

RESOLUTION NO. R-80-97

RESOLUTION DENYING ZONING PETITION

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. 79-264 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 27 December 1979; 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 Board of County Commissioners made the following findings of fact:

1. The proposal would not be in harmony and compatible with the present and future development of the area concerned
2. The proposal would be disruptive to the character of the neighborhoods or adverse to playgrounds, parks, schools and recreation areas

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 27th day of December, 1979, that Petition No. 79-264 the petition of JOHN RICHARD NEERING, by Michael J. Wheeler, Agent, for the REZONING, FROM CN-NEIGHBORHOOD COMMERCIAL DISTRICT TO CG-GENERAL COMMERCIAL DISTRICT AND THE FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED COMMERCIAL DEVELOPMENT on Lots 12 and 13, less the West

80 feet and Lots 14 and 15, less the South 15 feet of said Lots 13, 14 and 15, Lakewood Gardens, Plat No. 3, in Section 19, Township 44 South, Range 43 East, as recorded in Plat Book 22, page 14. Said property located on the northwest corner of the intersection of 10th Avenue and Gulfstream Road, was denied as advertised.

Commissioner Koehler, moved for denial of the petition. The motion was seconded by Commissioner Foster, and upon being put to a vote, the vote was as follows:

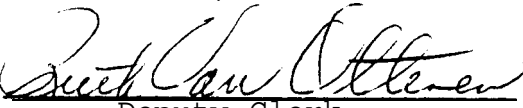
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|-------------------------------|--------|
| Bill Bailey, Chairman | Yes |
| Dennis Koehler, Vice Chairman | Yes |
| Peggy B. Evatt, Member | Absent |
| Frank H. Foster, Member | Yes |
| Norman R. Gregory, Member | Absent |

The foregoing resolution was declared duly passed and adopted this 15th day of January, 1980, confirming action of 27 December 1979.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By:


Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY


County Attorney

