

RESOLUTION No. R-80-852

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. 80-83 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 29 May 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 not be in harmony and compatible with the present and future development of the area concerned
2. The proposal would not conform to the character of the district and its peculiar suitability for particular uses
3. The proposal would not be consistent with the needs of the County for land areas for specific purposes to serve population and economic activities

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 29th day of May, that Petition No. 80-83 the petition of ENRIQUE J. TOMEU, JR., by Daniel H. Jones, Esquire for a SPECIAL EXCEPTION TO ALLOW A COMMERCIAL SERVICE ENTERPRISE SERVING AGRICULTURAL USES (STORAGE, MAINTENANCE AND FUELING OF TRUCKS AND OTHER VEHICLES USED FOR TRANSPORTING AGRICULTURAL PRODUCTS) on Tract 1, according to the Plat of Entrada Acres, an unrecorded subdivision of a portion of Section 36, Township 43 South, Range 40 East, as said Tract is shown in said Subdivision recorded in Official Record Book 2831, pages 239 and 240, SUBJECT TO easements and reservations as shown on said Plat, TOGETHER WITH a right of ingress and egress over Rembrandt Road, (60 feet wide). Said property located on the east side of Seminole Pratt-Whitney Road and being bounded on the south by Southern Boulevard (S.R. 80) in an AG-Agricultural District, was denied as advertised.

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

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

The foregoing resolution was declared duly passed and adopted this 24th day of June, confirming action of 29 May 1980.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Reith Van Allen*  
Deputy Clerk

APPROVE AS TO FORM  
AND LEGAL SUFFICIENCY

*Charles F. Schoach*  
County Attorney

