

RESOLUTION NO. R-90-860

RESOLUTION APPROVING ZONING PETITION NO. 89-133
REZONING PETITION OF R.T. ASSOCIATES, INC.
BY ROBERT A. BENTZ, AGENT

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 have been satisfied; and

WHEREAS, Petition No. 89-133 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on December 28, 1989; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, 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, sitting as the Zoning Authority, made the following findings of fact:

1. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations.

WHEREAS, 402.5 of the Zoning Code requires that the action of the Board of County Commissioners, sitting as the Zoning Authority, be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 89-133, the petition of R.T. ASSOCIATES, BY ROBERT A. BENTZ, AGENT, for a REZONING FROM AR-Agricultural Residential Zoning District TO CG-General Commercial Zoning District on a parcel of land lying in that part of Tract One, Block Twenty-two, Palm Beach Farm Company Plat No. 3, less the South 220.00 feet thereof, and less existing right-of-way. Lying North of a parcel in the Northwest 1/4 of Section 22, Township 44 South, Range 42 East, being a part of Tract One, and a part of the road right-of-way lying East, Plat Book 2, pages 45 through 54, inclusive; Commencing at the North 1/4 corner of said Section 22; thence South 03 Degrees 05'03" West, along the East line of said Northwest 1/4 and along the centerline of Jog Road, a distance of 827.82 feet to the centerline intersection of 10th Avenue North; thence North 88 Degrees 10'45" West, along the Westerly prolongation of the centerline of 10th Avenue North, a distance of 40.01 feet to a point on the Westerly right-of-way line of Jog Road and the POINT OF BEGINNING. Thence South 03 Degrees 05'03" West, along said Westerly right-of-way line, a distance of 79.51 feet; thence North 42 Degrees 28'51" West, a distance of 35.70 feet; thence North 88 Degrees 02'45" West, along a line 54.00 feet South of, as measured at right angles to, the Westerly prolongation of the centerline of said 10th

Avenue North, a distance of 391.42 feet to the West line of said Tract One; thence North 01 Degrees 25'30" East, along said West line, a distance of 108.00 feet; thence South 88 Degrees 02'45" East, along a line 54.00 feet North of, as measured at right angles to, the Westerly prolongation of the centerline of said 10th Avenue North, a distance of 395.53 feet; thence North 47 Degrees 31'09 East, a distance of 35.01 feet to said Westerly right-of-way line of Jog Road; thence South 03 Degrees 05'03" West, along said right-of-way line, a distance of 78.52 feet to the POINT OF BEGINNING. The bearings as referred to herein are based on an assumed North 90 Degrees 00'00" East along the North line of said Tract 1, being located on the West side of Jog Road, bounded on the North by 30th Street South, and bounded on the South by 10th Avenue North Extension, was approved on December 28, 1989, as advertised.

Commissioner Marcus moved for approval of the Resolution.

The motion was seconded by Commissioner Roberts and, upon being put to a vote, the vote was as follows:

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

The Chair thereupon declared the resolution was duly passed and adopted this 22nd day of May, 1990.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: 
COUNTY ATTORNEY

BY: 
DEPUTY CLERK