

RESOLUTION NU. R-87-899

RESOLUTION APPROVING ZONING PETITION 85-164(A) :  
Modification of Commission Requirements

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. 85-164(A) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on January 5, 1987; 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 and local land development regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA that Petition No. 85-164(A), the petition of WILSHIRE CORPORATION By Kieran J. Kilday, Agent, for a MODIFICATION OF COMMISSION REQUIREMENTS TO DELETE THE FOLLOWING CONDITION PLACED ON ZONING PETITION NO. 85-164, APPROVED DECEMBER 30, 1985:

CONDITION NO. 11 OF ZONING PETITION NO. 85-164 WHICH STATES:

"11. The property owner shall construct a left turn lane, south approach on Congress Avenue at Middle Road concurrent with onsite paving and drainage improvements pursuant to a paving and drainage permit issued from the office of the County Engineer and Florida Department of Transportation approval. .

REQUEST: TO DELETE CONDITION NO, 11.

Said property located on the southwest corner of the intersection of Congress Avenue (S.R. 807) and Riddle Road, and bounded on the west by Judy Lane in a CG-General Commercial Zoning District was approved as advertised, subject to the following conditions:

1. The developer shall comply with all previous conditions of approval unless expressly modified herein.
2. Condition No. 11 of Zoning Petition 85-164, which presently states:  
 "11. The property owner shall construct a left turn lane, south approach on Congress Avenue at Riddle Road concurrent with onsite paving and drainage improvements pursuant to a paving and drainage permit issued from the office of the County Engineer and Florida Department of Transportation approval."

is hereby deleted.

3. Petitioner shall relocate the proposed entrance onto Congress Avenue to the north per the County Engineer's approval.

Commissioner Owens, 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:

Carol A. Roberts	--	Absent
Jerry L. Owens	--	Aye
Karen T. Marcus	--	Aye
Dorothy Wilken	--	Aye
Kenneth M. Adams	--	Absent

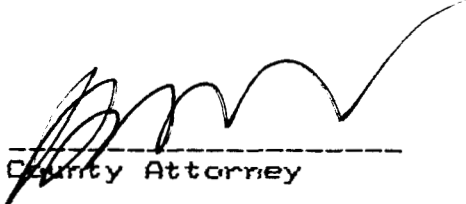
The foregoing resolution was declared duly passed and adopted this 23rd day of June, 1987 confirming action of January 5, 1987.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: *Sina M. Eldredge*  
Deputy Clerk

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

  
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County Attorney