

RESOLUTION NO. R-89- 762

RESOLUTION DENYING ZONING PETITION NO. 79-82(A)
SPECIAL EXCEPTION PETITION OF PATRICIA A. DOWLER

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. 79-82(A) was presented to the Board of County Commissioners of Palm Beach County,, sitting as the Zoning Authority, at its public hearing conducted on October 29, 1987; and

WHEREAS, the Board of County Commissioners, pursuant to the criteria set forth in the Zoning Code of Palm Beach County, Florida, Section 500.32, 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. Access to the proposed adult congregate living facility would be by way of a right-of-way running along the rear lots of single family residences. This use is not in harmony with the adjacent uses.
3. The proposed use is adverse to the public interest.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 79-82(A), the petition of PATRICIA A. DOWLER, Paul Parker, Agent, for a SPECIAL EXCEPTION TO ALLOW AN ADULT CONGREGATE LIVING FACILITY on a parcel of land lying on Tract 44, Block 25 The Palm Beach Farms Company Plat No. 3, as in Sections 19 and 30, Township 44 South, Range 42 East as recorded in Plat Book 2, Page 47, located on the south side of 37th Place South, approximately .1 mile west of Jubilee Road (90th Avenue South), and

approximately .1 mile north of
Lake Worth Road (S.R. 802).

per B. Altermann - no need for
amending reso to complete
legal - what was deleted was
just our general description
and not the official legal.

10/31 Susan

Commissioner Elmquist moved for denial, without prejudice, of the petition. The motion was seconded by Commissioner Wilken 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 25th day of April, 1989 confirming action of October 29, 1987.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

BY :


COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY:


DEPUTY CLERK

