

RESOLUTION NO. R-76- 1034

RESOLUTION DENYING 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, 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. 76-160 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 28 October, 1976;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session, this 28th day of October, 1976, that petition No. 76-160, the petition of CAKULLI HOMES, INC. by Jack Mathis, Agent, for the REZONING, FROM AG-AGRICULTURAL DISTRICT TO RE-RESIDENTIAL ESTATE DISTRICT AND THE FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED UNIT DEVELOPMENT of those portions of Section 11, Township 47 South, Range 41 East, according to the "Florida Fruit Lands Company Subdivision NO. 2", as recorded in Plat Book 1 at Page 200 of the Public Records of Palm Beach County, Florida, described as follows: all that portion of Tracts 1 thru 6 inclusive, lying within the North 3/4 of the East 1/2 of the Northeast 1/4 of said Section 11, excepting therefrom all that portion of said Tract 1, lying within 80 feet of the North line of said Section 11, and excepting therefrom that portion of said Tracts lying within the West 100 feet of the East 100 feet of said Section 11; all that portion of Tract 8 lying within the South 1/2 of the South 1/2 of the Southeast 1/4 of the Northeast 1/4 of said Section

11, excepting therefrom all that portion thereof lying within the West 100 feet of the East 170 feet of said Section 11; all those portions of Tracts 49 thru 52 inclusive lying within the Northeast 1/4 of the Southeast 1/4 of said Section 11, excepting from aforesaid Tract 50, all that portion thereof, lying within the following described parcel: commencing at the Southeast corner of Section 12, Township 47 South, Range 41 East; thence Northerly along the East line of said Section 12, a distance of 1967 feet, more or less, to the Point of Beginning, of a strip of land 80 feet in width lying 40 feet of either side of the following described centerline. said Point of Beginning being the intersection of the centerline of a roadway intersecting from a Westerly direction; thence Westerly making an angle of 90° 57', as measured from South to West from the preceding course, a distance of 1-1/4 miles, more or less, to an intersection with the quarter quarter line of the Southeast 1/4 of Section 11, Township 47 South, Range 41 East, and the terminus of said centerline, and excepting from said Tracts that portion thereof lying within the West 100 feet of the East 170 feet of said Section 11; all that portion of Tracts 54 thru 56, inclusive, lying within the South 3/4 of the Southeast 1/4 of the Southeast 1/4 of said Section 11, excepting therefrom all that portion thereof lying within the West 100 feet of the East 170 feet of said Section 11; all that portion of Tracts 57 thru 60 inclusive, lying within the Southwest 1/4 of the Southeast 1/4 of Section 11; all that portion of Tracts 61 and 62, lying within the South 1/2 of the Northwest 1/4 of the Southeast 1/4 of said Section 11, excepting from said Tract 62; all that portion thereof, lying within 80 feet of the North line of said South 1/2 of the Northwest 1/2 of the Southeast 1/4; all those portions of Tracts 11 and 12, lying within the North 1/2 of the Southwest 1/4 of the Northeast 1/4 of said Section 11; all those portions of Tracts 14 thru 16, inclusive, lying within the North 3/4 of the Northwest 1/4 of the Northeast 1/4 of said Section 11,

excepting from aforesaid Tract 16, all that portion thereof lying within 80 feet of the North line of said North 3/4 of the Northwest 1/4 of the Northeast 1/4; all that portion of Section 12, Township 47 South, Range 41 East, lying Westerly of the Westerly right-of-way line of State Road No. 7, (U.S. Highway No. 441) as now located and constructed, excepting therefrom the North 80 feet thereof, and excepting therefrom all that portion thereof, lying within the following described parcel: commencing at the Southeast corner of said Section 12; thence run Northerly along the East line of said Section 12, a distance of 1967 feet, more or less, to the Point of Beginning, of a strip of land 80 feet in width lying 40 feet on either side of the following described centerline; thence Westerly making an angle of 90° 57', as measured from South to West with the preceding course, a distance of 1-1/4 miles, more or less, to the intersection with the quarter quarter line of the Southeast 1/4 of Section 11, Township 47 South, Range 41 East, and the terminus of said centerline.' Together with the North 1/2 of the Northeast 1/4 of Section 14, Township 47 South, Range 41 East, Palm Beach County, Florida, less the West 100 feet of the East 170 feet thereof, and less the East 15 feet of said Section 14. TOGETHER WITH all of Tracts 1, thru 4, lying Westerly of the Westerly Right-of-way line of State Road No. 7, and Tracts 13 thru 20, 29, 30 and 31, according to said Plat of Florida Fruit Lands Company Subdivision' No. 2. Said property located on the west side of State Road No. 7 and approximately one (1) mile south of Clint Moore Road, was denied as advertised.

Commissioner Johnson , moved for denial of the petition. The motion was seconded by Commissioner Weaver , and upon being put to a vote, the vote was as follows:

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

The foregoing resolution was declared duly **passed** and adopted
this 2d day of November, 1976, confirming action
of 28 October,, 1976.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, **Clerk**

By *John B. Dunkle*
Deputy Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

Wm. W. Hill
COUNTY ATTORNEY

