

RESOLUTION NO. R-79- 714

RESOLUTION APPROVING ZONING PETITION

WHEREAS, the Eoard 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. 79-117 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 24 May 1979.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 24th day of May, 1979, that petition No. 79-117 the petition of HARDEES OF PALM BEACH COUNTY, INC., by John W. Ewseychik, Jr., Agent, for the FURTHER SPECIAL, EXCEPTION TO ALLOW A DRIVE-IN RESTAURANT on Lot 4, less the South 52 feet, Rivard Subdivision, in Section 17, Township 42 South, Range 43 East, as recorded in Plat Book 21, page 12. Said property located on the north side of Northlake Boulevard (S.R. 809-A), approximately 250 feet east of State Road A-1-A, was approved as advertised. subject to the following conditions:

1. Within ninety (90) days of the Special Exception approval, petitioner shall convey to Palm Beach County thirty (30) feet from the centerline of Park Road.
2. Petitioner shall locate the order board to allow proper stacking at both the drive-up window and the order board.
3. Petitioner shall not be allowed a median opening on Northlake Boulevard.
4. Petitioner shall provide a six (6) foot high masonry wall along the north property line.

5. Petitioner shall provide additional landscape huffer along the exterior of the required wall to be located along the north property line, said landscaping to consist of one (1), twelve (12) foot high tree every twenty (20) feet on center and a twenty-four (24) inch hedge.
6. Petitioner shall construct Park Road from Prosperity Farms Road westerly to the edge of the existing pavement.

Commissioner Evatt, 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:

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

The foregoing resolution was declared duly passed and adopted this 5th day of June, 1979, confirming action of 24 May 1979.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Scott Law*  
Deputy Clerk

APPROVE AS TO FORM  
AND LEGAL SUFFICIENCY

*Charles H. Hurd*  
County Attorney

