

RESOLUTION NO. R-84-1318

RESOLUTION DENYING ZONING PETITION 84-78, Special Exception

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. 84-78 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 29th of June 1984; 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 proposed recreational activity would be incompatible with the established residential uses to the south and west.
2. Variance relief would be necessary to permit the proposed facility.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this the 29th of June 1984, the petition of R.W. SILC, TRUSTEE, By Kieran J. Kilday, Agent, for the SPECIAL EXCEPTION TO ALLOW A RECREATIONAL FACILITY on the South 240 feet of the North 1120 feet of the East 1/2 of the Northeast 1/4 of the Northeast 1/4 of Section 7, Township 44 South, Range 43 East, less the South 74.09 feet of the East, 158.0 feet thereof, and less right-of-way of Congress Avenue. Said property located on the west side of Congress Avenue (S.R.802) approximately 0.5 mile south of Summit Boulevard was denied, with prejudice, as advertised.

Commissioner Koehler, moved for denial of the petition. The motion was seconded by Commissioner Evatt and upon being

put to a vote, the vote was as follows:

Ken Spillias, Chairman	--	ABSENT
Dorothy Wilkens, Vice Chairman	--	AYE
Peggy Evatt, Member	--	AYE
Dennis P. Koehler, Member	--	AYE
Bill Bailey, Member	--	RAY

The foregoing resolution was declared duly passed and adopted this day of *September 11, 1984* confirming action of the 29th of June 1984.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK-

BY: *Marlene Harris*
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

Charles H. ...
County Attorney