

RESOLUTION NO. R- 83-381

RESOLUTION APPROVING ZONING PETITION 82-83, REZONING

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 Ordinance No. 73-2 have been satisfied; and

WHEREAS, Petition No. 82-83 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 27 January 1933; 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 petitioner agreed to convey to Palm Beach County, within ninety (90) days of approval, an additional thirty (30) feet for the right-of-way for Davis Road; and

WHEREAS, the petitioner agreed to convey to Palm Beach County, within ninety (90) days of approval, an additional fifteen (15) feet for the right-of-way for 2nd Avenue North; and

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

1. The proposal is consistent with the Comprehensive Plan.
2. The proposed Rezoning from CN to CS would result in a reduction of the potential impacts from development of this property.
3. Office development on this site would constitute an improvement in the character of the area.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 27th day of January 1983, that Petition No. 82-83, the petition of DAVID SELIN, TRUSTEE by Ralph G. Purvis, Agent for the REZONING, FROM CN-NEIGHBORHOOD COMMERCIAL DISTRICT TO CS-SPECIALIZED COMMERCIAL DISTRICT on beginning at the Southeast corner of Tract 67, of Swann's Subdivision of Section 19, Township 44 South, Range 43 East, as recorded in Plat Book 6, Page 66, for the Point of Beginning; thence run on an assumed bearing of due North (all other bearings being relative thereof), along the East line of said Tract 67, to the Northeast corner of said Tract 67, thence run South $61^{\circ}48'45''$ West, along the North line of said Tract 67, a distance of 374.70 feet to a point on the North line of said Tract 67; thence run due South, parallel to the East line of Tract 67, to a point on the South line of said Tract 67; which is 330.27 feet West of the Southeast corner of said Tract 67; thence run East, along the South line of said Tract 67 a distance of 330.27 feet to the Point of Beginning; less the South 25 feet thereof for State Road 802 Right-of-Way, less the following described parcel: 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, and 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 thru 138, and being a portion of the following described parcel: Commencing at the Southeast corner of said Tract 67; thence Westerly, along the South line of said Tract 67 a distance of 330.27 feet to a point on the boundary line

between Tracts 59 and 60 of said subdivision extended South thru said Tract 67; thence Northerly along said boundary a distance of 149.09 feet: thence Easterly a distance of 330.03 feet; thence Southerly a distance of 149.09 feet to the Point of Beginning. Said property located on the northwest corner of the intersection of Lake Worth Road (S.R. 802) and Davis Road, was approved as advertised.

Commissioner Bailey, 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:

Peggy E. Evatt, Chairman	-	Absent
Ken Spillias, Vice Chairman	-	Aye
Dennis P. Koehler, Member	-	Aye
Dorothy Wilken, Member		Aye
Bill Bailey, Member		Aye

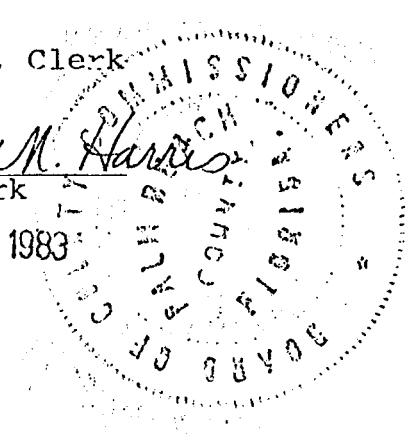
The foregoing resolution was declared duly passed and adopted this 22nd day of March, 1983, confirming action of 27th January 1983.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Carlene M. Harris*
Deputy Clerk

MAR 22 1983



APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

John G. Galt
County Attorney