

RESOLUTION NO. R-96- 992

RESOLUTION APPROVING ZONING PETITION 296-16
OFFICIAL ZONING MAP AMENDMENT (REZONING)
PETITION OF HERBERT & HEINZ KAHLERT
BY KIERAN J. KILDAY, AGENT
(CREST MANOR)

WHEREAS, the Board of County Commissioners, as the governing body of Palm Beach County, Florida, 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 public hearing requirements, as provided for in Article 5 (Development Review Procedures) of the Palm Beach County Unified Land Development Code (Ordinance 92-20, as amended), have been satisfied; and

WHEREAS, Zoning Petition 296-16 was presented to the Board of County Commissioners at a public hearing conducted on June 24, 1996; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the petitioner and other interested parties, the recommendations of the various county review agencies, and the recommendation of the Zoning Commission; and

WHEREAS, the Board of County Commissioners made the following findings of fact:

1. This official zoning map amendment (rezoning) is consistent with the Palm Beach County Comprehensive Plan;
2. This official zoning map amendment (rezoning) is consistent with the requirements of the Palm Beach County Unified Land Development Code;
3. This official zoning map amendment (rezoning) is compatible with surrounding uses and zones, as defined in the Palm Beach County Unified Land Development Code, is generally consistent with existing uses and zones surrounding the subject land, and is the appropriate zoning district for the land;
4. This official zoning map amendment (rezoning) does not result in significantly adverse impacts on the natural environment, including but not limited to water, air, stormwater management, wildlife, vegetation, wetlands, and the natural functioning of the environment;
5. This official zoning map amendment (rezoning) will result in a logical and orderly development pattern;
6. This official zoning map amendment (rezoning) complies with Article 11 (Adequate Public Facilities Standards) of the Palm Beach County Unified Land Development Code; and,
7. This official zoning map amendment (rezoning) is consistent with the requirements of all other applicable local land development regulations.

WHEREAS, Article 5, Section 5.3.D.9 (Action by Board of County Commissioners) of the Palm Beach County Unified Land Development Code requires that the action of the Board of County Commissioners be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Zoning Petition 296-16, the petition of Herbert & Heinz Kahlert, by Kieran J. Kilday, agent, for an OFFICIAL ZONING MAP AMENDMENT (REZONING) from the Agricultural Residential (AR) Zoning District to the Residential Single Family (RS) Zoning District on a parcel of land legally described in EXHIBIT A, attached hereto and made a part hereof, and generally located as indicated on a vicinity sketch attached as EXHIBIT B, attached hereto and made a part hereof, was approved on June 24, 1996.

Commissioner Aaronson moved for the approval of the Resolution.

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


Ken Foster, Chair	--	Aye
Burt Aaronson, Vice Chair	--	Aye
Maude Ford Lee	--	Aye
Karen T. Marcus	--	Aye
Mary McCarty	--	Aye
Warren Newell	--	Aye
Carol A. Roberts	--	Absent

The Chair thereupon declared that the resolution was duly passed and adopted on July 25, 1996.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: 
COUNTY ATTORNEY

BY: 
DEPUTY CLERK

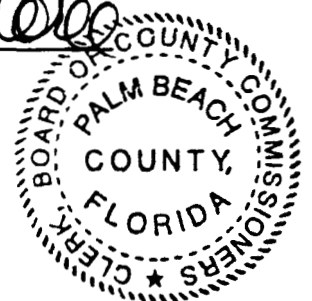


EXHIBIT A
LEGAL DESCRIPTION

DESCRIPTION

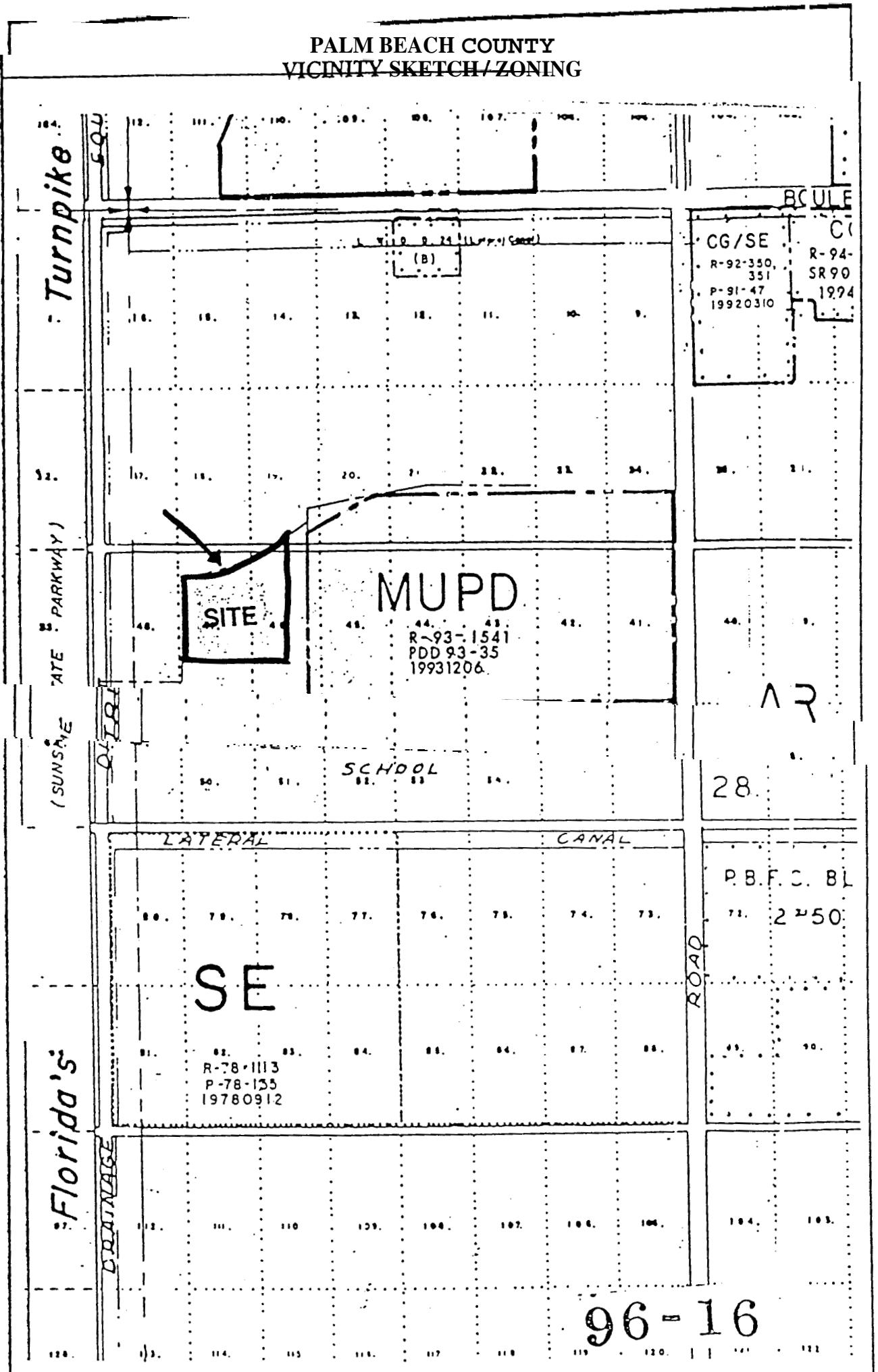
Section ~~28~~ Township 45 South, Range 42 East

Being a portion of Tract 46 through 47, a portion of the 30 foot roadway adjacent to said Tracts 46 through 48 and a portion of Tract 19 all in Block 55, Palm Beach Farms Company Plat No. 3, Plat Book 45 through 54, Public Records of Palm Beach County, Florida, described as follows:

Commencing at the Southwest corner of the plat of Bethesda Medical City, Plat Book 74, Pages 197 and 198, Public Records of Palm Beach County, Florida, run thence South 89-59-57 West along the South line of said Tracts 46 through 48, a distance of 100.00 feet; thence North 00-00-20 West (departing from said South line), a distance of 160.00 feet to the Point of Beginning; thence South 89-59-57 West, a distance of 460.00 feet; thence North 00-00-20 West, a distance of 383.18 feet to a point on a curve concave northwesterly (a radial line passing through said point bears South 07-18-09 East) having a radius of 1040.00 Feet; thence easterly along the arc of said curve through a central angle of 27-24-21, a distance of 497.46 feet; thence South 00-00-20 East, a distance of 559.80 feet to the Point of Beginning.
Containing 4.755 acres, more or less.

EXHIBIT B

PALM BEACH COUNTY
VICINITY SKETCH/ZONING



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Date: 5/8/96

