

ORIGINAL

RESOLUTION NO. R-91-976

RESOLUTION TO REVOKE A SPECIAL EXCEPTION
PETITION NO. 80-3(B)
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. 80-3(B) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its Public Hearing conducted on March 28, 1991; 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. 80-3(B), the petition of BOARD OF COUNTY COMMISSIONERS, BY KAREN MARCUS, CHAIR, to REVOKE A SPECIAL EXCEPTION FOR EXCAVATION AND REMOVAL OF MUCK, SAND, ROCK, SHELL, SOIL AND OTHER EXTRACTIVE MATERIALS on a parcel of land lying in Section 33, Township 40 South, Range 41 East, being the West 873.00 feet of the East 1,771.00 feet of that part lying north of State Road No. 706, less the South 4,336.00 feet thereof, and less also the North 100.00 feet thereof, subject to a road easement for ingress and egress over the east 30.00 feet thereof, TOGETHER WITH the West 873.00 feet of the East 2,644 feet of that part of said Section 33, lying north of State Road No. 706, less the north 100.00 feet thereof, and less also the South 4,336.00 feet thereof; TOGETHER WITH the North 517.00 feet of the South 4,336.00 feet of the West 873.00 feet of the East 2,644.00 feet of that part of said Section 33, lying north of State Road No. 706, TOGETHER WITH the north 517.00 feet of the South 4,336.00 feet of the West 873.00 feet of the East 1,771.00 feet of that part of said Section 33, lying north of State Road No. 706 right of way; subject to an easement for road purposes over and across the east 30.00 feet thereof; TOGETHER WITH an easement for ingress and egress over, across and upon the south 10.00 feet of the West 873.00 feet of the East 2,644.00 feet of

that part of said Section 33, lying north of S.R. 706 right of way, less the South 4,336.00 feet thereof, TOGETHER WITH an easement of ingress and egress over, across and upon the North 10.00 feet of the North 517.00 feet of the South 4,336.00 feet of the West 873.00 feet of the East 2,644.00 feet of that part of said Section 33, lying north of S. R. 706 right of way; TOGETHER WITH an easement for ingress and egress over, across and upon the West 60.00 feet of the East 928.00 feet of part of said Section 33, lying north of S. R. 706 right of way, and being located on the E. SIDE 134 WAY, APPROXIMATELY .7 MILE N. OF INDIANTOWN RD., IN THE AR ZONING DISTRICT, was approved on March 28, 1991, as advertised.

Commissioner Elmquist moved for approval of the Resolution.

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

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

The Chair thereupon declared the resolution was duly passed and adopted this 23rd day of July, 1991.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

BY: 
COUNTY ATTORNEY

JOHN B. DUNKLE, CLERK
BY: Joan Haverly
DEPUTY CLERK

