

RESOLUTION NO. R-2001- 0008

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 78-253A.2
TO REVOKE THE DEVELOPMENT ORDER AMENDMENT
FOR PROPERTY PREVIOUSLY GRANTED A DEVELOPMENT ORDER AMENDMENT
BY RESOLUTION NO. R-96-1742
APPROVING THE PETITION OF
GLADES PIKE EAST, LTD. AND GLADES PIKE INV.,LTD.
PETITION NO. 78-253(A)

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 Section 5.8 of the Palm Beach County Land Development Code have been satisfied; and

WHEREAS, pursuant to Section 5.8, Status Report SR 78-253A.2 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on January 4, 2001; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR 78-253A.2 and considered testimony, and the recommendations of the various county review agencies; and

WHEREAS, Section 5.8 of the Palm Beach County Land Development Code authorizes the Board of County Commissioners to revoke a development order amendment; and

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

1. The revocation of a development order amendment is consistent with the Palm Beach County Comprehensive Plan and with the Unified Land Development Code.
2. The following roads are overcapacity with no assured construction of improvements: Glades Road east and west of the Turnpike, and Boca Rio Road south of Glades Road.
3. Based on overcapacity roads, the development order project does not meet the Countywide Traffic Performance Standards.
4. At the time a time extension was approved in January 2000, the property owner was notified that staff would only recommend approval of a one-year time extension due to traffic conditions at that time.

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 78-253A.2, to revoke the Development Order Amendment previously granted by the approval of the petition of Glades Pike East, Ltd. and Glade Pike Inv., Ltd., Petition No. 78-253(A), confirmed by the adoption of Resolution R-96-1742, which allowed an auto service station (requested use), on a parcel legally described in Exhibit "A", being located on the NW corner of

Glades Road and the Florida Turnpike, in the General Commercial Zoning District, is approved.

Commissioner / ^{Marcus} moved for approval of the Resolution.

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

WARREN H. NEWELL, CHAIRMAN	—	Aye
CAROL A. ROBERTS, VICE CHAIR	—	Aye
BURT AARONSON	—	Absent
ADDIE L. GREENE	—	Absent
KAREN T. MARCUS	—	Aye
TONY MASILOTTI	—	Aye
MARY MCCARTY	—	Aye

The Chair thereupon declared the resolution was duly passed and adopted this 14 a y of January, 2001.

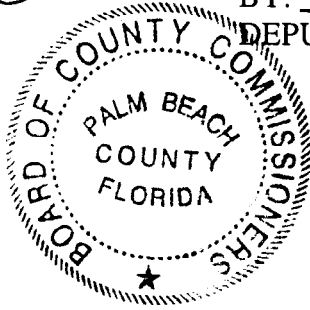
APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: [Signature]
COUNTY ATTORNEY

BY: [Signature]
DEPUTY CLERK



D&SCRIPTION

Tracts **65 and 66**, in Block 76, **THE PALM BEACH FARMS CO. PLAT NO. 3**, according to the plat **thereof**, as recorded in Plat Book 2, Pages 45 through 54, **LESS AND EXCEPT** the **following described** portions thereof, (1) that part of Tracts 65 and 66 lying **within** 40 feet of the **centerline** of **Boca Raton West Road (State Road 808)** which was conveyed to Palm Beach County, by deed recorded in Deed Book 917, Page 179, **for highway** right-of-way purposes; (2) **the south 25 feet** of the east 187.22 feet of Tract 66, which was conveyed to the State of Florida by deed **recorded in Deed Book 917, Page 524**; and (3) that portion of Tract 66 conveyed **to the Florida State Turnpike Authority** by deed recorded in Deed Book 1122, Page 656, 011 of Public Records of Palm Beach County, Florida;

LESS the following described property **deeded** to Palm Beach County, for **right-of-way** purposes:

The north **40** feet of the south 65 feet of Tracts 65 and 66, Block 76 of the **PALM BEACH FARMS CO. PLAT NO. 3**, according to the plat **thereof**, as recorded in Plat Book 2, Pages 45 through 54 of the Public Records of **Palm Beach County, Florida**, lying west of the west line of the Florida State **Turnpike** property as conveyed in deed recorded in Deed Book 1122, Page 656 of the **Public Records** of Palm Beach County, Florida;

ALSO LESS AND EXCEPTING the following **described** parcel conveyed to the State of Florida in Official Record Book 6165, Page 684:

That **part** of Tract 66, Block 76, of **THE PALM BEACH FARMS CO. PLAT NO. 3**, as recorded in Plat **Book 2**, Pages **45 through 54** of the Public Records of Palm Beach County, Florida, being more particularly described **as follows**:

BEGIN at the point of intersection of the **westerly right-of-way** line of the Lake Worth **Drainage** District E-2-W Canal with a line **being 65.00** feet northerly of and parallel with the **south** line of said Tract 66; **thence N 00°42'52" W**, along **said** westerly canal **right-of-way**, a **distance** of 55.00 feet; **thence S 89°17'08" W**, a distance of 51.25 feet; **thence S 00°42'52" E**, a **distance** of 17.82 feet to the **beginning of a curve concave** northwesterly; **thence** southerly and southwestly, along **said curve having a radius** of 41.00 feet, through an **angle** of **62°08'24"**, an arc distance of 44.47 feet to the **end of said curve and the** northerly existing **right-of-way line** for Glades Road (S. R. 808); **thence N 89°59'38" E**, along **said right-of-way line**, a **distance** of 75.10 feet to the **POINT OF BEGINNING**.

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Subject to those easements, rights-of-way, and restrictions of record.