

RESOLUTION NO. R-83-1434

RESOLUTION APPROVING ZONING PETITION 83-119, 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. 83-119 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 25th August 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 rezoning and special exception are consistent with the requirements of the Comprehensive Plan and Zoning Code.
2. The proposed use will be compatible with the developing character of the immediate area.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 25th day August 1983, that Petition No. 83-119 the petition of KIERAN J. KILDAY, for a SPECIAL EXCEPTION TO ALLOW A CAR WASH on the South 330.0 feet of the East 132.0 feet of Tract 71, Subdivision of Section 19, Township 44 South, Range 43 East, as recorded in Plat Book 6, Page 66. Lessing therefrom the right-of-way for Lake Worth Road as shown on Road Plat Book 5, Pages 125 thru 138. Said property located on the north side of Lake Worth Road (S.R.802), approximately .2 miles west of Congress Avenue (S.R.807) was approved as advertised subject to the following conditions:

1. The development shall retain onsite 25% 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 contribute Two Thousand Five Hundred and Sixty Three Dollars (\$2,563.00) toward the cost of meeting this project's direct and identifiable impact, to be paid at the time of the building permit.
3. 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.
4. The developer shall take necessary measures during the development of this property to prevent pollutant runoff to neighboring and nearby surface waters.
5. This facility may use a temporary septic tank only until such time as sewer service is available from the Village of Palm Springs and will connect to public sewers within 60 days of written notice from the 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

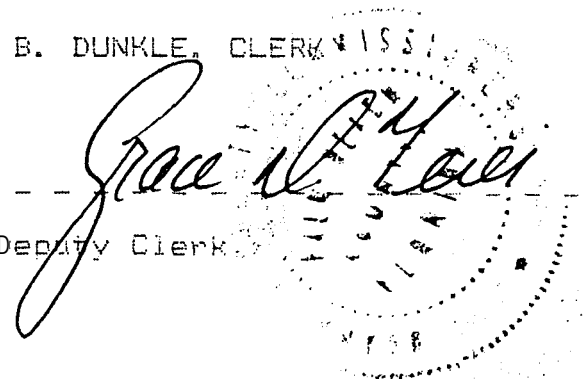
The foregoing resolution was declared duly passed and  
adopted this 8th day of November, 1983 , confirming action of  
25th August 1983.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: \_\_\_\_\_

Deputy Clerk



APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

\_\_\_\_\_  
John Corbett  
County Attorney