

RESOLUTION NO. R-94-1474

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 90-25.3
TO REVOKE THE SPECIAL EXCEPTION
FOR PROPERTY PREVIOUSLY GRANTED A SPECIAL EXCEPTION BY
RESOLUTION NO. R-90-1897
APPROVING THE PETITION OF SYNERGY GAS CORPORATION
PETITION NO. 90-25

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; and

WHEREAS, the notice and hearing requirements as provided for in Section 5.8 of the Palm Beach County Land Development Code have been satisfied; and

WHEREAS, pursuant to Section 5.8, Status Report SR 90-25.3 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on October 27, 1994; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR **90-25.3** and considered testimony presented by the applicant and other interested parties, and the recommendations of the various county review agencies; and

WHEREAS, Section 5.8 of the Palm Beach County Land Development Code authorizes the Board of County Commissioners to revoke Special Exceptions: 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; and
2. The property owner notified Palm Beach County that the Special Exception will not be utilized.

WHEREAS, Section 5.3 of the Land Development Code requires that the action of the Board of County Commissioners 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 90-25.3, to revoke the Special Exception previously granted by the approval of the petition of Synergy Gas Corporation, Petition No. 90-25, confirmed by the adoption of Resolution R-90-1897, for an existing private Utility service and accessory buildings and structures (propane storage), lying in a portion of Tract 1, in Block 67, the Palm Beach Farms Company Plat No. 3, in Plat Book 2, Pages 45 through 54 inclusive, more particularly described as follows: Beginning at a point on the west right-of-way line of State Road #7 which point is 420.00 feet south measured along said right-of-way line from the north line of Tract 1, Block 67, thence South along the west **right-**of-way line of State Road #7 a distance of 165.00 feet, thence west parallel to the north line of Tract 1 a distance of 528.00 feet, thence north parallel to the west right-of-way line of State Road #7, a distance of 165.000 feet, thence east parallel to the north line of Tract 1 to the Point of Beginning, less the right-of-way

for State Road 199, being located on the west side of U.S. 441 approximately 0.1 of a mile south of 150th Street South, in the AR-Agricultural Residential Zoning District, is approved.

Commissioner Newell moved for approval of the Resolution.

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

MARY MCCARTY, CHAIR	--	Aye
BURT AARONSON	--	Aye
KEN FOSTER	--	Aye
MAUDE FORD LEE	--	Aye
KAREN T. MARCUS	--	Aye
WARREN H. NEWELL	--	Aye
CAROL ROBERTS	--	Absent

The Chair thereupon declared the resolution was duly passed and adopted this 27th day of October, 1994.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: [Signature]

BY: [Signature]
DEPUTY CLERK

