

Supreme Court of Florida

ORIGINAL

No. 82,038

O'CONNOR DEVELOPMENT CORPORATION,

Petitioner,

v.

LEON COUNTY, Respondent.

[January 20, 1994]

MCDONALD, J.

We accepted jurisdiction of Board of County Commissioners v. Monticello Drug Co, 619 So. 2d 361 (Fla. 1st DCA 1993), because a portion of that opinion conflicts with Snyder v. Board of County Commissioners, 595 So. 2d 65 (Fla. 5th DCA 1991). In reviewing Snyder, we adopted a standard of review regarding zoning controversies contrary to that adopted in the opinion below. Board of County Commissioners v. Snyder, 18 Fla. L. Weekly S522 (Fla. Oct. 7, 1993). We therefore quash the opinion

under review and remand for further consideration in light of our opinion in Snyder.

It is so ordered.

BARKETT, C.J., and OVERTON, SHAW, GRIMES, KOGAN and HARDING, JJ., concur.

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING MOTION AND, IF FILED, DETERMINED.

Application for Review of the Decision of the District Court of
Appeal - Direct Conflict of Decisions
First District - Case No. 92-946

M. Stephen Turner and David K. Miller of Broad and Cassel,
Tallahassee, Florida; and W. Taylor Moore, Tallahassee, Florida,
for Petitioner

David La Croix, Tallahassee, Florida,
for Respondent