

RESOLUTION NO. R-81-871

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. 81-51A was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 25 June 1981; 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

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 21st day of JULY, 1981, that Petition No. 81-51A the petition of GARY D. and KENNETH W. KENDALL, AS TRUSTEES, for the FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED COMMERCIAL DEVELOPMENT of a parcel of land beginning at the Northwest corner of Collinwood Heights, Plat No. 2, in Section 7, Township 44 South, Range 43 East, as recorded in Plat Book 34 at pages 5 and 6, (said point also

being on the South right-of-way line of Collins Drive); run thence South 03°07'57" East, along the West line of said Collinwood Heights, Plat No. 2, a distance of 200.27 feet; thence South 89°49'30" West, a distance of 464.47 feet to a point in a 530.00 foot radius curve, concave Westerly having a central angle of 13°22'49" and whose local tangent passing through said point bears North 13°12'19" East; thence Northerly along the arc of the just described curve, a distance of 123.77 feet; thence North 00°10'30" West, a distance of 52.30 feet; thence North 44°49'30" East, a distance of 35.36 feet; thence North 89°49'30" East, along the South right-of-way line of Collins Drive 414.74 feet, more or less, to the Point of Beginning, Said property located on the south side of Collin Drive, approximately 800 feet west of Davis Road, was approved as advertised subject to the following conditions:

1. Petitioner shall contribute Thirteen Thousand Six Hundred Dollars (\$13,600.00). toward the cost of meeting this project's direct and identifiable traffic impact to be paid at the time of issuance of the Certificate of Occupancy (\$1.25 per square foot).

2. Said property shall be developed according to the declaration of restrictions and limited to the following uses:

All uses permitted in the "Neighborhood Commercial" Zone of Palm Beach County, and the further additional uses:

- a. Business offices and professional offices
- b. Shoe and appliance repair
- c. Gift shop
- d. Clothing store
- e. Leather Goods shop

3. As a further indication that this declaration of restriction condition shall be complied with, the petitioner shall file documentation to that effect in the Official Records of Palm Beach County, Florida.

Commissioner Evatt , 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:

Frank Foster, Chairman	AYE
Norman Gregory, Vice Chairman -	ABSENT
Bill Bailey, Member	AYE
Dennis Koehler, Member	AYE
Peggy B. Evatt, Member	AYE

The foregoing resolution was declared duly passed and adopted
this 21st day of JULY, 1981 , confirming action of
25 June 1981.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

B

Ruth Ann Ottens
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

Joseph M. Borden
County Attorney

