

RESOLUTION NO. R-76-479

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. 76-58 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 27 May 1976.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 27th day of May, 1976, that petition No. 76-58, the petition of SCHEARBROOK LAND AND LIVESTOCK, INC. AND WILLIAM R. BOOSE, III, TRUSTEE AND LESSEE, by William R. Boose, III, Attorney, for the REZONING, FROM AG-AGRICULTURAL DISTRICT TO RE-RESIDENTIAL ESTATE DISTRICT AND THE FURTHER SPECIAL EXCEPTION TO ALLOW THE EXCAVATION AND REMOVAL OF MUCK, SAND, ROCK, SOIL, OR OTHER EXTRACTIVE MATERIALS on all of Tracts 73 to 88 inclusive and the South 1/2 of Tracts 71 and 72, Block 43, Palm Beach Farms Company Plat No. 3 in Section 7, Township 45 South, Range 42 East as recorded in Plat Book 2, pages 45 to 54. Said property located on the east side of State Road No. 7 approximately 1/4 mile north of L.W.D.D. Lateral Canal No. 20, was approved as advertised, subject to the following special conditions:

1. The Developer shall convey to Palm Beach County fifty-four (54) feet from the centerline for the Ultimate right-of-way of Lyons Road;
2. The Developer shall convey to Palm Beach County eighty (80) feet of right-of-way for 95th Avenue South;
3. The Developer shall construct a left turn lane, north approach, at the intersection of State Road 7 and the Developer's excavation entrance located at the existing bridge if required by the County Engineer; and if approved by the Department of Transportation, based on truck traffic count;
4. The lot and roadway layout, depicted for informational purposes only, are subject to future review by the appropriate permitting departments;
5. Future development plans shall provide for the Ultimate right-of-way for the E-1 canal;
6. This approval shall expire in three (3) years, with the option to request three (3) additional years in one (1) year increments.

Commissioner Johnson, moved for approval of the petition.

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

E. W. Weaver	Absent
Lake Lytal	Yes
Robert F. Culpepper	Yes
Robert C. Johnson	Yes
William Medlen	Yes

The foregoing resolution was declared duly passed and adopted this 8th day of June, 1976, confirming action of 27 May 1976.

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY  
*W. W. Dell*  
COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, Clerk  
JOHN B. DUNKLE, Clerk

By *Nancy Hendershott*  
Deputy Clerk