

RESOLUTION NO. **R-91-** 1185

RESOLUTION APPROVING ZONING PETITION NO. **91-29**
REZONING PETITION OF L. E. & BERNICE GRIFFIN

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, have been satisfied; and

WHEREAS, Petition No. **91-29** was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its Public Hearing conducted on June **27, 1991**; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, 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 the 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, 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.

WHEREAS, Chapter **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 Petition No. **91-29**, the petition of L. E. AND BERNICE GRIFFIN, BY JOHN GRIFFIN, AGENT, for a REZONING FROM AR TO IG on a parcel of land lying in Section **30**, Township **43** South, Range **37** East, described as follows: COMMENCE at the East 1/4 Section corner of said Section **30**, thence on an assumed bearing of due West along the East-West 1/4 Section line a distance of **120.00** feet to the West right-of-way line of State Road **15**; thence Northerly bearing North **0** degrees, **19** minutes, **30** seconds East along the said West right-of-way line a distance of **510** feet to the POINT OF BEGINNING of the tract of land herein described; thence continue on the same course a distance of **150** feet; thence due West a distance of **281** feet to a point; thence Southerly bearing South **0** degrees, **19** minutes, **30** seconds West a distance of **150** feet to a point; thence due East a distance of **281** feet to the POINT OF BEGINNING, and being located on the W SIDE OF U.S. **441**, APPROX. **.5** MILE N OF AIRPORT RD., was approved on June **27, 1991**, as advertised and, approval of the petition is subject to the following voluntary commitments:

A. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Secondary containment for stored Regulated Substances- fuels, oils, solvents, or other hazardous chemicals is

required. Environmental Resources Management Department staff are willing to provide guidance on appropriate protective measures.

B. HEALTH

- 1. As the use of the site shall be limited to an unmanned facility with no structures and no plumbing, potable water supply and sewage treatment and disposal is not a requirement of this petition.

E. ENGINEERING

- 1. The Developer shall provide discharge control and treatment for the stormwater runoff in accordance with all applicable agency requirements in effect at the time of the permit application. However, at a minimum, this development shall retain on-site the stormwater runoff generated by a three (3) year-one (1) hour storm with a total rainfall of 3 inches as required by the Permit Section, Land Development Division. In the event that the subject site abuts a Department of Transportation maintained roadway, concurrent approval from the Florida Department of Transportation will also be required. 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 referred to the Code Enforcement Board for enforcement.

Commissioner Roberts moved for approval of the Resolution.

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

Karen T. Marcus, Chair -- Aye
Carole Phillips -- Aye
Carol A. Roberts -- Aye
Carol J. Elmquist -- Aye
Mary McCarty -- Aye
Ken Foster -- Aye
Maude Ford Lee -- Aye

The Chair thereupon declared the resolution was duly passed and adopted this 3rd day of September, 1991.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: [Signature] COUNTY ATTORNEY

BY: [Signature] DEPUTY CLERK

