

RESOLUTION NO. R- 80- 228

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. 79-282 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 24 January 1980; 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 be in harmony and compatible with the present and future development of the area concerned
2. The proposal would conform to the character of the district and its peculiar suitability for particular uses
3. The proposal would be consistent with the needs of the County for land areas for specific purposes to serve population and economic activities
4. 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 24th day of January, 1980, that Petition No. 79-282 the petition of VACATION INN PARKS, INC., by Arthur J. Poisson, President, for a SPECIAL EXCEPTION TO AMEND THE APPROVED SITE PLAN FOR PETITION NO. 77-83 (RECREATIONAL WATER SLIDE FACILITY) TO INCLUDE A MINIATURE GOLF COURSE on the East 531.22 feet of the West

581.22 feet of the North 1/2 of the North 1/2 of the Southeast 1/4 of Section 36, Township 42 South, Range 42 East, less the North 45 feet thereof. Said property located on the east side of Military Trail (S.R. 809), approximately .5 mile south of BeeLine Highway (S.R. 710) in an AG-Agricultural District, 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 sixty (60) feet from centerline for the ultimate right-of-way for Military Trail.
2. Petitioner shall construct left turn lane, north approach, on Military Trail at project's entrance as approved by the County Engineer.
3. Petitioner shall close existing median opening and construct 6" nonmountable curb on east and west side of median for a distance of 200 ft. south of proposed south nosing.
4. Petitioner shall contribute One Thousand Six Hundred Twelve Dollars and Fifty Cents (\$1,612.50) 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 as follows:

\$12.50/A.D.T.

However, regardless of the present or future status of this Ordinance, this development shall be required to provide the above One Thousand Six Hundred Twelve Dollars and Fifty Cents toward alleviating some of its direct and identifiable traffic impact.

5. All landscaping shall be installed as shown on site plan submitted prior to the issuance of a Certificate of Occupancy.

Commissioner Evatt, 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:

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

The foregoing resolution was declared duly passed and adopted  
 this 12th day of February, 1980, confirming action of  
 24 January 1980.

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

