

RESOLUTION NO. R-93- 511

RESOLUTION DENYING ZONING PETITION NO. 92-22  
PETITION OF ENVIRONMENTAL CARE, INC.

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 (Ordinance 73-2, as amended) have been satisfied; and

WHEREAS, Petition No. 92-22 was presented to the Board of County Commissioners of Palm Beach County at its Public Hearing conducted on October 29, 1992; and

WHEREAS, the Board of County Commissioners, pursuant to the Zoning Code of Palm Beach County, Florida, Sections 102, 402.5, and sometimes 200.2 (Ordinance 73-2, as amended), 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, the Board of County Commissioners made the following findings of fact:

1. This proposal is not consistent with the requirements of the Comprehensive Plan and local Land Development Regulations.
2. This proposal is not consistent with the present and future development of the area, and not an appropriate use in this location.

WHEREAS, Chapter 402.5 of the Zoning Code, requires that the action of the Board of County Commissioners be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 92-22, the petition of ENVIRONMENTAL CARE, INC., BY PAUL JACOB, AGENT, for a Lawn Maintenance Service, on a parcel of land lying in the West 1/2 of Section 12, Township 45 South, Range 41 East, Palm Beach, County, Florida, described as follows: COMMENCE at the 1/4 Corner in the North line of Section 12, Township 45 South, Range 41 East, Palm Beach County, Florida; thence West along the North Line of Section 12, a distance of 334.00 feet to the POINT OF BEGINNING; thence South 00°18'04" East, a distance of 611.20 feet to a point; thence South 89°06'12" West, a distance of 334.01 feet to a point; thence North 00°20'40" West, a distance of 616.55 feet to a point in the North line of Section 12; thence East along the North line of Section 12, a distance of 334.00 feet to the POINT OF BEGINNING. Said tract also known as the South 1/2 of Tract 26 of Heritage Farms unrecorded plat; SUBJECT TO the South 55.00 feet of right-of-way for road, utility and drainage easements; also, SUBJECT TO the North 37.00 feet for drainage and utility easements, and being located N. SIDE OF HERITAGE RD. APPROXIMATELY 1/2 MILE W. OF U.S. 441 (SR7), in the AR Zoning District, was denied on October 29, 1992, with prejudice.

Commissioner Marcus moved for approval of the Resolution.

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

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

The Chair thereupon declared the resolution was duly passed and adopted this 20 day of April, 1993.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

BY:

  
COUNTY ATTORNEY

BY:

  
DEPUTY CLERK