

RESOLUTION NO. R-94- 6

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 89-131
TO REZONE PROPERTY PREVIOUSLY REZONED BY
RESOLUTION NO. R-90-856
APPROVING THE PETITION OF JOHN TOLLINER
PETITION NO. 89-131

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; and

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 SR 89-131 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on August 30, 1993; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR 89-131 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 Land Development Code authorizes the Board of County Commissioners to rezone property: and

WHEREAS, the Board of County Commissioners made the following findings of fact:

1. The existing CG-General Commercial Zoning District is not consistent with the Palm Beach County Comprehensive Plan.
2. The CC-Community Commercial Zoning District is consistent with the Palm Beach County Comprehensive Plan.

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. SR 89-131, to rezone the property to the CC-Community Commercial District, which was previously rezoned to the CG-General Commercial Zoning District by the approval of the petition of John Tolliner, Petition No. 89-131, confirmed by the adoption of Resolution R-90-856, on Lot 7, Block 1, Palm Beach Ranches, the North $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 10, Township 45 south, Range 42 East, except the North 56.00 feet and the West 40.00 feet for road and canal purposes, being located on the

southeast corner of the intersection of Hypoluxo Road and Jog Road, is approved.

Commissioner Roberts moved for approval of the Resolution.

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

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

The Chair thereupon declared the resolution was duly passed and adopted this 3rd day of January, 1994.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS

BY: *Robert Olt*

DOROTHY H. WILKEN, CLERK BY: *Jana* DEPUTY CLERK

