

RESOLUTION NO. R-81-1046

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. 81-105 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 23 July 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 23 day of July 1981, that Petition No. 81-105 the petition of ALBERT and ROXANNE AULD by Pam Dannelevitz, Agent, for a SPECIAL EXCEPTION TO ALLOW A CHILD DAYCARE CENTER on the South 90 feet of the East 283 feet of the East 1/4 of the Southeast 1/4 of the Northwest 1/4 of Section 25, Township 44 South,

Range 42 East, less the East 40 feet and less easement for road and canal purposes along the South and East side of property. Said property located at the northwest corner of the intersection of Military Trail (S.R. 809) and Forest Lane 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 67' from centerline for the ultimate right-of-way for Military Trail.
2. Petitioner shall construct Forest Lane from Military Trail to the project's west propertyline, prior to the issuance of a Certificate of Occupancy.
3. Petitioner shall contribute Eighteen Hundred Dollars (\$1,800.00) 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).
4. The capacity of the facility shall be limited to one (1) child per 100 sq. ft. of enclosed outdoor play area unless a larger number of children is approved by the Child Care Facilities Board.

Commissioner **Koehler**, moved for approval of the petition.

The motion was seconded by Commissioner Evatt, 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 25 day of August 1981, confirming action of
23 July 1981.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Ruth Ann Stearns*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

[Signature]
County Attorney

