

RESOLUTION NO. R-88-1562

RESOLUTION DENYING ZONING PETITION NO. 84-37(A)
SPECIAL EXCEPTION PETITION OF WILLIAM A. CHAMBERLAIN

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, the notice and hearing requirements as provided for in Chapter 402.5 of the Palm Beach County Zoning Code Ordinance No. 73-2 have been satisfied; and

WHEREAS, Petition No. 84-37(A) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on August 27, 1987; and

WHEREAS, the Board of County Commissioners pursuant to the criteria set forth in the Zoning Code of Palm Beach County, Florida, Sections 102, 200.2 (Special Exception), 402.2A, 500.13, and 610, has considered the evidence and testimony presented by the applicant and other interested parties and the recommendations of the various county review agencies and the recommendations of the Planning Commission; and

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

1. A portion of this property is within the City of Delray Beach, outside of the jurisdiction of the County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 84-37(A), the petition of WILLIAM A. CHAMBERLAIN, by Beril Kruger, Agent, for a SPECIAL EXCEPTION TO AMEND AND EXPAND THE SITE PLAN FOR A COMMERCIAL NEW AND USED AUTOMOBILE, TRUCK, RECREATIONAL VEHICLE SALE AND RENTAL AND REPAIR FACILITY AND LOT PREVIOUSLY APPROVED UNDER ZONING PETITION NO. 84-37 ON MARCH 29, 1984 TO (1) INCREASE THE BUILDING SQUARE FOOTAGE, AND (2) INCREASE THE LAND AREA BY 3.9 ACRES, on Lots 10 thru 21 inclusive; Lots 22 thru 25 inclusive, LESS the East 2.00 feet; South 1/2 of Lot 26, LESS the East 2.00 feet, Block 13, Del Raton Park, in Section 29, Township 46 South, Range 43 East as recorded in Plat Book 14, Page 9, ALSO that portion of the alley abutting Lots 21, 22, 23, 24 and 25 and the South 1/2 of Lots 26, Block 13, and the East 1/2 of that portion of the alley abutting Lots 6, 7, 8, 9, 10 and the South 1/2 of Lot 5, Block 13, Del Raton Park, as recorded in Plat Book 14, Page 9, abandoned Alleys as

recorded in Palm Beach County Official Record Book 2965, Pages 1779 thru 1782, November 29, 1978. ALSO Lots 31 thru 42, inclusive, Lots 27 thru 30, inclusive, LESS the East 2.00 feet; North 1/2 of Lot 26, LESS the East 2.00 feet; Block 13, Del Raton Park, as recorded in Plat Book 14, Page 9, ALSO That portion of the alley abutting the North 1/2 of Lot 26 and Lots 27, 28, 29 and 30, Block 13 and the East 1/2 of that portion of the alley abutting Lot 42, Block 13, Del Raton Park, as recorded in Plat Book 14, Page 9, ALSO Lots 24 thru 46, inclusive, Block 2, Lots 1 thru 10, inclusive, Block 14 and Lots 1 thru 9, inclusive, Block 13, Del Raton Park, according to the plat thereof recorded in Plat Book 14 at Page 9, and the West 1/2 of the abandoned alley Right-Of-Way lying adjacent to said Lots 1 thru 9, Block 13 and said Lots 1 through 10, Block 14, ALSO That part of the Right-Of-Way for Dixie Boulevard as shown on the plat of Del Raton Park: thence Northerly, along the West line of Blocks 13 and 14, 562.50 feet to the centerline of Avenue F; thence Westerly, at right angles and along said centerline, 80.0 feet to the Northeast corner of Lot 24, Block 2 of said plat of Del Raton Park, thence Southerly, at right angles and along the East line of said Block 2, 575 feet to the Southeast corner of Lot 46, Block 2, thence Easterly, 80.97 feet to the said POINT OF BEGINNING, located on the west side of U.S. Highway No. 1 (SR 5) and bounded on the north by Avenue G, on the south by La-Mat Avenue, and on the west by Dixie Highway in a CG-General Commercial Zoning District, was denied, without prejudice.

Commissioner Marcus moved for denial, without prejudice, of the petition. The motion was seconded by Commissioner Wilken and upon being put to a vote, the vote was as follows:

Carol A. Roberts	--	Absent
Carol J. Elmquist	--	Aye
Karen T. Marcus	--	Aye
Dorothy Wilken	--	Aye
Kenneth M. Adams	--	Aye

The foregoing resolution was declared duly passed and adopted this 27th day of September, 1988 confirming action of August 27, 1987.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

BY: _____

COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: _____

DEPUTY CLERK

Petition No. 84-37(A)

