

RESOLUTION NO. R-91- 1659

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 85-149
TO REVOKE THE SPECIAL EXCEPTION
FOR PROPERTY PREVIOUSLY GRANTED A SPECIAL EXCEPTION BY
RESOLUTION NO. R-86-132
APPROVING THE PETITION OF FLORIBERTO LAGUNA
PETITION NO. 85-149

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 85-149 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at a public hearing conducted on August 27, 1992; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, has reviewed Status Report SR 85-149 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 revoke Special Exceptions; 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 property owner failed to comply with all time certain conditions of approval of Resolution R-86-132.

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 85-149, to revoke the Special Exception previously granted by the approval of the petition of Floriberto Laguna, Petition No. 85-149, which permitted a Planned Unit Development, on a parcel of land commencing at a point in the West line of Section 12, Township 45 South, Range 42 East, 904.25 feet North of the Southwest corner of Section 12; thence go in an Easterly direction at an angle of 90 degrees, a distance of approximately 653.00 feet, to a point; thence in a Southerly direction that intersects to a point on the South line of said Section 12, which is a distance of 653.16 feet East of the Southwest corner of said Section 12, to a point; thence Westerly along the South line of said Section, to the Point of Beginning. Said description being the South 904 feet to the premises that were conveyed by Flor-Eyan, Inc. to Nelson A. Morton and Helen I. Morton, his wife, by deed dated June 27, 1963 in Official Record Book 911, Page 13. Less the West 40 feet thereof for Haverhill

Road Right-of-way and less the South 35 feet thereof for Lake Worth Drainage District No. 20 Canal Right-of-way, being located on the east side of Haverhill Road, approximately 0.8 of a mile south of Hypoluxo Road, is approved.

Commissioner Roberts moved for approval of the Resolution.

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

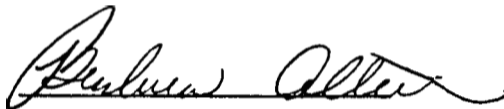
KAREN T. MARCUS, CHAIR	--	Aye
CAROL J. ELMQUIST	--	Aye
CAROL ROBERTS	--	Aye
CAROLE PHILLIPS	--	Absent
MARY MCCARTY	--	Absent
KEN FOSTER	--	Aye
MAUDE FORD LEE	--	Aye

The Chair thereupon declared the resolution was duly passed and adopted this 3rd day of November, 1992.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

BY:



MILTON T. BAUER, CLERK

BY:

