

RESOLUTION NO. R-83-67

RESOLUTION APPROVING ZONING PETITION 82-96, 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. 82-96 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 29 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 29th day of July, 1982, that Petition No. 82-96 the petition of JEFFREY A. MOYE by Eclectic, Inc. Agent, for a SPECIAL EXCEPTION TO ALLOW A CHILD DAYCARE CENTER on Lot 88 and the Easterly 61.39 feet of Lot 89, Morrison Homes, South Section, in Section 5, Township 44 South, Range 43 East as recorded in Plat Book 23, page: 189 and 190. Said property located on the south side of Gun Club Road, approximately 250 feet east of Congress Avenue (S.R. 807) in an KH-Residential Multiple Family District (High Density), was approved as advertised subject to the following special conditions:

1. Petitioner shall amend site plan as follows:
 - Back-up apron to parking area shall be provided for.
2. Petitioner shall retain onsite 85% of the stormwater runoff generated by a three (3) year storm per requirements of the Permit Section, Land Development Division.

3. Within ninety (90) days of approval the ultimate right-of-way for Gun Club Road, 40 feet from centerline, shall be conveyed to Palm Beach County. (Approximately an additional 7 feet of right-of-way.)
4. The contribution of Eight Thousand and Sixty Three Dollars (\$8,063.00) toward the cost of meeting this project's direct and identifiable traffic impact, is to be paid at the time of issuance of the Building Permit.

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:

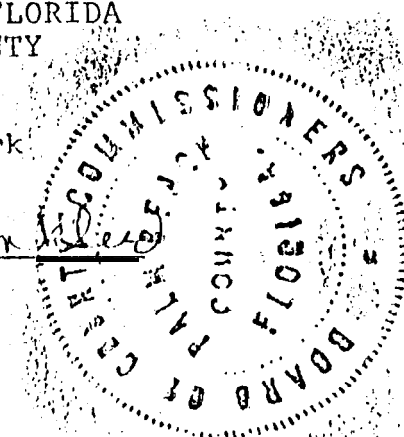
Norman Gregory, Chairman	Aye
Peggy Evatt, Vice Chairman	Aye
Bill Bailey, Member	Absent
Dennis Koehler, Member	Aye
Frank Foster, Member	Aye

The foregoing resolution was declared duly passed and adopted' this 18th day of January, 1983 , confirming action of 29 July 1982.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: Kathleen Smith
Deputy Clerk



APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

John Ballitt
County Attorney