

RESOLUTION NO. R-91-1818

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 87-13.2
TO AMEND CONDITIONS OF APPROVAL OF
RESOLUTION NO. R-87-1191 and 87-1192
WHICH APPROVED THE SPECIAL EXCEPTION OF
LARRY R. AND MOLLY T. NORMAN
PETITION NO. 87-13

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 87-13.2 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at a public hearing conducted on October 24, 1991; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, has reviewed Status Report SR 87-13.2 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 87-13.2, amending Conditions of Approval of Resolution No. 87-1192, the Special Exception of Larry R. and Molly T. Norman, Petition No. 87-13, on a parcel of land in State Lot 4 in fractional Section 1, Township 44 South, Range 35 East, being more particularly described as follows: Commencing at the Northwesterly corner of said fractional Section 1; thence South 0 degrees 05' 21" West along the Westerly boundary line of said fractional Section 1 a distance of 745.27 feet; thence North 89 degrees 37' 21" East, a distance of 75.00 feet to an intersection with the Easterly right-of-way line of a South Florida Conservancy District Canal, being also the Point-of-Beginning of this description; thence North 0 degrees 05' 21" East along said Easterly Right-of-way line of Canal, a distance of 450.02 feet to an intersection with the Southerly Right-of-way line of State Road No. 25 and 80" Section 93100-2113, Sheet 10, with last revision

date of 11/14/63; thence North 89 degrees 37' 21" East along South Right-of-way line of State Road No. 80 and 25 a distance of 123.95 feet to the beginning of a curve; thence along an arc of said curve, being concave in the Southwesterly side, having a radius of 150.00 feet, a Central angle of 90 degrees 00' 00", and whose long chord bears South 45 degrees 22' 39" East for a distance of 212.13 feet, arc distance being 235.62 feet; thence South 0 degrees 22' 39" East along the Westerly Right-of-way line of an access road as shown on aforementioned Right-of-way map a distance of 300.00 feet; thence South 89 degrees 37' 21" West a distance of 277.62 feet to the said Point-of-Beginning of this description, being located on the southwest corner of the intersection of S.R. 25 and S.R. 80 (U.S. 27) and an unnamed access road, 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. Prior to February 27, 1992, the property owner shall submit to the Zoning Division of Palm Beach County, and have certified, a site plan which complies with the 1990 Landscape Code to the maximum extent possible.
3. 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.
4. Plans for any underground storage tanks must be signed off by the Department of Environmental Resources Management prior to installation. The petitioner shall perform all necessary preventative measures to reduce the chances of contamination of the groundwater. Double walled tanks and piping with corrosion protection or their equivalent shall be a part of those measures.

Commissioner Roberts moved for approval of the Resolution.


The motion was seconded by Commissioner McCarty 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	--	aye
MARY MCCARTY	--	aye
KEN FOSTER	--	aye
MAUDE FORD LEE	--	aye

The Chair thereupon declared the resolution was duly passed and adopted this ___ day of DEC 10 1991, 1991.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

BY: 

JOHN B. DUNKLE, CLERK
BY: 