

RESOLUTION NO. R-88-1237

RESOLUTION DENYING ZONING PETITION NO. 87-76
SPECIAL EXCEPTION PETITION OF LYDA HARRIET BELL

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. 87-76 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on July 24, 1987; and

WHEREAS, the Board of County Commissioners pursuant to the criteria set forth in the Zoning Code of Palm Beach County, Florida, Sections 102, 200.2 (Special Exception), 402.2A and 602 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. This proposal is not consistent with the requirements of the Comprehensive Plan and local land development regulations.
2. The proposed Special Exception is not in harmony and compatible with the present and future developments in the area, and if approved, would be adverse to the public interest

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 87-76 the petition of LYDA HARRIET BELL, for a SPECIAL EXCEPTION TO ALLOW COMMERCIAL SALES AND SERVICE ENTERPRISES (AGRICULTURAL NATURE) on Tract 98, Block 32, according to the Plat of Palm Beach Farms Company Plat No. 3, as recorded in Plat Book 2, Page 48 in Section 33, Township 44 South, Range 42 East, located on the northeast corner of the intersection of Lantana Road (S.R. 812) and Fearnley Road, in an AR-Agricultural Residential Zoning District, was denied, with prejudice.

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

Carol A. Roberts	--	Absent
Carol J. Elmquist	--	Aye
Karen T. Marcus	--	Aye
Dorothy Wilken	--	Aye
Kenneth M. Adams	--	Aye

The foregoing resolution was declared duly passed and adopted this 9th day of August, 1988 confirming action of July 24, 1987.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

BY:

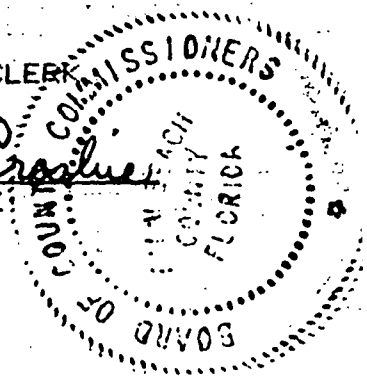
[Signature]
COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY:

Judith Crosbie
DEPUTY CLERK



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