

RESOLUTION NO. R-89-719

RESOLUTION DENYING ZONING PETITION NO. 88-96
PETITION OF THE SALVATION ARMY

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. 88-96 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on August 25, 1988; and

WHEREAS, the Board of County Commissioners, pursuant to the criteria set forth in the Zoning Code of Palm Beach County, Florida, Sections 102 and 402.2, 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 not consistent with the requirements of the Comprehensive Plan and local land development regulations.
2. This proposal is adverse to the public interest.
3. This proposal will not promote, protect or improve the public health, safety or general welfare.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 88-96, the petition of SALVATION ARMY, Donald Small, Agent, for a REZONING FROM CG-GENERAL COMMERCIAL ZONING DISTRICT, IN PART, RH-MULTIPLE FAMILY RESIDENTIAL ZONING DISTRICT (HIGH DENSITY), IN PART, AND CN-NEIGHBORHOOD COMMERCIAL ZONING DISTRICT, IN PART, ENTIRELY TO CG-GENERAL COMMERCIAL ZONING DISTRICT on a parcel of land including all of Lots 1 through 23, all of Lots 31 through 41 (Less the South 10 feet thereof) and all of Lots 51 through 56, -Block 36, according to the Plat of West Gate Estates in Section 30, Township 43 South, Range 43 East, as recorded in Plat Book 8, Page 38, being located on the southeast corner of the intersection of Westgate Avenue and Loxahatchee Drive, bounded by Nokomis Avenue, was denied, with prejudice.

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

Carol A. Roberts	--	Aye
Carol J. Elmquist	--	Aye
Karen T. Marcus	--	Aye
Dorothy Wilken	--	Absent
Jim Watt	--	Aye

The foregoing resolution was declared duly passed and adopted this 25th day of April, 1989 confirming action of August 25, 1988.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

BY:


COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY 
DEPUTY CLERK

