

RESOLUTION NO. R-79- 1246

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. 79-176 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 23 August 1979.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 23<sup>d</sup> day of August, 1979, that petition No. 79-176 the petition of PETER MERCURIO by Henry Skokowski, Agent, President of Urban Design Studio, for a SPECIAL EXCEPTION TO ALLOW A COMMERCIAL, NEW AND USED, AUTOMOBILE, TRUCK, BOAT, MOTORCYCLE, RECREATION VEHICLE, SALES AND RENTAL LOT on Lot 1, Melaleuca Trail, in Section 12, Township 44 South, Range 42 East, as recorded in Plat Book 23, page 4. Said property located on the east side of Military Trail (S.R. 809), approximately .1 mile north of Forest Hill Boulevard in a CG-General Commercial District, 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:
  - a. Sixty (60) feet from centerline for the ultimate right-of-way for Military Trail.
  - b. Twenty-five (25) feet from centerline for the right-of-way for Melaleuca Trail.

2. Petitioner shall construct Melaleuca Trail from Military Trail to the project's east property limits.
3. Petitioner shall not be allowed direct access to Military Trail.
4. Petitioner shall reshape swale on Melaleuca Trail to the catch basin inlet at the northeast corner of Military Trail and Melaleuca Trail.
5. All landscaping shall be installed as shown on site plan submitted prior to a Certificate of Occupancy.
6. No more than twenty (20) vehicles shall be allowed for display and/or sale, and must be displayed as shown on the plan approved by the Site Plan Review Committee.

Commissioner **Foster** , moved for approval of the petition.

The motion was seconded by Commissioner **Evatt** , 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 **18th** day of **September** , 1979, confirming action of 23 August 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