

RESOLUTION NO. R-84-356

RESOLUTION APPROVING ZONING PETITION 83-159, 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- **pet it ions relat ing to zoning; and**

WHEREAS, the notice and hearing **requirements as provided** for in Chapter 402.5 of the Palm Beach County Zoning Code Ord i nance No. 73-z **have been satisfied; and**

WHEREAS, Pet it i on No. 83-153 was presented to the Board of County Commissioners of Palm **Beach County** at **its public** hearing conducted on **1 st December- 1383; and**

WHEREAS, the Board of **County Commissioners** has **considered the evidence and testimony** presented by the applicant and other int erest ed part i es and the recommendat ons of the various county **review agencies** and the recommendat ions of the Pl anning Commi ssion; and

WHEREAS, the Hoard of County Commissioners made the following **findings of fact:**

1. The proposed Special Except ion is consistent with **the requirements** of the **Comprehensive Plan.**

NOW, THEREFORE, RE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular **session this 1st** day December **1383**, that Petition No. 83-159 the pet it ion of TEXACO INC., A DELAWARE CORPORATION, By Lyle **Williams**, Agent, for a SPECIAL EXCEPTION TO ALLOW THE RECONSTRUCTION AND EXPANSION OF **FIN EXISTING** RUTOMOBILE SERVICE STATION on a portion of the Northwest **1/4** of **Section 26**, Townsh i p 43 South, Range 42 East being more part icularly **described as follows:**

Commence at the Northwest corner of **Section 26**, Townsh i p **43** South, Range 42 East, thence South along the West **1** line of **said Sect ion 26** for 33 feet to a point; **thence** run North 89 degrees 49' 45" **East** along a **line** parallel to **the North** line of **said Sect ion 26**, **being** the South right-of-way **1** line of Okeechobee **Road for 64.93** feet to the Point of Beginning of Tract of land hereinafter described; thence cont i nue North 83 degrees 49' 45" **E**ast for 125.07 feet; thence South parallel to West **1** line of **said sect ion 26** for 150 feet; thence Sout h 83 degrees

49'45" west for 150 feet to a point that is 40 feet East of the West line of said Section 26; thence North parallel to and 40 feet East of the West line of Section 26 for 125.07 feet to point of curve; thence Northeasterly along a circular curve concave to the Southeast, having a radius of 25 feet and a central angle of 89 degrees 49' 45" for an arc distance of 39.20 feet to the **Point** of Beginning. Said property located on the southeast corner of the intersection of Okeechobee Boulevard (S.R. 704) and Drexel Road in a CG-General Commercial District was approved as advertised subject to the following conditions:

1. The development shall 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 Okeechobee Boulevard, 78 feet from centerline approximately an additional 11 feet within ninety (90) days of approval; conveyance must be accepted by Palm Beach County prior to issuance of the first building permit.
3. The developer shall contribute Four Thousand Two Hundred and Seventy Five Dollars (\$4,275.00) toward the cost of meeting this project's direct and identifiable impact, to be paid at the time of the building permit.
4. Prior to certification, the Site Plan shall be amended to reflect the following:
 - a) relocation of the proposed sign outside of the 25 foot safe corner at Drexel/Okeechobee intersection.
 - b) along the south property line canopy trees planted at twenty feet on center.
 - c) required landscaping along Okeechobee Boulevard.
 - d) provision of either a 15 foot wide by-pass lane or clearance for trucks beneath the canopy on the east side of the building.
5. Plans for the installation of underground tanks shall be approved by the Health Department prior to the issuance of the Building Permit.

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:


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

The foregoing resolution was declared duly passed and


adopted this 13th day of March, 1984, confirming action of
1st December 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

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County Attorney