

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 76-48(B)
TO REVOKE THE SPECIAL EXCEPTION
FOR PROPERTY PREVIOUSLY GRANTED A SPECIAL EXCEPTION BY
RESOLUTION NO. R-89-608
APPROVING THE PETITION OF UNIVERSITY OF MISSISSIPPI FOUNDATION
PETITION NO. 76-48(B)

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, systematic monitoring and review of approved zoning actions help implement the goals and objectives of the Comprehensive Plan.

WHEREAS, the notice and hearing requirements as provided for in Section 402.9 of the Palm Beach County Zoning Code have been satisfied; and

WHEREAS, pursuant to Section 402.9, Status Report SR 76-48(B) was presented to, the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at a public hearing conducted on June 27, 1991; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, has reviewed Status Report SR 76-48(B) and considered testimony presented by the applicant and other interested parties, and the recommendations of the various county review agencies; and

WHEREAS, Section 402.9 of the Palm Beach County Zoning Code authorizes the Board of County Commissioners, sitting as the Zoning Authority, to rezone property; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, made the following findings of fact:

1. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations; and
2. The current approval does not comply with the Countywide Traffic Performance Standard.

WHEREAS, Section 402.5 of the Zoning Code requires that the action of the Board of County Commissioners, sitting as the Zoning Authority, be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that the recommendation of Status Report No. SR 76-48(B), to revoke the Special Exception previously granted by the approval of the petition of University of Mississippi Foundation, Petition No. 76-48(B), which amends the site plan for a Planned Commercial Development (PCD) including a gasoline service station and an automobile sales lot to 1) increase the total building square footage 2) relocate the gas pump island facilities and 3) permit a car wash, on a parcel of land lying on the South 175.00 feet of the North 225.00 feet of the West 200 feet of the East 253.00 feet of the Northwest 1/4 of Section 25, Township 43 South, Range 42 East, being located on the southwest corner of intersection of Okeechobee Boulevard (S.R. #704) and Military Trail (S.R. #809), is approved,

Commissioner Elmquist moved for approval of the Resolution.

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

| | | |
|------------------------|----|--------|
| KAREN T. MARCUS, CHAIR | -- | AYE |
| CAROL J. ELMQUIST | -- | AYE |
| CAROL ROBERTS | -- | ABSENT |
| CAROLE PHILLIPS | -- | AYE |
| MARY MCCARTY | -- | AYE |
| KEN FOSTER | -- | AYE |
| MAUDE FORD LEE | -- | AYE |

The Chair thereupon declared the resolution was duly passed and adopted this 10th day of September, 1991.

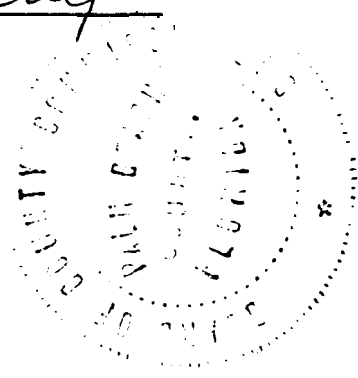
APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: *Robert Altier*

BY: *John Haverly*



91 1222