

RESOLUTION NO. R-79-707

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. 79-110 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 24 May 1979.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 24th day of May, 1979 that petition No. 79-110 the petition of LAKE WORTH ROAD DEVELOPMENT ASSOCIATES, by F. Martin Perry, Attorney, for the FURTHER SPECIAL EXCEPTION TO ALLOW A FINANCIAL INSTITUTION WITH DRIVE-UP TELLER WINDOWS, AN AUTO SERVICE STATION, AND THREE (3) DRIVE-IN RESTAURANTS on those portions of Tracts 76, 77 and 78 lying South of the South right-of-way line of Lake Worth Road (S.R. 802); together with the North 1/2 of Tract 2, Block 30, Palm Beach Farms Company Plat No. 3, in Section 27, Township 44 South, Range 42 East, as recorded in Plat Book 2, pages 45 through 54; and with the right-of-way of Old Lake Worth West Road; also together with the right-of-way of Wry Road lying South of Lake Worth Road (S.R. 802); together with the platted 50 foot Palm Beach Farms Company Reservation lying ~~between the South line of Block 22 and the North line of Block 30, lying~~ East of the southerly projection of the West line of the Easterly 127.25 feet of Tract 76, Block 22; less the right-of-way for Jog Road. Said property located at the southwest corner of the intersection of Lake

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Worth Road (S.P. 802) and Jog Road, and lying south of 40th Street South, approximately 600 feet west of Jog Road, was approved as advertised subject to the following conditions:

1. Petitioner shall abandon the Old Lake Worth Road right-of-way between Jog Road and Lake Worth Road.
2. Petitioner shall construct bypass lanes at all drive-up windows.
3. Petitioner shall construct right turn lanes, west approach, on Lake Worth Road at both entrances on Lake Worth Road.
4. Petitioner shall contribute the pro rata share for the signalization of the intersection of Wry Road and Lake Worth Road when warranted, as determined by the County Engineer.
5. Petitioner shall acquire title to the land for the westerly entrance on Lake Worth Road. If title to this land is not acquired before any zoning approval is granted, the westerly entrance will not be allowed.
6. Petitioner shall provide the North 70.0 feet of Tract 2, Block 30, Palm Beach Farms Company Plat No. 3, as recorded in Plat Book 2, pages 45 through 54, inclusive, for the right-of-way of Lateral Canal No. 12. Said right-of-way shall be by Easement Agreement or Quit Claim Deed, whichever the owner prefers. However, if the petitioner prefers, a lesser right-of-way width may be required if the canal were entirely enclosed in a properly sized culvert.
7. The drive-in window for Building No. 15 shall be relocated to provide adequate storage.
8. No curb cuts shall be allowed for the auto service station.

Commissioner Koehler, 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:

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

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The foregoing resolution was declared duly passed and adopted
this 5th day of June, 1979, confirming action of
24 May 1979.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *John B. Dunkle*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

[Signature]
County Attorney



FILED THIS 5th DAY OF June 1979
AND RESOLVED BY RESOLUTION
MINUTE BOOK NO. 9151 AT
PAGE 9148 RECORD VERIFIED
JOHN B. DUNKLE, CLERK
BY *John Tuley* D.C.