

RESOLUTION NO. R- 81-1593

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. 81-179 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 29 October 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 29th day of October, 1981, that Petition No. 81-179 the petition of LEO and REA BIENSTOCK and MAURICE HORNSTEIN by Ray Liberti, Agent, for the REZONING, FROM CN-NEIGHBORHOOD COMMERCIAL DISTRICT TO CG-GENERAL COMMERCIAL DISTRICT of a parcel of land lying in the Southeast 1/4 of the Northeast 1/4 of the Southeast

... 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 $0^{\circ}34'01''$ West (assumed) along said West line a distance of 200.0 feet; thence South $88^{\circ}50'27''$ West a distance of 292.51 feet; thence South $0^{\circ}26'37''$ East a distance of 200.0 feet to the intersection with said Northerly right-of-way of State Road 806; thence North $89^{\circ}47'48''$ 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 $3^{\circ}26'36''$; thence Easterly along the arc of said curve, a distance of 168.99 feet to the Point of Beginning, aforescribed, Less the additional right-of-way for State Road 806 being, 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 $0^{\circ}34'01''$ West (assumed) along said West line a distance of 7 feet to a point in a curve concave to the North having a radius of 2804.93 and a partial central angle of $3^{\circ}27'04''$; thence Westerly along the arc of said curve a distance of 168.95 feet to the Point of Tangency of said curve; thence continue Westerly bearing South $89^{\circ}47'48''$ West a distance of 174.33 feet; thence South $0^{\circ}26'37''$ East a distance of 7 feet to a point in the North right-of-way line of West Atlantic Avenue (aforementioned); thence North $89^{\circ}47'48''$ East a distance of 174.30 feet to the point of curvature of a curve concave to the North having a radius of 2811.93 feet; thence Easterly along 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 advertised.

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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:

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

The foregoing resolution was declared duly passed and adopted
this 22d day of December, 1981, confirming action of
29 October 1981.

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

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