

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 88-123
TO AMEND CONDITIONS OF APPROVAL OF
RESOLUTION NO. R-89-1066
WHICH APPROVED THE SPECIAL EXCEPTION OF
LAURI S. & ANNA-LIISHA HUHTAMAKI
PETITION NO. 88-123

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, systematic monitoring and review of approved zoning actions help implement the goals and objectives of the Comprehensive Plan.

WHEREAS, the notice and hearing requirements as provided for in Section 402.9 of the Palm Beach County Zoning Code have been satisfied; and

WHEREAS, pursuant to Section 402.9, Status Report SR 88-123 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at a public hearing conducted on October 24, 1991; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, has reviewed Status Report SR 88-123 and considered testimony presented by the applicant and other interested parties, and the recommendations of the various county review agencies; and

WHEREAS, Section 402.9 of the Palm Beach County Zoning Code authorizes the Board of County Commissioners, sitting as the Zoning Authority, to add or modify conditions of approval; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, made the following findings of fact:

1. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations; and
2. The conditions listed below require this petition to develop more in conformity with current standards of development.

WHEREAS, Section 402.5 of the Zoning Code requires that the action of the Board of County Commissioners, sitting as the Zoning Authority, be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that the recommendation of Status Report No. SR 88-123, amending Conditions of Approval of Resolution No. R-89-1066, the Special Exception of Lauri S. & Anna-Liisha Huhtamaki, Petition No. 88-123, on a parcel of land lying on Lot "A" Block 33, Palm Beach Farms Company, Plat No. 7, in Section 30, Township 44 South, Range 43 East as recorded in Plat Book 5, Page 72., being located on the west side of Congress Avenue (S.R. #807) approximately 0.3 of a mile south of Lake Worth Road (S.R. #802), in a CS-Specialized Commercial Zoning District, is approved, as amended, subject to the following conditions:

1. The petitioner shall comply with all previous conditions of approval unless expressly modified herein.
2. Condition number 11 which states:

Within 90 days of approval of this project, the property owner shall convey to Palm Beach County by road right-of-way warranty deed for Congress Avenue, 60 feet from centerline free of all encumbrances and encroachments. Petitioner shall provide Palm Beach County with sufficient documentation acceptable to the Right of Way Acquisition Section to ensure that the property is free of all encumbrances and encroachments. Right-of-way conveyances shall also include "Safe Sight Corners" where appropriate at intersections as determined by the County Engineer.

is hereby amended to state:

Prior to December 1, 1991, the property owner shall convey to Palm Beach County by road right-of-way warranty deed for Congress Avenue, 60 feet from centerline, free of all encumbrances and encroachments. Petitioner shall provide Palm Beach County with sufficient documentation acceptable to the Right-of-way Acquisition Section to ensure that the property is free of all encumbrances and encroachments. Right-of-way conveyances shall also include "safe sight corners" where appropriate at intersections as determined by the County Engineer.

Commissioner Roberts
Resolution.

moved for approval of the

The motion was seconded by Commissioner McCarty and, upon being put to a vote, the vote was as follows:

KAREN T. MARCUS, CHAIR	--	aye
CAROL J. ELMQUIST	--	aye
CAROL ROBERTS	--	aye
CAROLE PHILLIPS	--	aye
MARY MCCARTY	--	aye
KEN FOSTER	--	aye
MAUDE FORD LEE	--	aye

The Chair thereupon declared the resolution was duly passed and adopted this ___ day of DEC 10 1991, 1991.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

BY:

Bubba Otter

JOHN B. DUNKLE, CLERK

BY:

Carl Zettlmeier

