

RESOLUTION NO. 91-84

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DELRAY BEACH, FLORIDA, REQUESTING PERMISSION FROM THE BOARD OF COUNTY COMMISSIONERS, PURSUANT TO FLORIDA STATUTES 171.062, TO REZONE LAND ANNEXED TO THE CITY OF DELRAY BEACH FROM THE COUNTY ZONING CLASSIFICATION CS-SPECIALIZED COMMERCIAL TO THE CITY'S ZONING CLASSIFICATION GC (GENERAL COMMERCIAL) DISTRICT.

WHEREAS, the City of Delray Beach received a request for annexation from Joseph H Jennings and Edith S. Jennings, his wife, the fee-simple owners of the following described property:

Lot 12 and the south half (S $\frac{1}{2}$) of Lot 13, Block 4, Sophia Frey Subdivision, according to the Plat thereof on file in the Office of the Clerk of the Circuit Court in and for Palm Beach County, Florida, recorded in Plat Book 4, Page 37, said lands situate, lying and being in Palm Beach County, Florida.

The subject property is located on the west side of N.E. 9th Avenue, between N E 8th Street and Bond Way

The above-described parcel contains a 0.23 acre parcel of land, more or less, and,

WHEREAS, the City Council has considered this annexation request, approved annexation of the subject parcel and did so by adoption of Ordinance No. 91-84; and,

WHEREAS, in order for this parcel to be zoned to the City's Zoning classification of GC (General Commercial) District subsequent to its annexation, it is necessary under Chapter 171.062 of the Florida Statutes for the City to request permission from the Board of County Commissioners of Palm Beach County, Florida, for the change in zoning of this parcel which is currently zoned CS-Specialized Commercial, and,

WHEREAS, the proposed zoning for the subject property is consistent with the City's currently existing Land Use Plan designation, and,

WHEREAS, the City Council has determined that the subject property is compatible with Palm Beach County's Comprehensive Plan, and the proposed uses and designations are compatible with existing patterns in the immediate vicinity of the annexed property,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DELRAY BEACH, FLORIDA, AS FOLLOWS:

Section 1. That the City Council hereby requests a waiver from the Board of County Commissioners of Palm Beach County to immediately rezone the property described above from CS-Specialized Commercial to GC (General Commercial) District which would not result in an increase in the density for such land

Section 2. That a certified copy of this resolution is being sent to each member of the Board of County Commissioners, the County Administrator and the Director of Planning, Zoning and Building.

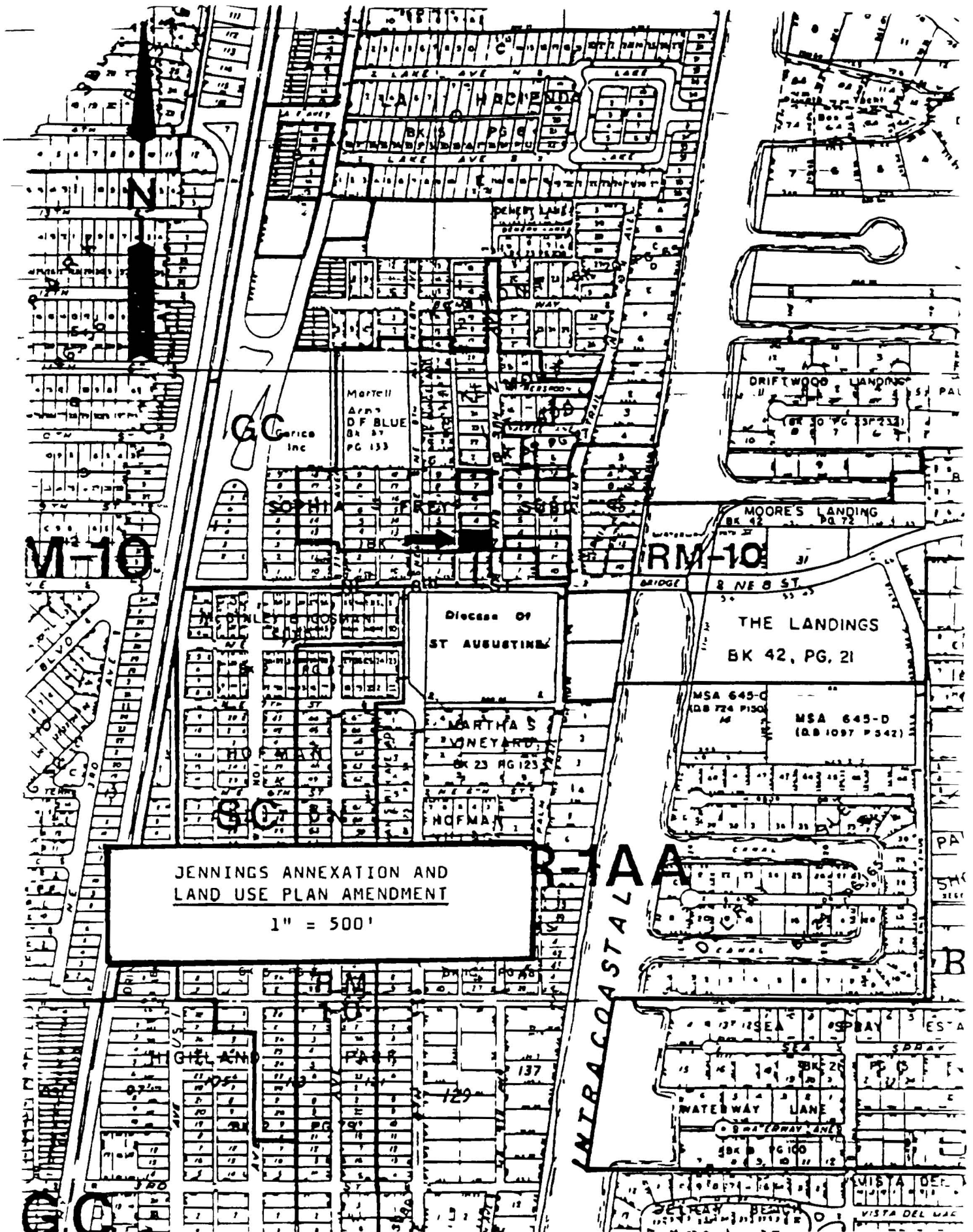
PASSED AND ADOPTED in regular session on this the 23rd day of October, 1984.

ATTEST

Elizabeth Ann
City Clerk

Deak S. Campbell
MAYOR

84 1859



The foregoing instrument was acknowledged before me this

July 23rd, 1981 by

Willie H Frey, also known as W. H. Frey and William H. Frey and Alma Frey, his wife