

RESOLUTION NO. R-84-788

RESOLUTION DENYING ZONING PETITION 83-151, Special Exception

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. 83-151 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 Board of County Commissioners made the following findings of fact:

1. A sewage treatment plant at this location is not consistent with the intent of the Mandatory Performance Standards.
2. Since this entire area is presently under a moratorium for new sewer connections, granting an approval for a package plant is likely to generate many other such requests.
3. This area is characterized by high density development and consequently there is little room to accommodate a sewage treatment plant on this site without impacting residents of this and nearby projects.
4. A similar request was tentatively denied by the Board on September 28, 1983 in this same area.

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. 83-151 the petition of OXFORD DEVELOPMENT CORPORATION By Wart-en Newell, Agent, for a SPECIAL EXCEPTION TO ALLOW AN ON-SITE WASTEWATER TREATMENT PLANT on a portion of Lake Osborne Subdivision, in Section 5, Township 44 1/2 South; Range 43 East, a5 recorded in Plat Book 9 at Page 42 and 43, together with a portion of Block 5, Lanair Park, as recorded in Plat Book 21 at

The Southeast 1/4 of the Northeast 1/4 of the Northeast 1/4 of Section 25, Township 43 South, Range 42 East, and North 1/2 of the Northeast 1/4 of the Southeast 1/4 of the Northeast 1/4. Said property located on the south side of Westgate Avenue Extension, approximately 200 feet east of Military Trail (S.R. 609) was denied as advertised.

Commissioner Wilken, moved for denial of the petition.

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

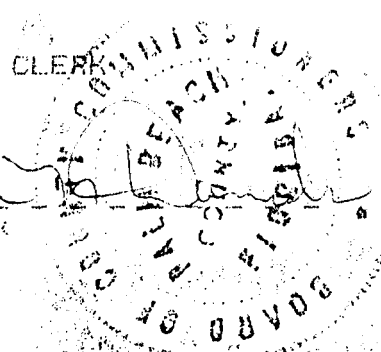
Ken Spillias, Chairman	-- AYE
Dorothy H. Wilken, Vice Chairman	-- AYE
Peggy B. Evatt	-- ABSENT
Dennis P. Koehler	. . . AYE
Bill Bailey	-- AYE

The foregoing resolution was declared duly passed and adopted this 12th day of June, 1984, confirming action of 26th 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