

RESOLUTION NO. R- 80-845

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. 80-92 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 29 May 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 be in harmony and compatible with the present and future development of the area concerned
2. The proposal would conserve the value of buildings and encourage the most appropriate use of the land and water
3. The proposal would not 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 29th day of May, that Petition No. 80-92 the petition of MIKE CHILLEMI by John Ewseychik, Agent, for the FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED COMMERCIAL DEVELOPMENT on a parcel of land in Tract 67, Subdivision of Section 19, Township 44 South, Range 43 East, as recorded in Plat Book 6, page 66, described as follows: Commencing at the Southeast corner of said Tract 67, thence Westerly along the South line of said Tract 67 a distance of 474.75 feet; thence Northerly along a line bearing 90° from the last described line a distance of 25 feet to the POINT OF BEGINNING; thence Westerly parallel to the South line of said Tract 67, a distance of 263.0 feet; thence Northeasterly at an angle of 28°31'30" from the preceding course a distance of 298.65 feet; thence Southerly at an angle of 61°43'00" from the preceding course a distance of 142.62 feet to the POINT OF BEGINNING; LESS and except the following: A parcel of land for road right-of-way purposes in Tract 67, Subdivision of Section 19, Township 44 South, Range 43 East, as recorded in Plat Book 6, page 66, lying South of the proposed North right-of-way line as shown on the right-of-way map of Lake Worth Road as recorded in Road Book 5, pages 125 through 138. Said property located on the northeast corner of the intersection of Lake Worth Road (S.R. 802) and 2nd Avenue North, was approved as advertised subject to the following conditions:

1. Petitioner shall be allowed a right-turn in only on Lake Worth Road.
2. All landscaping shall be installed as shown on site plan submitted prior to the issuance of a Certificate of Occupancy.

Commissioner Foster, 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:

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

The foregoing resolution was declared duly passed and adopted
this 24th day of June, confirming action of
29 May 1980.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Ruth Van Otter*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

Charles F. Schoach
County Attorney

