

RESOLUTION NO. R- 83-974

RESOLUTION APPROVING ZONING PETITION 73-103(A), 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. 73-103(A) was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 26th May 1983; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the applicant and other interested parties and the **recommendatons** 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 proposed Special Exception is consistent with the Land Use Plan and Mandatory Performance Standards of the Comprehensive Plan,
2. Provided that the playgrounds are adequately buffered from abutting residences, this proposal would be compatible with the surrounding area.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 26th day May 1983, that Petition No. 73-103(A) the petition of F. AND LORELEI PIGNATO, for a SPECIAL EXCEPTION TO ALLOW THE EXPANSION OF AN EXISTING DAY SCHOOL PREVIOUSLY APPROVED UNDER **ZONING** PETITION NO. 73-103 on Lots 7, 8 and 9, Block 2, Laguna Park, Plat 2 in Section 7, Township 44 South, Range 43 East, as recorded in Plat Book 21, Page 65, less the right-of-way of Congress Avenue (S.R.807). Said property located on the west side of Congress Avenue (**S.R.807**), approximately .3 mile north of Forest Hill Boulevard in RM-Residential Multiple Family District (Medium Density) was approved as advertised subject to the

following conditions:

1. The developer shall contribute One Thousand Seven Hundred Dollars (~~\$1,700.00~~) toward the cost of meeting this project's direct and **identifiable** impact, to be paid at the time of issuance of the building permit.
2. The development 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. Reasonable precautions shall be exercised during site development to insure that dust **particles** from this property do not become a **nuisance** to neighboring properties.
4. Reasonable measures shall be employed during site development to insure that no pollutants from this property will enter adjacent or **nearby surface waters**.
5. The developer shall install a solid six-foot **high** fence along the property's western **property line** to provide additional buffering for the residences to the west.

Commissioner **Spillias** , 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:

Peggy E. Evatt ,	Chairman	-- AYE
Ken Spillias,	Vice Chairman	-- AXE
Dennis P. Koehler,	Member	-- AYE
Dorothy Wilken,	Member	-- APE
Bill Bailey,	Member	-- APE

The foregoing resolution was declared duly passed and
adopted this ~~30th~~ day of **August** , **1983** , confirming action of
26th May 1983,

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Lisa Cropp
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

John B. Dunkle
County Attorney