

RESOLUTION NO. R-2007¹⁴³⁹

RESOLUTION REVOKING RESOLUTIONS
R-1989-1263, R-1990-2150 and R-1992-1614
(CONTROL NO. 1988-00131)
AFFIRMING THE ADMINISTRATIVE ABANDONMENT
OF ZONING APPLICATION ABN-2007-00987

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; and

WHEREAS, Zoning Application ABN-2007-00987 was presented to the Board of County Commissioners at a public hearing conducted on August 23, 2007; and

WHEREAS, Resolutions R-1989-1263, R-1990-2150 and R-1992-1614 approving this application were adopted by the Board of County Commissioners on June 27, 1989, December 11, 1990 and October 27, 1992; and

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

WHEREAS, the Zoning Director presented the abandonment of the development order to the Board of County Commissioners for ratification on August 23, 2007; and

WHEREAS, Article 2.A.1.K.3.b (Action by BCC) 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 Resolutions R-1989-1262, R-1990-2150 and R-1992-1614, approving Zoning Petition SE1988-131 and 1988-131A, the applications of Joe Fearnley and Westgate Industrial Park by Jeff Lis, Agent, for a Special Exception to allow a Planned Commercial Development, modification of conditions and a corrective Resolution are hereby revoked.

Commissioner Marcus moved for the approval of the Resolution.

The motion was seconded by Commissioner Aaronson 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 |
| District 3 Robert Kajian | - Absent |
| Mary McCarty | - Aye |
| Burt Aaronson | - Aye |
| Jess R. Santamaria | - |

The Chairperson thereupon declared that the resolution was duly passed and adopted on August 23, 2007.

Filed with the Clerk of the Board of County Commissioners on 11th day of Sept., 2007.

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



EXHIBIT A

LEGAL DESCRIPTION

A parcel of land lying on Lots 16 to 30 inclusive, Block 29, Westgate Estates (Northern Section) in Plat Book 8, Page 38, in Section 30, Township 43 South, Range 43 East together with: Tract D Westgate Company's replat of part of Blocks 11, 14, 15, 29, 41, 51, 52, and 54, Westgate Estates in Plat Book 15, Page 66, being located on the northwest corner of the intersection of Westgate Avenue and Loxahatchee Drive and bounded on the north by Cherokee Avenue.