

RESOLUTION NO. R-83-1073

RESOLUTION APPROVING ZONING PETITION 83-61, 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. 83-61 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 use is consistent with the requirements of the Comprehensive Plan.

NOW, THEREFOR, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled, in regular session this 23rd day of June, 1983, that Petition No. 83-61, the petition of GIFFORD R. DEAN By Russell C. Scott, Agent, for a SPECIAL EXCEPTION TO ALLOW AN AUTOMOBILE RENTAL FACILITY AND LOT on a strip of land being 50 feet in width, lying in the Southwest 1/4 of Section 29, Township 43 South, Range 43 East; said strip of land being more particularly described as follows:  
Commencing at the Southwesterly corner of the Plat of Belvedere Heights, as recorded in Plat Book 24, Page 163; thence, South 01°55'46" West, along the Southerly prolongation of the West line of said plat, a distance of

0.79 feet for a Point of Beginning; thence, continue South  $01^{\circ} 55' 46''$  West, along said Line, a distance of 660.01 feet to the North right-of-way line of Belvedere Road; thence, North  $88^{\circ} 26' 57''$  West, along said right-of-way line and along a line parallel with and 66 feet Northerly of, as measured at right angles to, the South line of the Southwest  $1/4$  of said Section 29, a distance of 50.00 feet; thence, North  $01^{\circ} 55' 46''$  East, a distance of 660.01 feet; thence, South  $88^{\circ} 26' 57''$  East, along a line parallel with and 726.00 feet Northerly of, as measured at right angles to, the South line of the Southwest  $1/4$  of said Section 29, a distance of 50.00 feet to the Point of Beginning. Said property located on the north side of Belvedere Road, approximately .4 mile east of Congress Avenue in an 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 property owner shall convey to Palm Beach County within ninety (90) days of approval 54 feet from the centerline' for the ultimate right-of-way for Belvedere Road, approximately an additional one (1) foot of right-of-way.
3. The developer shall contribute Five Hundred and Sixty Three Dollars, (\$563.00) toward the cost of meeting this project's direct and identifiable traffic impact, to be paid at the time of the issuance of the building permit.
4. Fire Marshall approval of the site plan shall be required prior to site plan certification.
5. Use of this facility shall be limited to weekly and monthly car rental with no on-site repair or cleaning.

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:

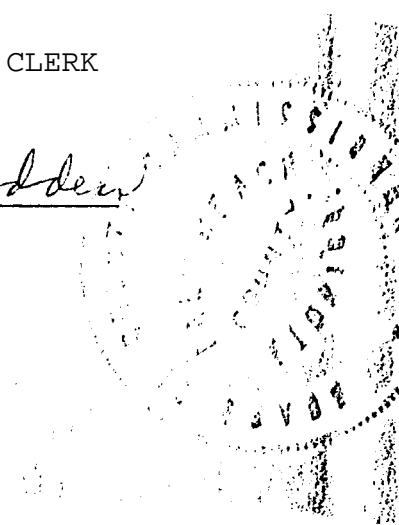
Peggy E. Evatt, Chairman	--	AYE
Ken Spillias, Vice Chairman	--	AYE
Dennis P. Koehler, Member	--	AYE
Dorothy Wilken, Member	--	AYE
Bill Bailey, Member	--	AYE

The foregoing resolution was declared duly passed and adopted this 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: *Judy Waddell*  
Deputy Clerk



APPROVE AS TO FORM  
AND LEGAL SUFFICIENCY

*John Cabell*  
County Attorney