

RESOLUTION NO. R-83-998

RESOLUTION APPROVING ZONING PETITION 83-74, 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, 83-74 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 Special Exception is consistent with the Land Use Plan Designation and, provided that measures are taken to address possible chemical leaks or spills, would be consistent with all Mandatory Performance Standards.
2. The proposed use can be accommodated to the existing shopping center without posing adverse impacts upon adjoining properties.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this **27<sup>th</sup>** day May 1983, that Petition no. 83-74 the petition of MINI-MART DEVELOPMENT CORPORATION By Beril Kruger, Agent, for a SPECIAL **EXCEPTION** TO ALLOW WHOLESALE CHEMICALS on all of plat of Hamptons Square in Section 7, Township 47 South, Range 42 East, as recorded in Plat Book 37, Page 115, Said property located on the southwest corner of the intersection of Kimberly Drive and Hampton Drive in an AR-Agricultural Residential District was approved as advertised subject to the following conditions:

1. Each tank shall be mounted upon a separate concrete base with six-inch non-mountable curbing and with **drains** connected to the public sewage system to provide containment and disposal of any **accidental**

leaks or spills.

2. Solid concrete or steel bollards shall be installed around the tank area to prevent accidental collisions with the tanks.

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

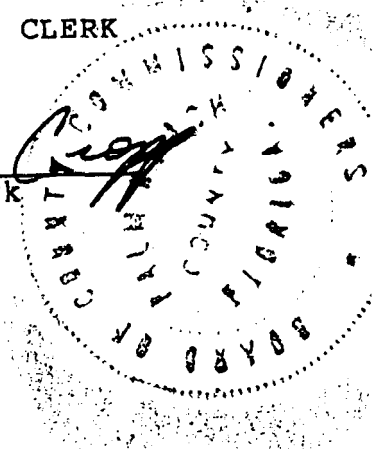
Peggy E. Evatt, Chairman	-- AYE
Ken Spillias, Vice Chairman	-- APB
Dennis P. Koehler, Member	-- ABSENT
Dorothy Wilken, Member	-- AYE
Bill Bailey, Member	-- AYE

The foregoing resolution was declared duly passed and  
adopted this **30th** 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: *Lisa*  
Deputy Clerk



APPROVE AS TO FORM  
AND LEGAL SUFFICIENCY

*John Barrett*  
County Attorney