

RESOLUTION NO. R- 86-490

RESOLUTION APPROVING ZONING PETITION 85-170, 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. 85-170 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 3rd January 1986; 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. This proposal is consistent with the requirements of the Comprehensive Plan and Zoning Code.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this the 3rd of January 1986, that Petition No. 85-170 the petition of ELLISH BUILDERS, INC., By Kenneth H. Kruger, Agent, for the REZONING, FROM AR- AGRICULTURAL RESIDENTIAL DISTRICT TO RS-RESIDENTIAL SINGLE FAMILY DISTRICT on a parcel of land situate in Section 5, Township 47 South, Range 41 East, and being a portion of Lots 6-11 inclusive, as shown on The Florida Fruit Lands Company's Subdivision No. 2, as recorded in Plat Book 1, Page 102, depicting the subdivision of said Section 25, together with the vacated road right-of-way lying to the South per resolution of vacation recorded in Official Record Book 1841, Page 1960 through 1963, and being more particularly described as follows:

Beginning at the intersection of the South line of said Lots 8 & 9 and the existing Westerly right-of-way line of U.S. 441 (state Road

7), said right-of-way being 75.00 feet in width; thence South 00 degree 35'06" East, along said Westerly right-of-way line, a distance of 30.00 feet; thence South 88 degrees 42'36" West along the Southerly right-of-way line of said vacated right-of-way being 30.00 feet in width, a distance of 1577.29 feet; thence North 00 degree 48'42" West a distance of 910.05 feet; thence North 88 degrees 42'41" East, a distance of 1580.89 feet to said Westerly right-of-way line of U.S. 441 (State Road 7); thence South 00 degree 35'06" East, a distance of 880.84 feet to the Point of Beginning. Said property located on the west side of U.S. Highway 441 (S.R. 7), approximately 0.3 mile south of Palmetto Park Road was approved as advertised.

Commissioner Owens, moved for approval of the petition. The motion was seconded by Commissioner Wilken, and upon being put to a vote, the vote was as follows:

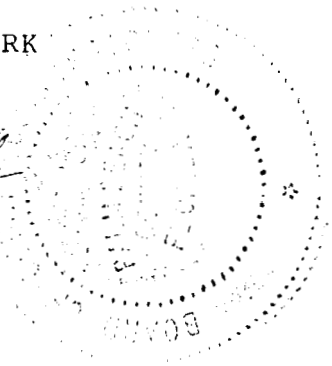
Ken Adams, Chairman	--	AYE
Karen T. Marcus, Vice Chairman	--	AYE
Kenneth Syillias, Member	--	AYE
Jerry L. Owens, Member	--	AYE
Dorothy Wilken, Member	--	AYE

The foregoing resolution was declared duly passed and adopted this 8th day of April, 1986 confirming action of the 3rd January 1986.

PALM BEACH COUNTY, FLORIDA
 BY ITS BOARD OF COUNTY
 COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Barbara W. Saly
 Deputy Clerk



APPROVED AS TO FORM
 AND LEGAL SUFFICIENCY

Barbara W. Saly
 County Attorney