

RESOLUTION NO. R- 81-1596

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. 81-181 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. 81-181 the petition of RAYSIDE TRUCK AND TRAILER by Kieran Kilday, Agent, for the FURTHER SPECIAL EXCEPTION TO ALLOW A COMMERCIAL UTILITY TRAILER SALE AND REPAIR FACILITY AND LOT, INCLUDING A TRUCK REPAIR SERVICE on the South 172.0 feet of the East 630.0 feet of the Southeast Quarter of the Southeast Quarter of the Southwest Quarter of Section 13,

'Township 44 South, Range 42 East. Said property located west of Military Trail (S.R. 809), approximately .1 mile south of Kelly Prive, 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 ft. 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 only be permitted access to Military Trail from the subject parcel,
4. Petitioner shall contribute One Thousand Three Hundred and Seventy-five Dollars (\$1,375.00) 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.
5. The Lake Worth-Drainage District will require the South 30 feet of the South 172.0 feet of the East 630.0 feet of the Southeast Quarter of the Southeast Quarter of the Southwest Quarter of Section 13, Township 44 South, Range 42 East for the required right-of-way for Lateral Canal No. 10. We will accept a Quit Claim Deed or an Easement (on our form), whichever the owner prefers.
6. No mechanical repair of trucks, except for installing trailer hitches and vinyl bed liners, will be permitted on the premises.

Commissioner **Evatt** , 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	-Absent
Peggy B. Evatt, Member	-Yes

The foregoing resolution was declared duly passed and adopted
this 22nd 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: *Pauline A. Allen*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

Cliff Howell
County Attorney

