

RESOLUTION NO. R- 84-512

RESOLUTION APPROVING ZONING PETITION 83-167, 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, Code Ordinance No. 73-2 have been satisfied; and

WHEREAS, Petition No. 83-167 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 22nd December 1983; 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 proposed rezoning is consistent with the requirements of the Comprehensive Plan and Zoning Code.
2. The proposed rezoning should not have any significant impacts upon adjoining properties.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 22nd day December 1983, that Petition No. 83-167 the petition of WILLIAM SWEENEY for the REZONING, FROM CN-NEIGHBORHOOD COMMERCIAL DISTRICT, INPART AND RH-RESIDENTIAL MULTIPLE FAMILY DISTRICT (HIGH DENSITY INPART TO CG-GENERAL COMMERCIAL DISTRICT on a part of Tracts 45 & 46, Model Land Company's Plat of Section 20, Township 44 South, Range 43 East, recorded in Plat Book 5, Page 79, being more particularly described as follows:

Beginning at the intersection of the South line of said Tract 45 with the East line of Congress Avenue as now laid out and in use, (said Point of Beginning being 35.0 feet East of the Southwest corner of said Tract 45) thence Northerly along the East line of Congress Avenue, a distance of 120.0 feet; thence Easterly, parallel with the South line said Tract 45, a

distance of 295.6 feet; thence Southerly, parallel with the East line of Congress Avenue, a distance of 195.0 feet; thence Westerly, parallel with the South line of said Tract 45, a distance of 170.6 feet; thence Northerly, parallel with the East line of Congress Avenue, a distance of 75.0 feet to the South line of said Tract 45; thence Westerly along said South **line**, a distance of a 125.8 feet to the Point of Beginning. said property located on the east side of Congress Avenue (S. R. 807) approximately 55 feet south of 10th Avenue North was approved as advertised.

Commissioner **Wilken** , 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:

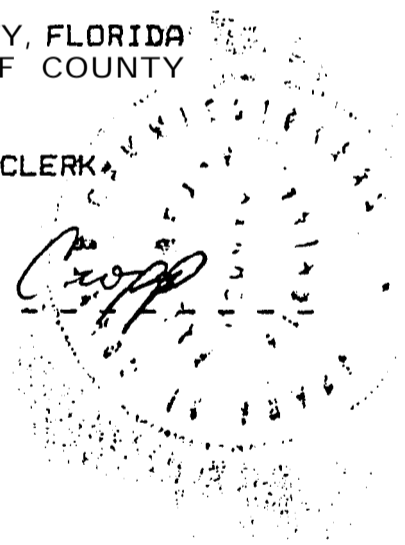
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|-----------------------------|-----------|
| Peggy E. Evatt, Chairman | -- ABSENT |
| Ken Spillias, Vice Chairman | -- ABSENT |
| Dennis P. Koehler, Member | -- AYE |
| Dorothy Wilken, Member | - - AYE |
| Bill Bailey, Member | -- AYE |

The foregoing resolution was declared duly passed and adopted this 17th day of April, 1984 , confirming action of 22nd December 1983.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: *Lisa Cropp*
Deputy Clerk



APPROVED AS TO FORM
FIND LEGAL SUFFICIENCY

John Bartlett
County Attorney