

RESOLUTION NO. R-79- 355

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. 79-52 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 22 February 1979.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 22d day of February, 1979, that petition No. 79-52 the petition of ALLEN SERVICE CENTERS OF FLORIDA, INC. by John W. Ewseychik, Jr., Agent, for a SPECIAL EXCEPTION TO ALLOW AN AUTOMOBILE REPAIR FACILITY on a parcel of land in the South 1/2 of Lot 4, Block 2, Section 12, Township 44 South, Range 42 East, Palm Beach Plantations, according to the plat thereof, as recorded in Plat Book 10, page 20, being more particularly described as follows: Commencing at the Southeast corner of said Lot 4; thence on an assumed bearing of due West, (all other bearings related thereto) along the South line of said Lot 4, a distance of 50.03 feet to the point of beginning; thence continue due West, a distance of 150.00 feet; thence bear North 02°39'45" West, a distance of 166.68 feet; thence bear North 89°59'45" East, a distance of 10.05 feet; thence bear North 02°39'45" West, a distance of 117.07 feet to the beginning of a curve concave to the Southeast, having a radius of 34 feet and a central angle of 92°38'53"; thence bear Northerly and

Easterly, along the arc of said curve, a distance of 54.98 feet to the end of said curve; thence bear North 89°59'07" East, along a line tangent to said curve, a distance of 4.34 feet; thence bear South 02°39'46" East, a distance of 83.08 feet; thence bear North 89°59'07" East, a distance of 100 feet; thence bear South 02°39'52" East, a distance of 236.31 feet to the point of beginning. Less the easterly 3.0 feet thereof for additional right-of-way for Military Trail. Said property located on the west side of Military Trail (S.R. 800), approximately 1250 feet north of Forest Hill Boulevard (S.R. 882) 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 its ultimate right-of-way.
2. Petitioner shall not be allowed access on Sutton Terrace.
3. Petitioner shall grant a drainage easement to Palm Beach County along the west property line for an outfall to the L.W.D.D. L-7 Canal.

Commissioner Foster, moved for approval of the petition.

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

Bill Bailey, Chairman	-	Yes
Dennis Koehler, Vice Chairman	-	Yes
Peggy Evatt, Member	-	Absent
Frank Foster, Member	-	Yes
Norman Gregory, Member	-	Yes

The foregoing resolution was declared duly passed and adopted this 13th day of March, 1979, confirming action of 22 February 1979.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Keith Van Allen*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

County Attorney

