

RESOLUTION NO. R-83-1437

RESOLUTION DENYING ZONING PETITION 83-102, 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. 83-102 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 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 present development does not meet minimum setbacks, stacking, and access location dimension. The proposed addition would exacerbate this undesireable and unsafe situation.
2. The intensification of development at this intersection would be contrary to the Traffic circulation element of the Comprehensive Plan.
3. Further development at this corner would ultimately increase the cost to the County of implementing its Thoroughfare Plan.

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. 83-102 the petition of STAFAC INC., By Lee Starkey, Agent, for a SPECIAL EXCEPTION TO ALLOW THE EXPANSION AN EXISTING SERVICE STATION TO INCLUDE A GASOLINE PUMP ISLAND FACILITY the North 150 feet of the South 190 feet of the West 163 feet of the East 203 feet of the Southwest 1/4 of Section 24, Township 44 South, Range 42 East. Said property located on the northwest corner of the intersection of Military Trail (S.R.809) and Lake Worth Road (S.R.802) in an CG-General Commercial District was denied as advertised.

Commissioner Koehler , moved for denial ,
of the petition. The motion was seconded by Commissioner Wilken ,
and upon being put to a vote, the vote was
as follows:

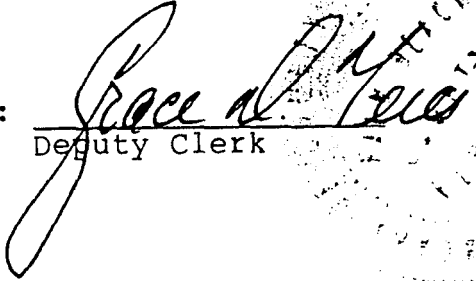
Peggy E. Evatt, Chairman	—	ABSENT
Ken Spillias, Vice Chairman	--	AYE
Dennis P. Koehler, Member	--	AYE
Dorothy Wilken, Member	--	AYE
Bill Bailey, Member	--	ABSENT

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


County Attorney