

RESOLUTION NO. R-87-430

RESOLUTION APPROVING ZONING PETITION 86-107, Special Exception

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

WHEREFIS, 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. 86-107 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

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 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. 86-107, the petition of WAYNE M. AND ALMA RUTH COLLIER, By Kieran J. Kilday, Agent, for a SPECIAL EXCEPTION TO ALLOW A COMMERCIAL RADIO TELEVISION, MICROFILM TRANSMISSION AND RELAY STATIONS AND

TOWERS on Tracts 39, 40, 41 and 42, Section 11, Township 47 South, Range 41 East, Florida Fruit Lands Plat No. 2, Sheet 2, according to the Plat thereof recorded in Plat Book 1 at Page 102. Said property located on the northeast corner of the intersection of 120th Avenue South and 200th Street South in an AR-Agricultural Residential District 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. required number of trees to be preserved or planted within the 1.01 acre lease parcel.
 - b. one (1) of three (3) alternative perimeter landscape strips around the perimeter of the 1.01 acre lease parcel.
2. Use of this site shall be limited to the satellite receiving antennae, ninety (90) foot tower and the one-hundred eighty (180) square foot service building shown on the site plan presented at the public hearing.
3. The property owner shall protect for the ultimate right-of-way of University Parkway, a total of 384 feet of right-of-way, (301 feet on subject property) on an alignment approved by the County Engineer within 90 days of adoption of the Resolution approving this project.
4. Prior to site plan certification, the petitioner shall record a unity of title agreement for a minimum five (5) acre site in which the satellite receiving station and all accessory structures shall be erected.
5. Prior to site plan certification, petitioner shall submit a tree survey for the one (1) acre site and its proposed access roads, Clearing of vegetation shall be limited to the minimum necessary to erect the approved structures.
6. Drainage on site shall not be altered except as required by appropriate governmental approvals.
7. No on site storage of service vehicles shall be permitted.

Commissioner Owens

, 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:

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.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Jina M. Eddings
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY



County Attorney