

RESOLUTION NO. R-94- 951

RESOLUTION APPROVING ZONING PETITION 294-10  
OFFICIAL ZONING MAP AMENDMENT (REZONING)  
PETITION OF PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

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 (Development Review Procedures) of the Palm Beach County Land Development Code (Ordinance **92-20**), have been satisfied; and

WHEREAS, Zoning Petition **294-10** was presented to the Board of County Commissioners at a public hearing conducted on July 28, 1994; and

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

WHEREAS, the Board of County Commissioners made the following findings of fact:

1. This official zoning **map** amendment (rezoning) is consistent with the Palm Beach County Comprehensive Plan;
2. This official zoning **map** amendment (rezoning) is consistent with the requirements of the Palm Beach County Land Development Code;
3. This official zoning **map** amendment (rezoning) is compatible with surrounding uses and zones, as defined in the Palm Beach County Land Development Code, is generally consistent with existing uses and zones surrounding the subject land, and is the appropriate zoning district for the land;
4. This official zoning map amendment (rezoning) does not result in significantly adverse impacts on the natural environment, including but not limited to water, air, stormwater management, wildlife, vegetation, wetlands, and the natural functioning of the environment;
5. This official zoning map amendment (rezoning) will result in a logical and orderly development pattern;
6. This official zoning map amendment (rezoning) complies with Article 11, (Adequate Public Facilities) of the Palm Beach County Land Development Code, Ordinance **92-20**; and,
7. This official zoning **map** amendment (rezoning) is consistent with the requirements of all other applicable local land development regulations.

WHEREAS, Article 5, Section 5.3.D.9 (Action by Board of County Commissioners) 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 Z94-10, the petition of Palm Beach County Board of County Commissioners for a OFFICIAL ZONING MAP AMENDMENT (REZONING) from the LIGHT INDUSTRIAL (IL) ZONING DISTRICT to the GENERAL INDUSTRIAL (IG) ZONING DISTRICT on a parcel of land legally described in EXHIBIT A, attached hereto and made a part hereof, and generally located as indicated on a vicinity sketch attached as EXHIBIT B, attached hereto and made a part hereof, was approved on July 28, 1994, subject to the voluntary commitments described in EXHIBIT C, attached hereto and made a part hereof.

Commissioner Aaronson moved for the approval of the Resolution.

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

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

The Chair thereupon declared that the resolution was duly passed and adopted this 28th day of July, 1994.

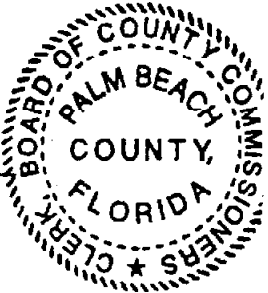
APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: *Paul W. Alt*  
COUNTY ATTORNEY

BY: *Jana M. Blair*  
DEPUTY CLERK



TRACT 19. BLOCK 61 PALM  
IN PLAT BOOK 2. PAGE 4  
BEACH COUNTY. FLORIDA.

SUBJECT TO AN EASEMENT TO  
COMPANY. AS RECORDED IN  
IN SAID PUBLIC RECORDS;

AND SUBJECT TO AN EASEME  
THE WEST 100 FEET THEREOF.

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AND SUBJECT TO  
FUND OF THE STATE OF FL



EXHIBIT C

VOLUNTARY COMMITMENTS

A. LANDSCAPING • GENERAL

1. All trees required to be planted on site by this approval shall meet the following minimum standards at installation:
  - a. Tree height: fourteen (14) feet.
  - b. Trunk diameter: 3.5 inches measured 4.5 feet above grade.
  - c. Canopy diameter: seven (7) feet. Diameter shall be determined by the average canopy radius at 3 points measured from the trunk to the outermost branch tip. Each radius shall measure at least 3.5 feet in length. (BUILDING-Zoning)

B. LANDSCAPING ALONG THE WEST PROPERTY LINE (ABUTTING RIGHTS-OF-WAY)

1. Landscaping and buffering along the west property Line shall be upgraded to include:
  - a. A minimum twenty (20) foot wide landscape **buffer** strip;
  - b. One (1) native canopy tree planted every **twenty** (20) feet on center;
  - c. One (1) native palm for each thirty (30) **linear** feet of frontage. Palms shall be planted in groups of three or more, groups of palms shall be no **more** than sixty (60) feet on center; and,
  - d. Thirty (30) inch high shrub or hedge **material** spaced twenty-four (24) inches on center at installation, to be maintained at a minimum of six (6) feet in height. (BUILDING-Zoning)

C. HEALTH

1. The petitioner shall demonstrate to the Palm Beach **County** Public Health Unit (HEALTH DEPARTMENT) in a manner and form acceptable to the Health Department, that all necessary precautions to control the release of particulate emissions into the ambient air from **aggregate** processing equipment, **onsite** traffic areas and storage piles are in place. These precautions include:
  - a. Application of water or other dust suppressants to unpaved roads, yards, open stock piles, process equipment, conveyor systems and similar sources;
  - b. Removal of particulate matter from roads and other paved areas under the control of the owner or operator of the source;
  - c. Landscaping or planting of vegetation;
  - d. Enclosure **or** covering of process equipment and conveyor systems; or,
  - e. Paving of areas frequently traversed by **heavy** equipment. (HEALTH)