

RESOLUTION NO. R-95- 523.1

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR **91-38**
TO REVOKE THE SPECIAL EXCEPTION
FOR PROPERTY PREVIOUSLY GRANTED A SPECIAL EXCEPTION BY
RESOLUTION NO. **R-92-348**
APPROVING THE PETITION OF WATERFRONT BUILDERS INC.
PETITION NO. **91-38**

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 **91-38** was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on April **27, 1995**; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR **91-38** and considered testimony, 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 requested the revocation of the Special Exception.

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 amended recommendation of Status Report No. SR **91-38**, to revoke the Special Exception previously granted by the approval of the petition of Waterfront Builders Inc., Petition No. **91-38**, confirmed by the adoption of Resolution **R-92-348**, which permitted an outdoor storage facility (excluding salvage yard) and a Contractors Equipment and Supply Storage Yard, on a parcel of land situated in Lot **46**, LESS the South **462** feet thereof, and LESS the North **36.3** feet thereof for Canal L-4 right-of-way, Block **5**, THE PALM BEACH FARMS COMPANY PLAT NO. **3**, recorded in Plat Book **2**, Page **45**, being located on the east side of Tall Pines Road, approximately **0.35** of a mile north of

Southern Boulevard, in the IL-Light Industrial Zoning District, approved.

Commissioner **Marcus** 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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| KEN FOSTER, CHAIR | <u>Absent</u> |
| BURT AARONSON | <u>Aye</u> |
| MAUDE FORD LEE | <u>Absent</u> |
| KAREN T. MARCUS | A y e |
| MARY MCCARTY | <u>Absent</u> |
| WARREN H. NEWELL | A y e |
| CAROL ROBERTS | A y e |

The Chair thereupon declared the resolution was duly passed and adopted this 27th day of April, 1995.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY COMMISSIONERS

BY: *[Signature]*

DOROTHY H. WILKEN

BY: *[Signature]*
DEPUTY CLERK

