

RESOLUTION NO. R-76- 383

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, and Chapter 70-863, Laws of Florida, Special Acts of 1970, 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. 76-39 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 22 April 1976.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 22nd day of April, 1976, that petition No. 76-39, the petition of V.S.H. REALTY, INC., by Vincent Strianese, Agent, for the REZONING, FROM RM-RESIDENTIAL MULTIPLE FAMILY DISTRICT (MEDIUM DENSITY) TO CG-GENERAL COMMERCIAL DISTRICT AND THE' FURTHER SPECIAL EXCEPTION TO ALLOW PETROLEUM FACILITIES IN CONJUNCTION WITH A CONVENIENCE FOOD STORE AND RETAIL AND PERSONAL SERVICE USES on the East 1/4 of the Northeast 1/4 of the Southeast 1/4 of Section 12, Township 44 South, Range 42 East; less the East 40 feet and the North 1020 feet and less the right-the-way of Forest Hill Boulevard over the South 33 feet. Said property located at the northwest corner of the intersection of Forest Hill Boulevard and Kirk Road, was approved as advertised, subject to the following special conditions:

1. Prior to the issuance of any building permits the Developer shall convey to **Palm** Beach County, the additional right-of-way required to provide sixty (60) feet of right-of-way **from** the centerline of Forest Hill Boulevard, and shall **also** convey the twenty-five (25) foot safe corner lot at the northwest corner of Forest **Hill** Boulevard and Kirk Road.
2. The centerline of the driveway shall not be located closer than one hundred fifty (150) feet from the intersection of the north right-of-way line of Forest Hill Boulevard and the west right-of-way line of Kirk Road..
3. Developer shall provide a minimum of seventy-five (75) percent opaque screening on the north property line,

Commissioner **Lytal** , moved for approval of the petition.

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

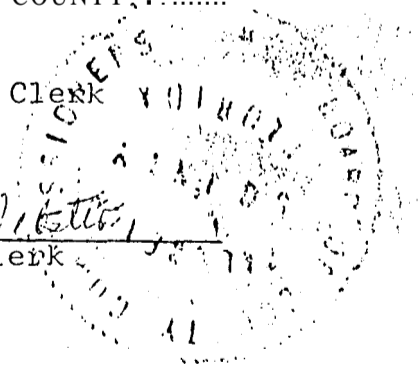
E. W. Weaver	Absent
Lake Lytal	Yes
Robert F. Culpepper	Yes
Robert C. Johnson	Yes
William Medlen	Yes

The foregoing resolution was declared duly passed and adopted this 4th day of May , 1976, confirming action of 22 April 1976.

PALM BEACH COUNTY, FLORIDA
 BY ITS BOARD OF COUNTY COMMISSIONERS

JOHN B. DUNKLE, Clerk

By Mary J. Webster
 Deputy Clerk



APPROVED AS TO FORM AND
 LEGAL SUFFICIENCY
Walter D. Dell
 COUNTY ATTORNEY