

RESOLUTION REVOKING RESOLUTION R-95-1321.4
AFFIRMING THE ADMINISTRATIVE ABANDONMENT
OF ZONING PETITION VDB1995-046

WHEREAS, the Board of County Commissioners, as the governing body of Palm Beach County, Florida, pursuant to the authority vested in Chapters 125 and 163, Florida Statutes, is authorized and empowered to consider petitions related to zoning; and

WHEREAS, Zoning Petition VDB1995-046 was presented to the Board of County Commissioners at a public hearing on September 28, 1995; and

WHEREAS, Resolution R-95-1321.4 approving this petition was adopted by the Board of County Commissioners on September 28, 1995; and

WHEREAS, the Zoning Director has determined the request to administratively abandon the development order, as provided for in Article 5 (Development Review Procedures) of the Palm Beach County Unified Land Development Code (Ordinance 92-20, as amended), meets the requirements contained therein; and

WHEREAS, the Zoning Director has administratively abandoned the development order, as provided for in Article 5 (Development Review Procedures) of the Palm Beach County Unified Land Development Code (Ordinance 92-20, as amended); and

WHEREAS, the Zoning Director presented the abandonment of the development order to the Board of County Commissioners for ratification on February 28, 2002; and

WHEREAS, Article 5, Section 5.3.D.9 (Action by Board of County Commissioners) of the Palm Beach County Unified Land Development Code requires that 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 Resolution R-95-1321.4, approving Zoning Petition VDB1995-046, the petition of Gary Rosekowski, by Kieran Kilday, agent, for a Voluntary Density Bonus to allow for 17 units is hereby revoked.

Commissioner Marcus moved for the approval of the Resolution.

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

Warren H. Newell, Chairman	-	Aye
Carol A. Roberts, Vice Chair	-	Absent
Karen T. Marcus	-	Aye
Mary McCarty	-	Aye
Burt Aaronson	-	Aye
Tony Masilotti	-	Absent
Addie L. Greene	-	Aye

The Chair thereupon declared that the resolution was duly passed and adopted on February 28, 2002.

Filed with the Clerk of the Board of County Commissioners on 12 day of March, 2002.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS
DOROTHY H. WILKEN, CLERK

BY: 
COUNTY ATTORNEY

BY: 
DEPUTY CLERK

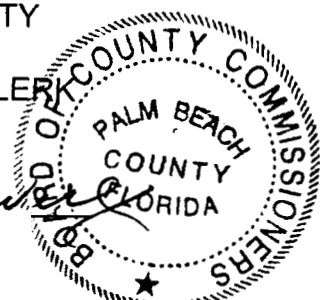


EXHIBIT A
LEGAL DESCRIPTION

LOTS A, B, C, D AND E, BLOCK 90, PLAT OF PALM BEACH FARMS COMPANY PLAT NO 7, AS RECORDED IN PLAT BOOK 5, PAGE 72, PALM BEACH COUNTY, FLORIDA, LESS THE FOLLOWING DESCRIBED PARCEL:

A STRIP OF LAND 106 FEET IN WIDTH FOR ROAD RIGHT-OF-WAY PURPOSES LYING 53 FEET EACH SIDE OF, MEASURED AT RIGHT ANGLES TO THE FOLLOWING DESCRIBED CENTERLINE RUNNING THROUGH LOTS D AND E, LESS THE SOUTH 40 FEET THEREOF, BLOCK 90, ACCORDING TO THE PLAT OF PALM BEACH FARMS COMPANY, PLAT NO 7, AS RECORDED IN PLAT BOOK 5 AT PAGE 72, PALM BEACH COUNTY PUBLIC RECORDS, SAID CENTERLINE MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE CENTERLINE OF MELALEUCA LAND AND THE CENTERLINE OF DAVIS ROAD AS LAID OUT AND IN USE IN PALM BEACH FARMS COMPANY, PLAT NO. 7, OF SECTION 30, TOWNSHIP 44 SOUTH, RANGE 43 EAST; THENCE RUN SOUTH 86 DEGREES, 57 MINUTES 10 SECONDS EAST ALONG SIAD CENTERLINE OF MELALEUCA LANE A DISTANCE OF 288.72 FEET TO A POINT, SIAD POINT BEING THE BEGINNING OF A CURVE, CONCAVE TO THE NORTH HAVING A CENTRAL ANGLE OF 47 DEGREES 09 MINUTES 38 SECONDS LEFT, AND A RADIUS OF 818.51 FEET, RUN ALONG THE ARC OF SAID CURVE A DISTANCE OF 678.72 FEET TO THE END OF SAID CURVE; THENCE RUN NORTH 45 DEGREES, 53 MINUTES 12 SECONDS EAST, A DISTANCE OF 962.72 FEET TO A POINT, SAID POINT BEING THE BEGINNING OF A CURVE CONCAVE TO THE SOUTH HAVING A CENTRAL ANGLE OF 47 DEGREES 00 MINUTES 00 SECONDS RIGHT AND A RADIUS OF 818.51 FEET, RUN ALONG THE ARC OF SAID CURVE 671.43 FEET TO THE END OF SAID CURVE; THENCE, RUN SOUTH 87 DEGREES 06 MINUTES 48 SECONDS EAST A DISTANCE OF 500.00 FEET TO A POINT IS THE EAST LINE OF SAID SECTION 30, AND THE END OF THE HEREIN DESCRIBED CENTERLINE.

CONTAINING: 4.2970 ACRES, MORE OR LESS