

RESOLUTION NO. R-84-787

RESOLUTION APPROVING ZONING PETITION 84-11, Rezoning

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, the notice and hearing requirements as provided for in Chapter 402.5 of the Palm Beach County Zoning Code Ordinance No. 73-2 have been satisfied; and

WHEREAS, Petition No. 84-11 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 26th January 1984; and

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

WHEREAS, the petitioner agreed that the development shall retain onsite the first one inch of the stormwater runoff per Palm Beach County Subdivision and Platting Ordinance 73-4, as amended; and

WHEREAS, the petitioner agreed that the Property Owner shall voluntarily convey for the ultimate right-of-way of S.R. 7, 200 feet west of the west right-of-way line of the E-1 Canal, approximately an additional 20 feet within 90 days of approval; conveyance must be accepted by Palm Beach County prior to issuance of the first Building Permit; and

WHEREAS, the petitioner agreed that paved access to the site should be limited to the 30 feet existing road right-of-way on the north side of the subject property; and

WHEREAS, the petitioner agreed that construction of turn lanes onto S.R. 7 at the project's entrance will be required concurrent with onsite paving and drainage improvements; and

WHEREAS, the petitioner agreed that reasonable precautions shall be exercised during site development to insure that unconfined particulates (dust particles) from this property do not become a nuisance to neighboring properties; and

WHEREAS, the petitioner agreed that reasonable measures shall be employed during site development to insure that no pollutants from this property shall enter adjacent or nearby surface waters; and

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

1. PO zoning is consistent with the requirements of the Comprehensive Plan and Zoning Code.
2. A fire/rescue facility should not have any significant impacts upon adjoining properties at this location.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 26th day January 1984, that Petition No. 84-11 the petition of DEL TRAIL FIRE CONTROL DISTRICT NO. 9, By Richard Collier, Agent, for the REZONING, FROM AGRICULTURAL RESIDENTIAL DISTRICT TO PO-PUBLIC OWNERSHIP DISTRICT on a parcel of land in Section 1, Township 47 South, Range 41 East, being the West 300 feet of the East 471 feet of the North 220 feet of Tract 49, Florida Fruit Lands No. 2, as recorded in Plat Book 1, Page 102. Said property located on the property located on the south side of 105th Street South, approximately 171 feet west of U.S. Highway No. 441 (S.R. 7) and approximately .5 mile north of Yamato Road Extension was approved as advertised subject to voluntary commitments.

Commissioner Wilken, moved for approval of the petition.

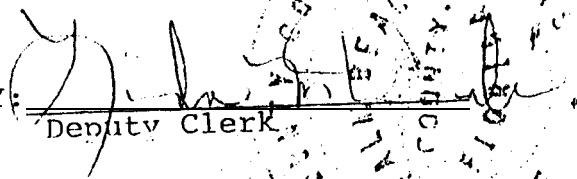
The motion was seconded by Commissioner Koehler, and upon being put to a vote, the vote was as follows:

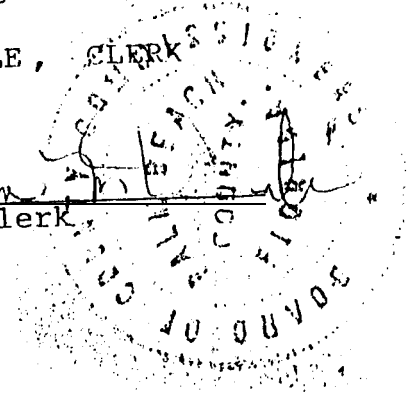
Ken Spillias, Chairman	---	AYE
Dorothy H. Wilken, Vice Chairman	---	AYE
Peggy B. Evatt	---	ABSENT
Dennis P. Koehler	---	AYE
Bill Bailey	---	ABSENT

The foregoing resolution was declared duly passed and adopted this 12th day of June 1984, confirming action of 31st January 1984.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: 
Deputy Clerk



APPROVED AS TO FORM
AND LEGAL SUFFICIENCY


County Attorney