

RESOLUTION NO. R-89- 901

RESOLUTION DENYING ZONING PETITION NO. 88-16
SPECIAL EXCEPTION PETITION OF FLORIDA POWER AND LIGHT COMPANY

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. 88-16 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on February 29, 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, 200.2 (Special Exception), 402.2 and 402.2A, 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 proposed use is not consistent with the residential character of the area.
3. This proposal creates concerns about the health and safety of the surroundings.
4. This proposal is adverse to the public interest.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 88-16, the petition of FLORIDA POWER AND LIGHT COMPANY, Charles D. West, Agent, for a SPECIAL EXCEPTION TO PERMIT A PUBLIC AND PRIVATE UTILITY SERVICES AND ACCESSORY BUILDINGS AND STRUCTURES (ELECTRIC POWER AND LIGHT SUBSTATION) on a parcel of land lying in eight parcels of land, know as Tracts A-275 through A-278 and A-297 through A-300, lying and being in Section 11, Township 43 South, Range 41 East more particularly described as follows:

Tract A-275, East 1/2 of Northwest 1/4 of Southeast 1/4 of Southeast 1/4 of Northwest 1/4 and Tract A-276, West 1/2 of Northwest 1/4 of Southeast 1/4 of Southeast 1/4 of Northwest 1/4, and Tract A-277, East 1/2 of Northeast 1/4 of Southwest 1/4 of Southeast 1/4 of Northwest 1/4, and Tract A-278, West 1/2 of Northeast 1/4 of Southwest 1/4 of Southeast 1/4 of Northwest 1/4, and Tract A-297, North 1/2 of Southwest 1/4 of Northwest 1/4 of Southeast 1/4 of Northwest 1/4, and Tract A-298, South 1/2 of Southwest 1/4 of Northwest 1/4 of Southeast 1/4 of Northwest 1/4, and Tract A-299, West 1/2 of Southeast 1/4 of Northwest 1/4 of Southeast 1/4 of Northwest 1/4, and tract A-300, East 1/2 of Southeast 1/4 of Northwest 1/4 of Southeast 1/4 of Northwest 1/4, all Tracts lying and being in Section 11, Township 43 South, Range 41 East, located on the south side of 46th Place North, approximately .1 mile east of Royal Palm Beach Boulevard, in an AR-Agricultural Residential Zoning District, was denied, with prejudice.

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

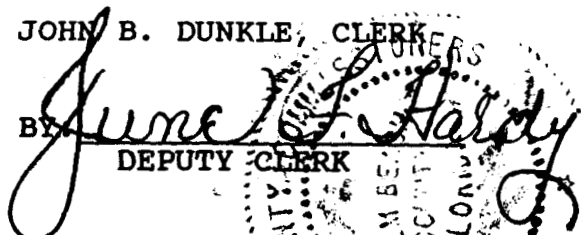
Carol A. Roberts	--	Aye
Carol J. Elmquist	--	Absent
Karen T. Marcus	--	Aye
Dorothy Wilken	--	Aye
Kenneth M. Adams	--	Absent

The foregoing resolution was declared huly passed and adopted this 23rd day of May, 1989 confirming action of February 29, 1988.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

BY: 
COUNTY ATTORNEY

JOHN B. DUNKLE, CLERK
BY: 
DEPUTY CLERK

