

ORIGINAL

RESOLUTION NO. R- 87- 1217

RESOLUTION DENYING ZONING PETITION 87-7: Special Exception

WHEREFIS, 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

WHEREFIS, 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

WHEREFIS, Petition No. 87-7 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning authority, at its public hearing conducted on June 25, 1987; and

WHEREFIS, 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, this approval is subject to Zoning Code Section 402.9 (Mandatory Review of Development Approvals) and other Provisions requiring that development commence in a timely manner; and

WHEREFIS, the Board of County Commissioners made the following findings of fact:

1. This proposal is not consistent with the requirements of the Comprehensive Plan and local land development regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA that: Petition No. 87-7, the petition of DELRY TRONING CENTER, By Robert E. Basehart, Agent, for a SPECIAL EXCEPTION TO ALLOW A PLANNED UNIT DEVELOPMENT INCLUDING A RECREATION FACILITY AND CLUBS, AND A PRIVATE HELIPORT on a portion of Land situate in Sections 20 and 29, Township 46 South, Range 42 East, being located within the Plat of Palm Beach Farms Co. Plat No. 1, as recorded in Plat Book 2, Pages 26-28, being more particularly described as follows;: Tracts 36-62 Inclusive Lying West of the Turnpike Right-of-way in the South 1/2 of the North 1/2 in Section 29, Township 46 South, Range 42 East, Deed Book 1108, Page 601; lands are also described as: That part of the South 1/2 of the North 1/2 of Section 29, Township 46 South, Range 42, Lying West of the West Right-of-way of The Florida Sunshine Parkway together with Tracts 101 to 124 inclusive; and Tracts 100 and 125, Less Right-of-way for the Sunshine State Parkway, said Tracts according to the Plat of Palm Beach Farms Co. Plat No. 1 of Section 20, Township 46 South, Range 42 East, Plat Book E, Pages 26-28, Less that portion thereof deeded to the County of Palm Beach, by that certain deed dated September 11, 1968 and recorded in official Record Book 1676, Page 826, (affects part of Tracts 112 and 113) together with Tracts 5 to 28 Inclusive; and Tracts 4 and 29 Less Right-Of-Way of Sunshine State Parkway, said Tracts according to the Plat of Palm Beach Farms Co. Plat No. 1 of Section 29, Township 46 South, Range 42 East, according to the plat thereof recorded in Plat Book 2, Pages 26 to 28 inclusive, together with That part of Tract 35 in Section 29, Township 46 South, Range 42 East, Palm Beach Farms Co. Plat No. 1, according to the plat thereof, as recorded in Plat Book 2, Page 26 to 28 inclusive. Said property is located on the southeast corner of the intersection of 1st Street (One Mile Road) and Myrtle Street and is bounded on the east by Florida's Turnpike (Sunshine State Parkway) and is bounded on the south by Lake Worth Drainage District Canal No. 32 in an Agricultural Residential Zoning District and was denied as advertised with prejudice.

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

Carol A. Roberts	--	Rye
Kenneth M. Adams	--	Rye
Karen T. Marcus	--	RYE
Carol J. Elmquist	--	RYE
Dorothy Wilken	--	Rye

The foregoing resolution was declared **duly** passed and adopted this 11th day of August, 19⁸⁷ confirming action of June 25, 1987.

PRIM 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