

ORIGINAL

RESOLUTION NO. R-91- 1716

RESOLUTION APPROVING ZONING PETITION NO. 91-39
REZONING PETITION OF WESTGATE COMMERCE III, INC.

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, have been satisfied; and

WHEREAS, Petition No. 91-39 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its Public Hearing conducted on August 29, 1991; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, 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 the 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, 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.

WHEREAS, Chapter 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 Petition No. 91-39, the petition of WESTGATE COMMERCE III, INC., BY KIERAN J. KILDAY, AGENT, for a REZONING FROM RH TO CG on a parcel of land lying on Lots 1 to 15, inclusive, and Lots 31 to 45, inclusive, Block 20, "WEST GATE ESTATES (NORTHERN SECTION)", Plat Book 8, Page 38, Section 30, Township 43 South, Range 43 East, LESS the Westerly 20.00 feet for additional right-of-way, and being located ON THE SE CORNER OF THE INTERSECTION OF WABASSO DR. AND GENESSEE AVE. , was approved on August 29, 1991, as advertised.

Commissioner Elmquist moved for approval of the Resolution.

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

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|------------------------|----|-----|
| Karen T. Marcus, Chair | -- | AYE |
| Carole Phillips | -- | AYE |
| Carol A. Roberts | -- | AYE |
| Carol J. Elmquist | -- | AYE |
| Mary McCarty | -- | AYE |
| Ken Foster | -- | AYE |
| Maude Ford Lee | -- | AYE |

The Chair thereupon declared the resolution was duly passed and adopted this 26th day of November, 1991.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY:


COUNTY ATTORNEY

BY:


DEPUTY CLERK