

RESOLUTION NO. R-89- 1248

RESOLUTION APPROVING ZONING PETITION NO. 89-9
REZONING WITH VOLUNTARY COMMITMENTS
PETITION OF MARVIN E. AND FAYE C. JONES

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. 89-9 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on March 9, 1989; 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. 89-9, the petition of MARVIN E. AND FAYE C. JONES, for a REZONING FROM RH-MULTIPLE FAMILY RESIDENTIAL ZONING DISTRICT (HIGH DENSITY) TO RS-SINGLE FAMILY RESIDENTIAL ZONING DISTRICT, on a parcel of land lying on a part of Tract 3, Model Land Company's subdivision of Section 20, Township 44 South, Range 43 East in Plat Book 5, Page 79; More particularly described as follows: From the Southwest corner of said Tract 3, run Northerly along the West line of said Tract 3, a distance of 298.00 feet to the Point of Beginning; thence, turn an angle of 104 degrees 56' 55" from South to East and go Easterly a distance of 213.22 feet; thence, run Northerly, parallel to the West line of said Tract 3, a distance of 193.00 feet more or less to the bank of Lake Worth Drainage District Canal E-4; thence, Southwesterly along the bank of said canal, a distance of 218.00 feet more or less to the West line of said Tract 3; thence, Southerly, along the West line of said Tract 3, a distance of 178.00 feet more or less to the Point of Beginning, being located on the east side of Boutwell Road, approximately .1 mile north of Tenth Avenue North, was approved as advertised, subject to the following voluntary commitment:

1. The petitioner shall convey to Lake Worth Drainage District an easement over the northerly twenty (20) feet of the subject parcel for the right-of-way for Equalizing Canal No. 4 within ninety (90) days of adoption of the approving Resolution.

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

Carol J. Elmquist, Chair	--	Aye
Ron Howard	--	Aye
Karen T. Marcus	--	Aye
Carole Phillips	--	Aye
Carol Roberts	--	Absent

The foregoing resolution was declared duly passed and adopted this 27th day of June, 1989 confirming action of March 9, 1989.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

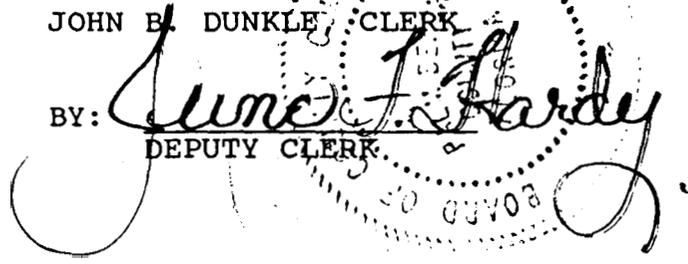
BY:


COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY:


DEPUTY CLERK