

RESOLUTION NO. R-80-234

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. 79-279 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 24 January 1980; 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 generate excessive noise or traffic
2. The proposal would not be in harmony and compatible with the present and future development of the area concerned
3. 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 24th day of January, 1980, that Petition No. 79-279 the petition of BILL and DAPHNE CLEVE by John W. Ewseychik, Jr., Agent, for the REZONING, FROM RS-RESIDENTIAL SINGLE FAMILY DISTRICT TO CG-GENERAL COMMERCIAL DISTRICT AND THE FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED COMMERCIAL DEVELOPMENT on the South 1/4 of the Southwest

1/4 of the Southwest 1/4 of the Southwest 1/4 lying North of the North right-of-way line of Hypoluxo Road and east of the East right-of-way line of High Ridge Road in Section 4, Township 45 South, Range 43 East, except the East 100 feet of the South 200 feet. Said property located at the northeast corner of the intersection of High Ridge Road and Hypoluxo Road, was denied as advertised.

Commissioner Koehler, moved for denial of the petition.

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

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

The foregoing resolution was declared duly passed and adopted this 12th day of February, 1980, confirming action of 24 January 1980.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: [Signature]
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

[Signature]
County Attorney

