

RESOLUTION NO. R-78- 230

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. 77-192 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 26 January 1978.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 26th day of January, 1978, that petition No. 77-192 the petition of WILLIAM F. WIDGER AND VICTOR J. SHANLEY by Alger C. Cavalloro, Agent, for the REZONING, FROM RM-RESIDENTIAL MULTIPLE FAMILY DISTRICT (MEDIUM DENSITY) TO CG-GENERAL COMMERCIAL DISTRICT of the West 97 feet of the East 400 feet of the North 1/4 of the Northeast 1/4 of the Northeast 1/4 of the Southwest 1/4 of Section 36, Township 43 South, Range 42 East, subject to easements and Rights-of-way of record, AND THE FURTHER SPECIAL EXCEPTION TO ALLOW AN AUTOMOTIVE PAINT AND BODY SHOP, MECHANICAL REPAIR, AND RUSTPROOFING FACILITY AS AN EXPANSION OF AN EXISTING AUTOMOTIVE PAINTING AND RUSTPROOFING FACILITY on the East 400 feet of the North 1/4 of the Northeast 1/4 of the Northeast 1/4 of the Southwest 1/4 of Section 36, Township 43 South, Range 42 East, Less the East 53 feet thereof for Road Right-of-Way. Said property located on the west side of Military Trail (S.R. 809), approximately 0.4 mile north of Southern Boulevard

(S.R. 80), was approved as advertised subject to the following special conditions :

1. Within ninety (90) days of the Special Exception approval, the Developer shall convey to Palm Beach County an additional seven (7) feet for the ultimate right-of-way of Military Trail (S.R. 809).
2. Developer shall retain eighty-five (85) percent of the storm **water** runoff from the maximum intensity of a three (3) year storm.

Commissioner Lytal , moved for approval of the petition. The motion was seconded by Commissioner Medlen , and upon being put to a vote, the vote was as follows:

Peggy Cvatt, Chairman	-	Yes
Bill Bailey, Vice Chairman	-	Yes
Lake Lytal	-	Yes
William Medlen	-	Yes
Dennis Koehler	-	Yes

The foregoing resolution was declared duly passed and adopted this 21st day of February , 1978, confirming action of 26 January 1978.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *John B. Dunkle*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

William Medlen
County Attorney

