

RESOLUTION NO. R-76- 124

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. 76-15 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 29 January 1976.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 29th day of January, 1976, that petition No. 76-15, the petition of WALTER MAYTON for a SPECIAL EXCEPTION TO ALLOW A GASOLINE SERVICE STATION on the West 200 feet of the North 1/2 of the Southwest 1/4 of the Northwest 1/4 of the Southwest 1/4, less the South 175 feet, Section 13, Township 46 South, Range 42 East, Said property located on the east side of Military Trail (S.R. 809) approximately 450 feet north of Atlantic Avenue (Delray West Road, S.R. 806) in a CG-General Commercial District in part and AG-Agricultural District in part, was approved as advertised, subject to the following special conditions:

1. The petitioner shall convey to Palm Beach County, one hundred (100) feet of right-of-way from the centerline of Military Trail (S.R. 809). Sixty (60) feet from centerline is to provide for the Ultimate right-of-way for Military Trail and forty (40) feet is for marginal access road; or

The petitioner shall convey to Palm Beach County, sixty (60) feet of right-of-way from centerline of Military Trail (S.R. 809) provided site plan incorporates access coordination with Delray Square Shopping Center, (Petition No. 75-99).

2. Petitioner shall coordinate the site drainage with Delray Square Shopping Center, (Petition No. 75-99).

Commissioner **Weaver** moved for approval of the petition.

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

E.W. Weaver	Yes
Lake Lytal	Yes
Robert F. Culpepper	Yes
Robert C. Johnson	Yes
William Medlen	Yes

The foregoing resolution was declared duly passed and adopted this 10th day of **February**, 1976, confirming action of 29 January 1976.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

William L. Dell
COUNTY ATTORNEY

By John Van Allen
Deputy Clerk

