

RESOLUTION NO. R-79- 493

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. 79-58 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. 79-58 the petition of SCOTT'S RESTAURANT CO. LTD. by Jim Watson, Agent, for a SPECIAL EXCEPTION TO ALLOW A DRIVE-IN RESTAURANT on Parcel 'B' of Evergreen Acres, as recorded in Plat Book 26, page 43, being in Section 24, Township 44 South, Range 42 East. Said property located on the northeast corner of the intersection of Military Trail (S.R. 809) and Broadway Drive 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 one-half (1/2) section line of Section 24, Township 44 South, Range 42 East, for the ultimate right-of-way for Military Trail.
2. Within ninety (90) days of the Special Exception approval, petitioner shall convey to Palm Beach County a "safe corner" on the northeast corner of Military Trail and Broadway Drive.
3. Petitioner shall eliminate the two (2) northernmost parking spaces located adjacent to the east property line and shall provide access across said area to the alley east of and adjacent to the subject site.

Commissioner Evatt, 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	-	Absent
Dennis Koehler, Vice Chairman	-	Yes
Peggy Evatt, Member	-	Yes
Frank Foster, Member	-	Absent
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

[Signature]  
County Attorney

