

RESOLUTION NO. R-85-1101

RESOLUTION APPROVING ZONING PETITION 77-148 (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. 77-148(A) was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 23rd May 1985; 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. This 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 23rd of May 1985, that Petition No. 77-148(A) the petition of THE BOARD OF COUNTY COMMISSIONERS By Ken Adams, Chairman, to MODIFY A SPECIAL CONDITION PLACED ON ZONING PETITION NO. 77-148 APPROVED OCTOBER 27, 1977:

CONDITION NO. 6 STATES:

6. Left turn lane on Military Trail for Saturn Avenue shall be extended to one hundred fifty (150) feet by the Developer, when warranted as determined by the County Engineer.

MODIFY CONDITION NO. 6 TO READ:

6. Developer shall provide Palm Beach County with the amount of five thousand five hundred dollars (\$5,500.00) toward Palm Beach County's existing roadway improvement program, to be paid prior to June 1, 1985.

Said property located at the southeast corner of the intersection of Saturn Avenue and Military Trail (S.R. 809) in a CG-General Commercial District approved as advertised subject to the following conditions:

1. Conditions previously approved by the Board of County Commissioners shall remain in effect except the condition modified herein.

2. Condition No. 6 which states:

" 6. Left turn lane on Military Trail for Saturn Avenue shall be extended to one hundred fifty (150) feet, by the Developer, when warranted, as determined by the County Engineer."

Is hereby amended to read:

"6. Developer shall provide Palm Beach County with the amount of five thousand five hundred dollars (\$5,500.00) toward Palm Beach County's existing roadway improvement program, to be paid prior to June 1, 1985."

3. The petitioner shall present a notarized Affidavit of Disclosure at the Zoning Authority Meeting.

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

|                                |    |        |
|--------------------------------|----|--------|
| Ken Adams, Chairman            | -- | AYE    |
| Karen T. Marcus, Vice Chairman | -- | ABSENT |
| Kenneth Spillias, Member       | -- | AYE    |
| Jerry L. Owens, Member         | -- | AYE    |
| Dorothy Wilken, Member         | -- | ABSENT |

The foregoing resolution was declared duly passed and adopted this 23rd day of July confirming action of the 23rd May 1985.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Cheryl Beaupre  
Deputy Clerk

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

Andy Ingram  
County Attorney