

RESOLUTION NO. R-79-183

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. 79-8 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 25 January 1979.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 25th day of January, 1979, that petition No. 79-8 the petition of BARRY S. EDEN, by Daniel J. O'Brien, Agent, for the REZONING, FROM AG-AGRICULTURAL DISTRICT TO CG-GENERAL COMMERCIAL DISTRICT AND THE FURTHER SPECIAL EXCEPTION TO ALLOW A WATER TREATMENT FACILITY on a parcel of land lying in the Southeast 1/4 of the Northeast 1/4 of the Southeast 1/4 of Section 13, Township 46 South, Range 42 East, being more particularly described as follows: Beginning at the intersection of the West line of the East 1/5 of the Southeast 1/4 of the Northeast 1/4 of the Southeast 1/4 of said Section 13, with the Northerly right-of-way of State Road Number 806 (West Atlantic Avenue) as recorded in Road Plat Book 3, page 27; thence North 0°34'01" West (assumed) along said West line a distance of 200.0 feet; thence South 88°50'27" West a distance of 292.51 feet; thence South 0°26'37" East a distance of 200.0 feet to the intersection with said Northerly right-of-way of State Road 806; thence North 89°47'48" East along said Northerly right-of-way a distance of 124.01 feet to the beginning of a curve concave to the North having a radius of 2811.93 and a partial

central angle of 3°26'36"; thence Easterly along the arc of said curve, a distance of 168.99 feet to the Point of Beginning. Said property located on the north side of Delray West Road (S.R. 806), approximately .4 mile east of Barwick Road, was approved as amended per the petitioner's request for the REZONING, FROM AG-AGRICULTURAL DISTRICT TO CN-NEIGHBORHOOD COMMERCIAL DISTRICT AND THE FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED COMMERCIAL DEVELOPMENT WITH A WATER TREATMENT FACILITY, subject to the following conditions:

1. Within ninety (90) days of Special Exception approval, petitioner shall convey to Palm Beach County sixty (60) feet from the centerline of West Atlantic Avenue (S.R. 806).
2. Petitioner shall reconstruct the median opening to align with project entrance.
3. Petitioner shall construct a left turn lane, west approach, on West Atlantic Avenue (S.R. 806).

Commissioner Gregory, moved for approval of the petition,

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

Bill Bailey, Chairman	-	Yes
Dennis Koehler, Vice Chairman	-	No
Peggy Evatt, Member	-	No
Frank Foster, Member	-	Yes
Norman Gregory, Member	-	Yes

The foregoing resolution was declared duly passed and adopted this 13th day of February, 1979, confirming action of 25 January 1979.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Ruth Ann Ottewill*
Deputy Clerk



APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

[Signature]
County Attorney