

RESOLUTION NO. R- 83-216

RESOLUTION APPROVING ZONING PETITION 82-161, 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. 82-161 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 24 November 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 24th day of November, 1982, that Petition No. 82-161 the petition of JOHN EDWARD BENNETT, For a SPECIAL EXCEPTION TO AMEND THE SITE PLAN PREVIOUSLY APPROVED UNDER ZONING PETITION 78-51 TO INCLUDE ADDITIONAL GASOLINE PUMP ISLAND FACILITIES on the South 242.4 feet to the West 285. 12 feet of Lot 4, Block 4, Section 12, Palm Beach Plantation (Model Land Co.) a Subdivision of Section 12 in Township 44 South, Range 42 East and Sections 6 and 7, in Township 44 South, Range 43 East, as recorded in Plat Book 10, Page 20. Said property located on the Northeast corner of the intersection of Military Trail (S.R. 809) and Forest Hill Boulevard in a CG-General Commercial District, was approved as advertised subject to the following conditions:

1. The subject site shall be developed pursuant to the revised plan Exhibit #11, subject to the petitioner's obtaining the necessary variances to permit implementation of this plan; otherwise the site plan shall be revised to meet all applicable Zoning Code requirements.
2. Petitioner shall contribute the sum of Four Thousand Nine Hundred and Eighty-Eight Dollars (\$4,988.00) toward the cost of meeting this project's direct and identifiable traffic impact, to be paid at the rate of One Thousand Six Hundred and Sixty Three Dollars (\$1,663.00) for each pump island at the time of issuance of the Building Permit.

Commissioner Spillias , moved for approval of the petition.

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

|                                 |   |        |
|---------------------------------|---|--------|
| Peggy B. Evatt, Acting Chairman | - | Aye    |
| Ken Spillias, Member            |   | Aye    |
| Dennis P. Koehler, Member       |   | Aye    |
| Dorothy Wilken, Member          |   | Aye    |
| Bill Bailey, Member             |   | Absent |

The foregoing resolution was declared duly passed and adopted this 8th day of February , 1983 , confirming action of 24 November 1982.

PALM BEACH COUNTY, FLORIDA  
 BY ITS BOARD OF COUNTY  
 COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: Suzanne Bluffaden  
 Deputy Clerk

APPROVE AS TO FORM  
 AND LEGAL SUFFICIENCY

John Cortez  
 County Attorney