

RESOLUTION NO. R- 80-507

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. 80-34 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 27 March 1980; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the applicant and other interested parties and the recommendations of the various county review agencies and the recommendations of the Planning Commission; and

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

1. The proposal would not generate excessive noise or traffic
2. The proposal would be in harmony and compatible with the present and future development of the area concerned
3. The proposal would not be disruptive to the character of the neighborhoods or adverse to playgrounds, parks, schools and recreation areas

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 27th day of March, 1980, that Petition No. 80-34 the petition of JIM FOGELMAN LODGE NO. 50, FLORIDA STATE FRATERNAL ORDER OF POLICE, INC., by John A. Potrekus, Agent, for a SPECIAL EXCEPTION TO ALLOW A PRIVATE CLUBHOUSE FACILITY on the North

1/2 of the West 1/2 of the Northeast 1/4 of the Northwest 1/4 of the Northeast 1/4 of Section 1, Township 43 South, Range 42 East; TOGETHER WITH the South 1/2 of the West 1/2 of the Northeast 1/4 of the Northwest 1/4 of the Northeast 1/4 of Section 1, Township 43 South, Range 42 East, EXCEPT the South 25 feet which has been dedicated for public road in Official Record Book 1711, page 1751; SUBJECT to an easement over the West 30 feet of the South 1/2 of the West 1/2 of the Northeast 1/4 of the Northwest 1/4 of the Northeast 1/4 of Section 1, Township 43 South, Range 42 East for ingress and egress. Said property located on the north side of Upthegrove Lane, approximately 600 feet east of Military Trail (S.R. 809) in an AG-Agricultural District, was approved as advertised subject to the following conditions:

1. Within ninety (90) days of Special Exception approval, petitioner shall convey to Palm Beach County thirty (30) feet from centerline for the right-of-way for Upthegrove Lane.
2. Petitioner shall contribute the pro rata share for the cost of the construction of Upthegrove Lane, based on Traffic Analysis as determined by the County Engineer.
3. Petitioner shall contribute Three Hundred Sixteen Dollars and Fifty Cents (\$316.50) toward the cost of meeting this project's direct and identifiable traffic impact to be paid at the time of issuance of the building permit(s). This Fair Share Traffic Impact contribution has been determined in accordance with the provisions of Ordinance 79-7 as follows:

Clubhouse	\$56.00/1000 sq. ft.
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However, regardless of the present or future status of this ordinance, this development shall be required to provide the above Three Hundred Sixteen Dollars and Fifty Cents toward alleviating some of its direct and identifiable traffic impact.

4. Petitioner shall file a Unity of Title for the subject property guaranteeing that the site will not be split or reduced in size.

Commissioner Gregory , 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:

Dennis Koehler, Chairman	-	Absent
Frank Foster, Vice Chairman	-	Aye
Bill Bailey, Member		Aye
Norman R. Gregory, Member	-	Aye
Peggy B. Evatt, Member		Absent


The foregoing resolution was declared duly passed and adopted
this 15th day of April, 1980 , confirming action of
27 March 1980.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: 
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY


County Attorney

