

RESOLUTION APPROVING RECOMMENDATION OF  
STATUS REPORT NO. SR 89-112  
TO AMEND CONDITIONS OF APPROVAL OF  
RESOLUTION NO. R-90-90-590  
WHICH APPROVED THE SPECIAL EXCEPTION OF NATHAN SIEGEL  
PETITION NO. 89-112

ORIGINAL

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 89-112 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at a public hearing conducted on April 23, 1992; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, has reviewed Status Report SR 89-112 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 new condition listed below requires 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 89-112, amending Conditions of Approval of Resolution No. R-90-590, the Special Exception of Nathan Siegel, Petition No. 89-112, which granted a Special Exception to permit commercial, new and used, auto, truck, boat, motorcycle, mobile home, recreational vehicle sale and rental and repair facilities and lots (used car sales), on Lots 53 through 60, Block 27, Westgate Estates, Plat Book 8, page 38, lying in Section 30, Township 43 South, Range 43 East., being located on the northwest corner of the intersection of Westgate Avenue and Seminole Boulevard, in a CG-General Commercial Zoning District, is approved, subject to the following conditions:

1. The petitioner shall comply with all previous conditions of approval unless expressly modified herein.
2. By September 30, 1992, the property shall submit and have

certified, a site plan which (1) complies to the maximum extent possible with the landscape code in effect at that time, and (2) complies with Section 500.13, "Commercial new and used motorcycles, auto, truck, boat, mobile home, recreational vehicles and rental and repair, facilities and lots" or equivalent section of the Code in effect at time of approval.

Commissioner Roberts moved for approval of the Resolution.

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	--	ABSENT
MAUDE FORD LEE	--	AYE

The Chair thereupon declared the resolution was duly passed and adopted this 23rd day of June, 1992.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS

MILTON T. BAUER, CLERK

BY: *Paul W. Alter*

BY: *Harlan Berger*

