

RESOLUTION NO. R-94- 1314

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 84-118D.3
TO AMEND THE SPECIAL EXCEPTION
FOR PROPERTY PREVIOUSLY GRANTED A SPECIAL EXCEPTION BY
RESOLUTION NO. R-89-1319
APPROVING THE PETITION OF JOSEPH PALERMO AND H. **LOWY** ANDERSON
PETITION NO. 84-118(D)

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: and

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 **84-118D.3** was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on September 29, 1994; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR 84-118D.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 amend Special Exceptions; 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. With the amendment, the project will come closer to complying with the Comprehensive Plan and Unified Land Development Code.

WHEREAS, Section 5.3 of the 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 84-118D.3, to delete the auto service station (no major repairs) from the Special Exception which was previously granted by the approval of the petition of Joseph Palermo and H. Loy Anderson, Petition No. 84-118(D), confirmed by the adoption of Resolution R-89-1319, which amended the site plan for **Coco** Plum Plaza Planned Commercial Development to include 1) an auto service station (no major repairs) and 2) a car wash, on a parcel of land lying in the Northeast **1/4** of the Northwest **1/4** of Section 13, Township 45 South, Range 42 East, lying between the Easterly Right-of-Way of Military Trail (SR 809) said Easterly Right-of-Way being 53.00 feet Easterly from the centerline as said Right-of-Way is defined in Deed Book 803, Page 246 and Official Record Book 192, Page 206 and the Westerly **Right-** of-Way line of Old Military Trail (SR 200) as recorded in Deed Book 533, Page 153, as laid out and in use. Less and except therefrom

the South 108.00 feet of the North 148.00 feet as Right-of-Way for Miner Road and the North 40.00 feet as Right-of-Way for Lake Worth Drainage District Lateral Canal 20., being located on the approximately one mile south of Hypoluxo Road on the east side of Military Trail (S.R. 809), in the CC-Community Commercial Zoning District, is approved.

Commissioner Marcus moved for approval of the Resolution.

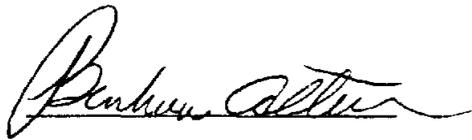
The motion was seconded by Commissioner Aaronson and, upon being put to a vote, the vote was as follows:

MARY MCCARTY, CHAIR	--	Absent
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 29th day of September, 1994.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

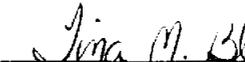
BY:



PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

DOROTHY H. WILKEN,

BY:


DEPUTY CLERK

