

RESOLUTION NO. R- 84-74

RESOLUTION DENYING ZONING PETITION **83-103**, Rezoning

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 No. 73-2 have been satisfied; and

WHEREAS, Petition No. 83-103 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 29th September 1983; and

WHEREAS, the Board of County Commissioners 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. The proposed rezoning to CS is permitted under the "Commercial Potential" Comprehensive Plan designation.
2. A straight rezoning does not afford the County the opportunity to address serious traffic and utility issues.
3. This petition no longer conforms to the Mandatory Performance Standard relating to water and sewer provisions.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 29th day September 1983, that Petition No. 83-103 the petition of FLORIDA REINVESTMENT CORPORATION By Abraham R. Golshani, President, for the REZONING, FROM RM-RESIDENTIAL MULTIPLE FAMILY DISTRICT (MEDIUM DENSITY) TO CS-SPECIALIZED COMMERCIAL DISTRICT on Tract A, Westchester Townhouses in Section 24, Township 43 South, Range 42 East as recorded in Plat Book 42, page 187 through 188. Said property located on the northeast corner of the intersection of Military Trail (S. R. 809) and Woodstock Drive, approximately .8 miles north of Okeechobee Road (S. R. 704) was denied as advertised.

Commissioner Wilken moved for denial of the petition.

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

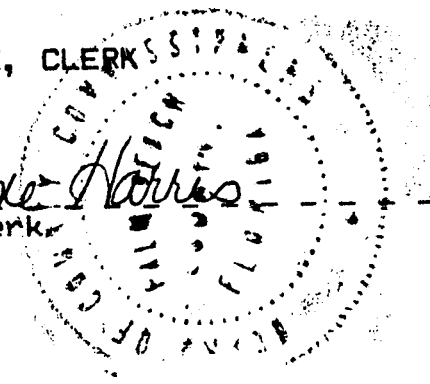
Peggy E. Evatt, Chairman	--	AYE
Ken Spillias, Vice Chairman	--	AYE
Dennis P. Koehler, Member	--	ABSENT
Dorothy Wilken, Member	--	AYE
Bill Bailey, Member	--	NAY

The foregoing resolution was declared duly passed and adopted this 10th day of Jan., 1984, confirming action of 29th September 1983.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: *Marlene Harris*  
Deputy Clerk



APPROVED AS TO FORM  
FIND LEGAL SUFFICIENCY

*John B. Catlett*  
County Attorney