

RESOLUTION NO. 2016-02

A RESOLUTION ADOPTED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, APPROVING THE APPLICATION FOR A SPECIAL EXCEPTION TO ALLOW A CONVENIENCE STORE WITH FUEL SALES IN A COMMERCIAL INTENSIVE (CI) ZONING DISTRICT, LOCATED ON THE SOUTHWEST CORNER OF LAKE WORTH ROAD AND SOUTH JOG ROAD AT 6566 AND 6584 LAKE WORTH ROAD, AS REQUESTED BY THE PETITIONER, BOHLER ENGINEERING, LLC, AGENT FOR THE OWNER, LAKE WORTH ROAD DEVELOPMENT ASSOCIATES, LTD.; PROVIDING FOR REPEAL OF CONFLICTING RESOLUTIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Bohler Engineering, LLC, hereafter "Petitioner", as agent for the owner, Lake Worth Road Development Associates, Ltd., has made an application for a Special Exception approval to allow a Convenience Store with Fuel Sales to be located within a Commercial Intensive (CI) zoning district, located at 6566 and 6584 Lake Worth Road, pursuant to Section 16-499, Commercial Intensive (CI) regulations of the Zoning Code; and

WHEREAS, the Petitioner presented this matter to the Land Development Staff of the City of Greenacres which provided comments to the Planning and Engineering Department which, in turn, recommended approval of the Special Exception to allow for a Convenience Store with Fuel Sales within a Commercial Intensive (CI) zoning district, with the conditions identified in the Land Development Staff Report and Recommendation, Exhibit "A" dated January 15, 2016, as revised; and

WHEREAS, the Planning Commission reviewed the Petitioner's project for compliance with the Special Exception Criteria as indicated by the Findings of Fact contained in the Land Development Staff Report and Recommendation and has found that the project is in compliance with said criteria; and

WHEREAS, the Planning Commission held a public hearing on January 20, 2016, reviewed the Petitioner's request, and made a recommendation on the petition; and

WHEREAS, this matter has been presented to the City Council for final approval, and the Council has voted to approve the Special Exception to allow for a Convenience Store with Fuel Sales within a Commercial Intensive (CI) zoning district, subject to the conditions stipulated in the Land Development Staff Report and Recommendation at the February 22, 2016 Public Hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, THAT:

Section 1. The Petition, SE-15-04, a Special Exception to allow for a Convenience Store with Fuel Sales within a Commercial Intensive (CI) zoning district, is hereby approved.

Section 2. The approval of Petition SE-15-04 is subject to all conditions contained in the Land Development Staff Report and Recommendation, Exhibit "A", dated January 15, 2016, as revised (attached).

Section 3. All resolutions in conflict herewith are hereby repealed.

Section 4. This resolution shall be effective upon its adoption subject to the conditions of Petition SE-15-04.

RESOLVED AND ADOPTED this 22nd day of February, 2016.

Samuel J. Ferreri
Mayor

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Jonathan G. Pearce
Deputy Mayor

Attest:

Denise McGrew
City Clerk

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Lisa Rivera
Councilwoman, District I

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Peter Noble
Councilman, District II

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Judith Dugo
Councilwoman, District III

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Paula Bousquet
Councilwoman, District V

Approved as to Form and Legal Sufficiency:

James D. Stokes
City Attorney