

RESOLUTION NO. R- 83-136

RESOLUTION APPROVING ZONING PETITION 82-128, SPECIAL EXCEPTION
AMENDING SITE PLAN UNDER ZONING PETITION 80-82

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. 82-128 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. 82-128 the petition of GULF OIL CORPORATION, by Alan J. Ciklin, Attorney, for a SPECIAL EXCEPTION TO AMEND THE SITE PLAN PREVIOUSLY APPROVED UNDER ZONING PETITION NO. 80-82, TO INCLUDE A CAR WASH on a portion of C-1, Villages of Oriole Shops, in Section 16, Township 46 South, Range 42 East, 'as recorded in Plat Book 35, Page 9, being more **particulary** described as follows: Beginning at the Southeast corner of said parcel C-1, thence North $80^{\circ}40'50''$ West along the South line thereof, a distance of 218.00 feet; thence North $01^{\circ}15'47''$ East, a distance of 200 feet; thence South $89^{\circ}40'59''$ East, a distance of 218.00 feet to a point on the East line of said parcel C-1; thence South $01^{\circ}15'47''$ West, along the East line thereof, a distance of 200.00 feet to the Point of Beginning. Said property located on the north siade of Atlantic Avenue (Delray West Road), approximately 112 feet east of Hagen Ranch Road in a CG-General Commercial District, was approved as advertised

subject to the following conditions:

1. 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.
2. Developer shall contribute the sum of Eight Hundred and Twenty Five Dollars (\$825.00) 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.

Commissioner Koehler , 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 Xoebler, Vice Chairman	Aye
Peggy B. Evatt, Member	Aye
Frank H. Foster, Member	Aye
Norman R. Gregory, Member	Absent

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 D. Yee
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

John Collett
County Attorney