

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 88-68
TO REVOKE THE SPECIAL EXCEPTION
FOR PROPERTY PREVIOUSLY GRANTED A SPECIAL EXCEPTION BY
RESOLUTION NO. R-89-735
APPROVING THE PETITION OF BOCA COMMERCE PARK, INC.
PETITION NO. 88-68

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, systematic monitoring and review of approved zoning actions help implement the goals and objectives of the Comprehensive Plan.

WHEREAS, the notice and hearing requirements as provided for in Section 402.9 of the Palm Beach County Zoning Code have been satisfied; and

WHEREAS, pursuant to Section 402.9, Status Report SR 88-68 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at a public hearing conducted on June 27, 1991; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, has reviewed Status Report SR 88-68 and considered testimony presented by the applicant and other interested parties, and the recommendations of the various county review agencies; and

WHEREAS, Section 402.9 of the Palm Beach County Zoning Code authorizes the Board of County Commissioners, sitting as the Zoning Authority, to revoke Special Exceptions; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, made the following findings of fact:

1. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations; and
2. The property owner has requested that the Special Exception be revoked.

WHEREAS, Section 402.5 of the Zoning Code requires that the action of the Board of County Commissioners, sitting as the Zoning Authority, be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that the recommendation of Status Report No. SR 88-68, to revoke the Special Exception previously granted by the approval of the petition of Boca Commerce Park, Inc., Petition No. 88-68, which permitted a restaurant and lounge, on Tract 8, of Florida Fruit Lands Co., 's subdivision No. 2 of Section 1, Township 47 South, Range 41 East, as recorded in Plat Book 1, Page 102, lying West of the Right-of-Way line of U.S. 441 (SR 7), being located on the west side of State Road #7 (U.S. #441) approximately 0.4 of a mile North of Yamato Road, is approved,

R91 1224.

Commissioner Elmquist moved for approval of the Resolution.

The motion was seconded by Commissioner McCarty and, upon being put to a vote, the vote was as follows:

KAREN T. MARCUS , CHAIR	--	AYE
CAROL J. ELMQUIST	--	AYE
CAROL ROBERTS	--	ABSENT
CAROLE PHILLIPS	--	AYE
MARY MCCARTY	--	AYE
KEN FOSTER	--	AYE
MAUDE FORD LEE	--	AYE

The Chair thereupon declared the resolution was duly passed and adopted **this 10th** day of **September**, 1991.

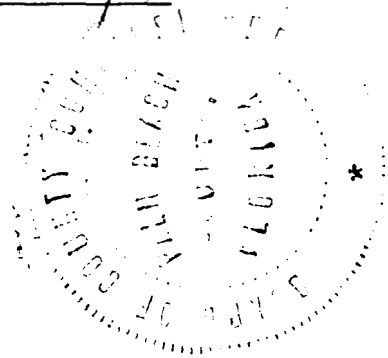
APPROVED AS TO FORM
AND **LEGAL SUFFICIENCY**

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: *Richard Altman*

BY: *Joan Haverly*



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