

RESOLUTION NO. R-83-252

RESOLUTION APPROVING ZONING PETITION 82-177, 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. 82-177 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 30 December 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 30th day of December, 1982, that Petition No. 82-177 the petition of

FLOR-AG CORPORATION By James A. Mueller, Vice President, for a SPECIAL EXCEPTION TO ALLOW A COMMERCIAL RELAY COMMUNICATION RADIO TOWER on a parcel of land lying in Section 17, Township 43 South, Range 40 East, more particularly described as follows: Commence at the intersection of the South line of said Section 17, with the Westerly Right-of-Way line of the South Florida Water Management (formerly the Central and Southern Florida Flood Control District) L-8 Right-of-Way; thence run Northerly along the Westerly Right-of-Way line of the South Florida Management L-8 Right-of-Way a distance of 60.0 feet; thence at right angles to the preceding course run Westerly a distance of 110.0 feet to the Point of Beginning of the following described parcel: thence continue Westerly along the aforementioned course a distance of 727.5 feet; thence at right angles to the preceding course run Northerly parallel with the Westerly Right-of-Way line of the South Florida Water Management L-8 Right-of-Way a distance of

940.0 feet; thence at right angles to the preceding course run Easterly a distance of 727.5 feet; thence at right angles to the preceding course run Southerly parallel with and 110.0 feet West of the Westerly Right-of-Way line of the South Florida Water Management L-8 Right-of-Way a distance of 940.0 feet to the Point of Beginning. Said property located on the west side of South Florida Water Management District Canal L-8 and approximately 2 3/4 miles north of S.R. 80 in an AR-Agricultural Residential District, was approved as advertised, subject to the following conditions:

1. The Petitioner shall submit to the Engineering Department prior to pulling a building permit, the 110% fall distance/breakpoint calculations.
2. The Petitioner shall amend the site plan to reflect legal access and the required eight (8') foot chain link fence around the base of the tower prior to site plan certification.
3. The Developer shall retain onsite 85% of the storm-water runoff generated by a three (3) year storm per requirements of the Permit Section, Land Development Division.

Commissioner Bailey , 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:

Peggy B. Evatt, Chairman	Aye
Ken Spillias, Vice Chairman	Aye
Dennis P. Koehler, Member	Aye
Dorothy Wilken, Member	Aye
Bill Bailey, Member	Aye

The foregoing resolution was declared duly passed and adopted this 15th day of February , 1983 , confirming action of 30 December 1982.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: Kathleen Dunkle  
Deputy Clerk

APPROVE AS TO FORM  
AND LEGAL SUFFICIENCY

John B. Colett  
County Attorney

