

RESOLUTION NO. R-2012- 0278

RESOLUTION REVOKING RESOLUTION R-1989-592  
(CONTROL NUMBER 1985-00027)  
AFFIRMING THE LEGISLATIVE ABANDONMENT  
OF ZONING APPLICATION ABN-2011-03191

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 SE-1985-027(A) to allow a Commercial, New and Used, Automobile, Truck, Boat, Motorcycle, Mobile Home, Recreational Vehicle Sale and Rental and Repair Facilities and Lots was presented to the Board of County Commissioners at a public hearing on January 29, 1988; and

WHEREAS, Resolution R-1989-592 approving this application was adopted by the Board of County Commissioners on April 4, 1989; 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 1985-00027(A); 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-1989-592, approving Zoning Application SE-1985-027(A), the petition of Henry W. Tucker and Stephen B. Ross, by Glen Blount, agent, for a Special Exception to allow a Commercial, New and Used, Automobile, Truck, Boat, Motorcycle, Mobile Home, Recreational Vehicle Sale and Rental and Repair Facilities and Lots is 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:

Commissioner Shelley Vana, Chair	- Aye
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	- Aye

The Chair thereupon declared that the resolution was duly passed and adopted on February 23, 2012.

Filed with the Clerk of the Board of County Commissioners on 28th day of February, 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

#### LEGAL DESCRIPTION:

A tract of land in Section 17, Township 42 South, Page 43 East, Palm Beach County, Florida, more particularly described as follows:

Begin at a point in the South line of Section 17, as a distance 208.71 feet East of the Southwest corner thereof;  
thence Northerly parallel with the West line of said Section, a distance 218.71 feet to a point;  
thence Easterly parallel with the South line of said Section 17, a distance of 165.00 feet to a point;  
thence Southerly, parallel with the West line of said Section 17, a distance of 218.71 feet to a point in the South line of said Section 17;  
thence Westerly along a said South Section line, a distance of 165 feet to the **POINT OF BEGINNING**.

**LESS**; that part of the above described parcel conveyed to the State of Florida, in Official Record Book 2284, Page 1032, Public Records of Palm Beach County, Florida and **LESS** any part of the above described parcel of land lying South of the North line of State Road 809.