## PESOLUTION NO. R-78-856

## 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, 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. 78-114 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 29 June 1978.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 29th day of June, 1978 , that petition

No. 78-114 the petition of THOMAS H. and ANNE MARIE CONNOR

for the REZONING, FROM RM-RESIDENTIAL MULTIPLE FAMILY DISTRICT (MEDIUM DENSITY) TO CG-GENERAL COMMERCIAL DISTRICT AND THE FURTHER SPECIAL EXCEPTION

TO ALLOW A PLANNED COMMERCIAL DEVELOPMENT on Tract 21, Model Land Company's Subdivision of the North 1/2 of Section 24, Township 44 South, Range

42 East, less the Plat of Kenwood, Plat Book 3, page 44. Said property located on the southwest corner of the intersection of Tenth Avenue North and Military Trail, was approved as advertised subject to the following special conditions:

- 1. Within ninety (90) days of the Special Exception approval, petitioner shall convey to Palm Beach County a total of fifty-four (54) feet from the centerline for the ultimate right-of-way for Tenth Avenue.
- 2. Within ninety (90) days of the Special Exception approval, petitioner shall convey to Palm Beach County a total of sixty (60) feet from the centerline for the ultimate right-of-way for Military Trail.
- Petitioner shall make the Military Trail access an "Exit Only".

4. Within ninety (90) days of the Special Exception approval, petitioner shall convey to Palm Beach County a twenty-five (25) foot safe corner at the southwest corner of Military Trail and Tenth Avenue North.

Commissioner Koehler , moved for approval of the petition.

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

Peggy Evatt, Chairman - Yes

Bill Bailey, Vice Chairman - Yes

Lake Lytal - Yes

William Medlen - Yes

Dennis Koehler - Yes

The foregoing resolution was declared duly passed and adopted this 18 day of July , 1978, confirming action of 29 June 1978.

PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS

JOHN B. DUNKLE, Clerk

, \_ , \_ ,

Deputy Clerk

AFIROVE AS TO FORM AND LEGAL SUFFICIENCY

County Attorney

AND SECRET OF INDESCRIPTION

AND TE BIG THE BOOK OF THE BIG TH

m I limin Themiliation