



RESOLUTION APPROVING RECOMMENDATION OF  
STATUS REPORT NO. SR 88-44.2  
TO REVOKE THE SPECIAL EXCEPTION  
FOR PROPERTY PREVIOUSLY GRANTED A SPECIAL EXCEPTION BY  
RESOLUTION NO. R-89-449  
APPROVING THE PETITION OF RICHARD A. MELEAR  
PETITION NO. 88-44

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 Section 5.8 of the Palm Beach County Land Development Code have been satisfied; and

WHEREAS, pursuant to Section 5.8, Status Report SR 88-44.2 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on August 27, 1998; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR 88-44.2 and considered testimony, and the recommendations of the various county review agencies; and

WHEREAS, Section 5.8 of the Palm Beach County Land Development Code authorizes the Board of County Commissioners to revoke Special Exceptions; and

WHEREAS, the Board of County Commissioners made the following findings of fact:

1. The revocation of the special exception is consistent with the Palm Beach County Comprehensive Plan.
2. The revocation of the special exception is consistent with the Palm Beach County Unified Land Development Code.
3. Condition number 9 of Resolution R-89-449 which required the conveyance of right-of-way for El Clair Ranch Road by June 14, 1989 has not been fulfilled.
4. The property owner notified staff that the special exception is no longer needed.

WHEREAS, Section 5.3 of the Land Development 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 the recommendation of Status Report No. SR 88-44.2, to revoke the Special Exception previously granted by the approval of the petition of Richard A. Melear, Petition No. 88-44, confirmed by the adoption of Resolution R-89-449, which granted a Special Exception to permit recreation facilities and clubs (Elks Lodge), on a parcel of land lying in the North 165.00 feet of the South 1485.00 feet of the East ¼ of the Southeast ¼ of Section 27, Township 45 South, Range 42 East, less the East 40.00 feet for Road Right-of-way,

being located on the west side of El Clair Ranch Road approximately 0.7 of a mile south of Boynton Beach Boulevard (S.R.#804), in the RS-Single Family Residential Zoning District, is approved.

Commissioner **Marcus** 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:

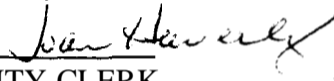
BURT AARONSON, CHAIRMAN	—	Aye
MAUDE FORD LEE, VICE CHAIR	—	Absent
KEN FOSTER	—	Aye
KAREN T. MARCUS	—	Aye
MARY MCCARTY	—	Absent
WARREN H. NEWELL	—	Aye
CAROL ROBERTS	—	Aye

The Chair thereupon declared the resolution was duly passed and adopted this 27 day of August, 1998.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

BY:   
COUNTY ATTORNEY

DOROTHY H. WILKEN, CLERK  
BY:   
DEPUTY CLERK

