

RESOLUTION NO. R-89- 596

RESOLUTION APPROVING ZONING PETITION NO. 79-72(B)  
SPECIAL EXCEPTION PETITION OF GOULD FLORIDA, INC.

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. 79-72(B) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on January 4, 1988; 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, this approval is subject to Zoning Code Section 402.9 (Mandatory Review of Development Approvals) and other provisions requiring that development commence in a timely manner; 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 local land development regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 79-72(B), the petition of GOULD FLORIDA, INC., by Wayne Bradley, Agent, for a SPECIAL EXCEPTION TO AMEND THE SITE PLAN FOR A COMMERCIAL TELEVISION MICROWAVE TRANSMISSION AND RELAY STATION AND TOWER, INCLUDING ACCESSORY BUILDINGS AND STRUCTURES, PREVIOUSLY APPROVED UNDER ZONING PETITION NO. 79-72(A) ON JANUARY 4, 1985, TO INCREASE THE HEIGHT OF THE TOWER BY 100 FEET, AND TO INCREASE THE BUILDING SQUARE FOOTAGE on a parcel of land lying in Section 23, Township 44 South, Range 41 East, being more particularly described as follows:

Commencing at the Northeast corner of said Section 23: thence North 89 degrees 36' 27" West along the North line of said Section 23, a distance of 2694.29 feet to the Point of Beginning and the Northwest corner of the Plat of Commerce Park at  
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Wellington - P.I.D., as recorded in Plat Book 43, Page 116; thence South 01 degrees 14' 48" West along the West line of said Plat of Commerce Park at Wellington - P.I.D., a distance of 565.00 feet; thence North 89 degrees 36' 27" West, a distance of 537.00 feet; thence North 01 degrees 14' 48" East, a distance of 565.00 feet to the intersection with the North line of said Section 23; thence South 89 degrees 36' 27" East, along said North line, a distance of 537.00 feet to the Point of Beginning, located on the south side of Pierson Road, approximately 1.5 mile west of U.S. 441 (S.R. 7), in an AR-Agricultural Residential Zoning District, was approved as advertised, subject to the following conditions:

1. Petitioner shall comply with all conditions of previous approvals unless expressly modified herein.
2. Prior to site plan certification, the site plan shall be amended to reflect the following:
  - a) Tower setbacks equal to one hundred ten (110) percent of the tower's height or calculations subject to approval by the Building Division substantiating the one hundred ten (110) percent break point. If calculations are submitted, they shall be submitted concurrently with the site plan review committee application,
3. Demolition of the guyed antenna tower shall commence within fifteen (15) days of the final inspection of the proposed height addition of the self-supporting tower.

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

Carol A. Roberts	--	Aye
Carol J. Elmquist	--	Aye
Karen T. Marcus	--	Absent
Dorothy Wilken	--	Aye
Kenneth M. Adams	--	Aye

The foregoing resolution was declared duly passed and adopted this 4th day of April, 1989 confirming action of January 4, 1988

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

BY :

  
COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY:

  
DEPUTY CLERK

