

RESOLUTION NO. R-79- 491

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. 79-55 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 29 March 1979.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 29th day of March, 1979, that petition No. 79-55 the petition of PHILIP B. EASTBURN for a SPECIAL EXCEPTION TO ALLOW AN AUTOMOTIVE REPAIR CENTER INCLUDING AN ON-SITE WATER TREATMENT FACILITY on the South 1/2 of Lot 2, Block 3, Model Land Company's Subdivision of Section 12, Township 44 South, Range 42 East, known as Palm Beach Plantations, as recorded in Plat Book 10, page 20, Less the West 900 feet (as measured along said lot line), Less the East 203.06 feet of the South 203.06 feet (as measured along said lot line), Less the South 53 feet and the East 53 feet (measured at right angles) for the right-of-way of Forest Hill Boulevard and Military Trail. Said property located on the northwest corner of the intersection of Military Trail (S.R. 809) and Forest Hill Boulevard in an RM-Residential Multiple Family District (Medium Density) in part, and CG-General Commercial District, in part, 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 one-half (1/2) section line of Section 12, Township 44 South, Range 42 East, for the ultimate right-of-way for Military Trail.
2. Petitioner shall not be allowed a median opening on either Military Trail or Forest Hill Boulevard.
3. Petitioner shall construct a six (6) foot high masonry wall along the north and west non-frontage property lines adjacent to residential areas, said wall to be extended easterly along the north property line to a point to the rear line of the existing mobile home sales office located on property north of and adjacent to the subject site.
4. There shall be no major auto repair, auto servicing or auto body repair performed on the premises.
5. The hours of operation of the automotive repair center shall be limited to the hours between 9:00 A.M. and 5:00 P.M.

Commissioner Foster, moved for approval of the petition.

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

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

The foregoing resolution was declared duly passed and adopted this 17th day of April, 1979, confirming action of 29 March 1979.

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

 County Attorney

