

RESOLUTION NO. R-85-28

RESOLUTION DENYING ZONING PETITION 84-57, Rezoning

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. 84-57 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 23rd of August 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. The proposal **is** not consistent with the requirements of the Comprehensive Plan.
2. Modifications to the site plan are necessary to meet the requirements **of** the Zoning Code.
3. The proposal represents a significant differential in density from the immediately surrounding single family residential areas.
4. The proposed site plan will require variance relief from the subdivision code.
5. The design of the project fails to address the Planned Unit Development criteria of Section 500.21, Purpose and Intent.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this the 23rd of August 1984, that Petition No. 84-57 the petition of W.T. AND INGE ECKERSLEY, for the REZONING from RS to RM RS-RESIDENTIAL SINGLE FAMILY DISTRICT TO RM-RESIDENTIAL MULTIPLE FAMILY DISTRICT (MEDIUM DENSITY) on Lots 1 and 2, Block 4,

Lanair Park in Section 5 Township 45 South, Range 43 East, as recorded in Plat Book 21, Page 58. Said property located on the north side of Donnelley Drive approximately .1 mile south of Lantana Road and being bounded on the north by Lake Osborne was denied with prejudice as advertised.

Commissioner Wilkens, 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 Wilkens, Vice Chairman	--	AYE
Peggy Evatt, Member	--	ABSENT
Dennis P. Koehler, Member	--	AYE
Bill Bailey, Member	--	AYE

The foregoing resolution was declared duly passed and adopted this day of January 8, 1985 confirming action of the 23rd of August 1984.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Marlene Harris  
Deputy Clerk



APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

Janey Sprague  
County Attorney