

RESOLUTION NO. R-85-27

RESOLUTION DENYING ZONING PETITION 81-98(A), Modification

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. 81-98(A) was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 23rd of August 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 would be in harmony and compatible with the present and future development of the area concerned.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this the 23rd of August 1984, that Petition No. 81-98(A) the petition of MILITARY THAIL INVESTORS, LTD., By Russell Scott, Agent, to MODIFY THE FOLLOWING SPECIAL CONDITION PLACED ON ZONING PETITION NO. 81798 APPROVED AUGUST 25, 1981:

CONDITION NO. 4 STATES:

Petitioner shall contribute Forty-two Thousand Three Hundred and Seventy-five Dollars (\$42,375.00) toward the cost of meeting this project's direct and identifiable traffic impact to be paid at the time of issuance of the building permit(s).

REQUEST: MODIFY CONDITION NO. 4 TO READ:

Petitioners shall contribute Forty-two Thousand Three Hundred and Seventy-five Dollars (\$42,375.00) toward the cost of meeting this

project's direct and identifiable traffic impact to be paid at the time of issuance of the building permit(s), this fee to be credited towards the 4-laning of Military Trail based on a certified cost estimate from the petitioner's Engineer. Said property located on the east side of Military Trail (S.R.809), approximately .2 mile south of S.W. 12th Street (Linton Boulevard) in a CS+Specialized Commercial District was denied with prejudice as advertised.

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

Ken Spillias, Chairman	--	AYE
Dorothy Wilkens, vice Chairman	--	AYE
Peggy Evatt, Member	--	AYE
Dennis P. Koehler, Member	--	AYE
Bill Bailey, Member	--	AYE

The foregoing resolution was declared duly passed and adopted this day of January 8, 1985 confirming action of the 23rd of August 1984.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: *Carlene Harris*  
Deputy Clerk



APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

*Stacy Sprague*  
County Attorney