

RESOLUTION NO. R-88 -158

RESOLUTION WITHDRAWING ZONING PETITION S86-29

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. S86-29 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on November 18, 1986 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. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA that: Petition No. S86-29 (regarding Zoning Petition No. 76-31, Resolution No. R-76-372), the petition of the Board of County Commissioners, by Karen T. Marcus, Chairman, to Revoke the Special Exception for a Planned Commercial Development on certain parcel in the Northwest 1/4 of the Southwest 1/4 of Section 5, Township 44 South, Range 43 East, being more particularly described as follows: Beginning at the intersection of the West line of the East 771.74 feet of the Northwest 1/4 of the Southwest 1/4 of Section 5, Township 44 South, Range 43 East, with the North right-of-way line of Summit Boulevard as shown on Road Plat Book 3, page 165; thence North 88° 08' 06" West along the said Northerly right-of-way line of Summit Boulevard, a distance of 377.65 feet, more or less, to a line parallel with an 183 feet Easterly from the West line of said Section 5; thence North 20° 55' 04" East along said parallel line, a distance of 156 feet; thence North 88° 08' 06" West parallel with the Northerly line of said Summit Boulevard, a distance of 157 feet to a line parallel with and 33 feet Easterly from the West line of said Section 5, also being the Easterly right-of-way line of Congress Avenue, the same as shown on Road Plat Book 3, pages 32 through 39; thence North 20° 55' 04" East

along the Easterly right-of-way line of Congress Avenue, a distance of 201.12 feet, more or less, to the North line of the South 1/2 of the Northwest 1/4 of the Southwest 1/4 of said Section 5; thence South 88° 07' 56" East along said North line of the South 1/2 of the Northwest 1/4 of the Southwest 1/4, a distance of 529.78 feet, more or less, to the said West line of the East 771.74 feet of the Northwest 1/4 of the Southwest 1/4 of Section 5; thence South 30° 15' 14" West along the said West line of the East 771.74 feet, a distance of 351.14 feet, more or less, to the Point of Beginning; containing 3.745 acres, more or less, on property that is bounded on the west by Congress Avenue and on the south by Summit Boulevard, was withdrawn, without prejudice.

A motion to withdraw, without prejudice, Petition No. S86-29 was offered by Commissioner Owens, who moved its adoption. The motion was seconded by Commissioner Adams, and upon being put to a vote, the vote was as follows:


Kenneth M. Adams	Aye
Karen T. Marcus	Aye
Ken Spillias	Aye
Jerry L. Owens	Aye
Dorothy Wilken	Absent

The Chair thereupon declared the resolution duly passed and adopted this 2nd day of FEBRUARY, 1988 confirming action of November 18, 1986.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY:


Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY


County Attorney