

RESOLUTION NO. R-94- 215

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 91-26
TO REZONE PROPERTY PREVIOUSLY REZONED BY
RESOLUTION NO. R-91-1714
APPROVING THE PETITION OF
SCHICKENANZ BROTHERS PALM BEACH, LTD.
PETITION NO. 91-26

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 91-26 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on February 24, 1994; and

WHEREAS, the Board of County Commissioners has reviewed Status Report **SR** 91-26 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. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations; and
2. The rezoning will eliminate an inconsistency 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 91-26, to rezone the property to the RM-Multiple Family Residential (Medium Density) Zoning District, which was previously rezoned to the IL-Light Industrial Zoning District by the approval of the petition of Schickedanz Brothers Palm Beach, Ltd., Petition No. 91-26, confirmed by the adoption of Resolution R-91-1714, on the South $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 25, Township 43 South, Range 42 East, subject to easements, restrictions, reservations and rights-of-way of record, being located on the west side of **Westgate** Avenue outfall, approximately 0.2 of a mile south of **Westgate** Avenue Extension, bound on the

south by Lake Worth Drainage District Lateral Canal No. 2, is approved.

Commissioner Newell moved for approval of the Resolution.

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

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

The Chair thereupon declared the resolution was duly passed and adopted this 24th day of February, 1994.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS

BY: *Richard Altier*

DOROTHY H. WILKEN, CLERK

BY: *Jana M. Blair*
DEPUTY CLERK

