

RESOLUTION NO. R-79- 929

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. 79-116 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 28 June 1979.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 28th day of June, 1979, that petition No. 79-116 the petition of A.G. SCIAERER by Kieran Kilday, for Kieran Kilday, Inc., Agent, for the FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED COMMERCIAL DEVELOPMENT, INCLUDING A NURSERY AND GREENHOUSE on Lot 'A', less the North 55 feet and less the West 100 feet, and Lot 'B', less the North 20 feet of the West 100 feet, Tract 16, Palm Beach Farms Co., Plat No, 7, in Section 30, Township 44 South, Range 43 East, as recorded in Plat Book 5, page 72. Said property located on the south side of Lucerne Avenue (S.R. 802), and on the east side of Kirk Road, was approved as amended per the petitioner's request for the FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED COMMERCIAL DEVELOPMENT, --DELETING THE NURSERY AND GREENHOUSE, subject to the following conditions:

1. Within ninety (90) days of Special Exception approval, petitioner shall convey to Palm Beach County forty (40) feet from the centerline of Kirk Road for its ultimate right-of-way.
2. Petitioner shall not be allowed a median opening on Lake Worth Road.

Commissioner Gregory , moved for approval of the petition.

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

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

The foregoing resolution was declared duly passed and adopted this 24th day of July , 1979, confirming action of 28 June 1979.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: [Signature]  
Deputy Clerk

APPROVE AS TO FORM  
AND LEGAL SUFFICIENCY

[Signature]  
County Attorney

