

RESOLUTION NO. R-87-513

RESOLUTION APPROVING ZONING PETITION 86-132, 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. 86-132 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on December 1, 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 local land development regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 31ST day of March, 19 , that: Petition No. 86-132, the petition of SUGAR CANE GROWERS COOPERATIVE OF FLORIDA By Jeffrey J. Ward, Attorney, for a SPECIAL EXCEPTION TO ALLOW A COMMERCIAL RADIO, TELEVISION, MICROWAVE TRANSMISSION AND RELAY STATIONS AND TOWERS AND ACCESSORY EQUIPMENT BUILDINGS on a parcel of land lying within the Southwest 1/4 of Section 28, Township 43 South, Range 38 East, said parcel being more particularly described

as follows: Commence at the Southwest corner of said Section 28, thence run North 89 degrees 50'57" East along the South line of said Section 28, a distance of 70.00 feet; thence run North 0 degrees 05'31" West parallel with the West line of said Section 28 a distance of 115.00 feet to the Point of Beginning of the following described parcel; continue North 0 degree 05'31" West parallel with the West line of said Section 28 a distance of 715.00 feet; thence run North 89 degrees 50'57" East parallel with the South line of said Section 28 a distance of 747.00 feet; thence run South 0 degrees 05'31" East parallel with the West line of said Section 28, a distance of 715.00 feet; thence run South 89 degrees 50'57" West parallel with the South line of said Section 28 a distance of 747.00 feet to the Point of Beginning. Said property located on the northeast corner of the intersection of Airport Road and Ramie Road was approved as advertised subject to the following conditions:

1. Prior to site plan certification, the site plan shall be amended to include the following:
 - a. The requirements of Section 500.35.E. (Minimum Landscape Requirements), or variance relief shall be obtained.
 - b. The required number of parking spaces (based on employment).
 - c. The minimum five (5) foot distance between the tower anchor and the north property line.
2. The property owner shall submit for the approval by the County Engineer breakpoint calculations substantiating the 110% fall area.
3. The developer shall retain the stormwater runoff in accordance in all applicable agency requirements in effect at the time of the permit application. However, at a minimum, this 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. The drainage system shall be maintained in an acceptable condition as approved by the County Engineer. In the event that the drainage system is not adequately maintained as determined by the County Engineer this matter will be reviewed by the Code Enforcement Board for enforcement.
4. The property owner shall reserve a maximum of twenty (20) feet for the right-of-way of Airport Road and Hatton Highway. Site Plan shall be amended to reflect this reservation.

Commissioner Adams, 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:

Karen T. Marcus	--	AYE
Jerry L. Owens	--	AYE
Carol Roberts	--	AYE
Dorothy Wilken	--	AYE
Kenneth M. Adams	--	AYE

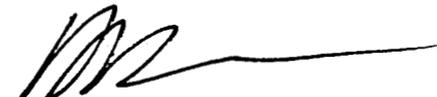
The foregoing resolution was declared duly passed and adopted this 31ST day of March, 1987 confirming action of December 1, 1986.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: 
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY



County Attorney

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