

RESOLUTION NO. R-2019-0690

RESOLUTION REVOKING RESOLUTION R-1983-00068

(CONTROL NUMBER 1982-00097)
AFFIRMING THE LEGISLATIVE ABANDONMENT
OF ZONING APPLICATION ABN/ZV/CA-2018-00962

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 applications related to zoning;

WHEREAS, the notice and public hearing requirements pursuant to Article 2 (Application Processes and Procedures) of the Palm Beach County Unified Land Development Code, Ordinance 2003-067 as amended (ULDC), have been satisfied;

WHEREAS, Zoning Application SE-1982-00097 was presented to the Board of County Commissioners at a public hearing on January 18, 1983;

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the Applicant and other interested parties, and the recommendations of the various County Review Agencies;

WHEREAS, the Board of County Commissioners pursuant to Article 2 (Application Processes and Procedures) of the ULDC is authorized and empowered to consider, approve, approve with conditions or deny the request;

WHEREAS, Resolution R-1983-00068 was adopted by the Board of County Commissioners on January 18, 1983;

WHEREAS, the Palm Beach County Survey Section may administratively correct any scrivener's errors that will not significantly impact the overall boundary of the adopted legal description; and,

WHEREAS, Article 2.B.6.C (Board Action) of the ULDC 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-1983-00068 approving Zoning Application SE-1982-00097 the application of Gulf Oil Corporation, by Alan Ciklin, Agent, for a Special Exception to allow an Automobile Service Station and Car Wash is hereby revoked.

Commissioner Weinroth moved for the approval of the Resolution.

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

Commissioner Mack Bernard, Mayor	-	Absent
Commissioner Dave Kerner, Vice Mayor	-	Absent
Commissioner Hal R. Valeche	-	
Commissioner Gregg K. Weiss	-	Aye
Commissioner Robert S. Weinroth	-	Absent
Commissioner Mary Lou Berger	-	Aye
Commissioner Melissa McKinlay	-	Aye

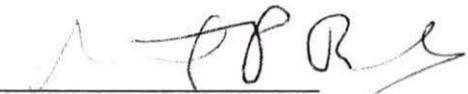
The Mayor thereupon declared that the resolution was duly passed and adopted on May 23, 2019.

Filed with the Clerk of the Board of County Commissioners on June 4th, 2019.

This resolution is effective when filed with the Clerk of the Board of County Commissioners.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS
SHARON R BOCK,
CLERK & COMPTROLLER

BY: 
COUNTY ATTORNEY

BY: 
DEPUTY CLERK
FLORIDA



EXHIBIT A

LEGAL DESCRIPTION

A PARCEL OF LAND LYING AND BEING IN THE NORTHEAST ONE-QUARTER (NE 1/4) OF SECTION 36, TOWNSHIP 47 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

COMMENCE AT THE NORTHEAST CORNER OF SAID SECTION 36, AS ESTABLISHED PER THE PALM BEACH ENGINEERING DEPARTMENT; THENCE SOUTH 01°16'04" EAST ALONG THE EASTERLY LINE OF SAID SECTION 36 A DISTANCE OF 1279.77 FEET; THENCE SOUTH 88°37'28" WEST A DISTANCE OF 146.72 FEET TO A POINT LYING ON THE EXISTING WESTERLY RIGHT-OF-WAY LINE AS OF THIS DATE (JULY 1982) OF U.S. 441 (SR. NO. 7) SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE SOUTH 01°22'32" EAST ALONG SAID WESTERLY RIGHT-OF-WAY LINE A DISTANCE OF 180.00 FEET; THENCE SOUTH 88°37'28" WEST; A DISTANCE OF 400.00 FEET TO A POINT LYING ON A LINE 400.00 FEET WEST, AS MEASURED AT RIGHT ANGLES, AND PARALLEL WILD WESTERLY RIGHT-OF-WAY LINE; THENCE N 01°37'32" W ALONG SAID PARALLEL LINE A DISTANCE OF 180.00 FEET; THENCE NORTH 88°37'28" EAST A DISTANCE OF 400.00 FEET TO THE POINT OF BEGINNING.

LESS AND EXCEPT THAT LAND DESCRIBED IN THAT CERTAIN RIGHT-OF-WAY FOR STATE ROAD NO. 7 AS NOW LAID OUT AND IN USE AND CONVEYANCE BY RIGHT-OF-WAY DEED RECORDED IN OFFICIAL RECORDS BOOK 3935, PAGE 346, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

SAID LANDS LYING IN UNINCORPORATED PALM BEACH COUNTY, FLORIDA AND CONTAINING 61,741 SQUARE FEET OF 1.417 ACRES MORE OR LESS.