

RESOLUTION NO. R-98- 867

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 81-197B
TO AMEND THE DEVELOPMENT ORDER
FOR PROPERTY PREVIOUSLY GRANTED A
DEVELOPMENT ORDER AMENDMENT BY
RESOLUTION NO. R-94-1674
APPROVING THE PETITION OF C.E.S.P., INC.
PETITION NO. 81-197B

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 81-197B was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on June 25, 1998; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR 81-197B 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 amend Development Order Amendments; and

WHEREAS, the Board of County Commissioners made the following findings of fact:

1. The Development Order Amendment is consistent with the Palm Beach County Comprehensive Plan.
2. The Development Order Amendment is consistent with the Palm Beach County Unified Land Development Code.
3. The additional square footage permitted by Resolution R-94-1674 does not comply with the Countywide Traffic Performance Standards.

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 81-197B, to approve a Development Order Amendment to delete the square footage previously granted by the approval of the petition of C.E.S.P., Inc., Petition No. 81-197B, confirmed by the adoption of Resolution R-94-1674, which approved an increase in square footage, on all of Tracts 132 and 18 and the west 112 of Tracts 12 and 19, Model Land Company's subdivision of Section 20, Township 44 South, Range 43 East, Palm Beach County, Florida, according to the plat thereof, recorded in Plat Boo 5, page 79, of the public records of Palm Beach County, Florida, less the north 40.00 feet of Tracts 12 and 13, and less the south 25.00 feet of Tracts 18 and 19, and further less the north 14.00 feet of the south 39.00 feet of Tract 18 and the west 1/2 of Tract 19. Subject to easements, reservations and rights-of-way of public record. This parcel contains 14.106

acres, being located on the north side of 10th Avenue North, approximately 600 feet east of Congress Avenue, in the Commercial High ~~Office~~ (CHO) Zoning 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 <i>CHAIR</i>	—	Aye
KEN FOSTER	—	Aye
KAREN T. MARCUS	—	Aye
MARY MCCARTY	—	Aye
WARREN H. NEWELL	—	Absent
CAROL ROBERTS	—	Aye

The Chair thereupon declared the resolution was duly passed and adopted this 25 day of June, 1998.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

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

DOROTHY H. WILKEN, CLERK

BY: *[Signature]*
COUNTY ATTORNEY

BY: *[Signature]*
DEPUTY CLERK

