

RESOLUTION NO. R-84-1858

RESOLUTION APPROVING **ZONING** PETITION 84-115, Special Exception

WHEREAS, the Board of County Commissionexs, 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. 84-115 was presented to the Board of **County** Commissioners of Palm Beach County at its public hearing conducted on the 30th of July 1984; **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 proposal is consistent with the requirements of the Comprehensive Plan and Zoning Code.

NOW, THEREFORE, BE IT RESOLVED **BY** THE BOARD OF COUNTY **COMMISSIONERS** OF PALM BEACH COUNTY, FLORIDA, assembled in **regular** session this the 30th of July, 1984, that Petition No. 84-115 the petition of ENTEHPRISE LEASING COMPANY, By Beril Kruger, Agent, fox a SPECIAL EXCEPTION TO ALLOW **AN** AUTOMOBILE RENTAL AND LEASING FACILITY AND LOT on Lots 6, 7, 8, 9 and 10 less the West 38 feet thereof, Block 26, Del-Raton Park, in Section 28,29, Township 46 South, Range 43 East, recorded in Plat Book 14 at Pages 9 and 10, and together with:

That part of the 10 foot alley right-of-way in Block 26, Del-Raton Park, xecoxded in Plat Book 14 at Pages 9 and 10, bounded as follows: On the West by the West line of Lots 6 thru 10, inclusive of said Block 26; on the North **by** the Easterly extension of the North line of said Lot 6; on the South **by the** Easterly extension of the **South** line

of said Lot 10; and on the East by the West line of Lot 1.1 of said Block 26. Said property located on the **northeast** corner of the intersection of U.S. Highway No. 1 and **Avenue "H"** in a CG-General Commercial District was approved as advertised subject to the following conditions :

1. The development shall retain onsite 85% of the stormwater: runoff **generated** by a three (3) year one hour storm per requirements of the Permit Section, Land Development Division.
2. Access to the site shall be limited to **Avenue "H"** unless this right of way is abandoned prior to site plan certification.
3. The developer shall construct concurrent with onsite paving and drainage improvement pursuant to a paving and drainage permit issued from **the** office of the **County** Engineer for **Avenue "H"** U.S. 1 to the project's east property line unless this right of way is abandoned by this Petitioner.
4. The developer shall pay a fair share fee in the **amount and** manner required by the Fair Share Contribution for Road Improvements Ordinance as it presently exists or as it may from time to time be amended.

Presently the fair share fee for this project is \$650. If the Fair Share Contribution for Road Improvements Ordinance is amended to increase the fair share fee, this **amount** shall be credited toward the increased fair share fee.

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

Ken Spillias, Chairman	- - AYE
Dorothy Wilkens, Vice Chairman	- - AYE
Peggy Evatt, Member	- - ABSENT
Dennis P. Koehler, Member	- - @SENT
Bill Bailey, Member	- - AYE

The foregoing resolution was declared duly passed and adopted this day of **DEC 11 1984** confirming action of the 30th of July 1.984.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Donna McWilliam
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

Randy Payne
County Attorney