

RESOLUTION NO. R-93- 152

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NUMBER SR 85-51(A).4
TO REVOKE THE SPECIAL EXCEPTION
FOR PROPERTY PREVIOUSLY GRANTED A SPECIAL EXCEPTION BY
RESOLUTION NO. R-87-897
APPROVING THE PETITION OF PATRICK MOREE
PETITION NO. 85-51(A)

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; and

WHEREAS, the notice and hearing requirements as provided for in Article 5.8 of the Palm Beach County Unified Land Development Code have been satisfied; and

WHEREAS, pursuant to Article 5.8, Status Report SR 85-51(A).4 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at a public hearing conducted on September 24, 1992; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, has reviewed Status Report number SR 85-51(A).4 and considered testimony presented by the applicant and other interested parties, and the recommendations of the various county review agencies; and

WHEREAS, Article 5.8 of the Palm Beach County Unified Land Development 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;
2. The revocation will eliminate an inconsistency with the Palm Beach County Comprehensive Plan; and
3. The property owner failed to comply with condition number 2 of Resolution number R-91-1637.

WHEREAS, Article 5 of the Unified Land Development 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 number SR 85-51(A).4, to revoke the Special Exception previously granted by the approval of the petition of Patrick Moree, Petition No. 85-51(A), which Amended and Expanded the Site Plan for a Child Day Care Center, previously approved under Zoning Petition No. 85-51, confirmed by the adoption of Resolution Number R-87-897, to increase building square footage and to increase the land area by 0.285 acres, on the West 6.03 feet of Lot 7, and all of Lots 8 and 9, Plat Of Trail Acres, as recorded in Plat Book 20, at page 90. LESS the North 7 feet thereof for

road Right-of-way, being located on the south side of Gun Club Road, approximately 150 feet west of Pine Way Trail, is approved.

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

BY: *William Allen*

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: *Judith Cashe*
Deputy Clerk