

RESOLUTION APPROVING ZONING PETITION 84-126, 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. 84-126 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 proposal 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 the 27th of September 1984, that Petition No. 84-126 the petition of MARY ANGEL By Beril Kruger, Agent, for a SPECIAL EXCEPTION TO ALLOW A COMMERCIAL KENNEL on Lots 62 and 63, Second Addition to Country Club Acres in Section 13, Township 46 South, Range 42 East, as recorded in Plat Book 24, Page 21. Said property located on the northeast corner of the intersection of Military Trail (S.R.809) and Jefferson Road in an AR-Agricultural Residential District was approved as advertised subject to the following conditions:

1. Prior to certification by the site Plan Review Committee, the petitioner shall obtain variance relief from the Board of Adjustment with respect to the setback and building coverage requirements.
2. The developer shall regenerate and/or preserve existing significant vegetation wherever possible and shall incorporate said vegetation

into the project design. Appropriate measures shall also be taken to protect any individual trees and/or preservation areas during site clearing and construction.

3. The development shall retain onsite 85% of the stormwater runoff generated by a three (3) year one hour storm per requirements of the Permit Section, Land Development Division.

4. The property owner shall convey for the ultimate right of way of Military Trail, 60 feet from centerline within 90 days of adoption of the Resolution by the Board of County Commissioners; conveyance must be accepted by Palm Beach County prior to issuance of First Building Permit.

5. The developer shall be permitted access only onto Jefferson Road.

6. The Developer shall pay a Fair Share Fee in the amount and manner required by the "Fair Share Contribution for Road Improvements Ordinance" as it presently exists or as it may from time to time be amended. Presently The Fair Share Fee for this project is \$1,150.00.

7. Prior to certification by the site Plan Review Committee, the site plan shall be amended to reflect:

a) a landscaped buffer along the East property line consisting of a six (6) foot high concrete block wall and canopy trees 12' to 14' high overall and planted 10 feet on center.

8. No treatment or boarding of animals shall be permitted outside of the buildings.

9. No window or door openings shall be permitted on the east side of the building.

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

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

The foregoing resolution was declared duly passed and adopted this day of MAR 5 1985, confirming action of the 27th of September 1984.

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PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Donna McWilliam
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

Stanley J. ...
County Attorney



FILED THIS DAY OF
MAR. 05 1985
AND RECORDED IN RESOLUTION
MINUTE BOOK NO. 390 AT
PAGE 327-329 RECORD VERIFIED
JOHN B. DUNKLE, CLERK
BY D. Mc D.C.

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BOOK 390 PAGE 329