

RESOLUTION NO. R-94-1081

RESOLUTION APPROVING RECOMMENDATION OF  
STATUS REPORT NO. SR 88-127.3  
TO AMEND CONDITIONS OF APPROVAL OF RESOLUTION NO. R-89-1079  
WHICH APPROVED THE SPECIAL EXCEPTION OF  
K. TERRANCE MOCK, TRUSTEE & HENRY ULLMAN, TRUSTEE  
PETITION NO. 88-127

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 5.8 of the Palm Beach County Land Development Code have been satisfied: and

WHEREAS, pursuant to Section 5.8, Status Report SR 88-127.3 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on August 25, 1994; and

WHEREAS, the Board of County Commissioners has reviewed **Status** Report SR 88-127.3 and considered testimony presented by the applicant and other interested parties, and the recommendations of the various county review agencies: and

WHEREAS, Section 5.8 of the Palm Beach County Land Development Code authorizes the Board of County Commissioners to add or modify conditions of approval: and

WHEREAS, the Board of County Commissioners 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 cause the Planned Commercial Development to comply with the Countywide Traffic Performance Standards.

WHEREAS, Section 5.3 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 the recommendation of Status Report No. SR 88-127.3, to amend Conditions of Approval of Resolution No. R-89-1079, the Special Exception of K. **Terrance** Mock, Trustee & Henry Ullman, Trustee, Petition No. 88-127, confirmed by the adoption of Resolution R-89-1079, which permits a Planned Commercial Development (PCD) including an auto service station (no major repairs) and a car wash (self service or automatic) and a mix of retail and self-storage uses, on a parcel of land in Tract 11 and 12 of Block 1, according to **Plat** of Palm Beach Farms Company Plat No. 9, as recorded in Plat Book 5, page 58, located in Section 29, Township 43 South, Range 42 East more particularly described as follows:

Beginning at a point in the West line of said Tract 11, 70.00 feet South of the Northwest corner of said Tract 11; thence South 87 degrees **46' 06"** East along a line that is 70.00 feet South of and Parallel to the North line of said Tract 11 and 12, a distance of

729.98 **feet to** a point in said Tract 12; thence South 571.57 feet to a point; thence West 729.45 feet to a point: thence North along West line of Tract 11, a distance of 600.00 feet at the Point of Beginning, less the West 2.15 feet thereof, being located on the southeast corner of the intersection of Okeechobee Boulevard (S.R. #704) and Sansbury Way (**Rubin** Road) in the Cc-Community Commercial Zoning District, is approved, subject to the following conditions:

1. The property owner shall comply with all previous conditions of approval unless expressly modified herein.
2. Building permits for square footage generating no more than 2,262 trips per day shall be issued until construction has commenced for Okeechobee Boulevard (Royal Palm Beach Boulevard to S.R. 7). (BUILDING - Engineering: Traffic)
3. Building permits for square footage generating no more than 893 trips per day shall be issued until construction has commenced for State Road 7 (Belvedere Road to Okeechobee Boulevard). (BUILDING - Engineering: Traffic)

Commissioner Newell moved for approval of the Resolution.

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

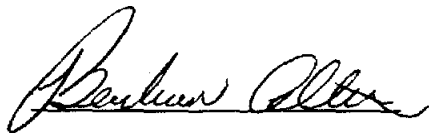
MARY MCCARTY, CHAIR	-- Aye
BURT AARONSON	-- Aye
KEN FOSTER	-- Aye
MAUDE FORD LEE	-- Aye
KAREN T. MARCUS	-- Aye
WARREN H. NEWELL	-- Aye
CAROL ROBERTS	-- Absent

The Chair thereupon declared the resolution was duly passed and adopted this 25th day of August, 1994.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

BY:



DOROTHY H. WILKEN, CLERK

BY:

  
DEPUTY CLERK