

RESOLUTION NO. R-97- 971

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 89-118.5
TO REVOKE THE SPECIAL EXCEPTION
FOR PROPERTY PREVIOUSLY GRANTED A SPECIAL EXCEPTION BY
RESOLUTION NO. R-90-823
APPROVING THE PETITION OF OSIRIS RAMOS
PETITION NO. 89-118

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 89-118.5** was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on July 24, 1997; and

WHEREAS, the Board of County Commissioners has reviewed Status Report **SR 89-118.5** 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. The revocation of the special exception is consistent with the Palm Beach County Comprehensive Plan **and** with the Unified Land Development Code.
2. Palm Beach County, the property owner, does not wish to retain the Special Exception as the property is now designated **as** future right-of-way for Southern Boulevard on the Palm Beach County Thoroughfare Protection Plan

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 89-118.5**, to revoke the Special Exception previously granted by the approval of the petition of Osiris Ramos, Petition No. **89-118**, confirmed by the adoption of Resolution **R-90-823**, which granted a Special Exception to permit a commercial new **and used**, automobile, truck, motorcycle, mobile home, recreational vehicle, **sale** and rental **and repair** facilities and lots (auto service and **used car sales**), on a portion of Tract 74, Block 5, Palm Beach Farms Company Plat No. 3 Section 34, Township 43 South, Range 42 East in Plat Book 2, Page 46, lying North of the West Palm Beach Canal, less the right of way for State Road 80., being located **on the northwest corner**

of the intersection of Southern Boulevard (S.R. #80) and Tall Pines Road, in the CG-General Commercial District, is 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:

BURT AARONSON, CHAIRMAN	---	AYE
MAUDE FORD LEE, VICE CHAIR	---	ABSENT
KEN FOSTER	---	AYE
KAREN T. MARCUS	---	AYE
MARY MCCARTY	---	AYE
WARREN H. NEWELL	---	AYE
CAROL ROBERTS	---	AYE

The Chair thereupon declared the resolution was duly passed and adopted this²⁴ day of July, 1997.

APPROVED AS TO **FORM**
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS **BOARD** OF COUNTY
COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: *[Signature]*

BY: *Jean Hawerly*
DEPUTY CLERK

