

RESOLUTION NO. R-2009- 1350

RESOLUTION REVOKING RESOLUTION R-1989-338
(CONTROL NO. 1988-00024)
AFFIRMING THE ADMINISTRATIVE ABANDONMENT
OF ZONING APPLICATION SE-1988-024

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 SE-1988-024 was presented to the Board of County Commissioners at a public hearing conducted on February 29, 1988; and

WHEREAS, Resolution R-1989-338 approving this application was adopted by the Board of County Commissioners on February 28, 1989; 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 July 23, 2009 and August 27, 2009; 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 Resolution R-1989-338, approving Zoning Application SE-1988-024, the application of the Board of County Commissioners, for a Special Exception to Permit Public and Private Utility Services and Access Buildings and Structures (for a Sewage Treatment Plant) is hereby revoked.

Commissioner Marcus moved for the approval of the Resolution.

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

Commissioner John F. Koons, Chairman	—	Aye
Commissioner Burt Aaronson, Vice Chairman	—	Aye
Commissioner Karen T. Marcus	—	Aye
Commissioner Shelley Vana	—	Aye
Commissioner Steven L. Abrams	—	Aye
Commissioner Jess R. Santamaria	—	Aye
Commissioner Priscilla A. Taylor	—	Aye

The Chairperson thereupon declared that the resolution was duly passed and adopted on August 27, 2009.

Filed with the Clerk of the Board of County Commissioners on September 4, 2009.

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



The seal is circular with a double-line border. The outer ring contains the text "PALM BEACH COUNTY COMMISSIONERS" at the top and "BO" at the bottom. The inner ring contains "PALM BEACH COUNTY FLORIDA". A five-pointed star is located at the bottom center of the seal.

EXHIBIT A

LEGAL DESCRIPTION

LEGAL DESCRIPTION

TRACTS 73 THROUGH 88, INCLUSIVE, AND TRACTS 105 THROUGH TRACT 115, INCLUSIVE, BLOCK 64, PALM BEACH FARMS CO. PLAT NO. 3, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 2, PAGES 45 THROUGH 54, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, LYING WEST OF HAGEN ROAD, ACCORDING TO THE PALM BEACH COUNTY, FLORIDA, ENGINEERING DEPARTMENT DRAWING NO. 3-56-027, SHEETS 5 AND 6 OF 8 SHEETS, LESS THE NORTH 50.00 FEET OF TRACTS 73 THROUGH 80, INCLUSIVE, AND LESS THE WEST 35.00 FEET OF TRACTS 80, 81, 112 AND 113, AND LESS THE SOUTH 85.00 FEET OF TRACTS 113 THROUGH 115, BOTH INCLUSIVE.

TOGETHER WITH THAT PORTION OF THE ABANDONED 30 FOOT RESERVATION FOR ROAD, DYKE AND DITCH PURPOSES LYING SOUTH OF TRACTS 81 THROUGH 88, INCLUSIVE AND LYING NORTH OF TRACTS 105 THROUGH 112, INCLUSIVE, BLOCK 64, PALM BEACH FARMS CO. PLAT NO. 3, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 2, AT PAGES 45 THROUGH 54 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA LESS THE WEST 55.00 FEET, AND LESS THE EAST 25.00 FEET OF SAID RIGHT OF WAY.

SAID LANDS SITUATE WITHIN PALM BEACH COUNTY, FLORIDA.

CONTAINING 127.69 ACRES MORE OR LESS.