

RESOLUTION NO. R- 82-332

RESOLUTION APPROVING ZONING PETITION 82-4 Special Exception

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. 82-4 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

WHEREAS, the petitioner requested that Petition 82-4 be unended to include a Special Exception to allow a Planned Commercial development, and such request was granted;

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 28, 1982, that Petition No. 82-4 the petition of PHIL-MAR LEASING, INC., by Eugene G. Kidder, President, as amended for the FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED COMMERCIAL DEVELOPMENT on the East 135 feet of the North 150 feet of Lot 88; the North 50 feet of the East 135 feet of Lot 89; and the South 50 feet of the East 135 feet of Lot 88; Square Lake, in Section 24, Township 42 South, Range 42 East, as recorded in Plat Book 23, page 141, together with an easement over and across the East 50 feet of the West 135 feet of the North 150 feet of said Lot 88. Said property located on the west side of Military Trail (S.R. 809), approximately .9 mile south of Lake Park Road (S.R. 809A), was approved subject to the following conditions:

1. Petitioner shall convey an additional 10 ft. for the ultimate right-of-way for Military Trail.
2. Petitioner shall construct Lillian Avenue from Military Trail to the project's west property line prior to the issuance of a Certificate of Occupancy.
3. Petitioner shall construct a left turn lane, south approach, on Military Trail at Lillian Avenue prior to the issuance of a Certificate of Occupancy.
4. Only one access onto Lillian Avenue will be permitted a minimum distance of 150 ft. west of Military Trail.
5. Petitioner shall contribute Nine Thousand Sixty-three Dollars (\$9,063.00) toward the cost of meeting this project's direct and identifiable traffic impact to be paid on a pro-rata basis at the time of issuance of building permit(s).

Commissioner **Evatt**, 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:

Norman Gregory, Chairman	AYE
Peggy Evatt , Vice Chairman	AYE
Bill Bailey, Member	AYE
Dennis Koehler, Member	AYE
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: *Geetha Das*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

John G. Catlett
County Attorney

