

RESOLUTION NO. R-85-1876A

RESOLUTION APPROVING ZONING PETITION 78-189(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. 78-189(A) was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 22nd August 1985; 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. With minor site plan modifications, this proposal will be 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 22nd of August 1985, that Petition No. 78-189(A) the petition of THE BENJAMIN PRIVATE SCHOOL, INC., By Richard G. Orman, Agent for a SPECIAL EXCEPTION TO AMEND AND EXPAND THE SITE PLAN FOR A PRIVATE SCHOOL PREVIOUSLY APPROVED UNDER ZONING PETITION NO. 78-189 on the Plat of North Palm Beach Private School in Section 4, Township 42 South, Range 43 East, as recorded in Plat Book 30, Page 204, together with:

That part of Lot 6, according to the Plat of Subdivision of Government Lot 8 of Section 4, Township 42 South, Range 43 East, as recorded in Plat Book 18, Page 4, described as follows:

Begin at the Southwest corner of Lot 6 of said subdivision, run Northerly along the Easterly right-of-way line of the Ellison Wilson

Road a distance of 125 feet; thence Easterly and parallel to the South line of Lot 6 a distance of 200 feet; thence continue South a distance of 125 feet to the South line of said Lot 6; thence continue Westerly along the South line of Lot 6, a distance of 200 feet to the Point of Beginning. Said property located on the east side of Ellison Wilson Road, approximately .3 mile south of PGA Boulevard (S.R. 74) in an RH-Residential Multiple Family District (High Density). was approved as advertised subject to the following conditions:

1. Prior to site plan certification the site plan shall be revised to reflect the following;
 - a) Minimum five (5) foot landscape strips between the property lines and off-street parking, for all parking not currently existing.
 - b) Site data tabular information indicating ~~correct~~ side corner yard setback requirements.
 - c) Minimum twenty five (25) foot parking stall access, backing, and maneuvering aisles.
 - d) Building setback dimensions to property lines.
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 exercised during site development to insure that no pollutants from this property shall enter adjacent or nearby surface waters.
4. 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.
5. The property owner shall obtain an onsite Drainage Permit from the Palm Beach County Engineering Department Permit section prior to the issuance of a Building Permit.
6. The petitioner shall present a notarized Affidavit of Disclosure at the Zoning Authority meeting.

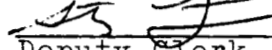
Commissioner **Wilken**, moved for approval of the petition. The motion was seconded by Commissioner ~~Wilken~~ **Spillias**, and upon being put to a vote, the vote was as follows:

Ken Adams, Chairman	--	Absent
Karen T. Marcus, Vice Chairman	--	Aye
Kenneth Spillias, Member	--	Aye
Jerry L. Owens, Member	--	Absent
Dorothy Wilken, Member	--	Aye

The foregoing resolution was declared duly passed and adopted this *19TH* day of *NOVEMBER* 1985 confirming action of the 22nd August 1985.

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