

RESOLUTION NO. R-83-73

RESOLUTION APPROVING ZONING PETITION 82-105, 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. 82-105 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. 82-105 the petition of ANIMAL RESCUE LEAGUE OF THE PALM BEACHES, By Alan J. Ciklin, Attorney, for the FURTHER SPECIAL EXCEPTION TO ALLOW AN ANIMAL RESCUE LEAGUE on the South 1/2 of the North 1/2 of the Southwest 1/4 of the Southeast 1/4 of Section 13, Township 43 South, Range 42 East. Said property located on the east side of Military Trail (S.R. 809), approximately 500 feet north of 12th Street, was approved as advertised subject to the following special conditions:

1. Preservation of significant vegetation.
2. The Developer 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.
3. The Developer shall take necessary precautions to insure there will be no pollutant runoff from this project to adjacent or nearby surface waters.

4. Within ninety (90) days of approval the ultimate right-of-way for Military Trail, 60 feet from centerline, shall be conveyed to Palm Beach County.
5. A median opening on Military Trail will not be permitted.
6. Prior to the issuance of a Certificate of Occupancy 100 feet of curbed median shall be constructed on Military Trail centered at each of the projects' entrances.
7. The contribution of One Thousand Eight Hundred and Seventy Five Dollars (\$1,875.00) toward the cost of meeting this project's direct and identifiable traffic impact, is to be paid at the rate of \$.04 per square foot at the time of issuance of the Building Permit(s).

Commissioner Evatt , 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:

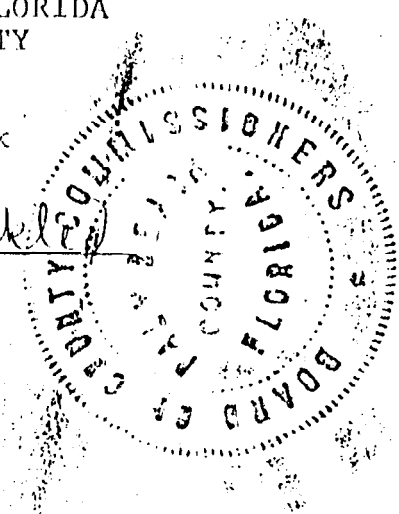
Norman Gregory, Chairman	Aye
Peggy Evatt, Vice Chairman	Aye
Bill Bailey, Member	Aye
Dennis Koehler, Member	Aye
Frank Foster, Member	Aye

The foregoing resolution was declared 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 Sinkel
Deputy Clerk



APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

John Cantel
County Attorney