

RESOLUTION NO. R-89-703

RESOLUTION APPROVING ZONING PETITION NO. 88-83  
REZONING PETITION OF ORLINDO DELUCA, JR. AND  
GLADYS V. DELUCA

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. 88-83 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on August 25, 1988; 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, this approval is subject to Zoning Code Section 402.9 (Mandatory Review of Development Approvals) and other provisions requiring that development commence in a timely manner; 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 local land development regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 88-83, the petition of ORLINDO DELUCA, JR. AND GLADYS V. DELUCA, by Kieran J. Kilday, Agent, for a REZONING FROM CN-NEIGHBORHOOD COMMERCIAL ZONING DISTRICT TO CS-SPECIALIZED COMMERCIAL ZONING DISTRICT on a parcel of land beginning at a concrete monument on the South Right-of-way line of Hypoluxo Road (also known as Hypoluxo Drive), at the point it intersects the West Right-of-way line of Washington Avenue, according to the replat of Greynolds Highlands, in Section 9, Township 45 South, Range 43 East recorded in Plat Book 18, Page 58; thence run South 1 degree 42' 17" West along the Westerly Right-of-way line of Washington Avenue for a distance of 220 feet to a concrete monument; thence run West and along a line parallel to the Southerly Right-of-way line of Hypoluxo Road 150 feet to a concrete monument: thence run North 1 degree 42' 17" East along a line parallel to the Westerly

Right-of-way line of Washington Avenue for a distance of 220 feet to a concrete monument in the South Right-of-way line of Hypoluxo Road: thence run East along the Southerly Right-of-way line of Hypoluxo Road for a distance of 150 feet to the Point-of-Beginning, being located on the southwest corner of the intersection of Hypoluxo Road and Washington Avenue, was approved as advertised.

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

Carol A. Roberts	--	Aye
Carol J. Elmquist	--	Aye
Karen T. Marcus	--	Absent
Dorothy Wilken	--	Absent
Jim Watt	--	Aye

The foregoing resolution was declared duly passed and adopted this 25th day of April, 1989 confirming action of August 25, 1988.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY :

*Barbara Altman*  
COUNTY ATTORNEY

BY: *June L. Hardy*  
DEPUTY CLERK

