

RESOLUTION NO. R-78-1422

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. 78-241 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 26 October 1978.

NGW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 26th day of October, 1978, that petition No. 78-241 the petition of JOHN I. and LILLIAN E. ROBERTS, by Kieran J. Kilday, Agent, for the REZONING, FROM RM-RESIDENTIAL MULTIPLE FAMILY DISTRICT (MEDIUM DENSITY) IN PART, AND CG-GENERAL COMMERCIAL DISTRICT, IN PART, TO CS-SPECIALIZED COMMERCIAL DISTRICT AND THE FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED OFFICE-BUSINESS PARK on the East 1/2 of Lot 2, Block 4, Plat No. 1, Sheet No. 1, Palm Beach Plantations, Model Land Company, in Section 7, Township 44 South, Range 43 East, as recorded in Plat Book 10, page 20. Said property located on the north side of Forest Hill Boulevard, approximately 600 feet west of Congress Avenue (S.R. 807), was approved as advertised subject to the following conditions:

1. Petitioner shall construct a three (3) lane entrance road to Forest Hill Boulevard, the alignment of which shall be approved by the County Engineer.
2. Within ninety (90) days of the Special Exception approval, petitioner shall convey to Palm Beach County sixty (60) feet from the centerline for Forest Hill Boulevard right-of-way.
3. Petitioner shall retain the first inch of stormwater runoff on site.

4. Petitioner shall contribute twenty-eight thousand dollars (\$28,000.00) toward the cost of meeting this project's direct and identifiable traffic impact, to be paid at the time of issuance of a building permit(s). However, if an ordinance dealing with this subject matter is adopted, this condition **will** be superseded by that ordinance; except that, regardless of the form or status of any ordinance, this development shall be required to provide as a minimum the above twenty-eight thousand dollars (\$28,000.00) toward alleviating some of its traffic impacts.
5. Petitioner shall provide the North 60.0 feet of the subject parcel for right-of-way for Lateral Canal No. 7. Said provision shall be by Quit Claim Deed or Easement Agreement, whichever the petitioner prefers.
6. Petitioner shall construct a six (6) foot masonry wall along the west property line prior to commencement of development.
7. At the time of planting along the west property line, trees shall be a minimum of five (5) feet higher than said masonry wall with species to be agreed upon by the petitioner and the Palm Beach County Urban Forester.

Commissioner Koehler, moved for approval of the petition.

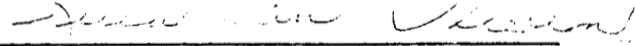
The motion was seconded by Commissioner Lytal, and upon being put to a vote, the vote was as follows:

Peggy Evatt, Chairman	-	Yes
Bill Bailey, Vice Chairman	-	Absent
Lake Lytal	-	Yes
William Medlen	-	Yes
Dennis Koehler	-	Yes

The foregoing resolution was declared duly passed and adopted this 7th day of November, 1978, confirming action of 26 October 1978.

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

