

RESOLUTION NO, R- 82-500

RESOLUTION APPROVING ZONING PETITION 82-33, Special Exceptio

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. 82-33 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 25 March 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 **March, 1982**, that Petition No. 82-33 the petition of ELLIS W. and VIOLET I. SMITH, MICHAEL D. and SHARON R. SMITH by Lloyd S. Ice, Sr., Agent, for a SPECIAL EXCEPTION TO ALLOW A USED AUTOMOBILE FACILITY AND LOT on Lots 1, 2 and the North 1/2 of Lot 3, Lots 6, 7 and 8, Hall's Addition to Military

Park in Section 24, Township 43 South, Range 42 East, as recorded in Plat Book 12, page ~~44~~, Less however, the West 25 feet thereof for road purposes. Said property located on the southeast corner of the intersection of Military Trail (S.R. 809) and Marguerita Street in a CG-General Commercial District, 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 contribute One Thousand Five Hundred Dollars (\$1,500.00) 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).
4. Petitioner shall construct a 6 ft. wall along the eastern property line.
5. Petitioner shall provide an adequate landscape strip along the south property line to be determined by the Site Plan Review Committee.

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	Yes
Peggy Evatt, Vice Chairman	Yes
Bill Bailey, Member	Yes
Dennis Koehler, Member	<b>Absent</b>
Frank Foster, Member	Yes

The foregoing resolution was declared duly passed and adopted  
this **18th** day of **May, 1982**, confirming action of  
25 March 1982.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, Clerk

BY: *Reeth Van Otter*  
Deputy Clerk

APPROVE AS TO FORM  
AND LEGAL SUFFICIENCY

*John B. Dunkle*  
County Attorney

