

RESOLUTION APPROVING ZONING PETITION DOA85-61(B)  
DEVELOPMENT ORDER AMENDMENT  
PETITION OF HOME DEPOT U.S.A., INC.

WHEREAS, the Board of County Commissioners, as the governing body of Palm Beach County, Florida, 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 Article 5 of the Palm Beach County Land Development Code, have been satisfied; and

WHEREAS, Zoning Petition DOA85-61(B) was presented to the Board of County Commissioners at a public hearing conducted on April 29, 1993; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the petitioner and other interested parties, and the recommendations of the various county review agencies; and

WHEREAS, this approval is subject to Article 5, section 5.8 (Compliance with Time Limitations), of the Palm Beach County Land Development Code 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 Development Order Amendment is consistent with the Palm Beach County Comprehensive Plan.
2. This Development Order Amendment is consistent with all requirements of Article 5, Section 5.4 (Conditional Uses) of the Palm Beach County Land Development Code, Ordinance 92-20.
3. This Development Order Amendment complies with all relevant and appropriate portions of Article 6, Supplementary Use Standards of the Palm Beach County Land Development Code.
4. This Development Order Amendment is consistent with the requirements of the Palm Beach County Land Development Code.
5. This Development Order Amendment is compatible as defined in the Palm Beach county Land Development Code and generally consistent with the uses and character of the land surrounding and in the vicinity of the land proposed for development.
6. This Development Order Amendment complies with all standards imposed on it by all other applicable provisions of **the Palm beach county** Land Development Code for use, layout, function, and general development characteristics.
7. This Development Order Amendment is consistent with all other applicable local land development regulations.
8. This Development Order Amendment minimizes adverse effects, including visual impact and intensity of the proposed use on adjacent lands.

9. This Development Order Amendment complies with Art. 11, Adequate Public Facility Standards.
10. This Development Order Amendment minimizes environmental impacts, including but not limited to water, air, stormwater management, wildlife, vegetation, wetlands and the natural functioning of the environment.
11. This Development Order Amendment will result in logical, timely and orderly development patterns.
12. This Development Order Amendment is consistent with applicable neighborhood plans.

WHEREAS, Article 5 of the Palm Beach County Land Development Code requires that the action of the Board of County Commissioners be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Zoning Petition DOA85-61(B), the petition of HOME DEPOT U.S.A., INC. for a DEVELOPMENT ORDER AMENDMENT in the GENERAL COMMERCIAL (CG) Zoning District, to amend a Planned General Commercial Development to allow a Repair and Maintenance, general and increase square footage, previously approved on a parcel of land legally described in EXHIBIT A, attached hereto and made a part hereof, and generally located on a vicinity sketch as shown on EXHIBIT B, attached hereto and made a part hereof, was approved on April 29, 1993, subject to the conditions of approval described in EXHIBIT C, attached hereto and made a part hereof.

Commissioner Marcus moved for the approval of the Resolution.

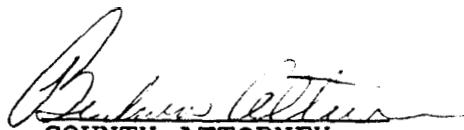
The motion was seconded by Commissioner Roberts and, upon being put to a vote, the vote was as follows:

Mary McCarty, Chair	--	Absent
Burt Aaronson	--	Aye
Ken Foster	--	Aye
Maude Ford Lee	--	Absent
Karen T. Marcus	--	Aye
Warren Newell	--	Aye
Carol A. Roberts	--	Aye

The Chair thereupon declared that the resolution was duly passed and adopted this 29th day of April, 1993.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

BY:   
COUNTY ATTORNEY

BY:   
DEPUTY CLERK



EXHIBIT A

LEGAL DESCRIPTION

A PORTION OF THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 44 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF SAID SECTION 24; THENCE SOUTH 87°04'21" EAST ALONG THE SOUTH LINE OF SAID SECTION 24 FOR 529.25 FEET; THENCE NORTH 02°02'19" EAST FOR 54.54 FEET TO THE POINT OF BEGINNING AND TO A 1/2" PIPE; THENCE NORTH 02°02'19" EAST ALONG THE EAST RIGHT-OF-WAY OF PRICE STREET FOR 615.84 FEET TO A 1/2" PIPE; THENCE SOUTH 87°05'54" EAST ALONG THE NORTH LINE OF THE SOUTH QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 24 FOR 1135.13 FEET TO A 1/2" PIPE; THENCE SOUTH 02°03'33" WEST ALONG THE EAST LINE OF THE WEST HALF OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 24 FOR 611.01 FEET TO A NAIL AND DISC AND TO A POINT ON A CURVE SAID POINT BEARS NORTH 03°19'14" EAST FROM THE RADIUS POINT; THENCE

NORTHWESTERLY ALONG A CIRCULAR CURVE TO THE LEFT HAVING A RADIUS OF 5789.58 FEET, A CENTRAL ANGLE OF 0°23'36" FOR AN ARC DISTANCE OF 39.74 FEET TO A NAIL AND DISC AND TO A POINT OF TANGENCY; THENCE NORTH 87°04'22" WEST FOR 625.93 FEET TO A 1/2" PIPE; THE LAST TWO MENTIONED COURSES BEING COINCIDENT WITH THE NORTHERLY RIGHT-OF-WAY LINE OF LAKE WORTH ROAD (S.R. 802); THENCE NORTH 02°02'50" EAST FOR 135.02 FEET TO A 1/2" PIPE; THENCE NORTH 87°04'21" WEST FOR 150.02 FEET TO A 1/2" PIPE; THENCE SOUTH 02°02'50" WEST FOR 135.02 FEET TO A NAIL AND DISC AND TO A POINT ON A CURVE, SAID POINT BEARS NORTH 02°55'10" EAST FROM THE RADIUS POINT; THENCE NORTHWESTERLY ALONG A CIRCULAR CURVE TO THE LEFT HAVING A RADIUS OF 7699.44 FEET, A CENTRAL ANGLE OF 01°22'01" FOR AN ARC DISTANCE OF 183.70 FEET TO A 1/2" PIPE AND TO A POINT OF TANGENCY; THENCE NORTH 88°26'51" WEST FOR 135.51 FEET TO THE POINT OF BEGINNING; THE LAST TWO MENTIONED COURSES BEING COINCIDENT WITH THE NORTHERLY RIGHT-OF-WAY OF LAKE WORTH ROAD (S.R. 802).

SAID LAND CONTAINING 15.459 ACRES MORE OR LESS.

EXHIBIT B  
VICINITY SKETCH

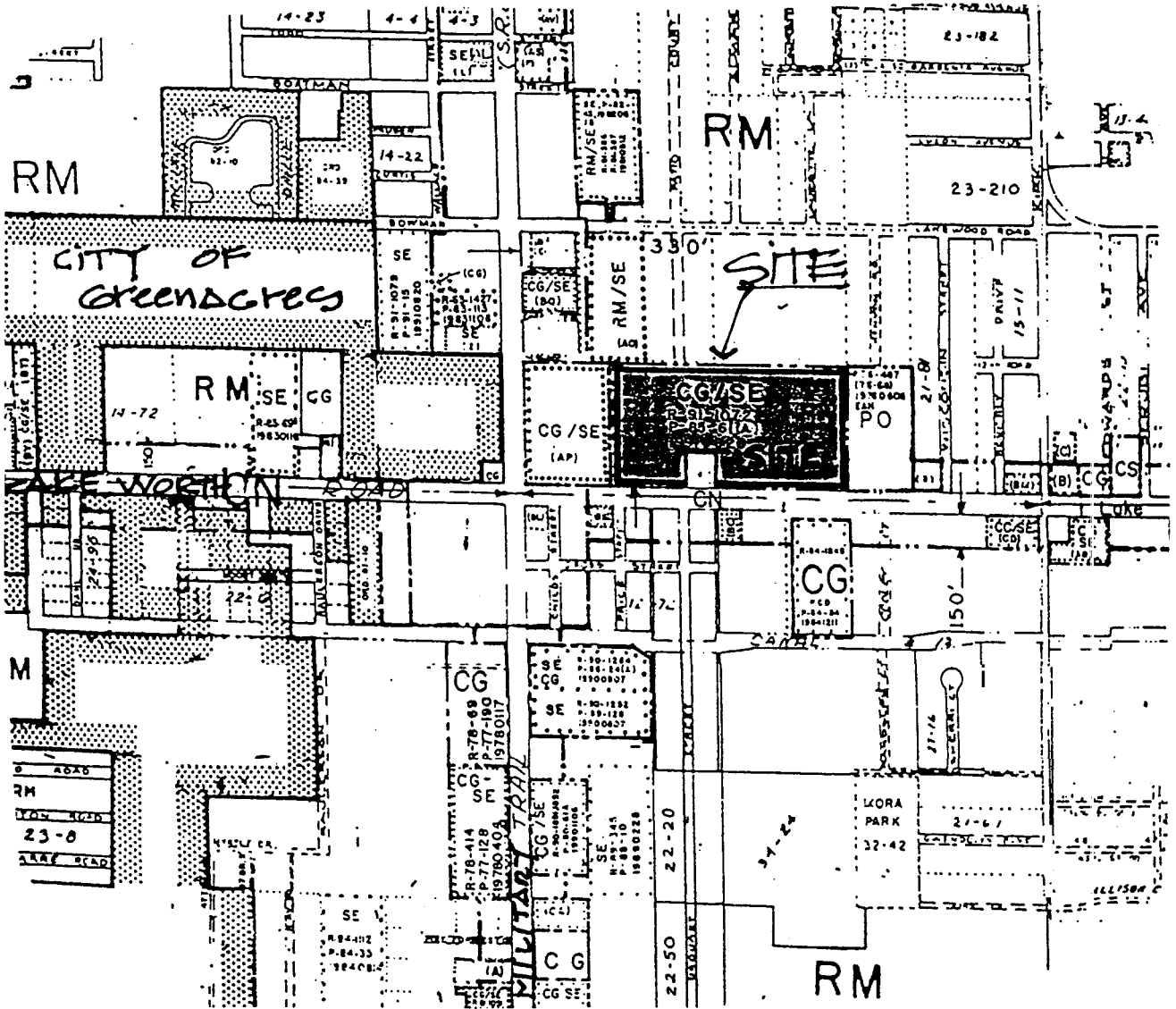


EXHIBIT C

CONDITIONS OF APPROVAL

A. STANDARD CONDITIONS

1. Condition No. A-1 of Resolution No. R-91-1072, which currently states:

**The petitioner shall comply with all previous conditions and time certain conditions of approval, unless expressly modified herein.**

Is hereby amended to state:

All previous conditions of approval applicable to the subject property, as contained in Resolutions R-85-1876 and R-91-1072, have been consolidated as contained herein. The petitioner shall comply with all previous conditions of approval, including original deadlines for ULDC Section 5.8 compliance, as amended, unless expressly modified. MONITORING(ZONING)

2. **The site plan shall be amended to indicate compliance with all minimum property development regulations and land development requirements.** (Previously Condition No. A-2 of Resolution No. R-91-1072) (ZONING)
3. Condition No. A-3 of Resolution No. R-91-1072, which currently states:

**Development of the site is limited to the uses and site design shown on the site plans approved by the Board of County Commissioners (Exhibits 54 and 55). Any modifications must be approved by the Board of County Commissioners unless the proposed use or design changes are permitted pursuant to Section 402.7(E)2(b) (Site Plan Review Committee Powers and Standards of Review).**

Is hereby amended to state:

Development of the site is limited to the uses and site design shown on the site plans approved by the Board of County Commissioners. Any modifications must be approved by the Board of County Commissioners unless the proposed use or design changes are permitted pursuant to Article 5.4.E.13 and Article 5.7 of the ULDC. (ZONING)

B. DUMPSTER

1. **All garbage and refuse receptacles shall be confined to a designated area. Dumpsters or other trash collection devices shall be concealed behind walls having an architectural treatment compatible with the principal building. The open end of the enclosure shall have an obscure, opaque gate.** (Previously Condition No. E-1 of Resolution No. R-91-1072) (ZONING)

C. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Secondary containment for stored Regulated Substances-fuels, oils, solvents, or other hazardous chemicals is required. Dept. of Environmental Resources Management staff are willing to provide guidance on appropriate protective measures. (BUILDING-EM)

2. Plans for any underground storage tanks must be **approved** by the Dept. 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.** (BUILDING-ERM)

D. HEALTH

1. **Generation and disposal of hazardous effluents into sanitary sewerage system shall be prohibited unless adequate pretreatment facilities approved by the Florida Department of Environmental Regulation (FDER) and Agency responsible for sewage works are constructed and used by project tenants or owners generating such effluents.** (Previously Condition No. C-1 of Resolution No. R-91-1072) (HEALTH)

2. Condition No. C-2 of Resolution No. R-91-1072, which currently states:

**Sewer service is available to the property. Therefore, no septic tank shall be permitted on the site.**

Is hereby amended to state:

Sewer service is available to the property. Therefore, **no** septic tank shall be permitted on the site. All existing on-site sewage disposal systems must be abandoned in accordance with Chapter 10D-6, FAC and Palm Beach County ECR-I. (HEALTH)

3. Condition No. C-3 of Resolution No. R-91-1072, which currently states:

**Water service is available to the property. Therefore, no well shall be permitted on the site to provide potable water.**

Is hereby amended to state:

Water service is available to the property. Therefore, **no well** shall be permitted on the site to provide potable water. All existing on-site potable water supply systems must be abandoned in accordance with Palm Beach County ECR-II. (HEALTH)

4. **No portion of this project is to be approved on well and/or septic tank, existing or new. Existing septic tanks are to be abandoned, in accordance with Chapter 10-D-6, F.A.C. (Previously Condition No. C-4 of Resolution No. R-91-1072) (HEALTH)**

E. ENGINEERING

1. In accordance with the approved May 1991 Palm Beach County Drainage Permit, 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 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. (Previously Condition No. E.1. of Resolution No. R-91-1072) (MONITORING)

2. The Property owner shall fund the construction of left turn lanes, west approach on Lake Worth Road at the project's entrance road(s) concurrent with on-site paving and drainage improvements. Funding of the construction shall be completed prior to the issuance of the first Certificate of occupancy or prior to September 1, 1991 whichever shall first occur. The property owner shall further construct a right turn lane east approach at the project's entrance currently shown on the Site Plan east of the existing out parcel. Should this petitioner not be able to secure the necessary permits from the Florida Department of Transportation then this petitioner shall be relieved from this Condition. Construction of the right turn lane shall be constructed within dedicated right-of-way a minimum of twelve (12) feet in width with geometries approved by the Florida Department of Transportation and the Office of the County Engineer. Dedication shall be accomplished prior to September 1, 1991. (Previously Condition No. E.2. of Resolution No. R-91-1072) (ENGINEERING)
3. The property owner shall pay a Fair Share Fee in the amount and manner required by the "Fair Share Contribution for Road Improvements Ordinance" as it presently exists or as it may from time to time be amended. Credit for existing funds previously paid for the Military Trail construction shall be given. (Previously Condition No. E.3. of Resolution No. R-91-1072) (IMPACT FEE COORDINATOR)
4. Construct North Price Street from the existing paved terminus of North Price Street north to the project's north entrance road. This construction shall be to collector street standards, 2-10 foot travel lanes plus one (1) 5 foot concrete sidewalk on the east side of North Price Street. Construction shall commence concurrent with on-site paving and drainage permits issued from the office of the County Engineer and shall be completed prior to the issuance of a Certificate of Occupancy. (Previously Condition No. E.4. of Resolution No. R-91-1072) (ENGINEERING)
5. The Developer shall install signalization if warranted and permitted by the Florida Department of Transportation as determined by the County Engineer at the project's entrance(s) and Lake Worth Road. Should Signalization not be warranted after 12 months of the final Certificate of Occupancy this property owner shall be relieved from this condition. (Previously Condition No. E.5. of Resolution No. R-91-1072) (ENGINEERING)
6. This property shall not be subdivided into Fee Simple lots without meeting all Subdivision and Platting Ordinances. (Previously Condition No. E.6. of Resolution No. R-91-1072) (ENGINEERING)
7. Engineering conditions numbers 14, 15, 16, 17, 18, 19, 20, 21, 22 and 24 for Zoning Petition 85-61, Resolution No. R-85-1876, are hereby deleted. These are as follows:  

"14. The development shall retain on-site 85% of the stormwater runoff generated by a three (3) year-one hour storm per requirements of the Permit Section, Land Development Division.

15. The property owner shall convey for the ultimate right-of-way of North Price Street, 30 feet from centerline approximately an additional 15 feet within 90 days of adoption of the Resolution by the Board of County Commissioners; conveyance must be accepted by Palm Beach County prior to the issuance of first Building Permit.
16. The developer shall construct:
  - a) North Price street as a 3 lane section from Lake Worth Road to the project's north entrance road, plus appropriate tapers.
  - b) Signalization when warranted as determined by the County Engineer at the intersection of North Price Street and Lake Worth Road.
  - c) Left turn lane on Lake Worth Road at the project's west entrance all concurrent with on-site paving and drainage improvements pursuant to a paving and drainage permit issued from the office of the County Engineer.
17. The Developer shall pay a Fair Share Fee in the amount and manner required by the "Fair Share Contribution for Road Improvements Ordinance" as it presently exists or as it may from time to time be amended. The Fair Share Fee for this project presently is \$266,331.00.
18. Based on the amount of traffic generated by this development, the Developer has agreed to contribute an additional \$333,669 toward Palm Beach County's existing Roadway Improvement Program, these total funds of (\$600,000) are to be paid per Condition No. 22.
19. The Developer shall provide the existing "not included" parcel with a cross access easement prior to site plan certification.
20. The property owner shall obtain an on-site Drainage Permit from the Palm Beach County Engineering Department Permit section prior to the issuance Of a Building Permit.
21. The Developer shall obtain a Turnout Permit from the Palm Beach County Engineering Department, Permit Section for access onto North Price Street and a permit from the Florida Department of Transportation for access onto Lake Worth Road.
22. The Property owner shall fund the construction of Military Trail as a 4-lane median divided section from Lake Worth Road to a point 200 feet south of Melaleuca Lane per Palm Beach County's approved construction plans. Funding of this construction by this property owner shall be limited to an amount of \$600,000 as indicated in Condition No. 18. A letter of credit in this amount shall be posted within sixty (60) days of such posting being requested by the County Engineer, but no earlier than August 1986. This letter of credit may then be called upon at any time to let the contract for construction of Military Trail.



It is the intent that Palm Beach County will acquire the additional right-of-way for Military Trail from Lake Worth Road to Melaleuca Lane during the fiscal year 1985-1986. Palm Beach County will then let the contract for construction of this section of Military Trail during the fiscal year 1986-1987. This property owner shall not be eligible to apply for a building permit until the contract for the above mentioned construction is let.

24. For cross access points to adjoining out-parcels, the developer shall execute a cross access easement prior to site plan review."

**F. LANDSCAPING**

1. Landscaping within the twenty-five (25) foot landscape buffers abutting all rights-of-way shall be upgraded to include:
  - a. Clusters of twelve (12) foot tall native canopy trees planted an average of twenty (20) feet on center (as shown on Landscape Plan, PR. No. 91-4489) .
  - b. One twelve (12) foot tall native palm tree for each thirty (30) linear feet.
  - c. A continuous native hedge a minimum of twenty-four (24) inches in height at installation, to be maintained at thirty-six (36) inches in height.

In the case of abandonment of North Price Street, the landscaping required for the buffer along that street shall be upgraded to include:

- a. Native canopy trees, a minimum of twelve (12) feet tall, placed thirty (30) feet on center.
  - b. A continuous native hedge, a minimum of twenty-four (24) inches in height at installation, to be maintained at thirty-six (36) inches in height. (Previously Condition No. D-1 of Resolution No. R-91-1072) (ZONING)
2. Landscaping along the east property line shall include:
    - a. Native canopy trees, a minimum of twelve (12) feet tall, placed thirty (30) feet on center.
    - b. A continuous native hedge a minimum of twenty-four (24) inches in height at installation, to be maintained at thirty-six (36) inches in height. (Previously Condition No. D-2 of Resolution No. R-91-1072) (ZONING)
  3. All trees within the interior parking area shall be twelve (12) feet in height or greater. Landscape islands or punch outs shall be provided in the parking area in compliance with the landscape plan submitted to the Zoning Division (PR. No. 91-4489) . (Previously Condition No. D-3 of Resolution No. R-91-1072) (ZONING)
  4. Landscape tabular data shall be revised to reflect conformance to all landscape conditions. (Previously Condition No. D-4 of Resolution No. R-91-1072) (ZONING)

5. The petitioner shall relocate Oak No. 716, as indicated on the tree survey, in a manner and location acceptable to the Zoning Division. (Previously Condition No. I-5 of Resolution No. R-91-1072) (ZONING)

G. LANDSCAPE WITHIN MEDIAN

1. Condition F-1 of Resolution No. R-91-1072, which currently states:

If permitted by the State Department of Transportation and County Engineering Department, the petitioner shall landscape the median of all abutting rights-of-way. This landscaping shall consist of: one ten (10) foot tall native canopy tree planted an average of thirty (30) feet on center, and appropriate ground cover and irrigation. All materials shall be selected, maintained and installed according to xeriscape principles. This landscaping shall be the perpetual maintenance obligation of the property owner and shall be installed prior to June 1, 1992.

Is hereby amended to state:

1. Prior to issuance of the first building permit, the petitioner shall apply to the Palm Beach County Engineering and Public Works Department for a permit to landscape all adjacent median(s) of all abutting rights-of-way. When permitted by Palm Beach County Department of Engineering and Public Works, landscaping shall consist of a minimum of one (1) fourteen (14) foot tall native tree for each thirty (30) linear feet of the adjacent median to be planted and appropriate ground cover. Trees may be planted singly or in cluster. All landscaping and maintenance shall be subject to the standards as set forth by the Palm Beach County Engineering and Public Works Department. All landscape material shall be selected for the following list:

Trees:

Laurel Oak  
Live Oak  
Slash Pine  
Sabal Palmetto

Ground cover:

Wedilia  
Bahia Grass

Alternative species may be allowed subject to approval by the County Engineer. All plant material shall be installed and selected according to xeriscape principles and shall conform with the following:

- a. All plants shall be container grown or field collected and transplanted from the project site.
  - b. All plantings shall be done in accordance with detailed planting plans and specifications to be submitted and approved by the County Engineer concurrent with Site Plan certification. (ENGINEERING)
2. All required median landscaping, including watering, shall be the perpetual maintenance obligation of the petitioner and its successors, legal heirs or assignees or duly established Property Owner's Association and/or Homeowners's Association, and shall be installed on or before issuance of the first Certificate of Occupancy or filing of the first plat, whichever occurs first. (BUILDING/ENGINEER - Zoning)

3. Declaration of Covenants and Restriction Documents shall be established or amended as required, prior to receiving the first building permit or filing of the first plat, whichever occurs first, to reflect this obligation. Maintenance shall be in accordance with the issued permits. (BUILDING/ENGINEERING - County Attorney)

H. MODIFICATION

1. Condition No. 2.a. of petition 85-61, Resolution No. R-85-1876J, which states:  
"2.a. Relocation of the Southwest entry in order to preserve the existing 20 foot Banyan tree, per County Engineers approval."  
is hereby deleted.
2. Condition No. 2.f. of Petition No. 85-61, Resolution No. R-85-1876J, which states:  
"2.f. A six (6) foot chain link fence around the retention pond."  
is hereby deleted.

I. RECYCLE SOLID WASTE

1. The property owner shall participate in a recycling program when available in the area. The program shall include paper, plastic, metal and glass products, as programs are available. (Previously Condition No. H-1 of Resolution No. R-91-1072) (ZONING)

J. SIGN

1. Condition No. I-1 of Resolution No. R-91-1072, which currently states:

Signs on the site shall be limited as follows:

- a. Signs on the site shall be limited to the frontage along Lake Worth Road.
- b. Maximum sign number shall be three (3).
- c. Total sign area shall be limited to a maximum of 300 square feet.
- d. Maximum sign height shall be limited to ten (10) feet.

Is hereby amended to state:

Signs on the site shall be limited as follows:

- a. Signs on the site shall be limited to the frontage along Lake Worth Road.
- b. Maximum sign number shall be three (3).
- c. Sign area shall be limited to a total of four hundred fifty (450) square feet (single face) area. Only one (1) sign shall be in excess of one hundred fifty (150) square feet (single face) area. (ZONING)

2. **Prior to Site Plan Review Committee approval, a Master Sign Program shall be submitted, which specifies: sign location, sign size, and unified graphics and color.** (Previously Condition No. 1-2 of Resolution No. R-91-1072) (ZONING)

**K. SITE DESIGN**

1. Condition No. 1-2 of Resolution No. R-91-1072, which currently states:

**Prior to site plan certification, the site plan shall be amended to indicate the following:**

- a. **the location of dumpsters; and**
- b. **required landscaping.**

Is hereby amended to state:

Prior to site plan certification, the site plan shall be amended to indicate:

- a. Compliance with the requirements of Section 7.2 (Off-street Parking and Loading) of the ULDC: and
  - b. compliance with all conditions of approval. (ZONING)
2. No bay door openings for maintenance and repair, general, facility shall be permitted on the north or south facades. (ZONING/BUILDING)

**L. UNITY OF CONTROL**

1. **Prior to Site Plan certification, the property owner shall record a Unity of Control on the subject property, subject to approval by the County Attorney.** (Previously Condition No. K.1. of Resolution No. R-91-1072)

**M. USE LIMITATION**

1. **No stock loading or dumpster pickup will be permitted between the hours of 9:00 P.M. and 7:00 A.M. Access to loading and dumpster areas shall be such that the removal vehicle need not make unnecessary turning or backing movements.** (Previously Condition No. G.3. of Resolution No. R-91-1072) (CODE ENFORCEMENT)
2. **Restaurants located within the northern block of retail space shall close to the public at 10:00 P.M.** (Previously Condition No. G.4. of Resolution No. R-91-1072) (CODE ENFORCEMENT)

**N. COMPLIANCE**

1. Condition No. L.1. of Resolution No. R-91-1072, which currently states:

**As provided in the Palm Beach County Zoning Code, Sections 400.2 and 402.6, failure to comply with any of these conditions of approval at any time may result in:**

- a. **The denial or revocation of a building permit; the issuance of a stop work order; the denial of a Certificate of Occupancy on any building or structure; or the denial or revocation of any permit or approval for any developer-owner, commercial-owner, lessee, or user of the subject property; and/or**

- b. The revocation of the Special Exception and any zoning which was approved concurrently with the Special Exception as well as any previously granted certifications of concurrency or exemptions therefrom; and/or
- c. A requirement of the development to conform with updated standards of development, applicable at the time of the finding of non-compliance, or the addition or modification of conditions reasonably related to the failure to comply with existing conditions.

Is hereby deleted.

[REASON: Code Requirement]

- 2. Condition No. L.2. of Resolution No. R-91-1072, which currently states:

The Zoning Code Section 402.9 (Mandatory Review of Development Approval) review date established by the result of the previous approval for this property shall be extended to June 1, 1992.

Appeals of any departmental-administrative actions hereunder may be taken to the Palm Beach County Board of Adjustment or as otherwise provided in the Palm Beach County Zoning Code. Appeals of any revocation of Special Exception, Rezoning, or other actions based on a Board of County Commission decision, shall be by petition for writ of certiorari to the Fifteenth Judicial Circuit.

Is hereby deleted.

[REASON: Code Requirement]