

RESOLUTION NO. R- 85-244

RESOLUTION APPROVING ZONING PETITION 81-103(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. 81-103(A) **was** presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 27th of September 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 27th of September 1984, that Petition No. 81-103(A) the petition of J. JOHN GOODMAN By Kieran Kilday, Agent, for a SPECIAL EXCEPTION TO DELETE THE SPECIAL EXCEPTION FOR AN OFFICE WAREHOUSE COMBINATION APPROVED UNDER ZONING PETITION NO. 81-103, TO ALLOW A PLANNED COMMERCIAL DEVELOPMENT on Lot 31 thru 45, inclusive, Block 11, Westgate Estates, Northern section, in Section 30, Township 43 South, Range 43 East, as Recorded in Plat Book 8, Page 38. Said property located on the northeast corner of the intersection of Osceola Drive and Chickamauga Avenue, in a CG-General Commercial District was approved as advertised subject to the following conditions:

1. Prior to Certification by Site Plan Review Committee:

- a. The site plan shall be revised to reflect the twenty-five (25) foot minimum two-way parking access.
2. Prior to issuance of a building permit, construction plans shall be submitted to the Military Park Fire Control District # 4, for review by that agency.
3. 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.
4. The developer shall construct concurrent with onsite paving and drainage improvements pursuant to a paving and drainage permit issued from the Office of the County Engineer, Osceola Drive from Okeechobee Boulevard south to Chickamauga Drive .
5. 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 \$3,912.00.
6. Reasonable precautions shall be exercised during site development to insure that unconfined particulates (dust particles) from this property do not become a nuisance to neighboring properties.
7. Reasonable measures shall be employed during site development to insure that no pollutants from this property shall enter adjacent or nearby surface waters.

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:

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 FEB 19 1985 confirming action of the 27th of September 1984 .

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: *Patricia S. Weaver*  
Deputy Clerk



APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

*Randy Gray*  
County Attorney