

RESOLUTION NO. R-85-328

RESOLUTION APPROVING ZONING PETITION 84-181, 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. 84-181 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 29th of November 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 proposal 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 29th of November 1984, that Petition No. 84-181 the petition of JAMES G. WEITKAMP for a SPECIAL EXCEPTION TO ALLOW A COMMERCIAL STABLE AND HORSE BREEDING FARM INCLUDING ACCESSORY BUILDINGS AND STRUCTURES on the South 1/2 of the West 1/2 of the East 1/2 of the Northwest 1/4 of the Southeast 1/4 of Section 35, Township 44 South, Range 42 East, Less the North 25 feet to be used together with the South 25 feet of the North 1/2 of said West 1/2 of the East 1/2, also an easement over the North 25 feet of the Southwest 1/4 of the Northwest 1/4 of the Southeast 1/4 of said Section and the South 25 feet of the Northwest 1/4 of the Northwest 1/4 of the Southeast 1/4 of said Section making a 50 foot Right-of-way for the public, running West to North and South County Right-of-way following along

Equalizer #3 Canal on the East 50 feet of the West 90 feet of the Southeast 1/4 of said Section 35, also, less the South 25 feet of said acreage to be used together along with the North 25 feet of the West 1/2 of the East 1/2 of the Southwest 1/4 of the Southeast 1/4 of said Section, making a 50 feet for public Right-of-way also an easement over the South 25 feet of the West 1/2 of the Northwest 1/4 and the North 25 feet of the West 1/2 of the West 1/2 of the Southwest 1/4 both of Southeast 1/4 Section 35, making 50 feet Right-of-way for the public, running West to said Equalizer No. 3 Canal county Right-of-way. Said property located on the south side of Oldsmobile Drive, bounded on the south by Nash Trail and approximately .4 mile north of Lantana West Road, in an AR-Agricultural Residential District was approved as advertised subject to the following conditions:

1. Prior to Site Plan Certification the petitioner shall secure variance relief from Section 500.11, I (Commercial Kennel parking requirements) to reduce the required 88 parking spaces to 30; a reasonable reduction considering intended use.
2. 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.
3. Reasonable measures shall be employed during site development to insure that no pollutants from this property shall enter adjacent or nearby surface waters.
4. 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.

Commissioner Adams, moved for approval of the petition. The motion was seconded by Commissioner Owens, and upon being put to a vote, the vote was as follows:

Ken Spillias, Chairman	--	ABSENT
Dorothy Wilkens, Vice Chairman	--	AYE
Karen T. Marcus, Member	--	ABSENT
Jerry L. Owens, Member	--	AYE
Kenneth M. Adams, Member	--	AYE

The foregoing resolution was declared duly passed and adopted this day of FEB 19 1985 confirming action of the 29th of November 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

Sandy Sprague  
County Attorney