

RESOLUTION NO. R-91-995

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 80-236(A).2
TO AMEND CONDITIONS OF APPROVAL OF
RESOLUTION NO. R-87-123
WHICH APPROVED THE SPECIAL EXCEPTION OF
TORONTO INVESTMENTS LTD., INC.
PETITION NO. 80-236(A)

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, systematic monitoring and review of approved zoning actions help implement the goals and objectives of the Comprehensive Plan.

WHEREAS, the notice and hearing requirements as provided for in Section 402.9 of the Palm Beach County Zoning Code have been satisfied; and

WHEREAS, pursuant to Section 402.9, Status Report SR 80-236(A).2 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at a public hearing conducted on May 31, 1991; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, has reviewed Status Report SR 80-236(A).2 and considered testimony presented by the applicant and other interested parties, and the recommendations of the various county review agencies; and

WHEREAS, Section 402.9 of the Palm Beach County Zoning Code authorizes the Board of County Commissioners, sitting as the Zoning Authority, to add or modify conditions of approval; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, made the following findings of fact:

1. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations; and
2. The conditions listed below require this petition to develop more in conformity with current standards of development.

WHEREAS, Section 402.5 of the Zoning Code requires that the action of the Board of County Commissioners, sitting as the Zoning Authority, be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that the recommendation of Status Report No. SR 80-236(A).2, amending Conditions of Approval of Resolution No. R-87-123, the Special Exception of Toronto Investments Ltd., Inc., Petition No. 80-236(A), on Lots 52 thru 62, less the East 3.0 feet thereof; and Lots 239 thru 241, Plat of Kenwood, according to the plat thereof, in Section 24, Township 44 South, Range 42 East, as recorded in Plat Book 3, Page 44. Together with that portion of the 20.0 foot service alley shown on the Plat of Kenwood, Plat Book 3, Page 44, more particularly described as being that right of way bounded on the North by the South right of way line of Cambridge Street, on the East by the West line of Lots 52 thru 59 inclusive, and on the South by the North right of way line of Springfield Street. And on the West by the East line of Lots 60 and 241 of said Kenwood, being located on the southwest corner of the intersection of Cambridge Street and Military Trail, in a CG-General Commercial Zoning

District, is approved, as amended, subject to the following conditions:

1. The petitioner shall comply with all previous conditions of approval unless expressly modified herein.
2. No building permit shall be issued until a new site plan which complies with the 1990 Landscape Code to the maximum extent possible is certified.
3. The property shall be required to connect to public water and sewer. An on site septic tank system **shall** not be approved.
4. Condition number 10b which reads:

notwithstanding the above condition a), Springfield Street shall be paved from Military Trail to the project's westerly terminus prior to January 1, 1987,

is hereby amended to read:

notwithstanding the above condition a) Springfield Street shall be paved from Military Trail to the project's western terminus prior to May 30, 1993, unless the applicant amends this condition to delete improvements to Springfield Street.

Commissioner Elmquist moved for approval of the Resolution.

The motion was seconded by Commissioner Roberts and, upon being put to a vote, the vote was as follows:

KAREN T. MARCUS, CHAIR	--	AYE
CAROL J. ELMQUIST	--	AYE
CAROL ROBERTS	--	AYE
CAROLE PHILLIPS	--	ABSENT
MARY MCCARTY	--	AYE
KEN FOSTER	--	AYE
MAUDE FORD LEE	--	ABSENT

The Chair thereupon declared the resolution was duly passed and adopted this 33rd day of July, 1991.

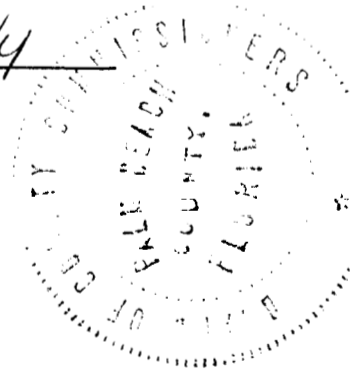
APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS **BOARD** OF COUNTY
COMMISSIONERS

BY: *[Signature]*

JOHN B. DUNKLE, CLERK

BY: *[Signature]*



RESOLUTION NO. R-91-996

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 86-134.2
TO AMEND CONDITIONS OF APPROVAL OF
RESOLUTION NO. 87-516
WHICH APPROVED THE SPECIAL EXCEPTION OF TRANSAL CORPORATION
PETITION NO. 86-134

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, systematic monitoring and review of approved zoning actions help implement the goals and objectives of the Comprehensive Plan.

WHEREAS, the notice and hearing requirements as provided for in Section 402.9 of the Palm Beach County Zoning Code have been satisfied; and

WHEREAS, pursuant to Section 402.9, Status Report SR 86-134.2 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at a public hearing conducted on May 31, 1991; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, has reviewed Status Report SR 86-134.2 and considered testimony presented by the applicant and other interested parties, and the recommendations of the various county review agencies; and

WHEREAS, Section 402.9 of the Palm Beach County Zoning Code authorizes the Board of County Commissioners, sitting as the Zoning Authority, to add or modify conditions of approval; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, made the following findings of fact:

1. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations; and
2. The conditions listed below require this petition to develop more in conformity with current standards of development.

WHEREAS, Section 402.5 of the Zoning Code requires that the action of the Board of County Commissioners, sitting as the Zoning Authority, be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that the recommendation of Status Report No. SR 86-134.2, amending Conditions of Approval of Resolution No. 87-516, the Special Exception of Transal Corporation, Petition No. 86-134, on a parcel of land being Lots 1 through 4, inclusive, of the Unrecorded Plat of Palm Acres Tract No. 3, said parcel of land being more particularly described as follows: The North 518 feet of the East 1/2 of the Northeast 1/4 of the Southeast 1/4 of Section 7, Township 44 South, Range 43 East, less the East 50 feet thereof for Road Right-of-way. Subject to Right-of-way to Lake Worth Drainage District Lateral Canal No. 7., being located on the west side of Congress Avenue, approximately 0.1 of a mile north of Forest Hill Boulevard, in a CG-General Commercial Zoning District, is approved, as amended, subject to the following conditions:

1. The petitioner shall comply with all previous conditions of approval unless expressly modified herein.

2. **No** building permit shall be issued until the contract has been let for Forest Hill Boulevard (Congress Avenue to I-95) .
3. **No** building permit shall be issued until a new site plan which complies with the **1990** Landscape Code to the maximum extent possible is certified.

commissioner **Elmquist** moved **for** approval **of** the Resolution.

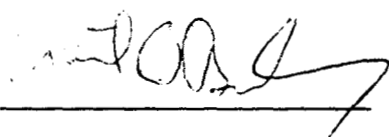
The motion was seconded by Commissioner **Roberts** and, upon being put to a vote, the vote was as follows:

KAREN T. MARCUS, CHAIR	--	AYE
CAROL J. ELMQUIST	--	AYE
CAROL ROBERTS	--	AYE
CAROLE PHILLIPS	--	ABSENT
MARY MCCARTY	--	AYE
KEN FOSTER	--	AYE
MAUDE FORD LEE	--	ABSENT

The Chair thereupon declared the resolution was duly passed and adopted this 23rd day of July, 1991.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS **BOARD** OF COUNTY
COMMISSIONERS

BY: 

JOHN B. DUNKLE, CLERK
BY: 

