

RESOLUTION NO. R- 88-179

RESOLUTION WITHDRAWING ZONING PETITION S86-43

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. S86-43 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on November 18, 1986 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. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA that: Petition No. S86-43, the petition of the Board of County Commissioners, by Karen T. Marcus, Chairman, for rezoning from CG-General Commercial Zoning District to RH-Multiple Family Residential Zoning District on the North 575 feet of the South 656 feet of the West 396 feet of the East 446 feet of the Southwest 1/4 of Section 23, Township 43 South, Range 42 East, Palm Beach County, Florida. TOGETHER WITH a non-exclusive easement for ingress and egress over the North 50 feet of the South 131 feet of the West 1607 feet of the East 2053 feet of said Southwest 1/4 to provide access to and from the West boundary of the above described land, to and from the West boundary of the road known as West drive. RESERVING, HOWEVER, an easement for utility purposes over the South 40 feet of the North 65 feet of the above described land being conveyed herein. SUBJECT TO: Agreements, resolutions, easements, reservations and restrictions of record, specifically including the Agreement with Lake Worth Drainage District in Official Record Book 1160, page 234, Public Records of Palm Beach County, Florida; real estate taxes for 1978 and subsequent years; and zoning and/or restrictions and prohibitions imposed by governmental authority, located on the north side of Okeechobee Boulevard, approximately 1.3 miles west of Haverhill Road, was withdrawn, without prejudice.

A motion to withdraw, without prejudice, Petition No. 586-43 was offered by Commissioner Owens, who moved its adoption. The motion was seconded by Commissioner Adams, and upon being put to a vote, the vote was as follows:

Kenneth M. Adams	Aye
Karen T. Marcus	Aye
Ken Spillias	Aye
Jerry L. Owens	Aye
Dorothy Wilken	Absent

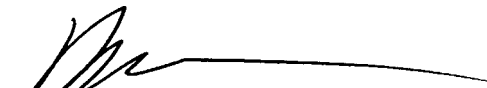
The Chair thereupon declared the resolution duly passed and adopted this 2nd day of FEBRUARY, 1988 confirming action of November 18, 1986.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN E. DUNKLE, CLERK

BY: James J. Hardy
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY


County Attorney