

RESOLUTION NO. R-2012- 0002

RESOLUTION REVOKING RESOLUTION R-83-133
(CONTROL NUMBER 1973-00032)
AFFIRMING THE LEGISLATIVE ABANDONMENT
OF ZONING APPLICATION ZV/ABN/DOA-2011-01169

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 Application 82-121 was presented to the Board of County Commissioners at a public hearing on September 23, 1982; and

WHEREAS, Resolution R-83-133 approving this application was adopted by the Board of County Commissioners on January 25, 1983; and

WHEREAS, the Zoning Director has determined the request to legislatively 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, as amended), meets the requirements contained therein; and

WHEREAS, the Zoning Director has legislatively 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, as amended) and

WHEREAS, the Zoning Director presented the abandonment of the Development Order to the Board of County Commissioners for ratification on 1973-00032; and

WHEREAS, Article 2.A.1.K (Public Hearing Procedures) of the Palm Beach County Unified Land Development Code (ULDC) 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-83-133, approving Zoning Application 82-121, the petition of William W. and Enid F. Cheatham, for a Special Exception to allow Bulk Storage of Gas and Oil is hereby revoked.

Commissioner Burdick moved for the approval of the Resolution.

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

Commissioner Shelley Vana, Chair	-	Absent
Commissioner Steven L. Abrams, Vice Chairman	-	Aye
Commissioner Karen T. Marcus	-	Aye
Commissioner Paulette Burdick	-	Aye
Commissioner Burt Aaronson	-	Aye
Commissioner Jess R. Santamaria	-	Aye
Commissioner Priscilla A. Taylor	-	

The Chair thereupon declared that the resolution was duly passed and adopted on January 5, 2012.

Filed with the Clerk of the Board of County Commissioners on 5th day of January, 2012.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

BY: 
COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS
SHARON R BOCK,
CLERK & COMPTROLLER

BY: 
DEPUTY CLERK

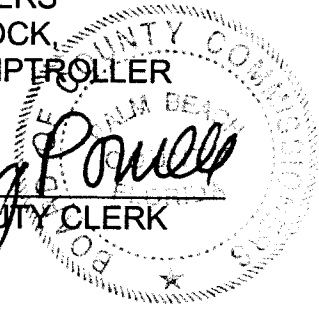


EXHIBIT A

LEGAL DESCRIPTION

THE EAST 1/2 OF TRACT 65, BLOCK 5, PALM BEACH FARMS COMPANY, PLAT #3, ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 2, PAGES 45 TO 54; LESS THE NORTH 15 FEET; LESS THE SOUTH 230.20 FEET AND LESS THE EAST 60 FEET THEREOF, ALSO LESS, THE NORTH 207.63 FEET OF THE FOLLOWING DESCRIBED PROPERTY THE EAST 1/2 OF TRACT 65, BLOCK 5, PALM BEACH FARMS CO., PLAT NO.3, ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 2, PAGES 45 TO 54, INCLUSIVE; LESS THE NORTH 15.0 FEET THEREOF; LESS THE SOUTH 230.20 FEET THEREOF, AND LESS THE EAST 60 FEET THEREOF; SAID LANDS SITUATE, LYING AND BEING IN PALM BEACH COUNTY, FLORIDA. LESS AND EXCEPT THE FOLLOWING PROPERTY CONVEYED TO THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION:

A PORTION OF TRACT 65, BLOCK 5, PALM BEACH FARMS CO., PLAT NO. 3, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 45 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, LYING IN SECTION 34, TOWNSHIP 43 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHEAST CORNER OF SAID TRACT 65; THENCE SOUTH 89°02'07" WEST ALONG THE NORTH LINE OF SAID TRACT 65, A DISTANCE OF 18.288 METERS (60.00 FEET) TO A POINT ON THE WESTERLY EXISTING RIGHT OF WAY LINE FOR JOG ROAD; THENCE SOUTH 00°57'35" EAST ALONG SAID WESTERLY EXISTING RIGHT OF WAY LINE, A DISTANCE OF 88.560 METERS (290.55 FEET) TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 00°57'35" EAST ALONG SAID WESTERLY EXISTING RIGHT OF WAY LINE, A DISTANCE OF 42.238 METERS (138.57 FEET); THENCE SOUTH 89°01'39" WEST, A DISTANCE OF 0.768 METERS (2.52 FEET); THENCE NORTH 00°04'55" EAST, A DISTANCE OF 42.245 METERS (138.60 FEET) TO THE POINT OF BEGINNING.

CONTAINING 55,760 SQUARE FEET OR 1.28 ACRES MORE OR LESS