

RESOLUTION NO. R- 83-797

RESOLUTION APPROVING ZONING PETITION 83-40, 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. 83-40 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 28th April 1983; 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 Planning Commission; and

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

1. The proposed Special Exception is consistent with the Comprehensive Plan.
2. The proposed use is meeting all property development regulations.
3. The proposed use is compatible with the existing and future development of the surrounding area.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 28th day of April, 1983, that Petition No. 83-40 the petition of FLORIDA POWER AND LIGHT COMPANY By C. Duane West, Agent, for a SPECIAL EXCEPTION TO ALLOW A PUBLIC AND PRIVATE UTILITY SERVICES AND ACCESSORY BUILDING AND STRUCTURES on the South 330 feet of the West 1/2 of the West 1/2 of the Northeast 1/4 of Section 10, Township 46 South, Range 42 East. Said property located approximately 1-1/2 miles north of West Atlantic Avenue and approximately 1-1/2 miles west of Military Trail (S.R.809). Property fronts on the east side of proposed Jog Koad in an AR-Agricultural Residential District, was approved as

advertised, subject to the following conditions:

1. The development shall retain on-site 85% of the storm-water runoff generated by a three year (3) storm per requirements of the Permit Section, Land Development Division.
2. The property owner shall convey to Palm Beach County sixty feet (60') from centerline for the ultimate right-of-way for Jog Road within ninety (90) days of this approval.
3. The developer shall install a Viburnum Ordoratissimum hedge around the north, west and south perimeters of this property.
4. The developer shall take reasonable precautions during the development of this property to insure that fugitive particulates (dust particles) from this project do not become a nuisance to neighboring properties.
5. The developer shall take necessary measures during the development of this property to prevent pollutant runoff to neighboring and nearby surface waters,

Commissioner Koehler, moved for approval of the petition, The motion was seconded by Commissioner Bailey, and upon being put to a vote, the vote was as follows;

Peggy E. Evatt, Chairman	- ABSENT
Ken Spillias, Vice Chairman	- AYE
Dennis P. Koehler, Member	- AYE
Dorothy Wilken, Member	- ABSENT
Bill Bailey, Member	- AYE

The foregoing resolution was declared duly passed and adopted this 19th day of July, 1983, confirming action of 28th April 1983.

PALM BEACH COUNTY, FLORIDA  
 BY ITS BOARD OF CCUNTY  
 COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: Lisa Croff  
 Deputy Clerk

APPROVE AS TO FORM  
 AND LEGAL SUFFICIENCY

Ann Cortett  
 County Attorney