

RESOLUTION NO. R- 85-464

RESOLUTION APPROVING ZONING PETITION 80-66(B), 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. 80-66(B) was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 3d, October, 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 proposal is consistent with the requirements of the Comprehensive Plan.

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. 80-66(B) the petition of S.F. PARTNERSHIP, A FLORIDA GENERAL PARTNERSHIP By Paul G. Parker, Agent, for a SPECIAL EXCEPTION TO ALLOW A CHILD DAY CARE CENTER on the Southwest 1/4 of the Northwest 1/4 of the Southwest 1/4 of Section 1, Township 46 South, Range 42 East, Less, however, the North 495.0 feet and the East 159.83 feet thereof, as measured at right angles to the boundary lines of the said Southwest 1/4 of the Northwest 1/4 of the Southwest 1/4 and less the right-of-way for Coconut Road and Military Trail (S.R.809). Together with;

A part of the Southwest 1/4 of the Northwest 1/4 of the Southwest 1/4 of Section 1, Township 46 South, Range 42 East, and more particularly

described as the South 330 feet of the North 495 feet of said Southwest 1/4 of the Northwest 1/4 of the Southwest 1/4 of Section 1, Township 46 South, Range 42 East, except that part lying in Military Trail (S.R.809) and also except the Easterly 159.83 feet of the South 50 feet thereof. Said property located on the northeast corner of the intersection of Military Trail (S.R.809) and Coconut Road was approved as advertised subject to the following conditions:

1. The child day care center shall be utilized only by the employees.
2. Maximum number of children allowed will be 95 based upon amount of classroom and outdoor activity area available.
3. The property owner shall convey for the ultimate right of way of Military Trail, 60 feet from centerline within 90 days of adoption of the Resolution by the Board of County Commissioners; conveyance must be accepted by Palm Beach County prior to issuance of first Building Permit.
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 \$125.00.
5. No signs for the purpose of advertising the facility shall be permitted on the site.

Commissioner Koehler, 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	+ -	Yes
Dorothy Wilkens, Vice Chairman	+ +	Yes
Peggy Evatt, Member	+ +	Yes
Dennis P. Koehler, Member	- -	Yes
Bill Bailey, Member	- -	Absent

The foregoing resolution was declared duly passed and adopted this day of **MAR 19.1985** confirming action of the 3rd of October, 1984.

PALM BEACH COUNTY, FLORIDA
 BY ITS BOARD OF COUNTY COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: *Kathleen Smith*
 Deputy Clerk



APPROVED AS TO FORM AND LEGAL SUFFICIENCY

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Randy Sprague
 County Attorney