

RESOLUTION NO. R-2004-2022

RESOLUTION REVOKING RESOLUTION R-99-0965
AFFIRMING THE ADMINISTRATIVE ABANDONMENT
OF ZONING PETITION DOA1977-141A

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 DOA1977-141A was presented to the Board of County Commissioners at a public hearing on May 27, 1999; and

WHEREAS, Resolution R-99-0965 approving this petition was adopted by the Board of County Commissioners on May 27, 1999; and

WHEREAS, the Zoning Director has determined the request to administratively abandon the development order, as provided for in Article 2 (Development Review Procedures) of the Palm Beach County Unified Land Development Code (Ordinance 2003-067), meets the requirements contained therein; and

WHEREAS, the Zoning Director has administratively abandoned the development order, as provided for in Article 2 (Development Review Procedures) of the Palm Beach County Unified Land Development Code (Ordinance 2003-067) and

WHEREAS, the Zoning Director presented the abandonment of the development order to the Board of County Commissioners for ratification on September 30, 2004; and

WHEREAS, Article 2.A.1.K (Public Hearing Procedures) 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-99-0965, approving Zoning Petition DOA1977-141A, the petition of Chevron Products Company, by David J. Felton, agent, for a Development Order Amendment (DOA) to allow a convenience store with gas sales is hereby revoked.

Commissioner MASILOTTI moved for the approval of the Resolution.

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

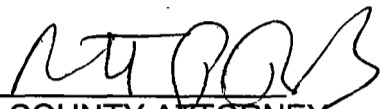
Karen T. Marcus, Chair	- NAY
Tony Masilotti, Vice Chair	- AYE
Jeff Koons	- AYE
Warren H. Newell	- AYE
Mary McCarty	- AYE
Burt Aaronson	- AYE
Addie L. Greene	- AYE

The Chair thereupon declared that the resolution was duly passed and adopted on September 30, 2004.

Filed with the Clerk of the Board of County Commissioners on 9th day of NOVEMBER, 2004.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

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

BY: 
COUNTY ATTORNEY


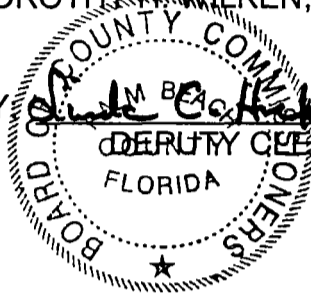
BY: 
DEPUTY CLERK


EXHIBIT A

LEGAL DESCRIPTION

A parcel of land in Section 28, Township 47 South, Range 42 East, Palm Beach County, Florida, being more particularly described as follows:

Commencing at the northeast corner of said section 28, run S.01°03' 02"E along the centerline of Powerline Road, also being the east line of said section 28 for 1993.36 feet to a point; thence run S.89°28'02"W., for 70.00 feet to a point on the existing right of way line of Powerline Road, being the point of beginning; thence run S.01°03'02"E., for 200.90 feet to a point; thence run S.89°28'02"W., for 193.39 feet to the point of curvature of a curve to the right having a radius of 25.00 feet, thence run along said curve through a central angle of 89°28'56", an arc distance of 39.04 feet to the point of tangency; thence run N 01°03'02"W., for 176.12 feet to a point; thence run N 89°28'02"E, for 218.16 feet to the point of beginning.