

RESOLUTION NO. R-85-29

RESOLUTION DENYING ZONING PETITION **84-57**, Special Exception

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. **84-57** was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 23rd of August **1984**; 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 proposal is not consistent with the requirements of the Comprehensive Plan.
2. Modifications to the site plan are necessary to meet the requirements of the Zoning Code.
3. The proposal represents a significant differential in density from the immediately surrounding single family residential areas.
4. The proposed site plan will require variance relief from the subdivision code.
5. The design of the project fails to address the Planned Unit Development criteria of Section **500.21**, Purpose and Intent.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this the 23rd of August 1984, that Petition No. **84-57** the petition of W.T. AND INGE ECKERSLEY, for a SPECIAL EXCEPTION TO ALLOW A PLANNED UNIT DEVELOPMENT on Lots **1** and **2**, Block **4**, Lanair Park in Section **5** Township **45** South, Range **43** East, as recorded in Plat Book

21, Page 58. Said property located on the north side of Donnelley Drive approximately .1 mile south of Lantana Road and being bounded on the north by Lake Osborne was denied with prejudice as advertised.

Commissioner Wilkens, moved for denial of the petition. The motion was seconded by Commissioner Koehler, and upon being put to a vote, the vote was as follows:

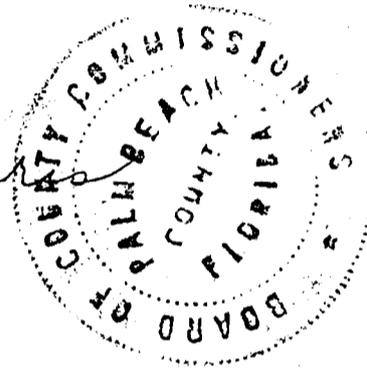
Ken Spillias, Chairman	--	AYE
Dorothy Wilkens, Vice Chairman	--	AYE
Peggy Evatt, Member	--	ABSENT
Dennis P. Koehler, Member	--	AYE
Bill Bailey, Member	--	AYE

The foregoing resolution was declared duly passed and adopted this day of January 8, 1985 confirming action of the 23rd of August, 1984.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: *Marlene Harris*  
Deputy Clerk



APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

*Sandy Sprague*  
County Attorney