

RESOLUTION NO. R- 89-953

RESOLUTION APPROVING ZONING PETITION NO. 84-98(A)
REZONING PETITION OF HUGH JANOW, TRUSTEE

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. 84-98(A) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on May 27, 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. 84-98(A), the petition of HUGH JANOW, TRUSTEE, by F. Martin Perry, Agent, for a REZONING FROM AR-AGRICULTURAL RESIDENTIAL ZONING DISTRICT, IN PART, AND RE-RESIDENTIAL ESTATE ZONING DISTRICT, IN PART, ENTIRELY TO RE-RESIDENTIAL ESTATE ZONING DISTRICT on a parcel of land in the Southerly portion of Section 23, Township 44 South, Range 41 East, being more particularly described as follows:

Commencing at the Northwest corner of Section 23; thence South 00 degrees 18' 37" East (state plane grid bearing datum) along the Easterly line of the Acme Drainage District's Canal Right-of-Way as recorded in Official Record Book 1548, page 388, 2605.43 feet to the point of beginning; thence South 00 degrees 18' 37" East along said line 2826.26 feet to a point 228.05 feet East of the Southwest corner of Section 23, and 4.85 feet North of the South line of Section 23; thence South 88 degrees 31' 54" East, 5273.93 feet to a point on the East line of Section 23, and 11.45 feet North of the Southeast corner of Section 23; thence North 00 degrees 33' 33" West along the East line of said Section, 2712.62 feet to the East 1/4 corner of Section 23;

thence North 02 degrees 15' 48" East along said East line, 88.08 feet; thence North 88 degrees 14' 59" West, 5266.96 feet to the Point of Beginning.

Together with a parcel in Section 26, Township 44 South, Range 41 East, being more particularly described as follows:

Beginning at the Southwest corner of Section 26; thence South 88 degrees 28' 00" East (state plane grid bearing datum) along the South line of said Section, 5408.17 feet to a point on a line that is 37.5 feet West of and parallel with the East line of Section 26; thence North 02 degrees 39' 49" East along said parallel line, 2740.73 feet to the South line of a parcel as described in O.R.B. 986, page 210; thence North 88 degrees 57' 19" West along the South line of said parcel, 1534.53 feet to the Southeast corner thereof; thence North 02 degrees 39' 49" East along the West line of said parcel, 2674.91 feet to a point on the South line of a parcel as described in Official Record Book (O.R.B) 3203, page 1846, as Parcel III; thence North 88 degrees 31' 54" West along said South line, 3694.94 feet to the West line of the Acme Drainage District's canal Right-of-way as monumented and described in O.R.B 1921, page 1331, of said public records; thence South 04 degrees 33' 44" West along said East line, 5404.86 feet to the Point of Beginning, together with

All of Section 34, Township 44 South, Range 41 East.

All the above parcels subject to the Acme Drainage District Canal reservations as recorded in Deed Book 1037, pages 686-692; and being located on the north and south sides of the proposed Lake Worth Road Extension, approximately 1.3 miles west of State Road 7 (U.S 441), was approved as advertised.

Commissioner Marcus 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	--	Aye
Dorothy Wilken	--	Absent
James Watt	--	Aye

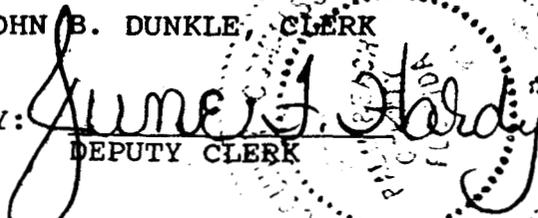
The foregoing resolution was declared duly passed and adopted this 23rd day of May, 1989 confirming action of May 27, 1988.

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

12. Failure to comply with the conditions herein may result in the denial or revocation of a building permit; the issuance of a stop work order; the denial of a Certificate of Occupancy on any building or structure; or the denial or revocation of any permit or approval for any developer-owner, commercial-owner, lessee, or user of the subject property. Appeals from such action may be taken to the Palm Beach County Board of Adjustment or as otherwise provided in the Palm Beach County Zoning Code. Violations of the conditions herein shall constitute violations of the Palm Beach County Zoning Code.

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

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

The foregoing resolution was declared duly passed and adopted this 23rd day of May, 1989 confirming action of May 27, 1988.

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