

RESOLUTION NO. P- 83-1106

RESOLUTION APPROVING ZONING PETITION 83-94, 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. 83-94 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 23th July 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 and Zoning Code.
2. The proposed use should not have any significant impact upon adjoining properties.
3. Existing significant vegetation should be preserved to protect the rural character of this property.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 23th day July 1983, that Petition No. 83-94 the petition of JOSEPH A. MULDOON, JR., TRUSTEE, By Dwight E. Weyant, Agent, for a SPECIAL EXCEPTION TO ALLOW A RECREATIONAL VEHICLE PARK on Tract 54, the West 1/2 of Tract 49, less the right-of-way of Sunshine State Parkway and the East 1/2 of Tract 63 less the right-of-way of Lake Worth Road all being in Block 24, the Palm Beach Parks Company Plat No. 3 in Section 26 and 29 Township 44 South, Range 42 East as recorded in Plat Book 2, Page 45 through 54. Said property located on the north side of Lake Worth Road being bounded on the east by Florida's Turnpike in an AR-Agricultural Residential District was approved as advertised

subject to the following conditions:

1. This development shall retain onsite 35% 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 for the ultimate right-of-way of Lake Worth Road, 60 feet from centerline approximately an additional 10 feet within 90 days of approval; conveyance must be accepted by Palm Beach County prior to issuance of first building permit.
3. The developer shall construct concurrent with a paving and drainage permit issued from the office of the County Engineer, a right turn lane, east approach and a left turn lane, west approach on Lake Worth Road at the project's entrance road.
4. The developer shall contribute Seven Thousand Eight Hundred Dollars (\$7,800.00) toward the cost of meeting this project's direct and identifiable impact to be paid at the time of the building permit.
5. 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.
6. The developer shall take necessary measures during the development of this property to prevent pollutant runoff to neighboring and nearby surface waters.
7. Existing significant native vegetation should be preserved. To insure this preservation no clearing shall be performed prior to the completion of a tree survey and site plan certification.
8. The retention pond shall be posted "no swimming" and a swimming pool and recreational building shall be provided to serve the recreational needs of this development.

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:

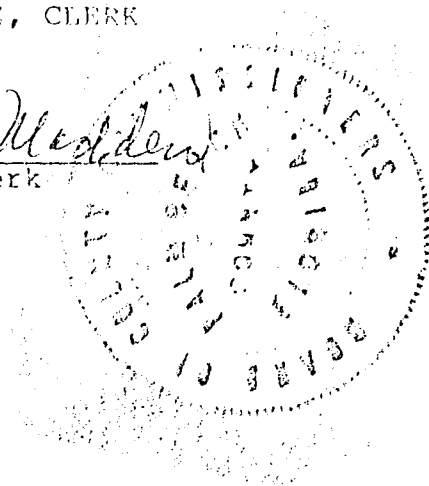
Peggy E. Evatt, Chairman	--	AYE
Fen Spillias, Vice Chairman	--	AYE
Dennis P. Koehler, Member	--	AYE
Dorothy Wilken, Member	--	NAY
Bill Bailey, Member	--	AYE

The foregoing resolution was declared duly passed and adopted this day of SEP 13 1983 , confirming action of 28th July 1983.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Trudy Medders  
Deputy Clerk



APPROVE AS TO FORM  
AND LEGAL SUFFICIENCY

John Collett  
County Attorney