

RESOLUTION NO. R- 80-233

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. 80-1 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 24 January 1980; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the applicant and other interested parties and the recommendations of the various county review agencies and the recommendations of the Planning Commission; and

WHEREAS, the Board of County Commissioners made the following findings of fact:

1. The proposal would not be in harmony and compatible with the present and future development of the area concerned
2. The proposal would be disruptive to the character of the neighborhoods or adverse to playgrounds, parks, schools and recreation areas

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 24th day of January, 1980, that Petition No. 80-1 the petition of WILLIAM W. WERTZ for the REZONING, FROM AG-AGRICULTURAL DISTRICT TO RE-RESIDENTIAL ESTATE DISTRICT of a

parcel of land in the East 1/2 of the Southwest 1/4 of Section 1, Township 45 South, Range 41 East, more particularly described as follows: Commencing at the Southwest corner of said Section 1; thence East along the South line of said Section 1, a distance of 1336.03 feet to a point; thence North 0°01'17" East, a distance of 987.00 feet to a point; thence East, a distance of 668.20 feet to the Point of Beginning; thence continue East, a distance of 668.19 feet to a point; thence North 0°02'38" East, a distance of 327.00 feet to a point; thence West, a distance of 668.26 feet to a point; thence South 0°01'57" West, a distance of 327.00 feet to the Point of Beginning. (This land more particularly described as the East 1/2 of Tract 30.), Subject to an Easement over the Westerly 30.00 feet thereof for roadway purposes; Also subject to an easement over the Easterly 65.00 feet thereof for Public Utilities; and, a parcel of land in the East 1/2 of the Southwest 1/4 of Section 1, Township 45 South, Range 41 East, more particularly described as follows: Commencing at the Southwest corner of said Section 1; thence East along the South line of said Section 1, a distance of 1336.03 feet to a point; thence North 0°01'17" East, a distance of 987.00 feet to a Point of Beginning; thence continue North 0°01'17" East, a distance of 327.00 feet to a point; thence East, a distance of 668.26 feet to a point; thence South 0°01'57" West, a distance of 327.00 feet to a point; thence West, a distance of 668.26 feet to the Point of Beginning. (This land more commonly known as the West 1/2 of Tract 30), Subject to an easement over the Easterly 30.00 feet and the Southerly 30.00 feet thereof for Roadway purposes; also subject to an easement over the Westerly 30.00 feet thereof for Canal and Drainage purposes. Said property located on the east and west sides of Park Lane East, approximately .2 mile north of Heritage Road, was denied as advertised.

Commissioner Evatt , moved for denial of the petition.

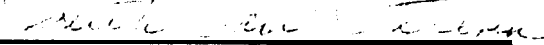
The motion was seconded by Commissioner Gregory, and upon being put to a vote, the vote was as follows:

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

The foregoing resolution was declared duly passed and adopted this 12th day of February, 1980, confirming action of 24 January 1980.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By:   
Deputy Clerk

APPROVE AS TO FORM  
AND LEGAL SUFFICIENCY

  
County Attorney

