

RESOLUTION APPROVING REINSTATEMENT OF  
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, 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, 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, on August 27, 1992, the Board of County Commissioners approved the revocation of the Special Exception which was previously granted by approval of Petition 85-149 and which permitted a Planned Unit Development; and

WHEREAS, on September 24, 1992, the Board of County Commissioners approved the property owner's request to reconsider Status Report 85-149 on October 29, 1992; and

WHEREAS, on October 29, 1992, the Board of County Commissioners reconsidered Status Report SR 85-149, and approved a time extension for recording the next plat of the Planned Unit Development; and

WHEREAS, on November 3, 1992, the Board of County Commissioners approved Resolution R-92-1659 which revoked the Special Exception as approved at the August 27, 1992 meeting of Board of County Commissioners; and

WHEREAS, on November 3, 1992, 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, Resolution R-92-1659 needs to be revoked, thereby reinstating the Special Exception to allow a Planned Unit Development, and the Palm Beach County 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 Special Exception previously granted by the approval of the petition of Floriberto Laguna, Petition No. 85-149, confirmed by the adoption of Resolution R-86-132, 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 hereby reinstated by the revocation of Resolution R-92-1659.

Commissioner Roberts moved for approval of the Resolution.

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

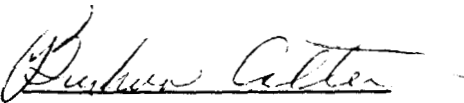
Mary McCarty, Chair	--	Aye
Ken Foster, Vice Chair	--	Aye
Burt Aaronson	--	Aye
Maude Ford Lee	--	Aye
Karen T. Marcus	--	Aye
Warren Newell	--	Aye
Carol A. Roberts	--	Aye

The Chair thereupon declared the resolution was duly passed and adopted this 26th day of January, 1993.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

BY:



DOROTHY H. WILKEN, CLERK

BY:

