

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. 78-255 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 30 November 1978.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 30th day of November, 1978 , that petition No, 78-255 the petition of 312 CLEMATIS CORPORATION, by William R. Boose, III, as Trustee and Lessee for a SPECIAL EXCEPTION TO ALLOW THE EXCAVATION AND REMOVAL OF MUCK, SAND, ROCK, SOIL OR OTHER EXTRACTIVE MATERIALS on the Northwest 1/4 of Section 12, Township 44 South, Range 41 East, also the South 628.23 feet of the Southwest 1/4 of Section 1, Township 44 South, Range 41 East; excepting from the above described land those portions thereof conveyed to the Lake Worth Drainage District by Quit Claim Deed recorded in Official Record Book 937, page 378. Said property located approximately .5 mile west of S.R. 7 (U.S. 441) and approximately .5 mile north of West Forest Hill Boulevard in an AG-Agricultural District, was approved as advertised subject to the following conditions:

1. All truck traffic shall not exceed a maximum of sixty (60) trips per day with no more than ten (10) trips per hour.
2. Petitioner shall provide a security gate at the one (1) ingress and egress road to the subject excavation site, said gate to be locked during hours of nonoperation in **order** to prevent the illegal dumping of trash, garbage and other such materials. Further, said site shall be supervised during the hours of operation to minimize said problem.

3. As part of the dewatering activities in connection with the subject excavation, care shall be taken to insure there is no interference with the cone of depression of the adjacent Acme Improvement District wellfield. Further, petitioner shall allow the South Florida Water Management District proper opportunity to inspect the subject excavation operation to assure that there is no degradation of the water supply.

Commissioner Foster, moved for approval of the petition.

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

Peggy Evatt, Chairman	-	Absent
Bill Bailey, Vice Chairman	-	Yes
Frank Foster	-	Yes
Norman Gregory	-	Yes
Dennis Koehler	-	Absent

The foregoing resolution was declared duly passed and adopted this 19th day of December, 1978, confirming action of 30 November 1978.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN E. DUNKLE, Clerk

By: *Keith Van Atta*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

Charles F. Birch
County Attorney