

RESOLUTION NO. R-83-1072

RESOLUTION APPROVING ZONING PETITION 80-201(A), Modification of
Petition No. 80-201

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. 80-201(A) was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 23rd June 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 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 requirements of the Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 23rd day June 1983, that Petition No. 80-201(A) the petition of LAWRENCE R. COVEY AND DIANNA L. COULLETT TO MODIFY THE FOLLOWING SPECIAL CONDITION PLACED ON ZONING PETITION NO. 80-201 APPROVED OCTOBER 23, 1980: CONDITION NO. 2 STATES:

Approval is contingent upon construction of the Phase II Plan. Petitioner must immediately apply for necessary variance (s). If said variances are denied, this Special Exception approval shall become invalid.

REQUEST: MODIFY CONDITION NO. 2 TO READ:

Requesting that a Revised Phase II Plan be approved by the Board of County Commissioners. This plan will then need to seek variances as listed in the original condition.

On Lot 4, less the South 180 feet, Okeechobee Gardens Estates, in Section 24, Township 43 South, Range 42 East, as recorded in Plat Book 23, Page

181. Said property located on the east side of Scott Avenue, approximately 180 feet north of Okeechobee Boulevard in a CG-General Commercial District was approved as advertised subject to the following, conditions:

1. This development must 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 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.
3. The developer shall take necessary measures during the development of this property to prevent pollutant runoff to neighboring and nearby surface waters.
4. The automotive service area shall not have floor drains. Lubricants, cleaning compounds and similar chemicals used in automotive repair will be disposed of by disposal methods acceptable to the Palm Beach County Health Department.

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

The foregoing resolution was declared duly passed and
. adopted this day of **SEP 13, 1983** , confirming action of
23rd June 1983.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: *Fredy Madhien*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

John Bartlett
County Attorney

