

RESOLUTION NO. 238 B

565125

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SEWALL'S POINT, FLORIDA, AUTHORIZING AND APPROVING THE CONSTRUCTION OF A CHIMNEY EXCEEDING THE THREE FOOT HEIGHT LIMITATION ON THE PROPERTY OWNED BY JACK A. MacDONALD and ANTOINETTE MacDONALD, HIS WIFE.

LEGAL DESCRIPTION

A Parcel of Land being a Portion of that part of the north 5 Acres (also described as the North 200 feet) of GOVERNMENT LOT 2 in Section 35, Township 37 South, Range 41 East, in Martin County, Florida lying southwesterly of "SEWALLS POINT ROAD" (also formerly known as STATE ROAD No. 707) said Parcel of Land being more particularly described as follows:

Commencing at the intersection of the north Line of said GOVERNMENT Lot 2 with the southwesterly Right-of-Way Line of said SEWALLS POINT ROAD: thence along said southwesterly R/W Line, on an assumed bearing South 26°42'51" East for 112.50 feet to the POINT OF BEGINNING of the hereinafter described Parcel; thence continuing along said R/W Line South 26°42'51" East for 112.71 feet; thence North 89°26'09" West for 653 feet more or less to the MEAN HIGH WATER LINE of SAINT LUCIE RIVER; thence along said Line meandering Northwesterly for 218 feet more of less to its intersection with the north Line of said GOVERNMENT LOT 2; thence along said north Line South 89°27'48" East for 302 feet more or less to a point lying 348.65 feet from said hereinbefore described Point of Commencement; thence South 06°39'03" East for 100.64 feet; thence South 89°26'22" East for 387.58 feet to the POINT OF BEGINNING.

WHEREAS, the Town Commission of the Town of Sewall's Point has authority under the Code of Ordinances of the Town of Sewall's Point, Appendix B - Zoning, XI.C., to grant permission to homeowners to construct chimneys higher than three feet above roof level, and

~~WHEREAS, JACK A. MacDONALD and ANTOINETTE MacDONALD, his~~ wife, the owners of the above described property, have applied for permission to construct a chimney which shall extend in excess of three feet above roof level, and

WHEREAS, the Town Commission has reviewed the application for permission by JACK A. MacDONALD and ANTOINETTE MacDONALD, his wife, and have determined that it meets all other criteria and requirements of the Code of Ordinances of the Town of Sewall's Point.

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NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SEWALL'S POINT, FLORIDA, THAT:

1. JACK A. MacDONALD and ANTOINETTE MacDONALD, his wife, are hereby granted approval by the Town Commission of the Town of Sewall's Point to construct a chimney in accordance with the plans submitted to the Building Department of the Town of Sewall's Point.

2. This approval shall be for construction of a chimney only and shall not permit any other deviation from the building code or ordinances of the Town of Sewall's Point, Florida.

3. This resolution shall be recorded by JACK A. MacDONALD and ANTOINETTE MacDONALD, his wife, in the public records of Martin County, Florida, at their sole expense.

PASSED AND ADOPTED this 10th day of September, 1984.

ATTEST:

Joan Barrow
JOAN BARROW, Town Clerk

John C. Guenther
JOHN C. GUENTHER, Mayor -
Commissioner

Approved as to form and
correctness:

M. Lanning Fox
M. LANNING FOX, Town
Attorney

G. C. Strubell
GILBERT C. STRUBELL, Vice-Mayor -
Commissioner

Robert R. Aune
ROBERT R. AUNE, Commissioner

Clifford B. Drake
CLIFFORD B. DRAKE, Commissioner

Helena B. Towl
HELENA B. TOWL, Commissioner

FILED FOR RECORD
MARTIN COUNTY, FLA.
35 AUG 2 P 2: 25
LOUISE V. BAAGS
CLERK OF COMMISSIONERS
BY LS 8/2/84