

RESOLUTION APPROVING RECOMMENDATION OF  
 STATUS REPORT NO. SR 87-136  
 TO AMEND CONDITIONS OF APPROVAL OF  
 RESOLUTION NO. 89-358  
 WHICH APPROVED THE SPECIAL EXCEPTION OF PATRICIA MARSHALL  
 PETITION NO. 87-136

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, systematic monitoring and review of approved zoning actions help implement the goals and objectives of the Comprehensive Plan.

WHEREAS, the notice and hearing requirements as provided for in Section 402.9 of the Palm Beach County Zoning Code have been satisfied; and

WHEREAS, pursuant to Section 402.9, Status Report SR 87-136 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at a public hearing conducted on May 31, 1991; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, has reviewed Status Report SR 87-136 and considered testimony presented by the applicant and other interested parties, and the recommendations of the various county review agencies; and

WHEREAS, Section 402.9 of the Palm Beach County Zoning Code authorizes the Board of County Commissioners, sitting as the Zoning Authority, to add or modify conditions of approval; 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; and
2. The conditions listed below require this petition to develop more in conformity with current standards of development.

WHEREAS, Section 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 the recommendation of Status Report No. SR 87-136, amending Conditions of Approval of Resolution No. 89-358, the Special Exception of Patricia Marshall, Petition No. 87-136, on a parcel of land lying in the West 1/2 of the Southwest 1/4 of Tract 69, of Section 19, Township 44 South, Range 43 East, as recorded in Plat Book 6, Page 66. LESS the South 40.00 feet thereof, and LESS the right-of-way of State Road 802.

TOGETHER WITH:

The East 1/2 of the Southwest 1/4, of Tract 69, in Section 19, Township 44 South, Range 43 East, as recorded in Plat Book 6, Page 66. LESS all that portion of the preceding described parcel of land for road right-of-way purposes, situated in Section 19, Township 44 South, Range 43 East, lying South of the proposed North right-of-way line of Lake Worth Road, as shown on the right-of-way

map of Lake worth Road, recorded in Road Book 5, Pages 125-138, located on the north side of Lake Worth Road (S.R. 802), approximately 300.00 feet east of Davis Road, being located on the north side of Lake Worth Road (S.R. 802) approximately 300 feet east of Davis Road, in a CG-General commercial Zoning District, is approved, as amended, subject to the following conditions:

1. The petitioner shall comply with all previous conditions of approval unless expressly modified herein.
2. No building permit shall be issued until a new site plan which complies with the 1990 Landscape Code to the maximum extent possible is certified.

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
CAROL J. ELMQUIST	--	AYE
CAROL ROBERTS	--	AYE
CAROLE PHILLIPS	--	ABSENT
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: 

JOHN B. DUNKLE, CLERK

BY: 

