

RESOLUTION NO. R- 85-281

RESOLUTION DENYING ZONING PETITION 73-18(A), 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. 73-18(A) was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 1st of November 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 inconsistent with the requirements of the Zoning Code and Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this the 1st of November 1984, that Petition No. 73-18(A) the petition of ALLEN F. DICKERMAN, TRUSTEE By Victor Cannata, Agent for a SPECIAL EXCEPTION to AMEND THE SITE PLAN FOR A SHOPPING CENTER PREVIOUSLY APPROVED UNDER ZONING PETITION NO. 73-18, TO INCLUDE A CAR WASH commencing at the Southwest corner of a parcel of land marked "Not Included" lying West of Pinehurst Drive and North of Lake Worth Road as shown on Plat No. 3A, Palm Beach National Golf & Country Club Estates, in Section 28, Township 44 South, Range 42 East as recorded in Plat Book 205. Said point also lying 361.02 feet West of the East line of said Block 23, and on the North right of way line State Road 802 (Lake Worth Road), thence on an assumed bearing of due West along the Northerly right-of-way of Lake Worth Road and all other bearings

relative thereto a distance of 125.0 feet to a point; thence continue due West along said North right-of-way line a distance of 883.91 feet; thence North 00 degree 00'03" West, a distance of 350.94 feet to the Southerly boundary of Covered Bridge Plat No. 2, as recorded in Plat Book 29, Page 79, thence South 89 degrees 59'18" East, a distance of 958.98 feet. Thence South 00 degree 00'42" West a distance of 22.00 feet to the Point of Beginning. Thence South 89 degrees 59'18" East a distance of 150.00 feet to a point on the West right-of-way of Pinehurst Drive; thence South 00 degree 00'42" West along said right-of-way a distance of 175.00 feet; thence North 89 degrees 59'18" West a distance of 150.00 feet; thence North 00 degree 00'42" East a distance of 175.00 feet to the Point of Beginning. Said property located on the west side of Pinehurst Drive, approximately 160 feet north of Lake Worth Road (S.R.802) in a CG-General Commercial District was denied as advertised with prejudice .

Commissioner Wilken , 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	--	AYE
Dennis P. Koehler, Member	--	AYE
Bill Bailey, Member	--	AYE

The foregoing resolution was declared duly passed and adopted this day of FEB 19 1985 confirming action of the 1st of November 1984.

PALM BEACH COUNTY, FLORIDA
 BY ITS BOARD OF COUNTY
 COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Patricia S. Weir
 Deputy Clerk



APPROVED AS TO FORM
 AND LEGAL SUFFICIENCY

Sandy Sprague
 County Attorney