

RESOLUTION NO. R- 79-1771

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. 79-222 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 29 November 1979; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the applicant and other interested parties and the recommendations of the various county review agencies and the recommendations of the Planning Commission; and

WHEREAS, the Board of County Commissioners made the following findings of fact:

1. The proposal would not be disruptive to the character of the neighborhoods or adverse to playgrounds, parks, schools and recreation areas

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 29th day of November, 1979, that Petition No. 79-222 the petition of ROBERT C. BRIDGES for the REZONING, FROM AG-AGRICULTURAL DISTRICT TO CG-GENERAL COMMERCIAL DISTRICT of all that part of the East 1/2 of Tract 16, Amended Plat of Section 12, Township 45 South, Range 42 East, Mary A. Lyman et al, as recorded in Plat Book 9, page 74, lying Easterly of the East right-of-way line of Military

R 19. 1771

Trail, (a 100 foot wide road right-of-way). Said property located on the east side of Military Trail (S.R. 809) being bounded on the east by Old Military Trail and on the south by L.W.D.D. Lateral Canal No. 20, was approved as amended per the petitioner's request for the REZONING, FROM AG-AGRICULTURAL DISTRICT TO CG-GENERAL COMMERCIAL DISTRICT AND THE FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED COMMERCIAL DEVELOPMENT, subject to the following conditions:

1. Within ninety (90) days of Special Exception approval, petitioner shall convey an additional sixty (60) feet for the ultimate right-of-way for Military Trail.
2. Within ninety (90) days of Special Exception approval, petitioner shall convey an additional twenty-five (25) feet for the right-of-way for Old Military Trail.
3. Petitioner shall convey the South 50 feet of the subject parcel as measured from the South line of Section 12, Township 45 South, Range 42 East for the Right-of-Way of Lateral Canal No. 20. The Lake Worth Drainage District will accept a Quit Claim Deed or an Easement, on our form, whichever the owner prefers.
4. Petitioner shall contribute Twenty-one Hundred Dollars (\$2100.00) toward 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). The fee schedule for this project has been calculated in accordance with Ordinance 79-7. This condition shall fulfill the developer's requirement according to the "Fair Share Contribution for Road Improvements Ordinance" No. 79-7 adopted by the Board of County Commissioners.

Commissioner Foster, moved for approval of the petition.

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

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

R 79 1771

The foregoing resolution was declared duly passed and adopted  
this 18th day of December, 1979, confirming action of  
29 November 1979.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Keith Van Otter*  
Deputy Clerk

APPROVE AS TO FORM  
AND LEGAL SUFFICIENCY

*Charles F. [Signature]*  
County Attorney



FILED THIS 18th DAY OF  
December, 1979  
AND RECORDED IN RESOLUTION  
MINUTE BOOK NO. 172 AT  
PAGE 169-171 RECORD VERIFIED  
JOHN B. DUNKLE, CLERK  
BY *Elizabeth [Signature]*