

ORIGINAL

RESOLUTION NO. R-91-988

RESOLUTION APPROVING ZONING PETITION NO. 89-115(A) REZONING PETITION OF MILITARY TRAIL ASSOCIATES PARTNERSHIP

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. 89-115(A) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its Public Hearing conducted on April 25, 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. 89-115(A), the petition of MILITARY TRAIL ASSOCIATES PARTNERSHIP, BY F. MARTIN PERRY, AGENT, for a REZONING FROM AR TO CC on a parcel of land lying on Tract 16, MARY A. LYMAN, ET. AL., amended plat of Section 12, Township 45 South, Range 42 East; as recorded in Plat Book 9, Page 74, and being located ON THE W. SIDE OF MILITARY TR., APPROXIMATELY .4 MILE S. OF HYPOLUXO RD., BOUNDED ON THE S. BY L.W.D.D. LATERAL CANAL NO. 19, was approved on April 25, 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

JOHN B. DUNKLE, CLERK

BY:



COUNTY ATTORNEY

BY:



DEPUTY CLERK

