

RESOLUTION NO. R-76-702

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. 76-88 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 29 July 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 July, 1976, that petition No. 76-88, the petition of JAMES NEMEC **for** a SPECIAL EXCEPTION TO ALLOW A PAINT AND BODY SHOP on a parcel of land more particularly described as follows: commence at a point on the North line of Section 29, Township 43 South, Range 43 East, 50 feet East of the East line of Madrid Park, according to the Plat thereof recorded in Plat Book 20, page 20, run thence Southerly, parallel to the East line of said Madrid Park, 190 feet to the Point of Beginning of the property herein described; from said Point of Beginning continue Southerly, parallel to the East line of said Madrid Park, 290 feet; thence Easterly, parallel to the North line of said Section 29, 144.42 feet; thence Northerly, parallel to the East line of Madrid Park, 290 feet; thence Westerly, parallel to the North line of said Section 29, 144.42 feet to the Point of Beginning. Said property located on the east side of Church Street, approximately 200 feet south of Okeechobee Boulevard (S.R.

704) in a CG-General Commercial District, was approved as advertised, subject to the following special conditions:

1. The South entrance shall be "one way in only" and the North entrance shall be "one way out only".
2. Prior to the issuance of a Certificate of Occupancy, the paint shop shall be approved by Air Pollution Control.
3. Developer shall construct a retaining wall along the east and south property lines, as determined by the County Engineer, to preclude sheet flow of drainage from the site to the east and south.
4. Hours of operation shall be limited to 8 a.m. to 7 p.m.
5. There shall be no body work performed outside the building.
6. Developer shall install acoustical material in the building to alleviate the noise.
7. Site shall be designed so that there will be no drainage sheet flow to the east.
8. Developer shall install french drains, if required, to handle the drainage.

Commissioner **Lytal** , moved for approval of the petition.

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

E. W. Weaver	Absent
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 August , 1976, confirming action of 29 July 1976.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By *William Medlen*  
Deputy Clerk

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

*William Medlen*  
COUNTY ATTORNEY

