

RESOLUTION NO. R-83-138

RESOLUTION APPROVING ZONING PETITION 82-131, 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. 82-131 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 23 September 1982; and

WHEREAS, **theBoard** 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. 82-131 the petition of UNITED FUNERAL SERVICE, INC., by Alan J. Ciklin, **Attorney, for** THE FURTHER SPECIAL EXCEPTION TO ALLOW A FINANCIAL INSTITUTION WITH FOUR (4) DRIVE-UP TELLER WINDOWS on a parcel of land ind Section 14, Township 46 South, Range 42 East, being more particularly described as follows: commencing at the Southwest corner of said Section 14; thence South **89°42'03"** East (assumed), along the South line of said Section 14, a distance of 1123.94 feet to a point in a line 215.00 feet West of, as measured at right angles, and parallel with the East line of the Southwest **1/4** of the Southwest **1/4** of Section 14; thence North **0°24'27"** East, along said parallel line, a distance of 1061.52 feet to a point in the Southerly right-of-way line of State Road No. 806, as recorded in Road Plat Book 3, page 25,

thence Southwesterly, along the said Southerly right-of-way line of State Road No. 806, being a curve concave to the Southeast, having a radius of 1751.73 feet and a chord bearing of South 51'43'05" West, a distance of 287.00 feet to the point of beginning; thence South 27°58'32" East, a distance of 75.03 feet to a point of curvature of a curve concave to the West having a radius of 5.00 feet and a central angle of 28'22'59"; thence Southeasterly and Southerly, along the arc of said curve, a distance of 2.48 feet to a point in a line 402.50 feet West of, as measured at right angles and parallel with the said East line of the Southwest 1/4 of the Southwest 1/4 of Section 14; thence South 0°24'27" West, along said parallel line, a distance of 231.00 feet: thence North 89'35'33" West a distance of 190.00 feet to a line 592.50 feet West of, as measured at right angles, and parallel with the said East line of the Southwest 1/4 of the Southwest 1/4 of Section 14; thence North 0°24'27" East, along said parallel line, a distance of 129.0 feet; thence North 33°12'09" East, a distance of 47.0 feet to the said Southerly right-of-way line of State Road No. 806; thence North 44°08'14" East, along said Southerly right-of-way line, a distance of 95.01 feet to a point of curvature of a curve concave to the Southeast having a radius of 1751.73 feet and a central angle of 2°53'14"; thence Northeasterly, along the arc of said curve, a distance of 88.27 feet to the said point of Beginning. Said property located on the south side of Atlantic Avenue (**Delray** West Road), approximately .3 mile west of Sims Road (55th Avenue South), 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 Four Thousand Six Hundred and Twenty Five Dollars (**\$4,625.00**) 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:

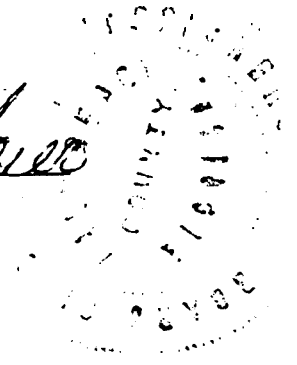
Bill Bailey, Chairman	Absent
Dennis Koehler, Vice Chairman -	Aye
Peggy B. Evatt, Member	Aye
Frank H. Foster, Member	Aye
Norman R. Gregory, Member	Absent

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. [Signature]*
Deputy Clerk



APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

John [Signature]
County Attorney