

RESOLUTION NO. R-82-499

RESOLUTION APPROVING ZONING PETITION 82-21A Special Exceptic

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. 82-21A was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 25 March 1982; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the applicant and other interested parties and the recommendations of the various county review agencies and the recommendations of the Planning Commission; and

WHEREAS, the Board of County Commissioners made the following findings of fact:

1. The proposal would be in harmony and compatible with the present and future development of the area concerned

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 25th day of March, 1982, that Petition No. 82-21A the petition of BETTE JO WARRINER for a SPECIAL EXCEPTION TO ALLOW A CHILD DAYCARE CENTER on the East 240.0 feet of

the South 136.5 feet of Tract 57, Model Land Company's Subdivision of Section 19, Township 44 South, Range 43 East, as recorded in Plat Book 6, page 66. Subject to an easement for road purposes over the East 20.0 feet thereof. Said property located on the northwest corner of the intersection of 2nd Avenue North and Miller Road in an RM-Residential Multiple Family District (Medium Density), was approved as advertised subject to the following conditions:

1. Petitioner shall convey to Palm Beach County within ninety (90) days of Special Exception approval 40 ft. from centerline for the right-of-way for 2nd Avenue North.
2. Petitioner shall contribute One Thousand Eight Hundred Dollars (\$1,800.00) toward the cost of meeting this project's direct and identifiable traffic impact, to be paid on a pro-rata basis at the time of issuance of the building permit(s).
3. Petitioner shall construct Miller Road to County standards from 2nd Avenue North to the property's north property line.
4. Petitioner shall construct a 6 ft. opaque fence and vegetation buffer along the north property line.
5. There shall be no play area located within fifteen (15) feet of the north property line.
6. Petitioner shall preserve significant existing vegetation on the property.

Commissioner **Koehler**, 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:

Norman Gregory, Chairman	Yes
Peggy Evatt, Vice Chairman	Yes
Bill Bailey, Member	No
Dennis Koehler, Member	Yes
Frank Foster, Member	No

The foregoing resolution was declared duly passed and adopted this **18th** day of **May, 1982**, confirming action of 25 March 1982.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Reeth Van Otteren*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

John Britton
County Attorney

