

RESOLUTION NO. R- 79-92

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. 78-280 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 28 December 1978.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 28th day of December, 1978, that petition No. 78-280 the petition of RSM OFFICE DEVELOPERS, INC., by Morton V. Elish, President, for the REZONING, FROM AG-AGRICULTURAL DISTRICT TO CS-SPECIALIZED COMMERCIAL DISTRICT AND THE FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED OFFICE-BUSINESS PARK INCLUDING AN ON-SITE WATER TREATMENT FACILITY on the West 1/2 of the Northwest 1/4 of the Southeast 1/4 of the Southwest 1/4 of Section 13, Township 46 South, Range 42 East, less the right-of-way for West Atlantic Avenue (S.R. 806) as shown in Road Plat Book 3, page 27. Said property located on the south side of Delray West Road (Atlantic Avenue, S.R. 806), approximately .2 mile east of Military Trail (S.R. 809), was approved as advertised subject to the following conditions:

1. Within ninety (90) days of Special Exception approval, petitioner shall convey to Palm Beach County seven (7) feet from the present south right-of-way line according to Plat Book 3, page 27, for the ultimate right-of-way for West Atlantic Avenue (S.R. 806).
2. Petitioner shall contribute Twelve Thousand Four Hundred Dollars (\$12,400.00) 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 However, if an ordinance dealing with this subject matter is adopted, this condition will be superseded by that ordinance; except that, regardless of the form or status of any ordinance, this development shall be required to provide as a minimum the above Twelve Thousand Four Hundred Dollars (\$12,400.00) towards alleviating some of its traffic impacts and the provision of traffic signals in the area.

Commissioner _____, moved for approval of the petition.
The motion was seconded by Commissioner _____, and upon being
put to a vote, the vote was as follows:

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

The foregoing resolution was declared duly passed and adopted
this _____ day of _____, 1979, confirming action
of 28 December 1978.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By : *Keith Van Otter*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

[Signature]
County Attorney



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