

RESOLUTION NO. R-87-95

RESOLUTION APPROVING ZONING PETITION 82-13(A), Special Exception

WHEREFIS, 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

WHEREFIS, 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

WHEREFIS, Petition No. 82-13(A) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on July 24, 1986 and

WHEREFIS, 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 required site plan modification, 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 27th day of January, 1987, that: Petition No. 82-13(A), the petition of BRUCE LIVERGOOD FINE M. WELSHONS, By Kevin McGinley, Agent, for a SPECIFIC EXCEPTION TO AMEND AND EXPAND THE SITE PLAN FOR AN ADULT CONGREGATE LIVING FACILITY, PREVIOUSLY APPROVED UNDER ZONING PETITION NO. 82-13 FINE TO INCLUDE HOUSING AND TRAFFIC OF THE CHEMICALLY DEPENDENT on Lot "C" and Lot "D", Block 99, Palm Beech Farms Company Plat No. 7, Section 30, Township 44 South, Range 43 East, recorded in Plat Book 7, Page 52. Subject to

an Easement for Ingress and Egress over the South 30 feet of Lot "C" and the North 30 feet of Lot "D", recorded in Official Record Book 474, Page 386. Said property located on the north and south side of Canada Court, being bounded on the east by Paetzold Drive in an RM-Residential Multiple Family District (Medium Density) was approved as advertised subject to the following conditions:

1. Prior to site plan certification, the site plan shall be amended to reflect the following:
 - a) proposed number of residents and individual sleeping room areas
 - b) location of central kitchen and dining facilities
 - c) required number and dimensions of parking spaces. The parking spaces shall meet requirements of Section 500.17 of the Zoning Code.
 - d) required number of trees
 - e) one of three (3) alternative perimeter landscape strips shall be established between the site and the abutting residential lots.
2. Treatment services shall be limited to residents only. No outpatient treatment shall be permitted on the site. This condition shall not prevent onsite counseling of families of residents under the direction of treatment personnel.
3. The number of beds shall be restricted to twenty eight (28) until the site is connected to a central collection system.
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. The drainage system shall be maintained in an acceptable condition per the County Engineers approval.
5. Condition No. 1 of Petition 82-13, which presently states:

"1. Petitioner shall contribute Eight Hundred and Seventy-five Dollars (\$875.00) toward the cost of meeting this project's direct and identifiable traffic impact, to be paid concurrent with the paving and drainage permit."

is hereby amended to state:
 - "1. The property owner 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. The Fair Share Fee for this project presently is \$2,411 (90 trips X \$26.79 per trip)."
6. The conditions of all previous approvals shall remain in effect unless expressly modified herein.
7. Petitioner shall meet all conditions in its operating licenses imposed by the State Department of H. R. S.

8. The existing structure --on the southeast-corner shall remain in its present use as a storage building.
9. Adequate supervisory staff shall be provided on site at all times at a ratio of one (1) staff member per three (3) adolescent patients.
10. Total number of patients shall not exceed twenty-eight (28) at anytime.

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:

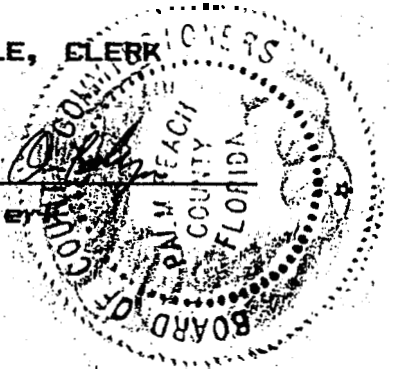
Karen T. Marcus, Chairman	--	ABSENT
Jerry L. Owens, Vice Chairman	--	AYE
Ken Spillias, Member	--	AYE
Dorothy Wilken, Member	--	AYE
Kenneth M. Adams, Member	--	AYE

The foregoing resolution was declared 'duly parsed and adopted this 27th day of January, 1987 confirming action of July 24, 1986.

PFIM BEFICH COUNTY, FLORIDA
BY ITS BOFIRD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: *Barbara O. [Signature]*
Deputy Clerk



RPPROVED AS TO FORM
FIND LEGFIL SUFFICIENCY

[Signature]
County Attorney