

RESOLUTION NO. R-79-922

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. 79-132 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 28 June 1979.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 28th day of June, 1979, that petition No. 79-132 the petition of W.G. LASSITER, JR., RICHARD S. JOHNSON and JAMES P. KIMTZ, by Jack Mathis, Agent, for the FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED COMMERCIAL DEVELOPMENT IN EXCESS OF 50,000 SQUARE FEET of commencing at a point 40 feet South of the North line of Section 6, Township 45 South, Range 43 East and the Westerly right-of-way line of Congress Road as now established, go Southerly and Easterly along the Westerly right-of-way line of Congress Road on an arc having a radius of 1960.08 feet, for a distance of 400 feet to the point of beginning a North-East corner of the tract to be described; thence, Southerly and Easterly along the Westerly right-of-way line of Congress Road, a distance of 790 feet; thence, South 47°30'28" West, a distance of 330 feet; thence,

West 195 feet; thence, Westerly and Northerly parallel to the said Westerly right-of-way line of Congress Road, a distance of 1035 feet to a point 490 feet West of the point of beginning; thence, East parallel to the North line of said Section 6, Township 45 South, Range 43 East to the point of beginning: Also, commencing at a point 40 feet South of the North line of Section 6, Township 45 South, Range 43 East, and on the Westerly Right-of-way line of Congress Road as now established, go Southerly and Easterly along the Westerly Right-of-Way line of Congress Road on an arc having a radius of 1960.08 feet for a distance of 400 feet; thence West parallel to the North line of said Section 6, a distance of 490 feet more or less to an arc having a radius of 2442 feet; thence Northerly on an arc parallel to the Westerly Right-of-Way line of Congress Avenue 400 feet more or less to the line 40 feet South of and parallel to the North line of said Section 6; thence, East along said last mentioned line to the point of beginning. Said property located on the west side of Congress Road (S.R. 807), approximately 250 feet south of Lantana Road (S.R. 812), was approved as advertised subject to the following conditions:

1. Petitioner shall construct a left turn lane, south approach, on Congress Avenue at project's north entrance.
2. Petitioner shall construct a left turn lane, south approach, on Congress Avenue at project's south entrance.
3. Petitioner shall construct a right turn lane, north approach, on Congress Avenue at project's north entrance.
4. Petitioner shall construct a right turn lane, north approach, on Congress Avenue at project's south entrance.
5. Petitioner shall construct both north and south entrance drives to have two lanes out and one lane in.
6. Petitioner shall align all access drives with drives across the road.
7. Petitioner shall signalize the intersection of both entrances on Congress Avenue when warranted, as determined by the County Engineer.

8. Petitioner shall contribute One Hundred Twelve Thousand Seven Hundred Fifty Dollars (\$112,750.00) towards 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). This condition shall fulfill the developer's requirement according to the "Fair Share Contribution for Road Improvements" approved by the Board of County Commissioners on June 19, 1979.

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 Eailey, Chairman	-	Absent
Dennis Koehler, Vice Chairman	-	Yes
Peggy Evatt, Member	-	Yes
Frank Foster, Member	-	Yes
Norman Gregory, Member	-	No

The foregoing resolution was declared duly passed and adopted this 24th day of July, 1979, confirming action of 28 June 1979.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: [Signature]
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

[Signature]
County Attorney

