

RESOLUTION NO. R-2008- 0469

RESOLUTION APPROVING RECOMMENDATION OF  
STATUS REPORT NO. SR 1983-078B  
TO REVOKE THE DEVELOPMENT ORDER AMENDMENT APPROVED BY  
RESOLUTION NO. R-2002-2197  
CONTROL NO. 1983-078B  
THE PETITION OF WEST BOCA PRESBYTERIAN CHURCH

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 Article 2.E. of the Palm Beach County Land Development Code have been satisfied; and

WHEREAS, pursuant to Article 2.E., Status Report SR 1983-078B was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on March 24, 2008; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR 1983-078B and considered testimony, and the recommendations of the various county review agencies; and

WHEREAS, Article 2.E. of the Palm Beach County Land Development Code authorizes the Board of County Commissioners to revoke the Conditional Use "A"; and

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

1. Resolution No. R-2002-2197 was approved more than five years ago.
2. Time extensions totaling two years have previously been approved.
3. Development has not commenced since the development order was approved.
4. The property owner has not documented any efforts to commence development.
5. The property owner has requested the Development Order Amendment be revoked.
6. The revocation of a Development Order Amendment is consistent with the Palm Beach County Comprehensive Plan and with the Unified Land Development Code

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 1983-078B, to revoke the Development Order Amendment previously granted by the approval of the application of West Boca Presbyterian Church, Control No. 1983-078B, confirmed by the adoption of Resolution R-2002-2197, to

reconfigure site plan, add square footage and modify/delete conditions of approval, on A PORTION OF TRACT 64 AND PART OF AN ABANDONED ROAD RIGHT OF WAY, FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 2, IN SECTION 25, TOWNSHIP 47 SOUTH, RANGE 41 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 1, PAGE 102, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF SAID TRACT 64; THENCE S88E35'38"W ALONG THE SOUTH BOUNDARY OF SAID TRACT 64, A DISTANCE OF 507.97 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE S88E35'38"W A DISTANCE OF 789.33 FEET TO A POINT ON THE EAST RIGHT-OF-WAY OF HAMMOCK STREET; THENCE N01E07'16"W ALONG SAID EAST RIGHT OF WAY A DISTANCE OF 334.17 FEET TO A POINT ON THE WESTERLY EXTENSION OF THE NORTH BOUNDARY OF SAID TRACT 64; THENCE N88E25'49"E, ALONG SAID NORTH BOUNDARY, A DISTANCE OF 790.10 FEET; THENCE S00E59'33"E, A DISTANCE OF 336.43 FEET TO THE POINT OF BEGINNING.

SAID LANDS LYING AND BEING IN PALM BEACH COUNTY, FLORIDA. CONTAINING 6.078 ACRES MORE OR LESS., being located on the approximately 0.25 mile south of Palmetto Park Road on the east side of Hammock Street, in the Residential Single Family Zoning District, is approved.

Commissioner Marcus 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:

ADDIE L. GREENE, CHAIRPERSON	—Aye
JOHN F. KOONS, VICE CHAIR	—Aye
KAREN T. MARCUS	—Aye
ROBERT J. KANJIAN	—Aye
MARY MCCARTY	—Aye
BURT AARONSON	—Aye
JESS R. SANTAMARIA	—Aye

The Chair thereupon declared the resolution was duly passed and adopted this 24th day of March, 2008.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS

BY:   
COUNTY ATTORNEY

SHARON R. BOCK, CLERK AND COMPTROLLER  
BY:   
DEPUTY CLERK



Filed with the Clerk of the Board of County Commissioners on the 24th day of March, 2008.