

RESOLUTION APPROVING RECOMMENDATION OF  
STATUS REPORT NO. SR 85-122(A)  
TO AMEND CONDITIONS OF APPROVAL OF  
RESOLUTION NO. R-89-1045  
WHICH APPROVED THE SPECIAL EXCEPTION OF RPM PARTNERS  
PETITION NO. 85-122(A)

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, systematic monitoring and review of approved zoning actions help implement the goals and objectives of the Comprehensive Plan.

WHEREAS, the notice and hearing requirements as provided for in Section 402.9 of the Palm Beach County Zoning Code have been satisfied; and

WHEREAS, pursuant to Section 402.9, Status Report SR 85-122(A) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at a public hearing conducted on September 26, 1991; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, has reviewed Status Report SR 85-122(A) and considered testimony presented by the applicant and other interested parties, and the recommendations of the various county review agencies; and

WHEREAS, Section 402.9 of the Palm Beach County Zoning Code authorizes the Board of County Commissioners, sitting as the Zoning Authority, to add or modify conditions of approval; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, made the following findings of fact:

1. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations; and
2. The conditions listed below require this petition to develop more in conformity with current standards of development.

WHEREAS, Section 402.5 of the Zoning Code requires that the action of the Board of County Commissioners, sitting as the Zoning Authority, be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that the recommendation of Status Report No. SR 85-122(A), amending Conditions of Approval of Resolution No. R-89-1045, the Special Exception of RPM Partners, Petition No. 85-122(A), on a parcel of land commencing at the Northwest corner of Section 9, Township 45 South, Range 43 East; thence South 88 degrees 53' 16" East along the North line of Section 9, said line also being the centerline of Hypoluxo Road as shown on the Right-of-way map of SR 9 (1-95), Section 93220-2412, and all bearings stated herein are relative to said Right-of-way map, 200.2 feet; thence South 02 degrees 15' 15" West along a line that is 200.16 feet East of (as measured at tight angles) and parallel with the West line of said Section 9, said West line also being the centerline of High Ridge Road, 53.01 feet to the Point of Beginning; thence continuing South 02 degrees 15' 15" West, 137.00 feet; thence South 88 degrees 53' 16" East, parallel with the North line of said Section 9, 75.00 feet; thence North 02 degrees 15' 15" East, parallel with the West line of said

Section 9, 137.00 feet to the Southerly Right-of-way line of Hypoluxo Road; thence North 88 degrees 53' 16" West along said Southerly Right-of-way line, 75.00 feet to the Point of Beginning.

Together with the following described parcel:

Commencing at the Northwest corner of Section 9, Township 45 South, Range 43 East; thence South 88 degrees 53' 16" East along the North line of Section 9, said line also being the centerline of Hypoluxo Road as shown on the Right-of-way map of SR 9 (I-95), Section 93220-2412, and all bearings stated herein are relative to said Right-of-way map, 275.2 feet; thence South 02 degrees 15' 15" West along a line that is 275.15 feet East of (as measured at right angles) and parallel with the West line of said Section 9, said West line also being the centerline of High Ridge Road, 53.01 feet to the Point of Beginning; thence continuing South 02 degrees 15' 15" West, 137.00 feet; thence South 88 degrees 53' 16" East, parallel with the North line of said Section 9, 75.00 feet; thence North 02 degrees 15' 15" East, parallel with the West line of said Section 9, 134.95 feet to the Southerly Right-of-way line of Hypoluxo Road; thence North 81 degrees 51' 25" West along said Right-of-way line, 16.75 feet to a point on the Southerly Right-of-Way line of Hypoluxo Road, said line being 53.00 feet South of (as measured at right angles) and parallel with the North line of said Section 9; thence North 88 degrees 53' 16" West continuing along said Right-of-way line, 58.33 feet to the Point of Beginning.

Portions of above described parcels also being described in deeds recorded in the Official Records Book, No. 836, Page 610, and Official Records Book No. 979, Page 298., being located on the south side of Hypoluxo Road, approximately 150 feet east of High Ridge Road, in a CG-General Commercial Zoning District, is approved, as amended, subject to the following conditions:

1. The petitioner shall comply with all previous conditions of approval unless expressly modified herein.
2. The property owner shall submit a revised site plan that complies with the current landscape code. Such site plan shall supersede any existing certified site plan and shall be approved prior to January 1, 1992.

Commissioner Elmquist moved for approval of the Resolution.

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

KAREN T. MARCUS, CHAIR	--	Aye
CAROL J. ELMQUIST	--	Aye
CAROL ROBERTS	--	Aye
CAROLE PHILLIPS	--	Aye
MARY MCCARTY	--	Aye
KEN FOSTER	--	Aye
MAUDE FORD LEE	--	Aye

The Chair thereupon declared the resolution was duly passed and adopted this 12th day of November, 1991.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

BY: *Richard Altman*

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY COMMISSIONERS

JOHN B. DUNKLEY, CLERK

BY: *Judith Crossbee*

