

RESOLUTION NO. R-74-63

RESOLUTION APPROVING ZONING PETITION

WHEREAS, the Board of County Commissioners, as the governing body, pursuant to the authority vested in Chapter 163 and Chapter 125, Florida Statutes, and Chapter 70-863, Laws of Florida, Special Acts of 1970, 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 Ordinance No. 73-2 have been satisfied; and

WHEREAS, Petition No. 73-238 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 4 January 1974.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 4th day of January, 1974, that petition No. 73-238, the petition of HARDRIVES, INC., by Conrad W. Schaefer, Agent, for a SPECIAL EXCEPTION TO ALLOW THE EXCAVATION AND REMOVAL OF EXTRACTIVE MATERIALS on the West 3/4 of the South 1/2 of the Southeast 1/4 of the Northeast 1/4 of Section 23, Township 45 South, Range 42 East; and the East 1/4 of the South 1/2 of the Southeast 1/4 of the Northeast 1/4 of said Section 23, less the East 50 feet thereof; and the Southwest 1/4 of the Northeast 1/4 of said Section 23, less the North 70 feet thereof for Canal right-of-way; said lands include Tracts 25 to 28 inclusive and Tracts 35 to 38 inclusive, of Boynton Gardens, according to the plat recorded in Plat Book 6 at page 32. Said property located on the south side of the Boynton Canal and the west side of Military Trail (S.R. 809) in an AG-Agricultural District, was approved as advertised subject to the following special conditions:

- 1) The developer shall construct at his expense the required left and right turn lanes;
- 2) Prior to the issuance of any building permits the developer shall deed to Palm Beach County the additional right-of-way required to provide for a one hundred twenty (120) foot right-of-way for Military Trail (S.R. 809).

The foregoing resolution was offered by Commissioner Warren , who moved its adoption. The motion was seconded by Commissioner Weaver , and upon being put to a vote, the vote was as follows:

Lake Lytal	- aye
E. W. Weaver	- aye
Robert C. Johnson	- aye
George V. Warren	- aye
Robert F. Culpepper	- aye

The Chairman thereupon declared the resolution duly passed and adopted this 29th day of January , 1974, confirming Board action of January 4, 1974.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: _____

Jan S. Shuler
Deputy Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

Michael B. Small

Michael B. Small
County Attorney

