

RESOLUTION APPROVING RECOMMENDATION OF
 STATUS REPORT NO. SR 89-95.6
 TO REVOKE THE SPECIAL EXCEPTION
 FOR PROPERTY PREVIOUSLY GRANTED A SPECIAL EXCEPTION BY
 RESOLUTION NO. R-90-361
 APPROVING THE PETITION OF VANNOY AND CHRISTINA BANKS
 PETITION NO. 89-95

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 89-95.6 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on February 27, 1997; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR 89-95.6 and considered testimony, 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

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

1. The revocation of the Special Exception is consistent with the Palm Beach County Comprehensive Plan and Unified Land Development Code.
2. The approved project does not meet the Countywide Traffic Performance Standards.
3. The special exception has not been utilized since it was approved seven years ago.
4. The property owner has not complied with condition number 14 of Resolution R-90-361 which was first due on February 1, 1990.

WHEREAS, Section 5.3 of the 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 89-95.6, to revoke the Special Exception previously granted by the approval of the petition of Vannoy and Christina Banks, Petition No. 89-95, confirmed by the adoption of Resolution R-90-361, which approved a special exception to permit a place of worship and accessory buildings and structures, and a day care center (maximum 100 children), on a parcel of land commencing at the Southeast corner of Section 14, Township 43 South, Range 42 East, thence, North 89 Degrees 58' 43" West, along the South line of said Section 14, a distance of 308.01 feet to a point; thence, North 00 Degrees 05'

19" West, a distance of 671.08 feet to the Point of Beginning; thence, continue North 00 Degrees 05' 19" West, a distance of 335.54 feet to a point; thence, North 89 Degrees 54' 03" East, a distance of 257.52 feet to a point on the West right of way line of Haverhill Road as now laid out and in use; thence, South 00 Degrees 07' 06" East, along the said West right of way line, a distance of 335.72 feet to a point; thence, South 89 Degrees 56' 28" West, a distance of 257.67 feet to the Point of Beginning, subject to an easement for ingress and egress over the North 30.00 feet thereof; and located on the southwest corner of the intersection of Haverhill Road and Horseshoe Circle North., being located on the southwest corner of the intersection of Haverhill Road and Horseshoe Circle North, in the RS-Single Family Residential Zoning District, is approved.

Commissioner Foster 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:

BURT AARONSON, CHAIRMAN	—	AYE
MAUDE FORD LEE, VICE CHAIR	—	ABSENT
KEN FOSTER	—	AYE
KAREN T. MARCUS	—	ABSENT
MARY MCCARTY	—	AYE
WARREN H. NEWELL	—	AYE
CAROL ROBERTS	—	ABSENT

The Chair thereupon declared the resolution was duly passed and adopted this 27 day of February, 1997.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

BY: *Dorothy H. Wilken*

DOROTHY H. WILKEN, CLERK
BY: *Joan Haverly*
DEPUTY CLERK

