

RESOLUTION NO. R-81-319

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. 81-21 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 26 February 1981; 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 be in harmony and compatible with the present and future development of the area concerned
2. 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 17th day of March, 1981, that Petition No. 81-21 the petition of ARTHUR BURSTEIN for a SPECIAL EXCEPTION TO ALLOW GASOLINE PUMP ISLAND FACILITIES on that certain tract of land being in the Northwest 1/4 of the Northwest 1/4 of the Northwest 1/4 of Section 24, Township 45 South, Range 42 East, and being more particularly described as follows: Beginning at the Northwest corner of said Section 24, thence South 0°17'54" West along the West line of said Section 24, a distance of 460.18 feet to a point; thence South 89°50'08" East a distance of 50.00 feet to a point in the East right-of-way line of Military Trail (S.R. 809) and the Point of Beginning; thence continue South 89°50'08" East a distance of 200.00 feet to a point; thence South 0°17'54" West a distance of 200.00 feet to a point; thence North 89°50'08" West a distance of 200.00 feet to a point in the East right-of-way line of Military Trail (S.R. 809); thence North 0°17'54" East along the said East right-of-way line of Military Trail (S.R. 809) a distance of 200.00 feet to the Point of Beginning. Said property located on the east side of Military Trail (S.R. 809), approximately .9 mile north of Boynton Road (S.R. 804), in a CN-Neighborhood Commercial 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 sixty (60) feet from centerline for the ultimate right-of-way for Military Trail.
2. Petitioner shall contribute Seven Thousand Five Hundred Dollars (\$7,500.00) 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). (600 total trips x \$12.50 per trip),
3. All landscaping shall be installed as shown on site plan submitted prior to the issuance of a Certificate of Occupancy.
4. Petitioner shall provide compressed air as part of the gasoline station operation.

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

Frank Foster, Chairman	- AYE
Norman Gregory, Vice Chairman	- AYE
Bill Bailey, Member	AYE
Dennis Koehler, Member	- AYE
Peggy B. Evatt, Member	- ABSENT

The foregoing resolution was declared duly passed and adopted
this **17th** day of March, **1981** , confirming action of
26 February 1981.

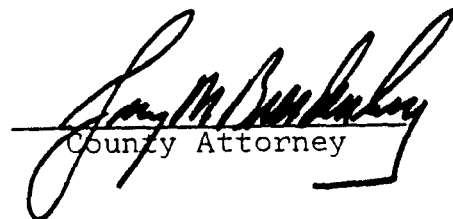
PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By:


Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY


County Attorney

