

RESOLUTION NO. R- 87-93

**RESOLUTION APPROVING ZONING PETITION 80-89(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. 80-89(B) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on July 24, 1986 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. With required site plan modifications, this proposal will be 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 27th day of January, 1987, that: Petition No- 80-89(B), the petition of LANTANA WEST CENTER ASSOCIATES LIMITED By Kieran J. Kilday, Agent, for a SPECIAL EXCEPTION TO AMEND THE SITE PLAN FOR A LARGE SCALE COMMUNITY SHOPPING CENTER, PREVIOUSLY APPROVED UNDER ZONING PETITION NO. 80-89 TO INCLUDE GASOLINE PUMP AND FACILITIES AND A CAR WASH on a portion of the Easterly 20 acres of Lot 3, Tract 39, of the Tract 39 between Township 44 1/2 South and Township 45 South, Range 42 East, "The Palm Beach Farms



Commissioner Wilken , 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:

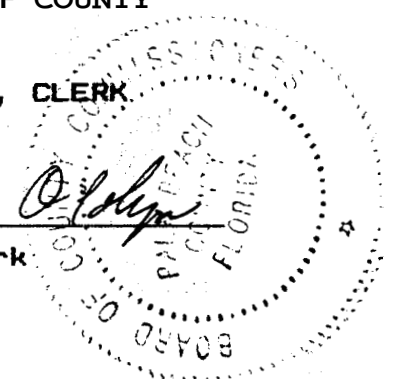
Karen T. Marcus, Chairman	--	AYE
Jerry L. Owens, Vice Chairman	--	AYE
Ken Spi11ias, Member	--	AYE
Dorothy Wilken, Member	--	AYE
Kenneth M. Adams, Member	--	ABSENT

The foregoing resolution was declared duly passed and adopted this 27th day of January, 1987 confirming action of July 24, 1986.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Barbara Olden  
Deputy Clerk



APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

[Signature]  
County Attorney

Company, Plat No. 13", as recorded in Plat Book 6, Pages 98 and 99, being more particularly described as follows: Commence at the point of intersection of a line lying 54.00 feet South of a5 measured at right angles to the North line of said Lot 3, Tract 39, being coincident with the South Right-of-way line of Lantana Road and a line lying 40.00 feet Westerly of as measured at right angles to the East line of said Lot 3, Tract 39; thence run South 27 degrees 39'55" East on the Westerly Right-of-way line of Jog Road, said line being parallel with and 40.00 feet Westerly of as measured at right angles to the Easterly line of said Lot 3, Tract 39 for a distance of 206.02 feet to the Point of Beginning; thence continue South 27 degrees 39'55" East along said Westerly Right-of-way line a distance of 330.97 feet; thence run South 62 degrees 20'05" West for 165.00 feet; thence North 27 degrees 39'55" West for 353.39 feet; thence North 70 degrees 04'20" East for 166.52 feet to the Point of Beginning. Said property located on the west side of Jog Road approximately 200 feet south of Lantana West Road (S.R. 812) in a CG-General Commercial District was approved as advertised subject to the following conditions:

1. The conditions of all previous approvals shall remain in effect unless expressly modified herein.
2. Prior to site plan certification the site plan shall be revised to reflect the following:
  - a. A 15 foot wide perimeter buffer in those places where a vehicular use area abuts the right-of-way of Jog Road.
  - b. One (1) tree for each 30 linear feet of a perimeter landscape strip separating the vehicular use area from the right-of-way of Jog Road.
3. The property owner 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. The Fair Share Fee for this project presently is \$16,690.00 (623 trips X 926.79 per trip). Credit for construction of the four (4) laning of the intersection of Jog Road and Lantana Road will be given based upon a Certified Cost Estimate from the developer's engineer.