

RESOLUTION NO. R-2004- 0005

RESOLUTION APPROVING RECOMMENDATION OF  
STATUS REPORT NO. SR 1989-069.9  
TO AMEND CONDITIONS OF APPROVAL OF RESOLUTION NO. R-90-586  
WHICH APPROVED THE SPECIAL EXCEPTION OF  
GRACE ROMA  
PETITION NO. 1989-069

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 SR 1989-069.9 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on January 8, 2004; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR 1989-069.9 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 add or modify conditions of approval; and

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

1. The current zoning is not consistent with the land use designation of the Palm Beach County Comprehensive Plan.
2. The amendment of conditions of approval is consistent with the Palm Beach County Comprehensive Plan and with the Unified Land Development Code.
3. With the amendment of conditions of approval, the zoning will be consistent with the Unified Land Development Code prior to the commencement of development.

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. SR 1989-069.9, to amend Conditions of Approval of Resolution No. R-90-586, the Special Exception of Grace Roma, Petition No. 1989-069, which approved a Special Exception to permit a Planned Office Business Park , property being legally described as Lots 114 to 125, inclusive, and the East 21.7 feet, of Lot 126; except that part taken for Lantana Road and less the South 40.00 feet thereof, Lake Osborne Subdivision, Hiatus Tract 37, Township 44 ½ South, Range 42 East, recorded in Plat Book 9, Pages 42 and 43, being located on the southwest corner of the intersection of Lantana Road (SR 812) and Lawrence Road. It is bounded on the south by Lake Worth Drainage District Lateral Canal No. 16, being located on the southwest corner of Lantana Road (SR #812) and Lawrence Road in the CS-Specialized Commercial Zoning District, is approved, subject to the following conditions:

1. All previously approved conditions of approval continue to apply unless expressly modified herein. (ONGOING)
2. Prior to the issuance of a building permit, the property shall be rezoned to a zoning district consistent with the land use designation of the Palm Beach County Comprehensive Plan. (BLDG PERMIT: MONITORING - Zoning)

Commissioner Masilotti moved for approval of the Resolution.

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


KAREN T. MARCUS, CHAIR	— Aye
TONY MASILOTTI, VICE CHAIRMAN	— Aye
JEFF KOONS	— Absent
WARREN H. NEWELL	— Aye
MARY MCCARTY	— Aye
BURT AARONSON	— Aye
ADDIE L. GREENE	— Aye

The Chair thereupon declared the resolution was duly passed and adopted this 8 day of January, 2004.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

BY: [Signature]  
COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS  
DOROTHY H. WILKEN, CLERK  
BY: [Signature]  
DEPUTY CLERK



Filed with the Clerk of the Board of County Commissioners on the 2 day of February, 2004.