

RESOLUTION NO. R-79-96

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. 78-288 was presented to the Board of County Commissioners of Palm Beach County at **its** public hearing conducted on 28 December 1978.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the ~~28th~~ day of January, 1978, that petition No. 78-288 the petition of MOBIL OIL CORPORATION, by George Gartner, of Jan A. Wolfe and Associates, Inc., Agent, **for** a SPECIAL EXCEPTION TO ALLOW AN AUTO SERVICE STATION on the West 230 feet of the North 300 feet of the Northwest 1/4 of the Northwest 1/4 of Section 25, Township 43 South, Range 42 East, less the South **111** feet of the North 300 feet of the West 180 feet thereof, and **less** road rights-of-way; being more particularly described as follows: Beginning at the intersection of the Easterly right-of-way line of Haverhill Road and the Southerly right-of-way line of Okeechobee Boulevard, said point being 39 feet South and 40 feet East of the Northwest corner of said Section 25; running thence along the said line of Okeechobee Boulevard South $88^{\circ}57'24''$ East 190 feet; thence South $01^{\circ}37'36''$ West, 261 feet to the Northerly right-of-way line of a canal; thence along said line of a canal North $88^{\circ}57'24''$ West, 50 feet; thence North $01^{\circ}37'36''$ East, 111 feet to a point; thence North $88^{\circ}57'24''$ West, 140 feet to a point in the said line of Haverhill Road; thence along the said line of Haverhill Road

North 01°37'36" East, 150 feet to the Place of Beginning; subject to a sublease agreement over the following described portion: commencing at a point 190 feet East of the above described intersection of Haverhill Road and Okeechobee Boulevard; run thence South 01°37'36" West parallel to the West line of Section 25, 225.0 feet to the Point of Beginning and the Northeast corner of the herein described parcel; continue thence South 01°37'36" West, 36.0 feet to a point in the North right-of-way line of Lake Worth Drainage District Lateral No. 1; thence North 88°57'24" West, along said right-of-way line, 50.0 feet; thence North 01°37'36" East, 36.0 feet; thence South 88°57'24" East, 50.0 feet to the Point of Beginning. Said property located on the southeast corner of Haverhill Road and Okeechobee Boulevard (S.R. 704) in a CG-General Commercial District, was approved as advertised subject to the following conditions:

1. Within ninety (90) days of Special Exception approval, petitioner shall convey to Palm Beach County fifty-eight (58) feet from the section line for the ultimate right-of-way for Haverhill Road.
2. Petitioner shall convey ten (10) feet north of and adjacent to the existing sixty (60) foot right-of-way of Lateral Canal No. 1 by either a Quit Claim Deed or an Easement, whichever the Developer prefers, as requested by the Lake Worth Drainage District.

Commissioner Foster, moved for approval of the petition,

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

Peggy Evatt, Chairman	-	Yes
Bill Bailey, Vice Chairman	-	Yes
Frank Foster	-	Yes
Norman Gregory	-	Yes
Dennis Koehler	-	

The foregoing resolution was declared duly passed and adopted this 28 day of December, 1978, confirming action of 28 December 1978.

PALM BEACH COUNTY, FLORIDA
 BY ITS BOARD OF COUNTY
 COMMISSIONERS

JOHN E. DUNKLE, Clerk

By: *Ruth Van Oltman*
 Deputy Clerk

APPROVE AS TO FORM
 AND LEGAL SUFFICIENCY

 County Attorney