

RESOLUTION NO. R- 87-418

RESOLUTION IMPROVING ZONING PETITION 82-69(C):
Modification of Commission Requirements

WHEREFIS, 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

WHEREFIS, Petition No. 82-69(C) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on October 23, 1986 and

WHEREFIS, 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

WHEREFIS, the Board of County Commissioners made the following findings of fact:

1. With required 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 24th day of March, 1987, that: Petition No. 82-69(C), the petition of FINEN PROPERTIES, By Nathan Tanen, Agent, for a MODIFICATION OF COMMISSION REQUIREMENTS TO REMOVE THE FOLLOWING CONDITION PLACED ON ZONING PETITION NO. 82-69(B), FILED OCTOBER 31, 1985:

CONDITION NO. 2 STATES:

"2. Within 6 months of Special Exception approval, the developer shall contribute eighteen thousand seven hundred ninety two dollars (\$18, 792.00) toward the cost of meeting this project's direct and identifiable impact. The money is to be used towards the Boynton

Beach Boulevard Roadway Improvement Program. This project shall not be issued a building permit for the easterly office building until the contract has been let for the reconstruction of Boynton Beach Boulevard from Lawrence Road to Oakwood Lakes Boulevard."

REQUEST TO READ:

"2. Within six months of special exception approval, the Developer shall contribute Eighteen Thousand, Seven Hundred Ninety-two Dollars (\$18,792.00) toward the cost of meeting this project's direct and identifiable impact. The money is to be used towards the Boynton Beach Boulevard Improvement Program.

This project shall not be issued Building Permits for Tenant spaces in the Easterly office building until the contract has been let for the reconstruction of Boynton Beach Boulevard from Lawrence Road to Oakwood Lakes Boulevard. "

Said property located on the north side of Boynton Beach Boulevard (S.R. 804), approximately .2 mile east of Lawrence Road in a CG-General Commercial District was approved as advertised subject to the following conditions:

1. The developer shall comply with all previous conditions of approval unless expressly modified herein.
2. Condition No. 2 of Petition No. 82-69(B) which states:

"2. Within six months of special exception approval, the developer shall contribute Eighteen Thousand, Seven Hundred Ninety-Two Dollars (\$18,792.00) toward the cost of meeting this project's direct and identifiable impact. The money is to be used towards the Boynton Beach Boulevard Improvement Program. This project shall not be issued a Building Permit for the Easterly office building until the contract has been let for the reconstruction of Boynton Beach Boulevard from Lawrence Road to Oakwood Lakes Boulevard."

is hereby amended to state:

"2. Within six months of special exception approval, the developer shall contribute Eighteen Thousand, Seven Hundred Ninety-Two Dollars (\$18,792.00) toward the cost of meeting this project's direct and identifiable impact. The money is to be used towards the Boynton Beach Boulevard Improvement Program. This project shall not be issued a Building Permit for tenant spaces in the Easterly office building until the contract has been let for the reconstruction of Boynton Beach Boulevard from Lawrence Road to Oakwood Lakes Boulevard. "

3. No permits shall be issued for this project until the petitioner has modified its site plan to indicate, in a conspicuous fashion, that no building permits shall be issued for tenant spaces in the easterly office building until the contract has been let for the reconstruction of Boynton Beach Boulevard from Lawrence Road to Oakwood Lakes Boulevard.

Commissioner Wilken, 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	--	AYE
Jerry L. Owens	--	AYE
Ken Spillias	--	ABSENT
Dorothy Wilken	--	AYE
Kenneth M. Adams	--	ABSENT


The foregoing resolution was declared duly passed and adopted this 24th day of March, 1987 confirming action of October 23, 1986.

PFIM BEACH COUNTY, FLORIDA
BY ITS BORRD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Jina M. Eldridge
Deputy Clerk

APPROVED AS TO FORM
AND LEGRL SUFFICIENCY



County Attorney