

RESOLUTION NO. R-79-1486

RESOLUTION DENYING 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. 79-200 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 26 September 1979.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 26th day of **September**, 1979, that petition No, 79-200 the petition of MINI-MART CORPORATION by Jack Fineberg, President, for a SPECIAL EXCEPTION TO ALLOW GASOLINE PUMP ISLAND FACILITIES on the North 150 feet of the South 350 feet of the East 300 feet of the West 350 feet of the Southeast 1/4 of Section 13, Township 42 South, Range 42 East. Less the West 3 feet thereof for road right-of-way. Said property located on the northeast corner of the intersection of Military Trail (S.R. 809) and Lake Park Road (S.R. 809A) in a CN-Neighborhood Commercial District, was denied as advertised.

Commissioner **Koehler**, moved for denial of the petition for the following reason:

1. The proposed gasoline pumps would, **if** approved, create an overcrowded and unsafe condition on the site, resulting in congestion and conflicting vehicular circulation.

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

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

The foregoing resolution was declared this 23d day of October, 1979, duly passed and adopted 26 September 1979, confirming action of

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Rich Van Allen*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

[Signature]
County Attorney



STATE OF FLORIDA)
 (SS.
COUNTY OF PALM BEACH)

I, JOHN B. DUNKLE, Clerk of the Circuit Court of the Fifteenth Judicial Circuit and ex-officio Clerk of the Board of County Commissioners of Palm Beech County, Florida, do hereby certify that the above and foregoing is a true and correct copy of 2

RESOLUTION APPROVING ZONING PETITION NO. 79-200

being Resolution No. R-79-1486 adopted by the Board of County Commissioners in meeting held September 26, 1979 as same appears of record in County Commissioners' Minutes No. 126 in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Board, this 24th day of October, A.D., 1979.

JOHN B. DUNKLE, Clerk
Board of County Commissioners

By



Deputy Clerk

(S E A L)

