

RESOLUTION NO. R-84-1844

RESOLUTION APPROVING ZONING PETITION 84-58, 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. 84-58 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 30th July 1984; 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. With minor revision to the site plan, the proposal will comply with the property development regulations and design requirements of the Zoning Code, and be consistent with the Comprehensive Plan.
2. This proposal will entail negative impacts on adjacent residential uses, and special buffering must be required.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this the of 30th July 1984, that Petition No. 84-58 the petition of ROBERT NEEDLE, ALLAN J. CLUCKSTERN, EVELYN GLUCKSTERN By Kieran J. Kilday, Agent, for the REZONING, FROM AR-AGRICULTURAL RESIDENTIAL DISTRICT, IN PART, AND CG-GENERAL COMMERCIAL DISTRICT, IN PART, TO CG-GENERAL COMMERCIAL DISTRICT on a parcel of land in Section 14, Township 46 South, Range 42 East, being more particularly described as follows:

Commence at the Southwest corner of Section 14, Township 46 South, Range 42 East; thence run Northerly along the West line of said Section 14, a distance of 127.54 feet to a point on the Southerly

right-of-way line of State Road NO. 806, as recorded in Road Plat Book 3, Page 25; thence run Northeasterly along the said Southerly right-of-way line of State Road No. 806, being a curve concave to the Northwest and having a radius of 1832.27 feet, a distance of 682.61 feet to the end of said curve; thence continue Northeasterly along the tangent of said curve, being also the said Southerly right-of-way line of State Road No. 806, a distance of 17.39 feet to the Point of Beginning; thence continue Northeasterly along the said Southerly right-of-way line of State Road No. No. 806, a distance of 397.26 feet to the beginning of a curve concave to the Southeast, said curve having a radius of 1751.73 feet; thence continue Northeasterly along the arc of said curve, being also the said Southerly right-of-way line of State Road No. No. 806, a distance of 375.27 feet to an intersection with a line 215.00 feet West of and parallel with the East line of the Southwest 1/4 of the Southwest 1/4 of said Section 14; thence Southerly along said line a distance of 1061.52 feet to an intersection with the South line of said Section 14; thence Westerly along the South line of Section 14 a distance of 557.18 feet to an intersection with a line 566.76 feet East of, as measured at right angles, and parallel with the said West line of Section 14; thence Northerly along said parallel line a distance of 534.10 feet to the Point of Beginning, less and except, therefrom; the following described property:

Commencing at the South\,-est corner of said Section 14; thence South 89 degrees 42'03" East along the South line of said Section 14, a distance of 1,123.94 feet to a point in a line 215 feet West of, as measured at right angles, and parallel with the East line of the Southwest 1/4 of the Southwest 1/4 of said Section 14; thence North 0 degrees 24 ' 27" East, along said parallel line, a distance of 565.52 feet to the Point of Beginning; thence continue North 0 degrees 24 ' 27" East, along said parallel line a distance of 496.0 feet to a point in the Southerly right-of-way line of State Road No. No. 806, as recorded in Road Plat Book 3, Page 25; thence run Southwesterly, along the said Southerly right-of-way line of State Road No. No. 806, being a curve concave to the Southeast, having a radius of 1751.73

feet and a chord bearing of South 51 degrees 43'05" West, a distance of 287.00 feet to a point; thence South 27 degrees 58'32" East, a distance of 75.03 feet to a point of curvature of a curve concave to the West having a radius of 5.00 feet and a central angle of 28 degrees 22'59"; thence Southeasterly and Southerly along the arc of said curve, a distance of 2.48 feet to a point in a line 402.50 feet west of, as measured at right angles, and parallel with the said East line of the Southwest 1/4 of the Southwest 1/4 of Section 14; thence South 0 degrees 24'27" West, along said parallel line, a distance of 248.77 feet; thence South 89 degrees 42'03" East, a distance of 187.50 feet to the Point of Beginning; aforescribed. Said property located on the south side of Atlantic Avenue (S.R.806), approximately .6 mile east of Sims 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:

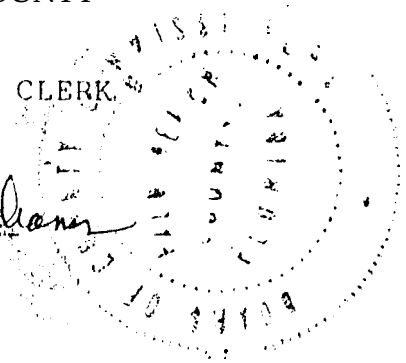
Ken Spillias, Chairman	-- AYE
Dorothy Wilkens, Vice Chairman	-- NAY
Peggy Evatt, Member	-- ABSENT
Dennis P. Koehler, Member	-- AYE
Bill Bailey, Member	-- AYE

The foregoing resolution was declared duly passed and adopted this day of DEC 11 1984, confirming action of the 30th July 1984.

PALM BEACH COUNTY, FLORIDA
 BY ITS BOARD OF COUNTY
 COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Donna McWilliam
 Deputy Clerk



APPROVED AS TO FORM
 AND LEGAL SUFFICIENCY

Sandy Sprague
 County Attorney