

RESOLUTION NO. R-99- 325

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 89-65.5
TO AMEND CONDITIONS OF APPROVAL OF RESOLUTION NO. R-90-56
WHICH APPROVED THE SPECIAL EXCEPTION OF
THEODORE E. DAVIS
PETITION NO. 89-65

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

WHEREAS, pursuant to Section 5.8, Status Report SR 89-65.5 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on February 25, 1999; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR 89-65.5 and considered testimony presented by the applicant and other interested parties, 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 add or modify conditions of approval; and

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

1. The amendment of conditions of approval is consistent with the Palm Beach County Comprehensive Plan and with the Unified Land Development Code.
2. The certified site plan for this project does not meet the Unified Land Development Code's current Multiple Use Planned Development (MUPD) standards for landscape buffers.

WHEREAS, Section 5.3 of the Palm Beach County 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 89-65.5, to amend Conditions of Approval of Resolution No. R-90-56, the Special Exception of Theodore E. Davis, Petition No. 89-65, which approved a Special Exception to permit a Planned Office Business Park on Lots 25, 26 and 27, Square Lake, Plat Book 23, Page 141, excepting therefrom the Easterly 10.00 feet of said lot conveyed to the State of Florida in Official Record Book 265 1, at Page 1889, Section 24, Township 42 South, Range 42 East, being located on the southwest corner of the intersection of Military Trail and Square Lake Drive in the CS-Specialized Commercial Zoning District, is approved, subject to the following conditions:

1. All previously approved conditions of approval continue to apply unless expressly modified herein.

2. Prior to the issuance of a building permit, a new site plan shall be certified which meets current Unified Land Development Code/Multiple Use Planned Development (MUPD) landscape buffer requirements. (BLDG PERMIT: MONITORING - Zoning)

Commissioner Aaronson moved for approval of the Resolution.

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

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

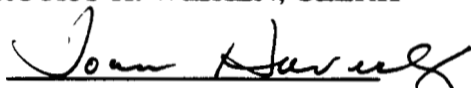
The Chair thereupon declared the resolution was duly passed and adopted this 25 day of February, 1999.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

BY: 
COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: 
DEPUTY CLERK

