

RESOLUTION NO. R-81-1589

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. 81-164 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 29 October 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 29th day of October, 1981, that Petition No. 81-164 the petition of RICHARD and CHRISTINE LEFHOLZ for a SPECIAL EXCEPTION TO ALLOW AN AUTOMOTIVE SERVICE FACILITY on Lots 2 and 3, less the West 90 feet and the East 20 feet thereof, Bush and Mohny's Addition in Section 13, Township 44 South, Range 42 East as recorded in Plat Book 21, page 49. Said property located on the west side of Military Trail (S.R. 809) approximately 100 feet north of Purdy Lane in a CG-General Commercial District, was approved as advertised subject to the following conditions:

1. Petitioner shall convey to Palm Beach County within ninety (90) days of Special Exception approval, 60' from centerline for the ultimate right of way for Military Trail.
2. Petitioner shall not be permitted a median opening on Military Trail.
3. Petitioner shall contribute Four Thousand Dollars (\$4,000.00) toward the cost of meeting this project's direct and identifiable traffic impact to be paid at the time of issuance of the building permits.
4. Petitioner shall preserve significant native vegetation as a buffer to abutting residential property.
5. A 6:00 P.M. closing hour shall be adhered to.

Commissioner Koehler , moved for approval of the petition.

The motion was seconded by Commissioner Gregory , and upon being put to a vote, the vote was as follows:

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

The foregoing resolution was declared duly passed and adopted this 22d day of December, 1981 , confirming action of 29 October 1981.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: [Signature]
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

[Signature]
County Attorney

