

RESOLUTION NO. R- 80-1609

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. 80-196 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 23 October 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 not 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 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 23rd day of October 1980, that Petition No. 80-196 the petition of JOHN and VICTORIA RANKIN by Anne Booth of Urban Design Studio, Agent, for a SPECIAL EXCEPTION TO ALLOW A DAYCARE CENTER, INCLUDING AN EDUCATIONAL INSTITUTION on all of Lots 55, 56, 57 and 58 of Sunny Acres Suburban Homesites No. 2, in Section 24, Township 44 South, Range 42 East, as recorded in Plat Book 23, page 198. Said property located on the southeast corner of the intersection of 10th Avenue North and Attleboro Avenue in an RM-Residential Multiple Family District (Medium Density), 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:
 - a. Fifty-four (54) feet from centerline for the ultimate right-of-way for Tenth Avenue North
 - b. Thirty (30) feet from centerline for the right-of-way for Grace Avenue
2. Petitioner shall contribute Two Thousand Eight Hundred Dollars (\$2,800.00) 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).
3. Approval of the Special Exception is contingent upon the petitioner obtaining any necessary variance(s).

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	- AYE
Bill Bailey, Member	- AYE
Norman R. Gregory, Member	- AYE
Peggy B. Evatt, Member	- ABSENT

The foregoing resolution was declared duly passed and adopted
this 25th day of November 1980, confirming action of
23 October 1980.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Ruth Van Otter*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

Charles F. Choach
County Attorney

