

RESOLUTION APPROVING RECOMMENDATION OF  
STATUS REPORT NO. SR 84-12B  
TO AMEND THE DEVELOPMENT ORDER  
FOR PROPERTY PREVIOUSLY GRANTED A SPECIAL EXCEPTION BY  
RESOLUTION NO. R-90-1281  
APPROVING THE PETITION OF PROMOCO, INC.  
PETITION NO. 84-12(B)

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; and

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 **84-12B** was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on January 27, 1994; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR **84-12B** 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 revoke Special Exceptions: 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 local land development regulations.
2. The property owner does not wish to do any additional construction.

WHEREAS, Section 5.3 of the 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 **84-12B**, to approve a development order amendment to delete the provision **for** major repairs from the existing Special Exception which permits a Planned Commercial Development including an auto service station with major repairs and a car wash (previously Petition No. 84-12(B)), on a portion of the North 330.00 feet of the Northeast **1/4** of Section 24, Township 43 South, Range 42 East; Commencing at the Northwest corner of said Northeast **1/4** of said Section 24, Township 43, Range 42; Thence, South 00 Degrees **03'18"** West along the West line of the said Northeast **1/4**, for 40.00 feet to the centerline of 12th Street, Official Record Book 4383-364; Thence, South 89 Degrees **54'17"** East along said centerline for 60.44 feet: Thence, South 00 Degrees **05'43"** West for 40.00 feet to a point on the Southerly right-of-way line of 12th Street, said point also the POINT OF BEGINNING of parcel of land hereinafter described: Thence, South 89 Degrees **54'17"** East along said right-of-way line for 294.00 **feet**;

**Thence.** South 00 Dearees 05'43" West for 250.00 feet to a point that is 330.00 feet South of the North line of said **Northeast 1/4**, said point also the Northerly right-of-way line of Chester Lake Drive, Plat Book 42, Page 188; Thence North 89 Degrees 54'17" West along said right-of-way line, said course also lies 330.00 feet South of and parallel with the North line of said Northeast 1/4, for 294.23 feet to the Easterly right-of-way line of Military Trail, said point lies 10.00 feet East of the Easterly right-of-way line, Road Plat Book 3, at Page 77; Thence North 00 Degrees 03'18" East along said right-of-way line for 32.82 feet, said Road Plat Book 3-77, said point also the point of circular curve concave to the Southeast, having for its elements a radius of 57, 235.80 feet and a central angle of 00 Degrees 13'03"; Thence, Northerly along the arc of said curve for an arc distance of 217.18 feet to the POINT OF BEGINNING, being located on the southeast corner of the intersection of Military Trail and Community Drive, in the **CG**-General Commercial Zoning District, is approved, subject to the following conditions:

1. All previous conditions of approval continue to apply unless expressly modified herein.
2. On or before July 1, 1994, the property owner shall have a site plan certified which reflects the existing auto service station and car wash as the only development on site.
3. If condition number 2 requires **any** additional site improvements, they must be completed on or before October 1, 1994.

Commissioner Aaronson moved for approval of the Resolution.

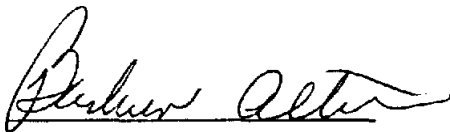
The motion was seconded by Commissioner Lee and, upon being put to a vote, the vote was as follows:


MARY MCCARTY, CHAIR	--	Absent
BURT <b>AARONSON</b>	--	Aye
KEN FOSTER	--	Aye
MAUDE FORD LEE	--	Aye
KAREN T. MARCUS	--	Aye
WARREN H. NEWELL	--	Absent
CAROL ROBERTS	--	Aye

The Chair thereupon declared the resolution was duly passed and adopted this 27th day of January, 1994.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

BY: 

DOROTHY H. WILKEN, CLERK  
BY:   
DEPUTY CLERK

