

RESOLUTION NO. R-91- 380

RESOLUTION TO REVOKE A SPECIAL EXCEPTION
PETITION NO. 85-136(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. 85-136(A) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its Public Hearing conducted on November 29, 1990; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, 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 the Zoning Code, Section 402.9 (Mandatory Review of Development Approvals) and other provisions requiring that development commence in a timely manner; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, made the following findings of fact:

1. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations.

WHEREAS, Chapter 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. 85-136(A), the petition of BOARD OF COUNTY COMMISSIONERS, BY CAROL ELMQUIST, CHAIR, to REVOKE A SPECIAL EXCEPTION FOR A PLANNED UNIT DEVELOPMENT on a parcel of land lying south of the southerly right of way line of Westgate Avenue, as shown in Road Plat Book 2, Page 205, being the southeast $\frac{1}{4}$ of the northeast $\frac{1}{4}$ of the northeast $\frac{1}{4}$ of section 25, township 43 south, range 42 east, and north # of the northeast $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of said section 25, and being located on the S. SIDE WESTGATE AVE. EXTENSION, APPROXIMATELY .4 MILE E. OF MILITARY TR. IN THE RH ZONING DISTRICT, was approved on November 29, 1990, as advertised.

Commissioner Foster moved for approval of the Resolution.

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

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

The Chair thereupon declared the resolution was duly passed and adopted this 26th day of March, 1991.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

BY: *Stephen Altman*
COUNTY ATTORNEY

JOHN B. DUNKLE, CLERK
BY: *Michelle P. Brown*
DEPUTY CLERK

