

RESOLUTION NO. R-90-2148

RESOLUTION DENYING THE REZONING OF
ZONING PETITION NO. 87-26(A)
PETITION OF BOARD OF COUNTY COMMISSIONERS

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 have been satisfied; and

WHEREAS, petition No. 87-26(A) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on February 22, 1990; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, pursuant to the Zoning Code of Palm Beach County, Florida, Sections 102 and 402.5, 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, sitting as the Zoning Authority, made the following findings of fact:

1. This proposal, although consistent with the requirements of the Comprehensive Plan and local land development regulations, is premature and may be initiated by an applicant at a later date.

WHEREAS, 402.5 of the Zoning Code requires that the action of the Board of County Commissioners, sitting as the Zoning Authority, be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 87-26(A), the petition of THE BOARD OF COUNTY COMMISSIONERS, for a REZONING FROM AR-AGRICULTURAL RESIDENTIAL ZONING DISTRICT TO RS-SINGLE FAMILY RESIDENTIAL ZONING DISTRICT on a parcel of land lying on the East 1/2 of the West 1/2 of Tracts 114 and 15 lying in the Southwest 1/4 of Section 36, Township 44 South, Range 42 East, as recorded in Plat Book 3, Page 10. Less however, the South 40.00 feet thereof for County road right-of-way was denied on February 22, 1990, with prejudice.

Commissioner Elmquist moved for approval of the Resolution.

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

Karen T. Marcus, Chair	-- Aye
Carole Phillips, Vice-Chair	-- Aye
Carol A. Roberts	-- Absent
Carol J. Elmquist	-- Aye
Mary McCarty	-- Aye
Ken Foster	-- Aye
Maude Ford Lee	-- Aye

The Chair thereupon declared the resolution was duly passed and adopted this 11th day of December, 1990.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: [Signature]
COUNTY ATTORNEY

BY: [Signature]
DEPUTY CLERK

