

RESOLUTION NO. R-89-911

RESOLUTION APPROVING ZONING PETITION NO. 88-72
REZONING PETITION OF RT ASSOCIATES

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. 88-72 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on June 23, 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. 88-72, the petition of RT ASSOCIATES, by Robert Bentz, Agent, for a REZONING FROM AR-AGRICULTURAL RESIDENTIAL ZONING DISTRICT TO CG-GENERAL COMMERCIAL ZONING DISTRICT, on a parcel of land lying in Tract 1 of the Northwest 1/4 of the Mary A. Lyman Plat of Section 12, Township 45 South, Range 42 East, as recorded in Plat Book 9, Page 74, said parcel being more particularly described as follows:

Commencing at the North 1/4 corner of said Section 12; thence South 04 degrees 39' 09" West (State Plane Grid Datum) along the East line of the Northwest line that is 53.00 feet South of and parallel with the North line of the Northwest 1/4 of Section 12; thence North 88 degrees 50' 22" West along said parallel line 58.15 feet to the Point of Beginning; thence North 88 degrees 50' 22" West, 222.24 feet; thence South 03 degrees 11' 52" West, 243.72 feet; thence South 89 degrees 10' 58" East, 222.66 feet to a point of non-tangency being on a line that is 50.00 feet West of and concentric with the center line of Military Trail (SR 809;

thence Northerly along said concentric line being an arc of a curve concave to the West having a radius of 11,409.16 feet; a central angle of 01 degrees 13' 02", a chord distance of 242.38 feet bearing North 03 degrees 06' 36" East, an arc distance of 242.38 feet to the Point of Beginning, located on the southwest corner of the intersection of Hypoluxo Road and Military Trail (S.R. 809), was approved as advertised.

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

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

The foregoing resolution was declared duly passed and adopted this 23rd day of May, 1989 confirming action of June 23, 1988.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

BY: 
COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: 
DEPUTY CLERK

