

RESOLUTION NO. R-83-129

RESOLUTION APPROVING ZONING PETITION 82-100, 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. 82-100 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 23 September 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 23rd day of September, 1982, that Petition No. 82-100 the petition of SAUL L. ZINER and LOUIS M. MOYROUD, AS TRUSTEES OF L & S REALTY TRUST, by Mark A. Berezin, Agent, for a SPECIAL EXCEPTION TO ALLOW AN OFFICE WAREHOUSE COMBINATION on Lots 15, 16 and 17, DeCarie Subdivision, in Section 4, Township 46 South, Range 43 East, as recorded in Plat Book 24, page 102, and Lots 1 through 18, inclusive, Block 'E', Replat of Blocks 2 through 5, inclusive, Gulf Stream Estates, as recorded in Plat Book 23, page 46, and a parcel of land in Section 4, Township 46 South, Range 43 East, bounded as follows: On the North by the South line of Lot 18, Block 'E', Replat of Blocks 2 through 5, inclusive, Gulf Stream Estates, Plat Book 23, page 46, on the East by the West right-of-way line of the F.E.C. Railroad; on the South by the North line of Lot 15, DeCarie Subdivision, Plat Book 24, page 102, and on the West by the Northerly extension of the Easterly right-of-way line of S.E. 4th Avenue (formerly Webb Avenue) as shown on the said Plat of DeCarie Subdivision.

Said property located on the northeast corner of the intersection of Gulfstream Boulevard and S.E. 4th Avenue in a CG-General Commercial District, was approved as advertised subject to the following conditions:

1. The five northernmost parking spaces along Gulfstream Boulevard shall be eliminated.
2. Developer 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. The contribution of One Thousand Nine Hundred and **Thirty-Eight (\$1,938.00)** toward the cost of meeting this project's direct and identifiable traffic impact, to be paid at the time of issuance of the Building Permit(s).
4. Developer shall align the project entrance onto S.E. 4th St. with Gulfstream Boulevard.
5. Developer shall eliminate the existing backup parking onto Gulfstream Boulevard.

Commissioner **Evatt**, moved for approval of the petition. The motion was seconded by Commissioner Foster, and upon being put to a vote, the vote was as follows:

Bill Bailey, Chairman	Absent
Dennis Koehler, Vice Chairman -	Absent
Peggy B. Evatt, Member	<b>Aye</b>
Frank H. Foster, Member	<b>Aye</b>
Norman R. Gregory, Member	<b>Aye</b>

The foregoing resolution was declared duly passed and adopted this 25th **day** of January **1983**, confirming action of 23 September 1982.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Grace L. Yeter*  
Deputy Clerk

APPROVE AS TO FORM  
AND LEGAL SUFFICIENCY

*John Cantello*  
County Attorney