

RESOLUTION NO. R-2001- 2073

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 1998-34
TO REVOKE THE CONDITIONAL USE "A"
PREVIOUSLY GRANTED BY
RESOLUTION NO. R-98-1394
APPROVING THE PETITION OF BOCA RATON HOTEL & CLUB
PETITION NO. 98-34

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 1998-34 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on November 29, 2001; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR 1998-34 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 Conditional Uses; and

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

1. The property owner has not utilized the Class A Conditional Use since it was approved on September 1, 1998.
2. The property owner has requested the revocation of the Class A Conditional Use.
3. The revocation of a Class A Conditional Use 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 1998-34, to revoke the Conditional Use "A" previously granted by the approval of the petition of Boca Raton Hotel & Club, Petition No. 98-34, confirmed by the adoption of Resolution R-98-1394, which allowed a Gun Club, on PARCEL 1: ALL THAT PART OF TRACTS 17, 18, 24, 26, 27 AND 31 LYING NORTH OF THE RIGHT-OF-WAY LINE OF HILLSBORO CANAL AND EAST OF THE SOUTHEAST RIGHT-OF-WAY LINE OF LEVEE L-40 IN SECTION 18, TOWNSHIP 47 SOUTH, RANGE 41 EAST, FLORIDA FRUIT LANDS CO. SUBDIVISION #2, AS RECORDED IN PLAT BOOK 1, PAGE 102, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

AND

Status Report SR 1998-34
Project Number 5508-000

(O.R.B. 1807 PG. 1200)

THAT PART OF THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 20, TOWNSHIP 47 SOUTH, RANGE 41 EAST, LYING NORTH OF THE NORTH RIGHT-OF-WAY LINE OF THE HILLSBORO CANAL AND THAT PART OF THE WEST 1/2 OF THE NORTHWEST 1/4 OF SECTION 20, TOWNSHIP 47 SOUTH, RANGE 41 EAST, LYING SOUTH OF THE SOUTH RIGHT-OF-WAY LINE OF LEVEE L-40. ALSO, TRACTS 3, 4, 5, 25, AND THE EAST 1/2 OF TRACT 2, SECTION 19, TOWNSHIP 41 SOUTH, RANGE 41 EAST, ACCORDING TO THE FLORIDA FRUIT LANDS COMPANY'S SUBDIVISIONS, AS RECORDED IN PLAT BOOK 1, PAGE 102, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA; AND ALSO, THAT PART OF TRACTS 1, 6, 7, 11, 12, AND 13 OF SAID SECTION 19, LYING SOUTH OF THE SOUTH RIGHT-OF-WAY LINE OF LEVEE L-40; AND ALSO, THE WEST 1/2 OF TRACT 2, OF SAID SECTION 19, TOWNSHIP 47 SOUTH, RANGE 41 EAST.

(O.R.B. 3627 PG. 0608)

TRACT 32, SECTION 19, TOWNSHIP 47 SOUTH, RANGE 41 EAST, LYING AND SITUATE IN PALM BEACH COUNTY, FLORIDA.

LESS THE TRIANGULAR SHAPED PARCEL LYING IN SAID TRACT 24 AS DESCRIBED IN O.R.B. 2586 AT PAGE 283 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA., being located on the west end of Loxahatchee Road on the north side of Hillsboro Canal, is approved.

Commissioner Masilotti 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:

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

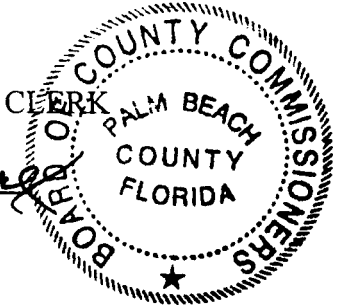
The Chair thereupon declared the resolution was duly passed and adopted this 29 day of November, 2001.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS

BY: [Signature]
COUNTY ATTORNEY

DOROTHY H. WILKEN, CLERK
BY: [Signature]
DEPUTY CLERK



Filed with the Clerk of the Board of County Commissioners on the 29 day of November, 2001.