

RESOLUTION APPROVING ZONING PETITION 82-102, SPECIAL EXCEPTION

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. 82-102 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 29 July 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 29th day of July, 1982, that Petition No. 82-102 the petition of WHIDMILL SPRINKLER COMPANY, INC., by William J. Meredith, Agent, for a SPECIAL EXCEPTION TO ALLOW A COMMERCIAL SALES AND SERVICE ENTERPRISE on Tract 116, Block 18, Palm Beach Farms Company Plat No. 1, in Section 18, Township 46 South, Range 42 East as recorded in Plat Book 2, pages 26 through 28, less however the South 10 feet for right-of-way for Delray West Road as per Deed Book 811, page 414 and subject to a Florida's Power and Light Easement over the West 12 feet thereof as per O.R.B. 2517, page 811. Said property located on the north side of Atlantic Avenue (Delray West Road), approximately .2 mile east of State Road #7 (U.S. 441) in an AR-Agricultural Residential District, was approved as advertised subject to the following special conditions:

1. Petitioner shall take reasonable precautions during the development of this project to insure that fugitive particulates (dust particles) from this project do not become a nuisance to neighboring properties.
2. The Developer shall take necessary precautions to insure there will be no pollutant run-off from this project to adjacent or nearby surface waters.
3. Petitioner shall submit revised site plan providing for the following:
 - Entrance drive shall be widened to accommodate 25 feet at base building line.
 - Backup distance shall be 25 feet for westernmost six parking spaces.
 - Perimeter hedge shall be provided for paved area.
4. Within ninety (90) days of approval the ultimate right-of-way for Pelray West Road, 60 feet from centerline shall be conveyed to Palm Beach County.
5. The contribution of Three Hundred and Thirteen Dollars (\$313.00) toward the cost of meeting this project's direct and identifiable traffic impact, is to be paid at the time of issuance of the Building Permit.

Commissioner Foster, moved for approval of the petition.

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

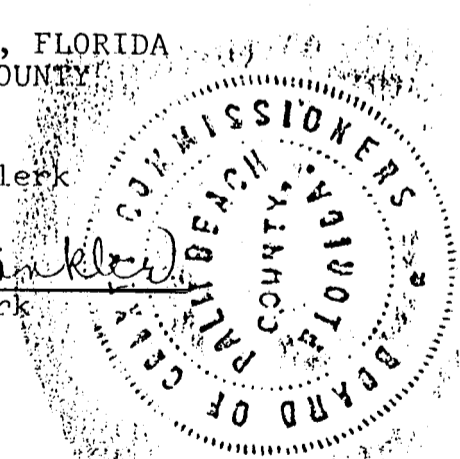
Norman Gregory, Chairman	-	Aye
Peggy Ezell, Vice Chairman	-	Aye
Bill Bailey, Member	-	Absent
Dennis Koehler, Member	-	Aye
Frank Foster, Member	-	Aye

The foregoing resolution was duly passed and adopted this 18th day of January, 1983, confirming action of 29 July 1982.

PALM BEACH COUNTY, FLORIDA
 BY ITS BOARD OF COUNTY
 COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: Kathleen Sinkler
 Deputy Clerk



APPROVE AS TO FORM
 AND LEGAL SUFFICIENCY

John Bartlett
 County Attorney