

RESOLUTION NO. R-74-56

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, and Chapter 70-863, Laws of Florida, Special Acts of 1970, 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. 73-224 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 4 January 1974.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 4th day of January, 1974, that petition No. 73-224, the petition of FLORIDA POWER AND LIGHT COMPANY by Robert J. Snyder, Right-of-Way Supervisor, for a SPECIAL EXCEPTION TO ALLOW THE EXCAVATION AND REMOVAL OF EXTRACTIVE MATERIALS on the following described property lying within Sections 14, 15 and 22, Township 47 South, Range 38 East, commencing at the Southwest corner of said Section 22; thence Northerly North $0^{\circ} 10' 41''$ West along the West section line of said Section 22 to a point where the Northeast right-of-way line of Central & Southern Florida Flood Control District Levee L-18 intersects said section line, said point being Point of Beginning; thence South $35^{\circ} 01' 28''$ East along the Northeasterly right-of-way line of said Levee L-18 for a distance of approximately 528 feet; thence South $64^{\circ} 52' 31''$ East for a distance of approximately 530

feet; thence North 30° 34' 51" East along the Northwesterly right-of-way line of Central & Southern Florida Flood Control District Levee L-6 for a distance of 11275 feet, through Sections 22, 15 and 14 to the North line of Section 14, thence West 575 feet along the North line of said Section 14; thence South 30° 34' 51" West 8125 feet; thence Southwesterly for a distance of approximately 2720 feet to the Point of Beginning. Said property located approximately 800 feet north of the Palm Beach-Broward County line on the east side of U.S. No. 27 in an AG-Agricultural District, containing approximately 148 acres, was approved as advertised subject to the following special conditions:

- 1) All excavations made below a water-producing depth shall be properly sloped up to a water depth of six (6) feet at a slope not greater than 5:1;
- 2) Petitioner shall continue in their aggressive efforts to acquire the "Big Mounds";
- 3) Petitioner shall take every precaution for the preservation of the Everglade Kite.

The foregoing resolution was offered by Commissioner Culpepper , who moved its adoption. The motion was seconded by Commissioner Weaver , and upon being put to a vote, the vote was as follows:

Lake Lytal	- aye
E. W. Weaver	- aye
Robert C. Johnson	- nay
George V. Warren	- aye
Robert F. Culpepper	- aye

The Chairman thereupon declared the resolution duly passed and adopted this 29th day of January , 1974, confirming action of January 4, 1974.

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

Michael B. Small
County Attorney

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: Joan B. Shelton
Deputy Clerk

