

RESOLUTION NU. R- 87-414

RESOLUTION FIPPROVING ZONING PETITION 79-132(A), Special Exception

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

WHEREFIS, 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

WHEREFIS, Petition No. 79-132(A) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on October 23, 1986 and

WHEREFIS, 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 required site plan modifications, this proposal will be 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 24th day of March, 1987, that: Petition No. 79-132(A), the petition of I.D. PROPERTIES, INC., By Kieran J. Kilday, Agent, for a SPECIAL EXCEPTION TO AMEND THE SITE PLAN FOR A PLANNED COMMERCIAL DEVELOPMENT IN EXCESS OF 50,000 SQUARE FEET, PREVIOUSLY APPROVED UNDER ZONING PETITION NO. 79-132, TO INCREASE BUILDING SQUARE FOOTAGE AND TO ALLOW A RECREATIONAL FACILITY, AMUSEMENTS, ATTRACTIONS AND EXHIBITS, AND A REDESIGN OF THE SITE commencing at a point 40 feet South of the North line of Section 6, Township 45 South, Range 43 East, and the Westerly Right-of-way line of Congress Road as now established, go Southerly and Easterly

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along the Westerly Right-of-way line of Congress Road on an arc having a radius of 1960.08 feet, for a distance of 400 feet to the Point of Beginning and North-East corner of the Tract to be described; thence Southerly and Easterly along the Westerly Right-of-way line of Congress Road, a distance of 790 feet; thence South 47 degrees 30' 28" West a distance of 330 feet; thence West 195 feet; thence Westerly and Northerly parallel to the said Westerly Right-of-way line of Congress Road a distance of 1035 feet to a point 490 feet West of the Point of Beginning; thence East parallel to the North line of said Section 6, Township 45 South, Range 43 East, to the Point of Beginning. Together with the following described parcel: Commencing at a point 40 feet South of the North line of Section 6, Township 45 South, Range 43 East and on the Westerly Right-of-way line of Congress Road as now established, go Southerly and Easterly along the Westerly Right-of-way line of Congress Road, on an arc having a radius of 1960.08 feet for a distance of 400 feet; thence West parallel of the North line of said Section 6, a distance of 490 feet, more or less, to an arc having a radius of 2442 feet; thence Northerly on an arc parallel to the Westerly Right-of-way line of Congress Road, 400 feet, more or less, to the line 40 feet South of and parallel to the North line of said Section 6; thence East along said last mentioned line to the Point of Beginning. Less and except the following: Beginning at the intersection of the South line of the Lake Worth Drainage District L-16 Canal Right-of-Way and the West line of Congress Avenue Right-of-way as shown on Drainage No. 3-76-360 Right-of-way on file in the Office of the Palm Beach County Engineering and Public Works Department. Said point being South 89 degrees 33' 57" West 1466.01 feet along the Section line and South 0 degrees 26' 03" East 40.0 feet from the Northeast corner of Section 6, Township 45 South, Range 43 East, and also being a point on a curve concave to the East having a radius of 1960.08 feet with a local tangent of South 4 degrees 29' 36" East. Run thence Southerly along the arc of said curve 120.0 feet through a central angle of 3 degrees 30' 28"; thence South 81 degrees 59' 56"

West 10.0 feet to a point on a curve, concentric to the foregoing curve, having a radius of 1970.08 feet with a local tangert of North 8 degrees 00'04" West; thence Northerly along the arc of said curve 121.32 feet through a central angle of 3 degrees 31'42" to a paint on the South line of Lake Worth Drainage District L-16 Canal, thence along the South line of said Canal North 89 degrees 33'57" East 10.03 feet to the Point of Beginning. Said property located on the west side of Congress Avenue (S.R. 807), approximately 250 feet south of Lantana Road (S.R. 812) in an CG-General Commercial District wa5 approved as advertised subject to the following conditions:

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

Karen T. Marcus	--	AYE
Jerry L. Owens	--	ABSENT
Ken Spillias	--	AYE
Dorothy Wilken	--	AYE
Kenneth M. Adams	--	AYE

The foregoing resolution was declared duly passed and adopted this 24th day of March, 1987 confirming action of October 23, 1986.

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

JOHN E. DUNKLE, CLERK

BY: Jina M. Eldridge
 Deputy Clerk

APPROVED AS TO FORM
 FIND LEGAL SUFFICIENCY

[Signature]
 County Attorney