

RESOLUTION NO. R-77- 1188

RESOLUTION APPROVING ZONING PETITION

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. 77-129 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 29 September 1977.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 25th day of October, 1977, that petition No.77-129 the petition of ALBERTSON'S, INC. AND TED B. GREEN-SLAIT, by Robert C. Johnson, Agent, for the REZONING FROM RM-RESIDENTIAL, MULTIPLE FAMILY DISTRICT (MEDIUM DENSITY), in part, AND CN-NEIGHBORHOOD COMMERCIAL DISTRICT, in part TO CG-GENERAL COMMERCIAL DISTRICT of that part of the East 1/2 of the Southwest 1/4 of the Southwest 1/4 of the Southeast 1/4 of Section 24, Township 44 South, Range 42 East, more particularly described as follows: beginning at the Northwest corner of the East 1/2 of the Southwest 1/4 of the Southeast 1/4 of said Section 24; thence (on an assumed hearing) South 89° 07' 04" East a distance of 151.59 feet, thence South 0° 0' 16" West a distance of 617.13 feet, more or less, to a point on a curve concave to the North and having a radius of 7579.44 feet, and a central angle of 01° 08' 44", thence running Northwesterly along the arc of said curve a distance of 151.57 feet to a point on said curve, thence North 0° 0' 00" East a distance of 618.60 feet to the point of beginning.

AND THE FURTHER SPECIAL, EXCEPTION TO ALLOW A LARGE SCALE COMMUNITY SHOPPING CENTER on that part of the Southwest 1/4 of the Southwest 1/4 of the Southeast 1/4 of Section 24, Township 44 South, Range 42 East, lying North of Lake Worth Road and East of Military Trail, and more particularly described as follows: Commencing at the Southwest corner of the Southeast 1/4 of said Section 24; thence Easterly along the South line of said Section 24, a distance of 53.01 feet; thence Northerly parallel with the West line of the Southeast 1/4 of said Section 24, a distance of 71.69 feet to the point of beginning; thence South 44° 33' 18" East (on an assumed bearing), a distance of 28.05 feet to a point on the North right-of-way line of Lake Worth Road; thence South 89° 06' 15" East along the North right-of-way line of Lake Worth Road, a distance of 259.36 feet to the beginning of a curve, concave to the North and having a radius of 7579.44 feet, and a central angle of 01° 09' 05" thence along the arc of said curve, a distance of 152.32 feet to a point on said curve; thence North 00° 00' 16" East, a distance of 617.13 feet to a point; thence North 89° 07' 04" West, a distance of 431.41 feet to a point on the East right-of-way line of Military Trail; thence due South, along said East right-of-way line of Military Trail, a distance of 598.83 feet to the point of beginning. Said property located at the northeast corner of the intersection of Lake Worth Road and Military Trail, was approved as advertised subject to the following special conditions:

1. Within ninety (90) days of the Special Exception approval the Developer shall convey to Palm Beach County an additional ten (10) feet of right-of-way for North Price Street.
2. Developer shall construct a left turn lane, west approach at the intersection of Lake Worth Road and North Price Street. Developer shall be responsible to coordinate the construction of the turn lane with the construction of Lake Worth Road.
3. Developer shall reconstruct the median opening and left turn lane, north approach at the intersection of Military Trail and the North entrance road.
4. Site Plan Exhibit No. 11, shall be adhered to regarding the lighting, parking and 20.2% building coverage limitation.

5. Within ninety (90) days of the Special Exception approval the Developer shall convey to Palm Beach County an additional five (5) feet for the right-of-way for Military Trail.

Commissioner Medlen , moved for approval of the petition.

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

Lake Lytal, Chairman	-	Yes
Peggy Evatt, V. Chairman	-	Yes
William Medlen	-	Yes
Dennis Koehler	-	Absent
Bill Bailey	-	Yes

The foregoing resolution was declared duly passed and adopted this 25th day of October , 1977, confirming action of 29 September 1977.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: 
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY


County Attorney

