

RESOLUTION APPROVING ZONING PETITION 83-125, 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. 83-125** was presented to the Board of County **Commissioners** of **Palm Beach County** at its **public hearing** conducted on 29th September **1983**; 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 proposed **development is consistent with the minimum requirements** of the **Comprehensive Plan** and **Zoning Code**.
2. The **ultimate proposed development of this property will not be compatible with the planned and protected rural character** of the **Loxahatchee Groves area**.
3. **Access to this site is currently inadequate to service a development** of the **scale** proposed.

NOW, THEREFORE, BE IT RESOLVED BY THE **BOARD OF COUNTY COMMISSIONERS** OF **PALM BEACH COUNTY, FLORIDA**, assembled in regular session this 29th day September **1983**, that **Petition No. 83-125 the petition** of **PORTUGUESE AMERICAN CULTURAL SOCIETY OF PALM BEACH COUNTY**, By **Frank Sardinha, Agent**, for a **SPECIAL EXCEPTION TO ALLOW A PRIVATE RECREATION FACILITY FIND CLUB INCLUDING A CHAPEL** on the West 483.45 feet of the East 966.90 feet of Tract 14, **Block "F"**, Loxahatchee Groves, in **Section 21**, Township 43 South, Range 41 East, as recorded in **Plat Book 12, Page 29**, **subject** to easement for **drainage** and **utilities** over the North 15.0 feet there of. **Said property located** on the north **side of** Okeechobee Road, **approximately .2 mile east** of **"F" Road** in an

AR-Agricultural Residential District was approved as advertised subject
'to the following conditions:

1. The development shall retain onsite 85% of the storm water runoff generated by a three (3) year storm per requirements of the Permit Section, Land Development Division.
2. The property owner shall convey for the ultimate right-of-way of Okeechobee Road, seventy (70) feet from center line approximately an additional twenty five (25) feet within 90 days of approval; conveyance must be accepted by Palm Beach County prior to issuance of first building permit.
3. The developer shall contribute two hundred and sixty eight dollars (\$268.00) toward the cost of meeting this project's direct and identifiable impact, to be paid at the time of the building permit.
4. The developer shall take reasonable precautions during the development of this property to insure that fugitive particulates (dust particles) from this project do not become a nuisance to neighboring properties.
5. The developer shall take necessary measures during the development of this property to prevent pollutant runoff to neighboring and nearby surface waters.
6. The developer shall install a six foot high screening fence around active outdoor recreation areas and facilities to protect adjoining properties.
7. The developer shall preserve existing significant native vegetation on this site and shall supplement this vegetation as needed in order to effectively screen this development from all surrounding properties.
8. The site plan shall be amended prior to certification, to limit this proposal to the service building, deck, ballfield, and 64 parking spaces.
9. No more than two (2) public events per year will be permitted at this facility.

Commissioner Bailey , moved for approval ,

of the petition. The motion was seconded by Commissioner Spillias , and upon being put to a vote, the vote was as follows:

Peggy E. Evatt, Chairman	-- AYE
Ken Spillias, Vice Chairman	- - AYE
Dennis P. Koehler, Member	-- APE
Dorothy Wilken, Member	- - ABSENT
, Bill Bailey, Member	- - AYE

The foregoing resolution was declared duly passed and adopted this 10th day of Jan. , 1984 , confirming action of 29th September 1983.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY:

Barbara Haines
Deputy Clerk



APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

John Corbett
County Attorney