

RESOLUTION NO. R-82- 1135

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AUTHORIZING CITY OF DELRAY BEACH TO REZONE PROPERTY AFTER ANNEXATION PURSUANT TO s.171.062, FLORIDA STATUTES AND CITY OF DELRAY BEACH RESOLUTION NO. 80-82.

WHEREAS, by its Resolution No. 80-82, City of Delray Beach has requested permission from the Board of County Commissioners to rezone the property described therein after annexation of same into the corporate limits of the City; and

WHEREAS, the property is currently zoned RH (High Density Residential); and

WHEREAS, the City of Delray Beach proposes to rezone the property to R-1A (Single Family) to allow the petitioner to develop the parcel for single family development; and

WHEREAS, the Comprehensive Land Use Plan recommends medium to medium high (M-MH) density for this parcel, however the proposed rezoning is consistent with the existing land use characteristics east of SW 8th Avenue; and

WHEREAS, the Planning, Zoning and Building Department has reviewed the request and offers no formal objections to same, as more fully outlined in the September 23, 1982 memo of the Planning Director, attached hereto and made a part hereof; and

WHEREAS, Florida Statutes 171.062, requires that when a city desires to rezone property which was previously subject to county land use control that the city must request and receive permission for such change from the Board of County Commissioners of the respective county;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that the request of the City of Delray Beach in its Resolution No. 80-82, attached hereto and made a part hereof, is hereby approved.

BOOK 268: 361

The foregoing resolution was offered by Commissioner Evatt who moved its adoption. The motion was seconded by Commissioner Koehler and upon being put to a vote, the vote was as follows:

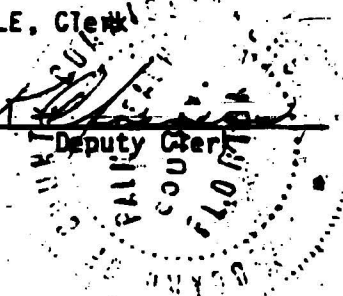
| | |
|-------------------|-----|
| NORMAN R. GREGORY | NAY |
| PEGGY B. EVATT | AYE |
| FRANK H. FOSTER | AYE |
| DENNIS P. KOEHLER | AYE |
| BILL BAILEY | AYE |

The Chairman thereupon declared the resolution duly passed and adopted this 26th day of October, 1982.

PALM BEACH COUNTY, FLORIDA, BY ITS BOARD OF COUNTY COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: [Signature]
Deputy Clerk



APPROVED AS TO FORM AND LEGAL SUFFICIENCY

[Signature]
County Attorney

FILED THIS 26th DAY OF October 19 82
AND RECORDED IN RESOLUTION
MINUTE BOOK NO 268 AT
PAGE 361-364 RECORD VERIFIED
JOHN B. DUNKLE, CLERK
BY [Signature] D.C.

BOOK 268 362

82 1135

RESOLUTION NO. 80-82

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DELRAY BEACH, FLORIDA, REQUESTING PERMISSION FROM THE BOARD OF COUNTY COMMISSIONERS, PURSUANT TO FLORIDA STATUTES 171.062, TO REZONE LAND TO BE ANNEXED TO THE CITY OF DELRAY BEACH FROM THE COUNTY ZONING CLASSIFICATION RH-RESIDENTIAL MULTIPLE FAMILY (HIGH DENSITY) TO THE CITY'S ZONING CLASSIFICATION R-1A (SINGLE FAMILY DWELLING) DISTRICT.

WHEREAS, the City of Delray Beach has received a request for annexation from Michael J. Navilio, the owner of the following described property:

Lots 1 through 17, Block 6; Lots 1 through 19, Block 8; Lots 1 through 25, Block 9; Lot 11, Block 14, Southridge Plat No. 2, according to the Plat thereof, as recorded in Plat Book 13, Pages 38 and 39 of the Public Records of Palm Beach County, Florida, together with the west 25 feet of the Southwest Quarter of Lot 8 in the Subdivision of Section 20, Township 46 South, Range 43 East, lying and being in Palm Beach County, Florida;

and,

WHEREAS, the City Council upon the favorable recommendation of the Planning and Zoning Board has considered this annexation request and approves annexation of the subject parcel; and,

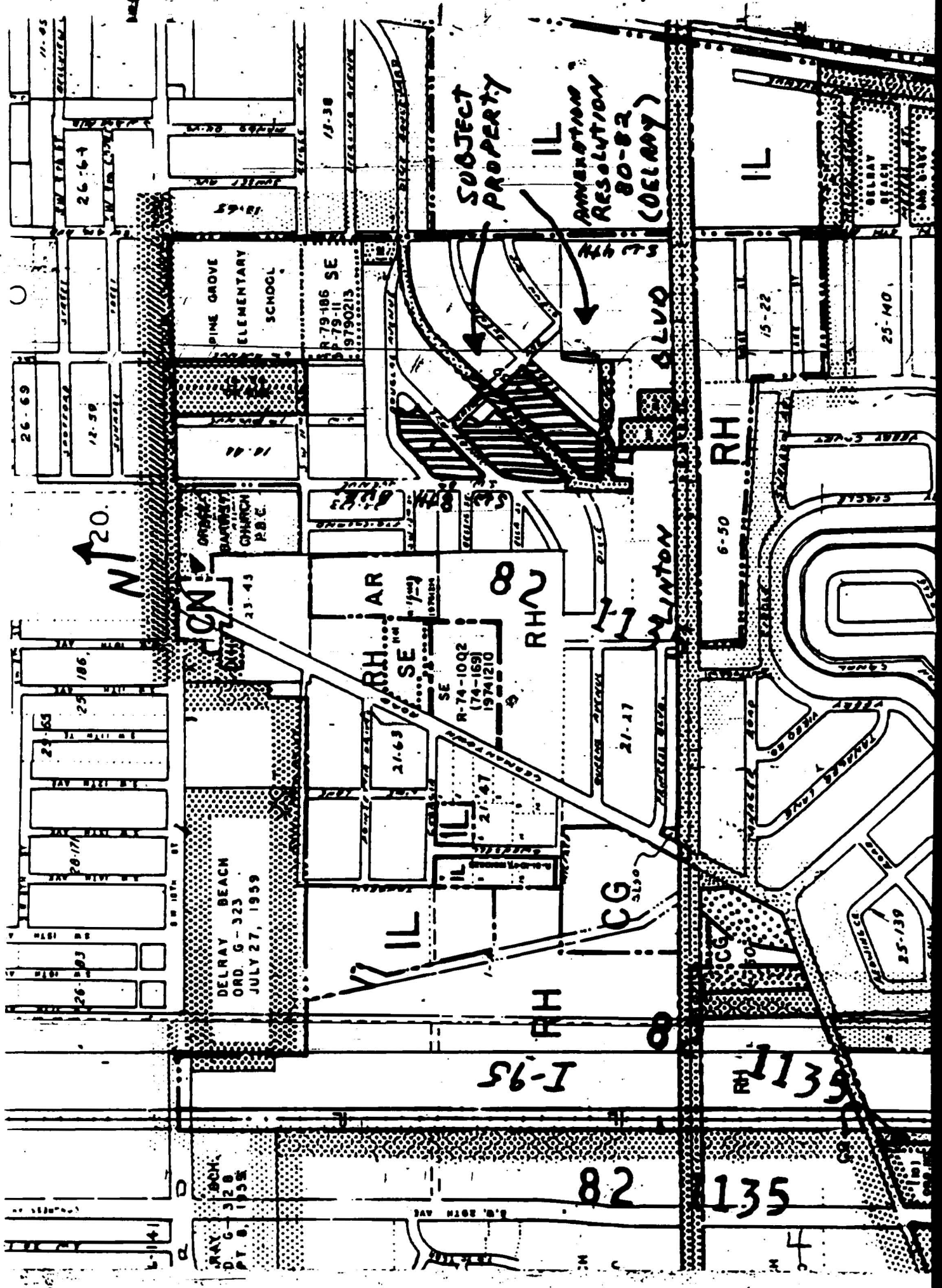
WHEREAS, in order for this parcel to be zoned to the City Zoning classification of R-1A (Single Family Dwelling) District upon annexation, it is necessary under Chapter 171.062 of the Florida Statutes for the City to request permission from the Board of County Commissioners of Palm Beach County, Florida, for the change in zoning of this parcel, which is currently zoned RH-Residential Multiple Family (High Density) in the County,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DELRAY BEACH, FLORIDA, AS FOLLOWS:

Section 1. That the City Council hereby requests permission from the Board of County Commissioners of Palm Beach County to rezone, when annexed, the property described above from RH-Residential Multiple Family (High Density) to R-1A (Single Family Dwelling) District which will result in a decrease in the density allowed in such land.

Section 2. That a certified copy of this resolution is being sent to each member of the Board of County Commissioners, the County Administrator and the Director of Planning, Zoning and Building.

PASSED AND ADOPTED in regular session on this the 24th day of August, 1982.



SUBJECT PROPERTY

AMENATION RESOLUTION 80-82 (DELAY)

IL

PINE GROVE ELEMENTARY SCHOOL

R-79-186 SE
R-79-11
9790213

CLVO

RH

N 20

AR

AR

RH

WILTON

6-50

R-74-10Q2
(74-169)
19741210

DELRAY BEACH
ORD. G-323
JULY 27, 1959

IL

RH

CG

I-95

1139

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25-139

25-140

15-22

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11-11

59-81

12-38

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RAY, SON
D. G. 328
PT. B. 1958

DAY MADE '8

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