

RESOLUTION NO. R-85-1279

RESOLUTION AMENDING RESOLUTION NO. R-85-316  
RESOLUTION APPROVING ZONING PETITION OF FRANK POMA,  
PETITION NO. 84-146

WHEREAS, Frank Poma petitioned the Palm Beach County Planning Commission and the Board of County Commissioners, sitting as the final zoning authority, on November 8, 1984 and November 29, 1984, respectively, for the Special Exception to allow a Planned Unit Development including a Private Landing Strip, Horse Breeding and Training Farm, Feed and Grain Store, Private Stables and Riding Club and Removal of Muck, Sand, Rock, Shell, Soil or other extractive materials on Parcel A, and the further Special Exception **to** allow a Private Landing Strip, on a parcel **of** land located **on** the North side of West Atlantic Avenue (Delray West Road) approximately .2 mile west of U.S. Highway 441 (S.R. 7) and

WHEREAS, Resolution No. R-85-316, adopted February 19, 1985, confirming the action of the Board **of** County Commissioners sitting as the final zoning authority on November 29, 1984, attached hereto and made a part hereof, inadvertently contained an error **in** the Special Exception Request, and

WHEREAS, the Special Exception Request of said zoning resolution, read as follows:

TO ALLOW A planned unit development INCLUDING A PRIVATE LANDING STRIP, HORSE BREEDING AND TRAINING FARM, FEED AND GRAIN STORE, PRIVATE STABLES AND RIDING CLUB AND REMOVAL **OF** MUCK, SAND, ROCK, SHELL, SOIL OR OTHER EXTRACTIVE MATERIALS ON PARCEL "A" AND THE FURTHER SPECIAL EXCEPTION **TO** ALLOW A PRIVATE LANDING STRIP

WHEREAS, the Special Exception Request of said zoning resolution should have read:

TO ALLOW A PRIVATE LANDING STRIP, HORSE BREEDING AND TRAINING FARM, FEED AND GRAIN STORE, PRIVATE STABLES AND RIDING CLUB AND REMOVAL **OF** MUCK, SAND, ROCK, SHELL, SOIL OR OTHER EXTRACTIVE MATERIALS **ON** PARCEL "A".

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS **OF** PALM BEACH COUNTY, FLORIDA, THAT:

1. The foregoing recitals are hereby affirmed and ratified,
2. The Special Exception Request **of** Resolution **No.** R-85-316 is amended.

The foregoing resolution was offered by Commissioner Marcus who moved for its adoption. The motion was seconded by Commissioner Wilken, and upon being put to a vote, the vote was as follows:

Kenneth M. Adams, Chairman	- Aye
Karen T. Marcus, Vice Chairman	- Aye
Ken Spillias, Member	- Aye
Jerry L. Owens, Member	- Absent
Dorothy Wilken, Member	- Aye

The Chairman thereupon declared the resolution duly passed and adopted this 20th day of August, 1985.

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

JOHN B. DUNKLE, CLERK

BY: Juan Gray Ellington

APPROVED AS TO FORM  
FOR LEGAL SUFFICIENCY

Juan Gray Ellington  
County Attorney  
County Attorney

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be made available for commercial purposes or to the general public .  
There shall be no advertising of the tack and feed store.

13. From Parcel B of the subject petition, the developer/property owner shall reserve 384 feet of right-of-way for the proposed University Parkway through the project's limits plus the proposed right-of-way required for the interchange with Delray West Road per the County Engineer's approval. Palm Beach County shall provide the exact alignment within six (6) months of special exception approval.

14. Excavation shall be limited to the area shown as the lake on the Site plan approved by the Board of County Commissioners. The depth of excavation shall not exceed 12 feet below natural grade.

Commissioner Owens , moved for approval of the petition. The motion was seconded by Commissioner Adams , and upon being put to a vote, the vote was as follows:

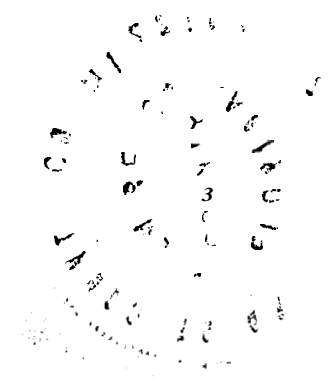
Ken Spillias, Chairman	--	ABSENT
Dorothy Wilkens, Vice Chairman	--	AYE
Karen T. Marcus, Member	--	ABSENT
Jerry L. Owens, Member	--	AYE
Kenneth M. Adams, Member	--	AYE

The foregoing resolution was declared duly passed and adopted this day of FEB 19 1985 confirming action of the 29st of November 1984 .

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Patricia S. Wear  
Deputy Clerk



APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

Sandy Sprague  
County Attorney