

RESOLUTION NO. R-81-873

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. 81-63 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 25 June 1981; 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

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 21st day of JULY, 1981, that Petition No. 81-63 the petition of RICHARD ZARETSKY by John Ewseychik, Jr., Agent, for the FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED COMMERCIAL DEVELOPMENT on a parcel of land being more particularly described as follows: from a point in the intersection of a line running parallel 33 feet North of the centerline of Summit Boulevard (formerly Dillman

Road) and the Western right-of-way line of Military Trail run West 185 feet along the line running parallel 33 feet North of the centerline of Summit Boulevard to the Point of Beginning; thence run West 150 feet continuing along the line running parallel 33 feet North of the centerline of Summit Boulevard to a point; thence North  $01^{\circ}49'12''$  East 259.24 feet to a point; thence West 13.54 feet to a point; thence North  $01^{\circ}49'12''$  East 125.0 feet to an iron pipe, said iron pipe being located 250 feet South of the North line of Lot 4, Block 3, of Plat No. 1 Palm Beach Plantations in Section 1, Township 44 South, Range 42 East, as recorded in Plat Book 10, page 20; thence South  $88^{\circ}32'35''$  East 342.88 feet to an iron pipe on the West right-of-way line of Military Trail; thence Southerly 125.0 feet along a curve concave to the East, having a radius of 21,538.94 feet, along the West right-of-way line of Military Trail to a point; thence West 185 feet to a point; thence South 259.1 feet to the Point of Beginning. Said property located on the west side of Military Trail (S.R. 809), and on the north side of Summit Boulevard, 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. 60' from centerline for the ultimate right-of-way for Military Trail
  - b. 80' north of the south section line of Section 1 for the ultimate right-of-way for Summit Blvd.
2. Petitioner shall not be permitted a median opening on Military Trail.
3. Petitioner shall construct at the project's entrance and Summit Blvd. a left turn lane west approach
4. Petitioner shall contribute Twenty-four Thousand Seven Hundred and Fifty Dollars (\$24,750.00) 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).
5. Air-conditioning equipment and exhaust fans shall be roof-mounted and screened to provide additional protection to abutting residences on the west and north.

Commissioner Koehler , 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:

Frank Foster, Chairman	AYE
Norman Gregory, Vice Chairman -	ABSENT
Bill Bailey, Member	AYE
Dennis Koehler, Member	AYE
Peggy B. Evatt, Member	AYE

The foregoing resolution was declared duly passed and adopted  
this 21st day of JULY, 1981 , confirming action of  
25 June 1981.

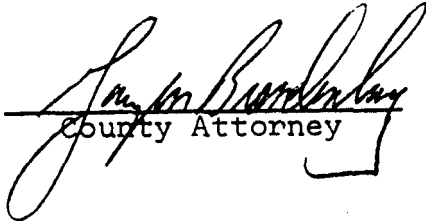
PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By:

  
Deputy Clerk

APPROVE AS TO FORM  
AND LEGAL SUFFICIENCY

  
County Attorney

