

RESOLUTION NO. R-82-392

RESOLUTION APPROVING ZONING PETITION 82-11 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. 82-11 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 25 February 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 25th day of February, 1982, that Petition No. 82-11 the petition of FREDERICK T. DePALMA by Kieran J. Kilday, Agent, for a SPECIAL EXCEPTION TO AMEND THE PREVIOUSLY APPROVED SITE

PLAN UNDER ZONING PETITION NO. 73-101, TO INCLUDE AN AUTOMOBILE SALES FACILITY AND LOT on a parcel of land more particularly described as follows: Survey Plat of the West 303 feet of the North 1/2 of the Northwest 1/4 of the Southwest 1/4 of the Southeast 1/4 of Section 25, Township 43 South, Range 42 East. Said property located on the east side of Military Trail (S.R. 809), approximately 450 feet south of Cherry Road in a CG-General Commercial District, was approved as advertised subject to the following conditions:

- A. Petitioner shall:
  - 1. 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. Construct prior to the issuance of a Certificate of Occupancy, a left turn lane, north approach, at the intersection of Military Trail and the project's entrance road.
  - 3. Contribute One Thousand One Hundred and Eighty-eight Dollars (\$1,188.00) 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 the building permit(s).
- B. Petitioner shall preserve significant on-site vegetation, in order to maintain an opaque buffer along the east and south property boundaries.

Commissioner Foster , moved for approval of the petition.

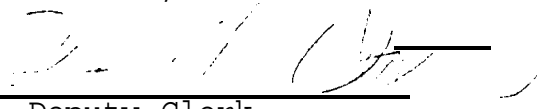
The motion was seconded by Commissioner Evatt , and upon being put to a vote, the vote was as follows:

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

The foregoing resolution was declared duly passed and adopted  
this 13th day of March, 1982 , confirming action of  
25 February 1982.

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

