

RESOLUTION NO. R-89-1628

RESOLUTION APPROVING ZONING PETITION NO. 80-48(A)  
REZONING PETITION OF SOUTH MARK ASSOCIATES

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. 80-48(A) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on May 25, 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. 80-48(A), the petition of SOUTH MARK ASSOCIATES, Kevin McGinley, Agent, for a REZONING FROM RE-RESIDENTIAL ESTATE ZONING DISTRICT, IN PART, AND RH-MULTIPLE FAMILY RESIDENTIAL ZONING DISTRICT (HIGH DENSITY) IN PART, ENTIRELY TO RH-MULTIPLE FAMILY RESIDENTIAL ZONING DISTRICT (HIGH DENSITY), on a parcel of land lying on a parcel of land lying in the Southwest 1/4 of Section 3, Township 41 South, Range 42 East, being more particularly described as follows: From the Southeast corner of the Southwest 1/4 of said Section 3 bear North 80 degrees 54' 17" West, along the South line of said Section 3, a distance of 319.54 feet; thence North 01 degree 44' 42" East, along the West line **of** the East 1/4 **of** the Southeast 1/4 of the Southwest 1/4 of said Section 3, a distance of 16.50 feet to a point in the North line of a 10.50 foot right-of-way and the Point **of** Beginning of the herein described parcel **of** land; thence proceed North 88 degrees 54' 17" West, along said North right-of-way line, a distance of 639.18 feet to a point in the East line of the West 1/4 of the Southeast 1/4 of the Southwest 1/4 of said Section 3; thence North 01 degree 25' 22" East, along said East line a distance of 455.64 feet; thence South 88 degrees 54' 17" East, a distance of 641.75 feet; thence South 01 degrees 44' 42" West, a distance **of** 455.65 feet to the Point of Beginning of the herein described parcel of land, being

located on the north side of Jupiter Park or Commerce Drive, approximately 300 feet west of Central Boulevard, was approved on May 25, 1989, as advertised.

Commissioner Marcus moved for approval of the Resolution.

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

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

The Chair thereupon declared the resolution was duly passed and adopted this 12th day of September, 1989.

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