

RESOLUTION NO. R- 83-1426

RESOLUTION APPROVING ZONING PETITION 83-110, 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. 83-110 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 25th August 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 use is consistent with the requirements of the Comprehensive Plan.
2. Provided that a variance is obtained for reduced minimum lot size, the proposed development could be consistent with Zoning Code requirements.
3. The proposed use would not have any adverse impacts upon surrounding properties.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 25th day August 1983, that Petition No. 83-110 the petition of SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY By Donald E. Brammer, Agent, for a SPECIAL EXCEPTION TO ALLOW A TELEPHONE EQUIPMENT BUILDING on the North 50 feet of the South 441 feet of the East 80 feet of Tract 56, Block 25, Palm Beach Farms Company Plat No. 3 in Section 30, Township 44 South, Range 42 East as recorded in Plat Book 2, Pages 45 through 54. Said property located on the west side of Jubilee Road, approximately 330 feet north of Lake Worth Road (S.R.802) in an AR-Agricultural Residential District was approved as advertised subject to the following conditions:

1. Prior to site plan certification, the petitioner must obtain a variance to permit the proposed five thousand (5,000) square foot lot. In addition, the property owner shall record a Declaration of Restriction (on our form) limiting use of the property to this automatic switching unit only.
2. This development shall retain onsite 85% of the storm water runoff generated by the three (3) year storm per the requirements of the Permit Section, Land Development Division.
3. Within 90 days of this approval, the property owner shall convey to Palm Beach County 60 feet from the centerline for the ultimate right-of-way for Lyons (Jubilee) Road should the Lyons Road alignment be contiguous to this property; this conveyance must be accepted by Palm Beach County prior to the issuance of the first Building Permit.
4. Prior to site plan certification, the petitioner shall amend the site plan to relocate the proposed chainlink fence outside of the ultimate right-of-way for Lyons Road.

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

The foregoing resolution was declared duly passed and
adopted this 8th day of November, 1983 , confirming action of
25th August 1983.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: 
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY


County Attorney