

RESOLUTION NO. R-2002- 0612

RESOLUTION APPROVING RECOMMENDATION OF  
STATUS REPORT NO. SR 1984-123A.6  
TO AMEND CONDITIONS OF APPROVAL OF RESOLUTION NO. R-90-374  
WHICH APPROVED THE SPECIAL EXCEPTION OF  
OLD DIXIE PARTNERS  
PETITION NO. 1984-123(A)

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 5.8 of the Palm Beach County Land Development Code have been satisfied; and

WHEREAS, pursuant to Section 5.8, Status Report SR 1984-123A.6 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on April 25, 2002; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR 1984-123A.6 and considered testimony presented by the applicant and other interested parties, and the recommendations of the various county review agencies; and

WHEREAS, Section 5.8 of the Palm Beach County Land Development Code authorizes the Board of County Commissioners to add or modify conditions of approval; and

WHEREAS, the Board of County Commissioners made the following findings of fact:

1. The special exception is not consistent with the Unified Land Development Code because it has not been reviewed for consistency with Section 6.6.E. "Architectural Guidelines" of the Unified Land Development Code.
2. With the new condition of approval requiring the project to be certified for compliance with Section 6.6.E. of the Palm Beach County Unified Land Development Code. the special exception will be consistent with the Unified Land Development Code.
3. The amendment of conditions of approval is consistent with the Palm Beach County Comprehensive Plan and with the Unified Land Development Code.

WHEREAS, Section 5.3 of the Palm Beach County Land Development Code requires that the action of the Board of County Commissioners 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 1984-123A.6, to amend Conditions of Approval of Resolution No. R-90-374, the Special Exception of Old Dixie Partners, Petition No. 1984-123(A), which amended the site plan for an office/warehouse combination, to redesign the site on that portion of the Northwest 1/4 of the Southwest 1/4 of Section 17, Township 42 South, Range 43 East, lying between the Florida East Coast Railroad right-of-way on the East and a County Road, 40.00 Feet wide, (Old Dixie Highway) on the West, less a strip of land 66.00 feet wide, for a public right-of-way known as Richard Road,

being located on the southeast corner of the intersection of Richard Road and Old Dixie Highway, bounded on the east by the Florida East Coast Railroad right-of-way in the CG-General Commercial Zoning District, is approved, subject to the following conditions:

1. All previously approved conditions of approval continue to apply unless expressly modified herein. (ONGOING)
2. Prior to the issuance of a building permit, the property owner shall submit an application to the Development Review Committee for review and certification that the project is in compliance with Section 6.6.E. of the Palm Beach County Unified Land Development Code, "Architectural Guidelines." (BLDG PERMIT: MONITORING - Zoning)

Commissioner Aaronson moved for approval of the Resolution.

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

WARREN H. NEWELL, CHAIRMAN	---	Aye
CAROL A. ROBERTS, VICE CHAIR	---	Aye
BURT AARONSON	--	Aye
ADDIE L. GREENE	---	Aye
KAREN T. MARCUS	---	Aye
TONY MASILOTTI	---	Aye
MARY MCCARTY	---	Absent

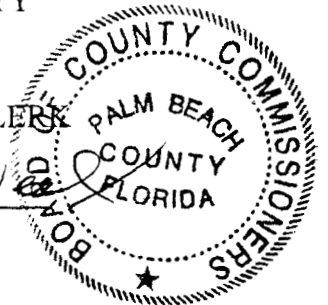
The Chair thereupon declared the resolution was duly passed and adopted this 25 day of April, 2002.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

BY: [Signature]  
COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY COMMISSIONERS

DOROTHY H. WILKEN, CLERK  
BY: [Signature]  
DEPUTY CLERK



Filed with the Clerk of the Board of County Commissioners on the 29 day of May, 2002.