

RESOLUTION NO. R- 87-118

RESOLUTION APPROVING ZONING PETITION 86-80, 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. 86-80 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on July 24, 1986 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. With site plan modifications, this proposal will be consistent with the requirements of the Comprehensive Plan and Zoning Code.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 18th day of January, 19__87__, that: Petition No. 86-80, the petition of JOEL FRIEDLOTH, TRUSTEE, By John Corbett, Esquire, for a SPECIFIC EXCEPTION TO ALLOW A COMMERCIAL NEW FIND USED FIUTOMOBILE, TRUCK, BOAT, MOTORCYCLE, MOBILE HOME, RECREATIONAL VEHICLE FILE FIND RENIFIL FIND REPAIR FACILITIES FIND LOT on a parcel of land in Section 30, Township 43 South, Range 43 East, more particularly described as follows: Beginning at a point in the South line of said Section 30 at a distance of 891.15 feet Westerly

4. The property owner shall pay a Fair Share Fee in the amount and manner required by the "Fair Share Contribution for Road Improvements Ordinance" as it presently exists or as it may from time to time be amended. The Fair Share Fee for this project presently is \$18,860.00 (704 trips X \$26.79 per trip).
5. Sewer and/or water service has been confirmed by the utility company responsible for serving the area. Therefore, septic tank and/or well shall not be approved for the subject property.
6. Proposed use of the site shall be limited to an automobile rental facility with customary accessory uses.

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

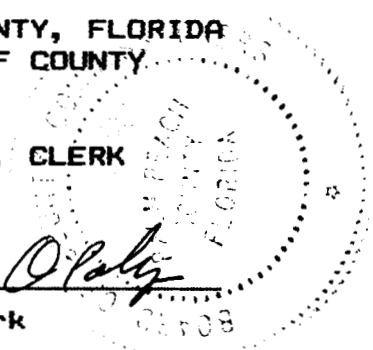
Karen T. Marcus, Chairman	--	AYE
Jerry L. Owens, Vice Chairman	--	AYE
Ken Spillias, Member	--	AYE
Dorothy Wilken, Member	--	OPPOSED
Kenneth M. Adams, Member	--	AYE

The foregoing resolution was declared duly passed and adopted this 27th day of January, 1987 confirming action of July 24, 1986.

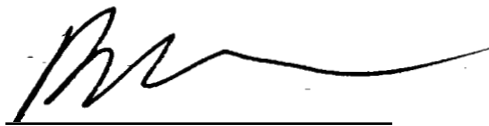
PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Barbara O'Leary
Deputy Clerk



APPROVED AS TO FORM
FIND LEGAL SUFFICIENCY



County Attorney

from the Southeast corner of said Section 30; said point of beginning being in a line parallel to and 50 feet West of the East line of the West 3/4 of the Southwest 1/4 of the Southeast 1/4 of the Southeast 1/4 of said Section 30; thence Westerly along the South line of said Section 30, a distance of 510.94 feet, more or less, to a point in the East line of land conveyed by M.D. Carmichael and wife to United States of America by deed dated December 31, 1952 and recorded in Deed Book 1002, Page 578; thence Northerly along said East line of land so conveyed, a distance of 488 feet; thence Easterly parallel to the South line of said Section 30; a distance of 510.94 feet, more or less, to a point in said first hereindescribed parallel line; thence Southerly along said parallel line; a distance of 488 feet to the point of beginning. Less the West 60 feet thereof, and subject to the right-of-way of Belvedere Road. Said property located on the northeast corner of the intersection of 5th Street and Belvedere Road was approved as advertised subject to the following conditions:

1. Prior to site plan certification the site plan shall be amended to reflect the following:
 - a. a five (5) foot wide perimeter landscape strip separating the vehicular use area from the abutting property to the north or, as an alternative, submit a Landscape Betterment Plan. The Landscape Betterment Plan shall be subject to Zoning Division approval.
 - b. a 25 foot two-way access dimension.
2. The development shall retain onsite 85% of the stormwater runoff generated by a three (3) year-one (1) hour storm per requirement⁵ of the Permit Section, Land Development Division. The drainage system shall be maintained in an acceptable condition per the County Engineers approval.
3. The developer shall construct:
 - a. Raised curb on both sides of the existing median on Belvedere Road from 5th Street east to the next median opening.
 - b. 5th Street from Belvedere Road north to the project's north-property line (minimum 2-10 lanes) to local street standards.
 - c. All improvements shall be concurrent with onsite paving and drainage improvements.