

RESOLUTION NO. R- 84-517

RESOLUTION APPROVING ZONING PETITION **83-178**, 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. **83-178** was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 22nd December 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 use is consistent with the requirements of the Comprehensive **Plan and** with the developing character of the surrounding area.

NOW, THEREFORE, . BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 22nd day December **1983**, that Petition No. **83-178** the **petition** of **WILLIAM CHAMBERLAIN** By Warren Newell, **Agent**, for a **SPECIAL EXCEPTION TO ALLOW COMMERCIAL NEW RND USED, AUTOMOBILE, TRUCK, BOAT, MOTORCYCLE, MOBILE -HOME, RECREATIONAL VEHICLE SALE AND RENTAL AND REPAIR FACILITIES AND LOT INCLUDING AN AUTO PAINT AND BODY SHOP AND CAR WRSH** on **Lots 10 thru 21 inclusive; Lots 22. thru 25 inclusive**, Less the' East 2.00 feet ; South **1/2** ' of Lot **26**, Less the East 2.00 feet, Block **13**, 'Del Raton Park, in Section 29 Township 46 South, Range 43 East, as recorded in **Plat Boak 14, Page 9. Also** that portion of the alley **abutting** Lots **21, 22, 23, 24, 25** and the South **1/2** of Lot 26, Block 13, and the East **1/2** of that **portion** of the alley **abutting** Lots **6, 7, 8, 9, 10** and the South **1/2** of **Lot 5**, Block 13, Del **Raton** Park, Plat Book 14, Page 9, abandoned alleys as recorded in Official Record Book 2965, Pages 1779 thru 1782, November **29, 1978**. Said property **located** on. the northwest corner of the,

intersection of U. S. No. 1 and La Mat Avenue in a CG-General Commercial District was approved as advertised **subject** to the following conditions:

1. The development shall retain **onsite** 85% of the stormwater runoff **generated** by a three (3) year storm per requirements of the Permit Section, Land Development Division.
2. The **developer** shall contribute Two Thousand Twenty-Five Dollars (\$2,025.00) toward the cost of meeting this **project's** direct and identifiable impact, to be paid at the time of the building permit.
3. 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.
4. The developer shall take necessary measures during the development of this property to prevent pollutant runoff to neighboring and nearby surface waters.
5. Prior to site plan certification, the proposed site plan shall be revised to conform to all property development regulations.
6. The primary use of this property shall be a new car dealership. auto paint and body work is not permitted on the premises.
7. The site plan **shall** be amended prior to certification to provide for a six foot high solid wooden fence supplemented by canopy trees planted at 20 feet on center along the west portion of the property.
8. Hours of operation shall be limited to the hours between **6:00** a.m. to **9:30** p.m..
9. Test-driving of vehicles shall not be permitted: **on LaMat Avenue.**
10. No more than 3 entrances shall be permitted on **LaMat Avenue.**

Commissioner Koehler , moved for approval of the petition.

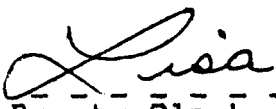
The motion was seconded by Commissioner **Wilken** ,
and upon **being put** to a vote, the vote was as follows:

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

The foregoing resolution was declared duly passed and adopted this **17th** day of April , **1984** , confirming action of 22nd December 198.3.

PALM BEACH COUNTY, FLORIDA
BY ITS **BOARD** OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: 
Deputy Clerk

APPROVED AS TO FORM
FIND LEGAL SUFFICIENCY

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