

RESOLUTION NO. R- 83-21

RESOLUTION APPROVING ZONING PETITION 81-213A, 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. 81-213A was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 1 July 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 1st day of July, 1982, that Petition No. 81-213A the petition of GULF OIL CORPORATION, By H.K. Meyers, Agent, for a SPECIAL EXCEPTION TO ALLOW THE EXPANSION OF AN EXISTING SERVICE STATION on a parcel of land being more particularly described as follows: Beginning at a point on the North line of Section 29, Township 43 South, Range 43 East, 50 feet East of the East line Madrid Park, as recorded in Plat Book 20, page 20; thence Southerly parallel to the East line of said Madrid Park, 480 feet; thence Easterly parallel to the North line of said Section 29, 144.42 feet; thence Northerly parallel to the East line of Madrid Park, 480 feet, more or less, to the North line of said Section 29; thence Westerly along the North line of said Section 29, 144.42 feet, more or less, to the Point of Beginning, LESS HOWEVER, the following described parcel of land: Commence at a point on the North line of Section 29, Township 43 South, Range 43 East, 50 feet East of the East line of Madrid Park, as recorded in Plat Book 20,

page 20, run thence Southerly, parallel to the East line of said Madrid Park, 190 feet to the Point of Beginning of the property described herein; from said Point of Beginning continue Southerly, parallel to the East line of said Madrid Park, 290 feet; thence Easterly parallel to the North line of said Section 29, 144.42 feet; thence Northerly, parallel to the East line of Madrid Park, 290 feet; thence Westerly, parallel to the North line of said Section 29, 144.42 feet to the Point of Beginning. Said property located on the southeast corner of the intersection of Okeechobee Boulevard (S.R. 704) and Church Street in a CG-General Commercial District, was approved as advertised subject to the following special conditions :

1. Developer shall convey to Palm Beach County, within 90 days of Special Exception approval, / 30 feet for the ultimate right-of-way for Church Street (approximately an additional 5 feet of right-of-way) .
2. Developer shall seek a variance for the side interior and-front setback(s) or meet the Property Development Regulations of the Palm Beach County Zoning Code.

Commissioner. Foster , moved. for approval of the petition.

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

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

The foregoing resolution was declared duly passed and adopted this 4th day of January, 1983 , confirming action of 1 July 1982.

PALM BEACH COUNTY, FLORIDA
 BY ITS BOARD OF COUNTY
 COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: Kathleen Dunkle
 Deputy Clerk

APPROVE AS TO FORM
 AND LEGAL SUFFICIENCY

John P. [Signature]
 County Attorney