

RESOLUTION NO. R-78- 1126

RESOLUTION APPROVING ZONING PETITION

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, 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

WHEREAS, Petition No. 78-176 **was** presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 24 August 1978.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 24th day of August, 1978, that petition No. 78-176 the petition of DOROTHY MANGURIAN by Frank Meier for Drexel Properties, Agent, for a SPECIAL EXCEPTION TO ALLOW EXCAVATION AND REMOVAL OF MUCK, SAND, ROCK, SHELL, SOIL, OR OTHER EXTRACTIVE MATERIALS on a portion of Blocks 16 and 20 in Palm Beach Farms Company's Subdivision Plat No. 3 in Sections 8-17-20, Township 44 South, Range 42 East, as recorded in Plat Book 2, pages 46-47, more particularly described as follows: Being bounded on the East by the West right-of-way line of Florida's Turnpike; on the West by the West line of the tier of Tracts 52-61 in Block 16 and the West line of the tier of Tracts 4, 13, 20, 29, 36, 45 and 52 in Block 20; on the North by the South right-of-way line of Forest Hill Boulevard and on the South by the South line of Tracts 50-52 in Block 20. Less the North 300 feet of that part of Tract 34,

Block 20, lying West of the West right-of-way line of Florida's Turnpike. Said property located on the southeast corner of the intersection of Forest Hill Boulevard and Ranch House Road in an AG-Agricultural District, was approved as advertised subject to the following conditions:

1. Within ninety (90) days of the Special Exception approval, petitioner shall convey to **Palm** Beach County sixty (60) feet from the centerline of Forest Hill Boulevard.
2. Within ninety (90) days of the Special Exception approval, petitioner shall convey to Palm Beach County fifty-four (54) feet from the centerline of Ranch House Road (Lyons Road).
3. Petitioner shall coordinate the alignment of Ranch House Road (Lyons Road) with the County Engineer.
4. Petitioner shall maintain Ranch House Road including the culverts for the L-8 and L-9 Canals in a manner acceptable to the County Engineer.
5. Access to the excavation **shall** be limited to Forest Hill Boulevard, There shall be no truck traffic using Ranch House Road south of the southern boundary of this petition as access to Lake Worth Road.
6. There **shall be** preserved a minimum buffer area of fifty (50) feet of untouched land along the Turnpike and **Forest Hill** Boulevard.
7. Petitioner shall be restricted from entering Phase II prior to the Reclamation Plan being accepted for Phase I in the anticipation that Phase I **will** be completed within a time span of no more than two (2) years.
8. Petitioner shall provide a slight berm around the excavation to promote nutrient uptake and some treatment of storm water runoff before **it** enters the excavation.
9. The final depth of excavation shall be limited to twenty-five (25) feet below ground surface.
10. Petitioner shall provide the required right-of-way through and adjacent to the subject property for Lateral Canal **Nos. 8** and 9 and for Equalizing Canal No. 2-W **as** same are shown on the Lake Worth Drainage District Required Right-of-Way Maps as recorded in the office of the Clerk of the Circuit Court.
11. There shall be no open connections from the excavation to the Lake Worth Drainage District canals or within the Lake Worth Drainage District required canal rights-of-way.

Commissioner Lytal moved for approval of the petition.
The motion was seconded by Commissioner Bailey, and upon being
put to a vote, the vote was as follows:

Peggy Evatt, Chairman	-	Yes
Bill Bailey, Vice Chairman	-	Yes
Lake Lytal	-	Yes
William Medlen	-	Absent
Dennis Koehler	-	Absent

The foregoing resolution was declared duly passed and adopted
this 12th day of September, 1978, confirming action
of 24 August 1978.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: Margie B. Jennings
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

County Attorney