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RESOLUTION NO. R-82-330

RESOLUTION APPROVING ZONING PETITION 82-2, Special Exception

WHEREAS, the Board of County Commissioners, as the governing authority 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 73-2 have been satisfied; and

WHEREAS, Petition No. 82-2 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 28 January 1982; 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 28th day of January, 1982, that Petition 82-2 the petition of FLORIDA NATIONAL PROPERTIES, INC. Werner Buntemeyer, President, for a SPECIAL EXCEPTION TO ALL ZONING ORDINANCES IN THE NORTHWEST 1/4 OF SECTION 30, TOWNSHIP 47 SOUTH, RANGE 41 EAST

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Fla. National properties, Inc.
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and the South 1/2 of Section 30, Township. 47 South, Range 41 East,
and the West 118.81 feet of the Northeast 1/4 of Section 30, Township
47 South, Range 41 East. Said property located on the north side of
Broward County Line, approximately .3 mile south of Hillsboro Canal
and approximately two (2) miles west of L.W.D.D. Equalizing Canal No.
E-1 S in an AG-Agricultural District, was approved as advertised
subject to the following conditions:

1. Petitioner shall obtain a permit from the Land Development Division, Permit Section, for the removal of any fill off-site from the subject parcel
2. Petitioner shall contribute One Hundred and Twenty-five Dollars (\$125.00) toward the cost of meeting this project's direct and identifiable traffic impact, to be paid prior to site plan approval.
3. Petitioner shall post a \$2500/acre reclamation surety for each phase prior to excavation permits being issued
4. Any structures on site or mobile homes must meet district setback requirements.
5. The existing stand of royal palm trees shall be preserved.
6. All existing pipes and pumps on L-36, none of which were under a South Florida Water Management District (SWMD) except Florida National Property, shall be removed,
7. Petitioner shall supply and install three (3) 72 inch corrugated metal pipes which shall become property of SFWMD. These pipes will provide historical drainage to existing landowners.
8. Petitioner shall permit SFWMD to use petitioner's road for maintenance of the L-36 borrow canal. The road is to be improved to provide a 24 foot-wide top at an elevation of 12.5 NGVD, minimum, and be sloped to drain westerly.
9. Excavated materials shall be limited to distribution through Broward County roads only, and shall be limited to petitioner's own use and not for sale.

Commissioner **Bailey**, 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:

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

The foregoing resolution was declared duly passed and adopted
his 30th day of March, 1982, confirming action of
8 January 1982.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Ruth Van Otter*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

John Cortes
County Attorney

