

RESOLUTION NO. R- 80-376

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. 80-6 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 28 February 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 be consistent with the needs of the County **for lend areas for** specific purposes to serve population and economic activities
3. 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 28th day of February, 1980, that Petition No. 80-6 the petition of LIL GENERAL STORES, by J.L. Trull, President, for a SPECIAL EXCEPTION TO ALLOW GASOLINE PUMP ISLANDS on the South 200 feet of the West 200 feet of the North 1/2 of the Southeast

1/4 of Section 25, Township 42 South, Range 42 East. Said property located on the northeast corner of the intersection of Military Trail (S.R. 809) and Blue Heron Boulevard in a CN-Neighborhood Commercial 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 Blue Heron Blvd.
2. Petitioner shall convey to Palm Beach County a 25 ft. safe corner at the intersection of Military Trail and Blue Heron Blvd.
3. Petitioner shall not be allowed a median opening on either Military Trail or Blue Heron Blvd.
4. Petitioner shall locate the centerline of the access drive on Military Trail a distance of 20 ft. from the north property line.
5. Petitioner shall locate the centerline of the access drive on Blue Heron Blvd. a distance of 20 ft. from the east property line.
6. Petitioner shall contribute Seventeen Thousand Nine Hundred Twenty-five Dollars (\$17,925.00) for the cost of meeting this project's direct and identifiable traffic impact to be paid at the time of issuance of the building permit(s). This Fair Share Traffic Impact contribution has been determined in accordance with the provisions of Ordinance 79-7. However, regardless of the present or future status of this Ordinance, this development shall be required to provide the above Seventeen Thousand Nine Hundred Twenty-five Dollars (\$17,925.00) toward alleviating some of its direct and identifiable traffic impact.
7. Either site plan submitted by the petitioner is acceptable, contingent upon approval by the Site Plan Review Committee.
8. 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 Bailey, and upon being put to a vote, the vote was as follows:

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

The foregoing resolution was declared duly passed and adopted  
this 18th day of March, 1980, confirming action of  
28 February 1980.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Bill J. ...*  
Deputy Clerk

APPROVE AS TO FORM  
AND LEGAL SUFFICIENCY

*Charles F. ...*  
County Attorney

