## RESOLUTION NO. R-78-1123

## 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. 78-173 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 24 August 1978.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the day of , that petition No, 78-173 the petition of RAYMOND J. BARTLETT for a SPECIAL EXCEPTION TO ALLOW AN AUTOMOTIVE REPAIR AND TIRE SALES SERVICE on the North 150 feet of the West 224 feet of the North 1/2 of the South 1/2 of Let 6, Block 4, Palm Beach Plantations, in Section 12, Township 44 South, Range 42 East, as recorded, in Plat Book 10, page 20, less the right of way for Military Trail. Said property located on the east side of Military Trail (S.R. 809), approximately 900 feet south of Forest Hill Boulevard in a CG-General Commercial District, was approved as advertised subject to the following conditions:

- 1. Within ninety (90) days of the Special Exception approval, petitioner shall convey to Palm Beach County sixty (60) feet from the centerline of Military Trail for the ultimate right-of-way.
- 2. Petitioner shall design the parking area to provide the required back-up space for each parking stall.
- 3. Within ninety (90) days of the Special Exception approval, the existing frame structure shall be removed.

- 4. Within thirty (30) days of the Special Exception approval, petitioner shall remove all trash from the subject site.
- 5. All scrap tires shall be stored within a water-tight building.
- 6. No junk vehicles, trash, other debris, or other such activity shall be permitted on the site.
- 7, Landscaping as submitted on the Site Plan, Exhibit No. 10, on 'file in the office of the Director, Department of Planning, Zoning & Building, shall be completed prior to the issuance of an Occupational License,

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 Evatt, Chairman
Bill Bailey, Vice Chairman
Lake Lytal
William Medlen
Dennis Koehler

Yes
Absent
Yes
Absent

The foregoing resolution was declared duly passed and adopted this 12th day of September , 1978, confirming action of 24 August 1978,

PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS

JOHN B. DUNKLE, Clerk

APPROVE AS TO FORM AND LEGAL SUFFICIENCY

County Attorney