

RESOLUTION NO. R-74-59

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. 73-227 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. 73-227, 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 a parcel of land 660 feet in width lying Northeasterly of, adjacent to and parallel with the Northeast right-of-way line of Central & Southern Florida Flood Control District Levee L-8 in Section 31, Township 42 South, Range 40 East and Section 36, Township 42 South, Range 39 East. Said property located approximately six (6) miles north of State Road 80 on the east side of CSFFCD Levee L-8 in an AG-Agricultural District, containing approximately 92 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 Board action of January 4, 1974.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, Clerk

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY  
*Michael B. Small*

Michael B. Small  
County Attorney

By: *James B. Skelton*  
Deputy Clerk

