

**RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. CR 91-44/E2.3
TO REVOKE THE SPECIAL EXCEPTION
FOR PROPERTY PREVIOUSLY GRANTED A SPECIAL EXCEPTION BY
RESOLUTION NO. R-92-349
WHICH APPROVED THE PETITION OF
SOUTHEASTERN PUBLIC SERVICE COMPANY
PETITION NO. 91-44**

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 5.8 of the Palm Beach County Land Development Code have been satisfied; and

WHEREAS, pursuant to Section 5.8, Status Report CR 91-44/E2.3 was presented to the Board of County Commissioners of Palm Beach County, at a public hearing conducted on October 28, 1993; and

WHEREAS, the Board of County Commissioners has reviewed Status Report CR 91-44/E2.3 and considered testimony presented by the applicant and other interested parties, and the recommendations of the various county review agencies; and

WHEREAS, Section 5.8 of the Palm Beach County Land Development Code authorizes the Board of County Commissioners to revoke Special Exceptions and impose entitlement restrictions; 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; and
2. The special exception revocation is pursuant to the request made in a letter dated September 23, 1993 from Gilbert L. Bieger, Senior Vice President for Southeastern Public Service Company, the parent company of both Wright & Lopez of Florida, and Public Gas Company.

WHEREAS, Section 5.3 of the Palm Beach County Land Development Code requires that the action of the Board of County Commissioners 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. CR 91-44/E2.3, to revoke the Special Exception previously granted by the approval of the petition of Southeastern Public Service Company, Petition No. 91-44, confirmed by the adoption of Resolution R-92-349, which allowed bulk storage of gas and oil, on a lease parcel of land lying in the West 309.34 feet of the East 611.88 feet of the North 575.93 feet of the South 600.93 feet of Tract 6, Block 8, PALM BEACH FARMS COMPANY, PLAT NO. 3, Section 31, Township 43 South, Range 42 East, EXCEPTING the South 25.00 feet thereof for road right-of-way purposes, being located on the north side of Fairgrounds Road

North, approximately 0.05 of a mile east of State Road 7, in the IG-General Industrial Zoning District, is approved.

Commissioner Marcus moved for approval of the Resolution.

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

MARY MCCARTY, CHAIR	--	Absent
BURT AARONSON	--	Aye
KEN FOSTER	--	Aye
MAUDE FORD LEE	--	Aye
KAREN T. MARCUS	--	Aye
WARREN H. NEWELL	--	Aye
CAROL ROBERTS	--	Absent

The Chair thereupon declared the resolution was duly passed and adopted this 28th day of October, 1993.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

BY:



PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY:


DEPUTY CLERK

