

RESOLUTION NO. R-97-1298

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. CR 79-134B
TO REVOKE THE SPECIAL EXCEPTION
FOR PROPERTY PREVIOUSLY GRANTED A SPECIAL EXCEPTION BY
RESOLUTION NO. R-96-1005
**WHICH APPROVED THE PETITION OF
FLORIDA CHILD CARE PROPERTIES
PETITION NO. 79-134(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 5.8 of the Palm Beach County Land Development Code have been satisfied; and

WHEREAS, pursuant to Section 5.8, Status Report CR 79-134B was presented to the Board of County Commissioners of Palm Beach County, at a public hearing conducted on September 25, 1997; and

WHEREAS, the Board of County Commissioners has reviewed Status Report CR 79-134B 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 is consistent with the Palm Beach County Comprehensive Plan and with the Unified Land Development Code.
2. The property owner ~~has~~ not complied with condition number A.3. which required the completion of all site improvements required to conform with the certified site plan and conditions of approval, including but not limited to, paving, landscaping, and irrigation by August 1, 1997.
3. Palm Beach County has been notified that the school has closed and the property ~~has~~ been vacated.

~~WHEREAS~~ Section 5.3 of the Palm Beach County 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. CR 79-134B, to revoke the Special Exception previously granted by the approval of the petition of Florida Child Care Properties, Petition No. 79-134(B), confirmed by the adoption of Resolution R-96-1005, which granted a Conditional Use A for a private school, Elementary or Secondary (64 Children), on a ~~parcel~~ of land being a portion of Tract 57, FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION, No. 2, recorded in Plat Book 1, Page 102. Commencing at the Southeast corner of Section 25, Township 47 South, Range 41 East; thence Northerly along the East line of said Section 25, a distance of 330.00 feet; thence Westerly along a line which forms an angle of 89 degrees 32'26" to the left, with a prolongation of last described course, a distance of 1652.32

feet to a point on the North line of said Tract 57 and the POINT OF BEGINNING; thence Southerly along a line which forms an angle of 90 degrees 34'00" to the left with a prolongation of last described course, a distance of 315.17 feet to a point on the South line of said Tract 57; thence Westerly along the South line of said Tract 57 which forms an included angle of 89 degrees 26'30" with last described course a distance of 188.21 feet; thence Northerly along a line which forms an included angle of 90 degrees 33'30" with last described course, a distance of 315.19 feet to a point on the North line of said Tract 57; thence Easterly along the North line of said Tract 57, a distance of 138.21 feet to the POINT OF BEGINNING, being located on the south side of Sandalfoot Boulevard West at Sailfish Road, in the RM-Multiple Family Residential (Medium Density) Zoning District, is approved, .

Commissioner Marcus moved for approval of the Resolution.

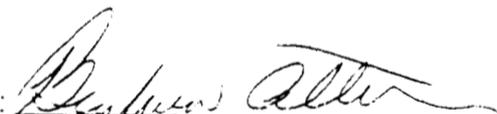
The motion was seconded by Commissioner Foster and, upon being put to a vote, the vote was as follows:

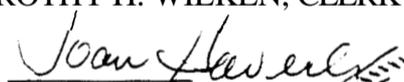
BURT AARONSON, CHAIRMAN	—	Aye
MAUDE FORD LEE, VICE CHAIR	—	Absent
KEN FOSTER	—	Aye
KAREN T. MARCUS	—	Aye
MARY MCCARTY	—	Absent
WARREN H. NEWELL	—	Aye
CAROL ROBERTS	—	Aye

The Chair thereupon declared the resolution was duly passed and adopted this 25 day of September, _____, 1997.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

BY: 
COUNTY ATTORNEY

DOROTHY H. WILKEN, CLERK
BY: 
DEPUTY CLERK

