

RESOLUTION NO. R-93- 244

RESOLUTION APPROVING ZONING PETITION NO. 79-236(B)
REZONING PETITION OF ROBERT M. AND BRUCE ORESKY

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. 79-236(B) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its Public Hearing conducted on February 25, 1993; 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 the 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, Chapter 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. 79-236(B), the petition of ROBERT M. AND BRUCE ORESKY, BY ROBERT A. BENTZ, AGENT, for a REZONING FROM MULTI FAMILY RESIDENTIAL (RM) AND COMMERCIAL GENERAL (CG) IN PART TO COMMERCIAL GENERAL (CG) on a parcel of land legally described in EXHIBIT A, attached hereto and made a part hereof, and generally located as indicated on a vicinity sketch attached as EXHIBIT B, attached hereto and made a part hereof, was approved on February 25, 1993, as advertised.

Commissioner Newell moved for approval of the Resolution.

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

Mary McCarty, Chair	--	Aye
Burt Aaronson	--	Aye
Ken Foster	--	Aye
Maude Ford Lee	--	Absent
Karen T. Marcus	--	Absent
Warren Newell	--	Aye
Carol A. Roberts	--	Aye

The Chair thereupon declared the resolution was duly passed and adopted this 25th day of February, 1993.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

BY:


COUNTY ATTORNEY

BY:


DEPUTY CLERK



EXHIBIT A
LEGAL DESCRIPTION

LEGAL DESCRIPTION:

LOT 12, AURORA ESTATES, ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 23, PAGE 203. (CONTAINING 0.40 ACRES MORE OR LESS)

AND

THE WEST 147 FEET OF THE EAST 200 FEET OF THE SOUTH 222.4 FEET OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 1, TOWNSHIP 44 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA, LESS THEREFROM THE RIGHT-OF-WAY OF MILITARY TRAIL THAT IS NOW LOCATED AND IN USE AND LESS THE SOUTH 50 FEET OF PREMISES CONVEYED TO PALM BEACH COUNTY IN OFFICIAL RECORD BOOK 2329, PAGE 1986, BEING A PORTION OF TRACT 4, BLOCK 2, PALM BEACH PLANTATIONS. (CONTAINING 0.554 ACRES MORE OR LESS)

LESS THE FOLLOWING DESCRIBED PARCEL:

THAT PART OF THE SOUTHWEST ONE-QUARTER (S.W. 1/4) OF THE NORTHWEST ONE-QUARTER (N.W. 1/4) OF SECTION 1, TOWNSHIP 44 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA, DESCRIBED AS FOLLOWS:

COMMENCING AT A P.K. NAIL & TIN TAG AT THE CENTER OF SAID SECTION 1; THENCE N.01° 25' 52"E. (AS A BASIS OF BEARING) ALONG THE EAST LINE OF THE NORTHWEST ONE-QUARTER (N.W. 1/4) OF SAID SECTION 1, A DISTANCE OF 50.00 FEET; THENCE N.88° 51' 19"W., A DISTANCE OF 60.00 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL; THENCE CONTINUE N.88° 51' 19"W., A DISTANCE OF 24.88 FEET; THENCE N.46° 17' 17"E., A DISTANCE OF 35.27 FEET; THENCE S.01° 25' 52"W., A DISTANCE OF 24.88 FEET TO THE POINT OF BEGINNING. CONTAINING 309.39 SQUARE FEET MORE OR LESS.

EXHIBIT B

SKETCH

