

RESOLUTION NO. R- 84-508

RESOLUTION APPROVING ZONING PETITION 83-129(A), 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. 83-129(A) was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 22nd December 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 Special Exception should not have any significant negative impacts upon adjoining properties.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 22nd day December 1983, that Petition No. 83-129(A) the petition of M.C. I. TELECOMMUNICATIONS CORPORATION, By Alan J. Ciklin, Attorney, for a SPECIAL EXCEPTION TO AMEND THE SITE PLAN PREVIOUSLY APPROVED UNDER ZONING PETITION NO. 83-129 TO INCLUDE A TELECOMMUNICATIONS BUILDING AND UNDERGROUND FUEL TANK on a parcel of 1 and lying in the Northwest 1/4, Section 36, Township 42 South, Range 42 East, being more particularly described as follows:

The East 512.00 feet of the West 882.00 feet of the North 1/2, of the Northwest 1/4, of the Northwest 1/4, of said Section 36, less the South 40.00 feet for right-of-way of Dyer Boulevard; also less the North 64.25 feet and less the right-of-way of 43th Terrace as shown in Official Record Book 1044, page 388. Said property located on the

northeast corner of the intersection of Dyer Boulevard and 49th Terrace, approximately 850 feet east of Haverhill Road in an IL-Light Industrial District was approved as advertised subject to the following conditions:

- A. All conditions of the previous approval of Petition 83-129.
- B. Prior to the issuance of building permits, the plans for the installation of the underground fuel tank shall be submitted and approved by the Health Department.

Commissioner Koehler, moved for the approval 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	--	ABSENT
Dennis P. Koehler, Member	--	AYE
Dorothy Wilken, Member	--	AYE
Bill Bailey, Member	--	AYE

The foregoing resolution was declared duly passed and adopted this 17th day of April, 1984, confirming action of 22nd December 1383.

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