

RESOLUTION K-APPROVING ZONING PETITION 83-131, **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- 482. 5 of the Palm Beach County Zoning Code Ordinance No. 73-2 have been **satisfied**; and

WHEREAS, Petition No. 83-131 was presented to the Board of County Commissioners of Palm beach County at its public hearing conducted on 26th January 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 **Special Exception is consistent** with the requirements of the Comprehensive Plan.
2. **Significant buffering and screening will be necessary** to protect adjoining residential development.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 26th day **January** 1984, that **Petition** No. 83-131 the petition of THOMAS J. AND GLADYS G. ERRETT By Burlison A. Gentry, Agent, for a SPECIAL EXCEPTION TO ALLOW A PLANNED INDUSTRIAL DEVELOPMENT on Lots 1,2,3,4,5,6, Block A and Lots 1 and 2, Block C, Plat of Sunny Acres in Section 20, Township 46 South, Range 43 East, as recorded in Plat Book 21, Page 63. **Said property located** on the north and south **side** of Poinsettia Drive, **being** bounded on the West by Tangelo Terrace, approximately .1 mile west of Germantown Road was approved subject to the following conditions:

1. This development shall retain onsite the first one inch of the stormwater runoff per Palm Beach County **Subdivision and Platting Ordinance 73-4**, as amended.
2. 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.**
3. 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.
4. Reasonable measures **shall** be employed during **site development** to insure that no pollutants from this property shall enter adjacent or nearby surface waters.
5. No storage of heavy equipment or other **high noise generating activities** will be permitted on Lots 1 and 2, block C or Lots 5, 6, and the south 50 feet of Lot 4, Block A of Sunny Acres.
6. A solid six foot high wooden fence supplemented by 1 canopy tree for every 38 feet of boundary shall be **it-stalled** along the east **sides** of Lots 1 and 2, Block C, Lots 5 and 6 Block A and along the south sides of Lots 4 and 6, Block A prior to any **industrial use of any of this** property.

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	--	AYE
Dorothy H. Wilken, Vice Chairman	--	AYE
Peggy B. Evatt	--	ABSENT
Dennis P. Koehler	---	AYE
Bill Bailey	--	AYE

The foregoing resolution was **declared** duly passed and adopted **this 12th day of June, 1984, confirming action of** 26th January 1984.

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