

RESOLUTION NO. R-89-844

RESOLUTION TO REVOKE A SPECIAL EXCEPTION
PETITION NO. 81-200 (B)
PETITION OF BOARD OF COUNTY COMMISSIONERS

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. 81-200(B) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on June 23, 1988; and

WHEREAS, the Board of County Commissioners, pursuant to the criteria set forth in the Zoning Code of Palm Beach County, Florida, Sections 102, 200.2 (Special Exception), 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, this approval is subject to Zoning Code Section 402.9 (Mandatory Review of Development Approvals) and other provisions requiring that development commence in a timely manner; 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.
2. That the Special Exception was approved in November, 1987 and to date that petitioner has failed to comply with the conditions of approval dealing with conveyance of rights-of-way.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 81-200(B) the petition of THE BOARD OF COUNTY COMMISSIONERS, by Carol Roberts, Chair, to REVOKE A SPECIAL EXCEPTION FOR A COMMERCIAL STABLE, PRIVATE RECREATION FACILITY AND CLUB, INCLUDING A COMMERCIAL SALES AND SERVICE FACILITY, PREVIOUSLY APPROVED UNDER ZONING PETITION NO. 81-200(A) ON DECEMBER 23, 1981 (R-82-136 ADOPTED ON FEBRUARY 9, 1982) on a parcel of land lying in Section 36, Township 43 South, Range 40 East, bounded and

described as follows:

Beginning at the intersection of the Westerly line of Seminole Pratt-Whitney Road with the Northerly line of State Road 80 and extending thence:

- 1] State Road 80, 617.99 feet to a point; thence.
- 2] North 88 degrees 31' 51" West, still along same 222.54 feet to the Westerly line of that certain 200 foot wide easement described in Official Record Book No. 1354, Page 55; thence
- 3] North 01 degrees 27' 05" East along same. 3428.14 feet to the North line of Section 36; thence
- 4] South 88 degrees 46' 25" East, along same 200.00 feet to the Easterly line of said 200 foot wide easement, being also corner to lands owned by Florida Power and Light Company; thence
- 5] South 01 degrees 27' 05" West, along same, 671.83 feet to a point; thence
- 6] South 88 degrees 46' 25" East, still along the line of lands belonging to Florida Power and Light Company, 647.70 feet to a point in the Westerly line of Seminole Pratt-Whitney Road; thence
- 7] South 01 degrees 36' 00" West, 2760.86 feet to the Point and Place of Beginning, being located on the northwest corner of the intersection of Seminole Pratt-Whitney Road (167th Avenue North) and Southern Boulevard (SR 80), in an AR-Agricultural Residential Zoning District, was approved as advertised.

Commissioner Wilken moved for approval of the petition. The motion was seconded by Commissioner Marcus and upon being put to a vote, the vote was as follows:

Carol A. Roberts	--	Absent
Carol J. Elmquist	--	Aye
Karen T. Marcus	--	Aye
Dorothy Wilken	--	Aye
Jim Watt	--	Absent

The foregoing resolution was declared duly passed and adopted this 9th day of May, 1989 confirming action of June 23, 1988.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

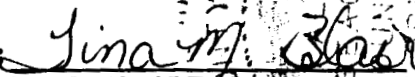
BY :


COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY:


DEPUTY CLERK

