

RESOLUTION NO. R-89-1442

RESOLUTION APPROVING ZONING PETITION NO. 89-21
REZONING PETITION OF WILLIAM G. ROBINSON AND
WILLIAM R. TINNERMAN

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 have been satisfied; and

WHEREAS, Petition No. 89-21 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on April 28, 1989; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, 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, sitting as the Zoning Authority, made the following findings of fact:

1. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations.

WHEREAS, 402.5 of the Zoning Code requires that the action of the Board of County Commissioners, sitting as the Zoning Authority, be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 89-21, the petition of WILLIAM G. ROBINSON AND WILLIAM R. TINNERMAN, by Kieran J. Kilday, Agent, for a REZONING FROM AGRICULTURAL RESIDENTIAL ZONING DISTRICT TO CG-GENERAL COMMERCIAL ZONING DISTRICT on a parcel of land lying on a parcel of land lying in the North 1/4 of Section 22, Township 46 South, Range 42 East, being more particularly described as follows: Commence at the Northeast corner of said Northeast 1/4 of Section 22; thence North 89 degrees 42' 29" West along the North line of said Section 22; a distance of 336.05 feet to a point; thence South 01 degrees 06' 32" East a distance of 667.02 feet to a point; thence

North 89 degrees 42' 18" West a distance of 335.95 feet to the Southeast corner of the East 1/2 of the Northwest 1/4 of the Northeast 1/4 of the Northeast 1/4 of said Section 22 and the Point of Beginning of the hereinafter described parcel; thence continue North 89 degrees 42' 18" West a distance of 335.95 feet to the Southwest corner of the East 1/2 of the Northwest 1/4 of the Northeast 1/4 of the Northeast 1/4 of said Section 22; thence North 01 degree 07' 34" West along the West line of the East 1/2 of the Northwest 1/4 of the Northeast 1/4 of the Northeast 1/4 of said Section 22, a distance of 623.56 feet to a point on a line 40.00 feet South of, as measured at right angles to, and parallel with the centerline of existing pavement as shown on the State of Florida Department of Transportation Right-of-way for State Road S-806 Section 93550-2601; thence South 89 degrees 41' 37" East along said parallel line a distance of 234.10 feet to the beginning of a curve concave to the North having a radius of 1,833.26 feet and a central angle of 03 degrees 11' 08"; thence easterly along the arc of said curve a distance of 101.92 feet to a point on the East line of the East 1/2 of the Northwest 1/4 of the Northeast 1/4 of the Northeast 1/4 of said Section 22; thence South 01 degrees 07' 03" East along said line a distance of 626.33 feet to the Point of Beginning. The North line of said Section 22 is assumed to bear North 89 degrees 42' 29" West and all other bearings are relative thereto, being located on the south side of Delray West Road (SR 806), approximately .3 mile east of Carter Road, was approved on April 28, 1989, as advertised.

Commissioner Marcus moved for adoption of the Resolution.

The motion was seconded by the Commissioner Howard and, upon being put to a vote, the vote was as follows:

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

The Chair thereupon declared the resolution was duly passed and adopted this 1st day of August, 1989.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

BY: [Signature]
COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK
BY: [Signature]
DEPUTY CLERK

