

RESOLUTION NO. R-85-241

RESOLUTION APPROVING ZONING PETITION ~~79-73~~ (B), Modification

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. ~~79-73~~ (B) was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 27th of September 1984; 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 modification of a special exception condition is consistent with the requirements of the Comprehensive Plan and Zoning Code.

NOW, THEREFORE, BE IT RESOLVED **BY** THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this the 27th of September 1984, that Petition No. 79-73(B) the petition of COMMERCE PARK OF PALM BEACH COUNTY By Ronnie Pertnoy, President, to MODIFY A SPECIAL CONDITION PLACED ON ZONING PETITION NO. 79-73(A), APPROVED MAY 24, 1984:

CONDITION NO. 2 READS:

The restaurant location shall be exactly as shown **on** the proposed site plan as presented to the Board of **County** Commissioners. REQUEST TO MODIFY **CONDITION** NO. 2:

The restaurant location shall be exactly as shown on the new site plan. Said property located on **the** northeast corner of the intersection of Fortune Way and Fortune Circle in an IL-Light Industrial District was approved as advertised **subject to the**

following conditions:

The new condition shall require:

- "2. The restaurant location shall be exactly as shown on the revised site plan Exhibit No. 36."

Commissioner Bailey, 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:

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

The foregoing resolution was declared duly passed and adopted this day of **FEB 19 1985** confirming action of the 27th of September 1984.

PALM BEACH COUNTY, FLORIDA
 BY ITS BOARD OF COUNTY
 COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Patricia S. Weaver
 Deputy Clerk



APPROVED AS TO FORM
 AND LEGAL SUFFICIENCY

Judy Bragne
 County Attorney