

RESOLUTION NO. R-91-1820⁷

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 87-35.2
TO AMEND CONDITIONS OF APPROVAL OF
RESOLUTION NO. R-88-1194
WHICH APPROVED THE SPECIAL EXCEPTION OF
GREGORY K. TALBOTT, TR
PETITION NO. 87-35

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 87-35.2 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at a public hearing conducted on October 24, 1991; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, has reviewed Status Report SR 87-35.2 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 87-35.2, amending Conditions of Approval of Resolution No. R-88-1194, the Special Exception of Gregory K. Talbott, TR, Petition No. 87-35, on a parcel of land lying on the East 150 feet of the West 350 feet of the North 1/2 of the North 1/2 of the Northwest 1/4 of the Northeast 1/4 of Section 13, Township 44 South, Range 42 East, LESS the North 40 feet, to Lake Worth Drainage District for road and drainage purposes Subject to an Easement for road purposes, over the South 10 feet of the North 50 feet, thereof. Together with an easement for road purposes over the South 10 feet of the North 50 feet of the East 160 feet of the West 200 feet of the North 1/2 if the North 1/2 of the Northwest 1/4 of the Northeast 1/4 of Section 13, Township 44 South, Range 42 East, being located on the south side of Canal 8

Road, approximately 150 feet east of Military Trail (SR 809), 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. Condition number 4 which states:

The property owner shall convey for an access easement of Canal 8 Road along north property line an additional 15 feet within ninety (90) days of final adoption of the Resolution approving this project.

is hereby amended to state:

The property owner shall convey for an access easement of Canal 8 Road along north property line an additional 15 feet prior to January 1, 1992. Palm Beach County may accept a lesser amount of right-of-way width if the LWDD permits partial use of the canal right-of-way for roadway purposes. A total of thirty (30) feet of easement is required for roadway purposes.

Commissioner Roberts
Resolution.

moved for approval of the

The motion was seconded by Commissioner McCarty 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 ___ day of DEC 10 1991, 1991.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: 

BY: 

