

RESOLUTION NO. R-83-993

RESOLUTION APPROVING ZONING PETITION 83-67, 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. 83-67 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 27th May 1983; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the applicant and other interested parties and the **recommendatons** 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 proposed rezoning will eliminate an existing conflict with the Land use Plan,
2. The petition satisfies all Mandatory Performance Standards,
3. Since this area is not recommended for residential development, the proposed equipment buildings will be compatible with the existing and future agricultural activities in this area.

NOW, **THEREFORE**, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 27th day May 1983, that Petition No. 83-67 the petition of SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY By Peter L. Schneider, Agent, **for** a SPECIAL EXCEPTION TO ALLOW A PUBLIC AND PRIVATE UTILITY SERVICES INCLUDING ACCESSORY BUILDINGS AND STRUCTURES on Tracts 116 and the West **1/2** of Tract 117, Block 50, Palm Beach Farms Company Plat No. 3, in Section 20, Township 45 South, Range 42 East, as recorded in Plat Book 2, Pages 45 through 54. Less the South 30 feet of said Tracts and conveyed to the County of Palm Beach for Road Purposes. Said property located on the north side of Boynton West Road

(S.R.804), approximately 1/2 mile west of the Sunshine State Parkway was approved as advertised subject to the following conditions:

1. The development 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.
2. The property owner shall convey to Palm Beach County within ninety (90) days of approval **80** feet from centerline for the ultimate right-of-way for Boynton Beach Boulevard, approximately an additional 40 feet of right-of-way.

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

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

The foregoing resolution was declared duly passed and adopted this 30 day of **August**, 1983, confirming action of **27th** May 1983.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY:   
Deputy Clerk

APPROVE AS TO FORM  
AND LEGAL SUFFICIENCY

  
County Attorney

