

