

RESOLUTION NO. R-82-411

RESOLUTION APPROVING ZONING PETITION 81-226, Special Exception

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. 81-226 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 28 January 1982; 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

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 28th day of January, 1982, that Petition No. 81-226 the petition of DON COOK MOTORS, INC. by Richard C. Ahrens, Agent, for the FURTHER SPECIAL EXCEPTION TO ALLOW THE EXPANSION OF AND AMEND THE SITE PLAN FOR AN EXISTING COMMERCIAL USED AUTOMOBILE

SALES FACILITY AND LOT, PREVIOUSLY APPROVED UNDER ZONING PETITION NO. 77-186, TO INCLUDE AN AUTOMOBILE REPAIR FACILITY on a parcel of land being the South 162.18 feet of the East 473.03 feet of the South 1/2 of Lot 1, Block 3 (as measured along the South and East lines thereof) lying West of a platted road right-of-way (60 feet) as shown on Plat No. 1, Palm Beach Plantations, Model Land Co., a subdivision of Section 12, Township 44 South, Range 42 East, as recorded in Plat Book 10, at page 20, except the East 23 feet thereof conveyed to the County of Palm Beach for road purposes, Also less the West 7 feet of the East 30 feet thereof conveyed to the County of Palm Beach for road purposes, Together with an easement for Ingress and Egress over and across that certain 25 foot strip of land lying North of and adjacent to the North line of the above described parcel of land. Said property located on the above described parcel of land. Said property located on the west side of Military Trail (S.R. 809), approximately 100 feet north of Sunset Ranch Road, was approved as advertised subject to the following conditions:

1. There shall be no openings (except for emergency exits) allowed in the west wall of the repair building.
2. There shall be no outdoor repair activities.
3. The area rezoned from RM to CG, requested as part of Petition 81-226, being the Western ninety (90) feet of the above-described property, shall be retained as a buffer and water retention area.

Commissioner Bailey , moved for approval of the petition.

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

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