

RESOLUTION NO. R-74- 292

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. 74-52 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 28 March 1974.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 28th day of March, 1974, that petition No. 74-52, the petition of DEVCON INTERNATIONAL CORP., by H. C. Obenauf, Vice President, for a SPECIAL EXCEPTION TO ALLOW THE EXCAVATION AND REMOVAL OF EXTRACTIVE MATERIALS on a parcel of land in Government Lot 11, Section 5, Township 44 South, Range 43 East, more particularly described as follows: beginning at the Southwest corner of Lot 39 of West Palm Harbor, according to the plat thereof recorded in Plat Book 23, page 217; thence Northerly, along the West line of Lots 28 to 39 inclusive, of said Plat of West Palm Harbor to the Northwest corner of said Lot 28; thence Northeasterly along the Northwesterly boundary of said Lot 28, 'a distance of 150 feet to the Northeast corner of said Lot 28; thence Northwesterly, along the Westerly boundary of Patrick Drive and along the South line of Illinois Street, both as shown on said Plat of West Palm Harbor, to a point in the Southerly extension of the West line of Easy Street as shown on Replat of Patrick's

Addition, recorded in Plat Book 23, page 205; thence Southerly, along said Westerly extension, a distance of 577.2 feet, more or less, to a point in the Easterly extension of the North line of Lot 6, Block 2 of Addition No. 1, FlaMango Grovelets, according to the plat thereof recorded in Plat Book 20, pages 68 and 69; thence Westerly, along said Easterly extension, a distance of 32.54 feet, more or less, to a point in a line parallel to, and 866 feet Easterly from, measured along the South line of said Government Lot 11, the Southwest corner thereof; thence Southerly, along said parallel line, a distance of 974.48 feet, more or less, to a point in the Northerly right-of-way line of Lake Worth Drainage District Lateral Canal No. 6; thence Easterly, along said Northerly right-of-way line and parallel to and 40 feet North of, the South line of said Government Lot 11, a distance of 1206.74 feet, more or less, to the Point of Beginning. Said property located on the south side of Summit Boulevard, on the north side of the L.W.D.D. Lateral Canal No. 6, approximately 3/4 mile east of Congress Avenue (S.R. 807) in an RS-Residential Single Family District, was approved as advertised subject to the following special conditions:

- 1) Prior to the commencement of any excavation, the petitioner shall dedicate to Palm Beach County the additional ten (10) feet of right-of-way required for Summit Boulevard;
- 2) The perimeter of the excavation shall not be closer than one hundred sixty (160) feet from the existing property line;
- 3) Petitioner shall provide perpetual access to the lake for abutting property owners.

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

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

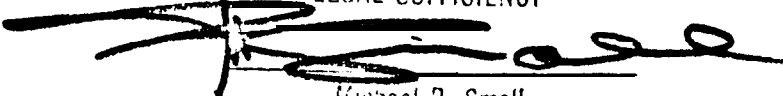
The Chairman thereupon declared the resolution duly passed and adopted this 16th day of April, 1974, confirming action of 28 March 1974.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By *Herbert B. Dobb*
Deputy Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY


Michael B. Small
County Attorney