

RESOLUTION NO. R- 83-1104

RESOLUTION APPROVING ZONING PETITION 83-92, 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. 83-92 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 28th July 1983; 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 proposed Special Exception is consistent with the requirements of the Comprehensive Plan.
2. With minor revisions to the proposed site plan, the proposed use can be accommodated to the subject site while meeting all property development requirements.
3. The proposed use is compatible with many similar uses in the immediate area.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 28th day July 1983, that Petition No. 83-92 the petition of CHARLES AND FRIEDA AKROE, TILLIE MILLER, HAROLD G. AND LINDA L. MURPHY, by Harold G. Murphy, Jr., Agent, for a SPECIAL EXCEPTION TO ALLOW COMMERCIAL NEW AND USED AUTOMOBILE RENTAL FACILITY AND LOT, INCLUDING A TOWING DISPATCH FACILITY on the West 190 feet of the East 230 feet of the North 450 feet of the South 516 feet of the Southwest 1/4 of Section 29, Township 43 South, Range 43 East. Said property located on the northwest corner of intersection of Belvedere Road and Florida Mango Road in a CG-General Commercial District was approved as advertised subject to the following conditions:

1. This development must retain onsite 85% of the storm water runoff generated by a three (3) year storm per requirements of the Permit Section, Land Development Division.
2. The property owner shall convey for the ultimate right-of-way of Belvedere Road, 68 feet from centerline, approximately an additional 2 feet, within 90 days of approval; conveyance must be accepted by Palm Beach County prior to issuance of first building permit.
3. The developer shall construct concurrent with on-site paving and drainage improvements pursuant to a permit issued from the Office of the County Engineer, a right turn lane, north approach on Florida Mango Road at its intersection with Belvedere Road.
4. The developer shall contribute Two Thousand One Hundred Dollars (\$2,100.00) toward the cost of meeting this project's direct and identifiable impact, to be paid at the time of the building permit.
5. Reasonable precautions shall be exercised during site development to insure that unconfined particulates (dust particles) from this property do not become a nuisance to neighboring properties.
6. Reasonable measures shall be employed during site development to insure that no pollutants from this property shall enter adjacent or nearby surface waters.
7. The automotive service area shall not have floor drains. Lubricants, cleaning compounds and similar products resulting from automotive repair activities shall be disposed of by industrial waste disposal methods acceptable to the Palm Beach County Health Department.
8. No auto salvage activity will be permitted in conjunction with the towing service nor may any vehicles be stored in the unpaved retention area.
9. The site plan shall be revised to conform to all property development regulations prior to site plan certification and to reflect the future office building to be constructed on the northern portion of the property.

Commissioner Spillias , moved for approval

of the petition. The motion was seconded by Commissioner Bailey ,

and upon being put to a vote, the vote was

as follows:

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

The foregoing resolution was declared duly passed and adopted this day of **SEP 13 1983** , confirming action of 28th July 1983.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Rudy Madhoun
Deputy Clerk



APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

John Corbett
County Attorney