

RESOLUTION NO. R-81-1364

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. 81-158 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 24 September 1981; and

WHEREAS, the Board of County Commissioners 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, the Board of County Commissioners made the following findings of fact:

1. The proposal would be in harmony and compatible with the present and future development of the area concerned

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 24th day of September, that Petition No. 81-158 the petition of ALVIN I. MALNIK and A.I.M. INVESTMENT CORPORATION by Kieran J. Kilday, Agent, for a SPECIAL EXCEPTION TO ALLOW A PRIVATE HELIPAD on Tracts 74, 75, 76 and 77, and Tract 78, Less the North 431.16 feet thereof, and Tract 79 Less the North 431.16 feet thereof,

all in Block 71, Palm Beach Farms Co. Plat No. 3, in Section 32, Township 46 South, Range 42 East, as recorded in Plat Book 2, pages 45 through 54, inclusive; together with the West 76.00 feet of Tract 71 Less the North 510.00 feet thereof; and the West 76.00 feet of Tract 80, Less the South 629.00 feet thereof; and the South 175.00 feet of Tract 72, and the South 175.00 feet of Tract 73; and the North 431.16 feet of Tract 78; and the North 431.16 feet of Tract 79; and all in Block 71, Palm Beach Farms Co. Plat No. 3, as recorded in Plat Book 2, pages 45 through 54, inclusive. Said property located on the south side of L.W.D.D. Canal No. 39, approximately .7 mile west of Florida's Turnpike in an AG-Agricultural District, was approved as advertised subject to the following conditions:

1. Petitioner shall convey to Palm Beach County when requested in writing by the County Engineer 54' from centerline for the ultimate right-of-way for Lyons Road, if Lyons Road remains in its present alignment.
2. The Lake Worth Drainage District will require the North 75.00 feet of Tracts 74 and 75, Block 71, Palm Beach Farms Co. Plat No. 3 for the right of way for Lateral Canal No. 39. We will accept a Quit Claim Deed or an Easement (on our form); whichever the owner prefers.

Commissioner Gregory, 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:

Frank Foster, Chairman	-	AYE
Norman Gregory, Vice Chairman	-	AYE
Bill Bailey, Member	-	AYE
Dennis Koehler, Member	-	AYE
Peggy B. Evatt, Member	-	AYE

The foregoing resolution was declared duly passed and adopted this 27th day of October, confirming action of 24 September 1981.

FILED THIS..... DAY OF  
 ....., 19.....  
 AND RECORDED IN RESOLUTION  
 MINUTE BOOK NO. .... AT  
 PAGE ....., RECORD VERIFIED  
 JOHN B. DUNKLE, CLERK  
 BY .....D.C.

PALM BEACH COUNTY, FLORIDA  
 BY ITS BOARD OF COUNTY  
 COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: [Signature]  
 Deputy Clerk



APPROVE AS TO FORM  
 AND LEGAL SUFFICIENCY

[Signature]  
 County Attorney