

RESOLUTION NO. R-79- 1103

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. 79-158 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 26 July 1979.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 26th day of July, 1979, that petition No. 79-158 the petition of R N PROPERTIES, by John W. Ewseychik, Jr., Agent, for THE FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED INDUSTRIAL DEVELOPMENT on the North 1/2 of Tract 92, less the West 150.0 feet thereof; Model Land Co., Subdivision of Section 20, Township 44 South, Range 43 East, as recorded in Plat Book 5, page 79. Said property located on the south side of 4th Avenue North, approximately .8 mile east of Congress Avenue (S.R. 807), was approved as advertised subject to the following conditions:

1. Within ninety (90) days of Special Exception approval, petitioner shall convey to Palm Beach County thirty (30) feet from the centerline for the ultimate right-of-way for Fourth Avenue North.
2. Petitioner shall construct Fourth Avenue North from Boutwell Road to the project's driveway.

3. Petitioner shall contribute One Thousand Seventy-Seven Dollars and Twenty-five Cents (\$1,077.25) towards the cost of meeting this project's direct and identifiable traffic impact, to be paid at the time of issuance of a building permit(s). This condition shall fulfill the developer's requirement according to the "Fair Share Contribution for Road Improvements" approved by the Board of County Commissioners on June 19, 1979.
4. All landscaping as shown on plans submitted must be installed by the petitioner prior to the issuance of any Certificate of Occupancy.

Commissioner Koehler, 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 21st day of August, 1979, confirming action of 26 July 1979.

PALM BEACH COUNTY, FLORIDA  
 BY ITS BOARD OF COUNTY  
 COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Ruth Ann Allen*  
 Deputy Clerk

APPROVE AS TO FORM  
 AND LEGAL SUFFICIENCY

*Charles J. ...*  
 County Attorney

