

RESOLUTION NO. R-81-1633

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. 81-211 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 19 November 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 19th day of November, 1981, that Petition No. 81-211 the petition of MICHAEL and LINDA POSNER by David Carpenter, Agent, for the FURTHER SPECIAL EXCEPTION TO ALLOW A RECREATIONAL FACILITY AND CLUB on The South 1/2 of the South 1/2 of the Northwest 1/4 of the Northwest 1/4 of Section 25, Township 46 South, Range 42 East, Less the West 685 feet thereof, together with an ingress and egress

easement over the following described parcel of land: the North 20 feet of the South 25 feet of the West 685 feet of the South 1/2 of the South 1/2 of the Northwest 1/4 of the Northwest 1/4, Less the right-of-way for Military Trail. Said property located approximately 645 feet east of Military Trail (S.R. 809) and approximately .3 mile south of Germantown Road (Linton Boulevard), was approved as advertised subject to the following conditions:

1. Petitioner shall provide a copy of the recorded access easement from this project to Military Trail per the County Engineer's approval prior to Site Plan approval.
2. Petitioner shall not be issued a Certificate of Occupancy, until Military Trail is four-laned to the South property line of Petition 81-98.
3. Petitioner shall contribute Six Thousand Two Hundred and Fifty Dollars (\$6,250.00) 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 developer will take reasonable precautions during the development of this project to insure that fugitive **particulates** (dust particles) from this project do not become a nuisance to neighboring properties.
5. The developer will take necessary precautions to insure there will be no pollutant run-off from this project to adjacent or nearby surface waters.

Commissioner Bailey, moved for approval of the petition.

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

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

The foregoing resolution was declared duly passed and adopted this 22d day of December, 1981, confirming action of 19 November 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

