

RESOLUTION APPROVING ZONING PETITION 83-173(A), 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. 83-173(A) 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.

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. 83-173(A) the petition of KENNETH CARRICCO AND CHRIS OLSON by Sally Benson, Attorney, for a SPECIAL EXCEPTION TO ALLOW AN AUTO WINDOW TINTING FACILITY on Lot 4, Plat of Suburban Homesites, in Section 24, Township 43 South, Range 42 East as recorded in Plat Book 18, Page 20, less the Westerly 20.00 feet thereof. Said property located on the east side of Military Trail, approximately 400 feet north of Okeechobee Road (S.R. 704) in a CG-General Commercial District was approved as advertised subject to the following conditions:

1. This development shall retain onsite 100% of the stormwater 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 Military Trail, 60 feet from centerline approximately an additional 7 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 Nine Hundred Dollars (\$900.00) toward

the cost of meeting this project's direct and identifiable impact, to be paid at the time of the issuance of the building permit.

4. Only toilets and lavatories may be connected to the septic system. No floor drains will be permitted nor any chemical wastes generated by this facility shall be disposed of unless in accordance with applicable Health Dept. restrictions.

5. Prior to certification the Site Plan shall be amended to delete any access to the parking and circulation areas from the shellrock drive along the North property boundary unless said drive is to be paved and appropriately landscaped prior to the issuance of a Certificate of Occupancy.

6. Prior to site plan certification, the property owner shall furnish to the County an easement, or other document acceptable to the County Attorney, from the owner of the property to the South, allowing for the continuation of the existing encroachment of the proposed Tint Shop.

Commissioner Wilken, 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:

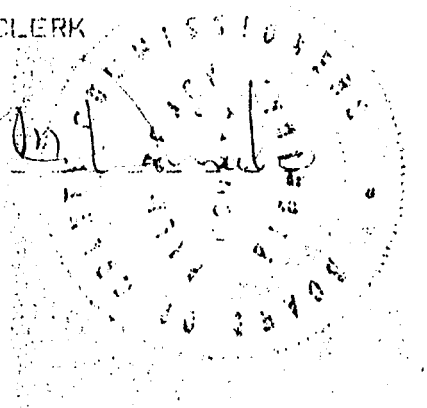
Ken Spillias, Chairman	-- AYE
Dorothy H. Wilken, Vice Chairman	-- AYE
Peggy B. Evatt, Member	-- ABSENT
Dennis P. Koehler, Member	-- AYE
Bill Bailey, Member	-- ABSENT

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