

RESOLUTION NO. R-90-838

RESOLUTION APPROVING ZONING PETITION NO. 86-8(C)
REZONING PETITION OF RADNOR/HIGIER PARTNERSHIP #3
KIERAN J. KILDAY, AGENT

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. 86-8(C) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on December 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. 86-8(C), the petition of RADNOR/HIGIER PARTNERSHIP #3, BY KIERAN J. KILDAY, AGENT, for a REZONING FROM AR-AGRICULTURAL RESIDENTIAL ZONING DISTRICT, IN PART, AND CG-GENERAL COMMERCIAL ZONING DISTRICT, IN PART, TO ENTIRELY CG-GENERAL COMMERCIAL ZONING DISTRICT on a parcel of land lying in Tract 39 of the Hiatus Township 44 1/2 South, Range 42 East; Commencing at the 1/4 section corner in the South line of Section 34, Township 44 South, Range 42 East; Thence South 88 Degrees 32'23" East along the centerline of Lantana Road and South line of said Section 34, a distance of 1,349.87 feet; Thence South 29 Degrees 44'06" East, a distance of 46.76 feet to the POINT OF BEGINNING and intersection with the South right-of-way line of said Lantana Road, said South right-of-way lying 40.00 feet South of and parallel with said South line of said Section 34; Thence South 88 Degrees 32'23" East along said South right-of-way line, a distance of 285.00 feet to the Northwest corner of Strawberry Lakes Plat Two, Plat Book 60, Page 145; Thence South 28 Degrees 30'38" East along the Westerly limits of said Strawberry Lakes Plat Two, a distance of 913.33 feet to the intersection with the North right-of-way line of Lake Worth Drainage District Lateral Canal No. 16, said North right-of-way line lying 35.00 feet North of and parallel with the North line of Section 3, Township 45

South, Range 42 East; Thence South 89 Degrees 11'43" West along said North right-of-way line, a distance of 1,555.61 feet; Thence North 28 Degrees 30'38" West, a distance of 14.22 feet to the non-radial intersection with a curve concave to the Southwest with a radius of 1,697.02 feet and a tangent bearing of South 16 Degrees 02'46" East at said intersection; Thence Northerly and Westerly along the arc of said curve and Easterly right-of-way of Jog Road, through a central angle of 12 Degrees 27'53", a distance of 369.19 feet to the point of tangency; Thence North 28 Degrees 30'38" West along said Easterly right-of-way, a distance of 227.50 feet to the point of curvature of a curve concave to the Northeast with a radius of 1,577.02 feet; Thence Northerly along the arc of said curve and Easterly right-of-way of Jog Road, through a central angle of 10 Degrees 21'47", a distance of 285.23 feet; Thence North 36 Degrees 39'26" East, a distance of 40.87 feet to the South right-of-way line of Lantana Road; Thence South 88 Degrees 32'23" East along said South right-of-way line, a distance of 1,186.57 feet; Thence North 29 Degrees 44'06" West, a distance of 16.37 feet to the POINT OF BEGINNING; Bearings shown hereon are referenced to an assumed bearing of South 88 Degrees 32'23" East along the South line of said Section 34, being located on the Southeast corner of Lantana Road (SR 812), and Jog Road. It is bounded on the South by Lake Worth Drainage District Lateral Canal No. 16 was approved on December 28, 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
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 22nd day of May, 1990.

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