

RESOLUTION NO. P- 80-395

RESOLUTION DENYING ZONING PETITION

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, the notice and hearing requirements as provided for in Chapter 402.5 of the Palm Beach County Zoning Code Ordinance No. 73-2 have been satisfied; and

WHEREAS, Petition No. 80-26 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 28 February 1980; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the applicant and other interested parties and the recommendations of the various county review agencies and the recommendations of the Planning Commission; and

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

1. The proposal would not be in harmony and compatible with the present and future development of the area concerned

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 28th day of February, 1980, that Petition No. 80-26 the petition of WTWV, INC., by Bob Nichols, Agent, for a SPECIAL EXCEPTION TO ALLOW A COMMERCIAL TELEVISION MICROWAVE TRANSMISSION TOWER on a parcel of land in Section 13, Township 41 South, Range 41 East, more particularly described as follows: that part of the Southwest 1/4 of the Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 and

that part of the Northwest 1/4 of the Northwest 1/4 of the Northeast 1/4 of the Southwest 1/4 of said Section 13, lying North of the North line of a 50 foot canal right-of-way therein, as recorded in Plat Book 24, page 7, and lying South of a line 330 feet North of and parallel to said North right-of-way line whose bearing is assumed to be North 89°57'50" East and said 330 feet is measured along a line with bearing North 0°58'49" East; Subject to a road easement for ingress and egress along the Northerly 30 feet thereof and also subject to a drainage easement over the West 30.0 feet thereof. Said property located on the south side of Sandy Run, approximately .2 mile east of Heagerty Drive in an AG-Agricultural District, was denied as advertised.

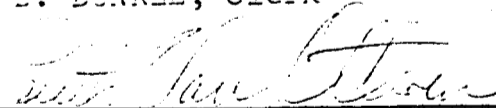
Commissioner Evatt, moved for denial of the petition. The motion was seconded by Commissioner Foster, and upon being put to a vote, the vote was as follows:

Dennis Koehler, Chairman	-	Absent
Frank Foster, Vice Chairman	-	Aye
Bill Bailey, Member	-	No
Norman R. Gregory, Member	-	Absent
Peggy B. Evatt, Member	-	Aye

The foregoing resolution was declared duly passed and adopted this 18th day of March, 1980, confirming action of 28 February 1980'.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: 
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY.


County Attorney

