

RESOLUTION NO. R-78-1587

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. 78-253 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 30 November 1978.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 30th day of November, 1978, that petition No. 78-253 the petition of JOHN C. VIVIAN, TRUSTEE, for a SPECIAL EXCEPTION TO ALLOW A LARGE SCALE COMMUNITY SHOPPING CENTER on Tract 65, less the South 25.00 feet thereof, together with that portion of Tract 66 lying West of the West line of the Florida State Turnpike Property, less the South 25.00 feet thereof, Block 76, Palm Beach Farms Co. Plat No. 3, in Section 17, Township 47 South, Range 42 East, as recorded in Plat Book 2, pages 45 through 54. Said property located on the north side of Boca Raton Road West (S.R. 808), being bounded on the east by Florida's Turnpike 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 eighty (80) feet from the centerline of Glades Road (S.R. 808) for the ultimate right-of-way.

2. Petitioner shall construct:
 - a. A three-lane section on Glades Road between Boca Rio Road and the west entrance to provide left turn lanes at each of the project's entrances.
 - b. Dual approach lanes, north approach, at the project's center entrance and at the project's east entrance at the intersection with Glades Road.
3. Petitioner shall pay the pro-rata share for the signalization of the intersection of Boca Rio Road and Glades Road when warranted as determined by the County Engineer.
4. Developer shall contribute Thirty-Nine Thousand Nine Hundred Eighty Five Dollars (\$39,985) toward the cost of meeting this project's direct and identifiable traffic impact, to be paid at the time of issuance of a Certificate of Occupancy. However, if a valid impact fee ordinance is adopted, the developer shall be subject to the provisions of that ordinance.

Commissioner Gregory, moved for approval of the petition.

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

Peggy Evatt, Chairman	-	No
Bill Bailey, Vice Chairman	-	Yes
Frank Foster	-	Yes
Norman Gregory	-	Yes
Dennis Koehler	-	No

The foregoing resolution was declared duly passed and adopted this 19th day of December, 1978, confirming action of 30 November 1978.

PALM BEACH COUNTY, FLORIDA
 BY ITS BOARD OF COUNTY
 COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *[Signature]*
 Deputy Clerk

APPROVE AS TO FORM
 AND LEGAL SUFFICIENCY

[Signature]
 County Attorney

