

RESOLUTION NO. P- 80-391

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. 80-30 was presented to the Board of County Commissioners of Palm Beech 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 nor generate excessive noise or traffic
2. The proposal would be in harmony and compatible with the present and future development of the area concerned
3. The proposal would be consistent with the needs of the County for land areas for specific purposes to serve population end 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 28th day of February, 1980, that Petition No. 80-30 the petition of COCOANUT ENTERPRISES DEVELOPMENT COMPANY, INC., by K. T. Mock, Agent, for a SPECIAL EXCEPTION TO ALLOW A NURSERY AND GREENHOUSE FACILITY on a parcel of land in Tracts 11 and 12, Block

1, according to the plat of the Palm Beach Farms Company Plat No. 9, in Section 29, Township 43 South, Range 42 East, as recorded in Plat Book 5, page 58, more particularly described as follows: Beginning at a point in the West line of said Tract II, 70 feet South of the Northwest corner of said Tract 11; thence South $87^{\circ}46'06''$ East along a line that is 70 feet South of and parallel to the North line of said Tracts 11 and 12, a distance of 730.00 feet to a point in said Tract 12; thence South 571.57 feet to a point; thence West 759.46 feet to a point; thence North along East line of Tract 12; thence 601.17 feet to 2 point; thence South $87^{\circ}46'06''$ East, a distance of 30 feet to the Point of Beginning. Said property located on the northeast corner of the intersection of Okeechobee Boulevard (S.R. 704) and Rubin Road in a CG-General Commercial District, was approved as advertised subject to the following condition:

1. Petitioner shall contribute One Hundred Twenty-five Dollars (\$125.00) toward 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 One Hundred Twenty-five Dollars toward alleviating some of its direct and identifiable traffic impact.

Commissioner Foster, 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	-	A-ye
Bill Bailey, Member		Aye
Norman R. Gregory, Member	-	Absent
Peggy E. Evatt, Member		Absent

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: *Keith Van Orman*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

Charles F. Wood
County Attorney

