

RESOLUTION NO. E-86-101

RESOLUTION APPROVING ZONING PETITION 82-69(B), Modification

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. 82-69(B) was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 31st October 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. This 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 31st of October 1985, that Petition No. 82-69(B) the petition of TANEN PROPERTIES By Nathan Tanen, Agent, to MODIFY THE FOLLOWING SPECIAL CONDITION PLACED ON ZONING PETITION NO. 82-69(A) APPROVED APRIL 26, 1984:

CONDITION NO. 2 STATES:

2. Within 6 months of Special Exception approval, the developer shall contribute eighteen thousand seven hundred ninety two dollars (\$18,792.00) toward the cost of meeting this project's direct and identifiable impact. The money is to be used towards the Boynton Beach Boulevard Roadway Improvement Program. This project shall not be issued a building permit for the easterly office building until Boynton Beach Boulevard is 4-laned from Lawrence Road to Oakwood

Lakes Boulevard.

REQUEST: TO MODIFY CONDITION NO. 2 TO READ:

Within 6 months of Special Exception approval, the developer shall contribute eighteen thousand seven hundred ninety two dollars (\$18,792.00) toward the cost of meeting this project's direct and identifiable impact. The money is to be used towards the Boynton Beach Boulevard Roadway Improvement Program. This project shall not be issued a Certificate of Occupancy for the easterly office building until Boynton Beach Boulevard is 4-laned from Lawrence Road to Oakwood Lakes Boulevard.

Said property located on the north side of Boynton Beach Boulevard (S.R. 804), approximately .2 mile east of Lawrence Road in a CG-General Commercial District was approved as advertised subject to the following conditions:

1. Condition #2 which presently states:

"Within 6 months of Special Exception approval, the developer shall contribute eighteen thousand seven hundred ninety two dollars (\$18,792.00) toward the cost of meeting this project's direct and identifiable impact. The money is to be used towards the Boynton Beach Boulevard Roadway Improvement Program. This project shall not be issued a building permit for the easterly office building until Boynton Beach Boulevard is 4-laned from Lawrence Road to Oakwood Lakes Boulevard."

is hereby amended to state:

"Within 6 months of Special Exception approval, the developer shall contribute eighteen thousand seven hundred ninety two dollars (\$18,792.00) toward the cost of meeting this project's direct and identifiable impact. The money is to be used towards the Boynton Beach Boulevard Roadway Improvement Program. This project shall not be issued a building permit for the easterly office building until the contract has been let for the reconstruction of Boynton Beach Boulevard from Lawrence Road to Oakwood Lakes Boulevard,"

2. 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 **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 day of **FEB 11 1986** confirming action of the 31st October

1985.

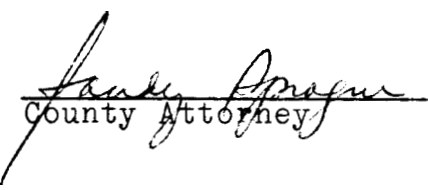
PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY:


Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY


County Attorney