

RESOLUTION NO. R-81-1054

RESOLUTION APPROVING ZONING PETITION

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. 81-119 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 23 July 1981; 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. The proposal would be in harmony and compatible with the present and future development of the area concerned

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 23 day of July 1981, that Petition No. 81-119 the petition of JACK and RIVA SCHAECHTER for a SPECIAL EXCEPTION TO ALLOW GASOLINE PUMP ISLAND FACILITIES on beginning at a point in a line parallel to, and 50 feet Easterly from, measured at right angles to, the West line of Section 8, Township 44 South, Range

43 East, at a distance of 151.10 feet Northerly from, measured along said parallel line, the South line of said Section 8; thence Northerly along said parallel line, a distance of 105.50 feet to the beginning of a curve to the right, having a radius of 25 feet and a central angle of 93°20'00"; thence Northerly and Northeasterly along the arc of said curve, a distance of 40.72 feet to the end of said curve, and a point in the North line of the herein described parcel; thence Easterly along said North line, a distance of 98.50 feet; thence Southerly parallel to the West line of said Section 8, a distance of 132 feet; thence Westerly, parallel to said North line a distance of 125 feet to the Point of Beginning, being a part of Tract B, Congress Heights, recorded in Plat Book 25, page 192. Said property located at the southeast corner of the intersection of Congress Avenue (S.R. 807) and Laura Lane in a CG-General Commercial District, was approved as advertised subject to the following conditions:

1. Petitioner shall close the existing north turnout onto Congress Avenue, concurrent with a paving and drainage permit.
2. Petitioner shall provide Palm Beach County with a hold harmless agreement for the station sign, thus allowing it to remain in its present location.
3. Petitioner shall contribute Eighteen Hundred and Seventy-five Dollars (\$1,875.00) toward the cost of meeting this project's direct and identifiable traffic impact to be paid at the time of issuance of the building permit(s).
4. The property shall be brought up to meet current landscaping, parking and signage requirements.

Commissioner Koehler, moved for approval of the petition.

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

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| Frank Foster, Chairman | - Aye |
| Norman Gregory, Vice Chairman | - Nye |
| Bill Bailey, Member | - Absent |
| Dennis Koehler, Member | - Aye |
| Peggy B. Evatt, Member | - Absent |

The foregoing resolution was declared duly passed and adopted
this 25 day of August 1981 , confirming action of
23 July 1981.

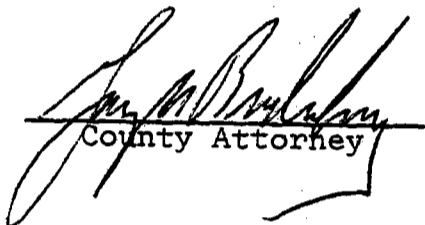
PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By:


Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY


County Attorney

