

RESOLUTION NO. R-2012- 0604

RESOLUTION REVOKING SPECIAL EXCEPTION GRANTED UNDER
RESOLUTION R-1978-414
(CONTROL NUMBER 1977-00128)
AFFIRMING THE LEGISLATIVE ABANDONMENT
OF ZONING APPLICATION ABN-2011-03174

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 1977-128 was presented to the Board of County Commissioners at a public hearing on March 23, 1978; and

WHEREAS, Resolution R-1978-414 approving this application was adopted by the Board of County Commissioners on April 4, 1978 and

WHEREAS, the Board of County Commissioners 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, Zoning Application ABN-2011-3174 was presented for the abandonment of the development order to the Board of County Commissioners for ratification on April 26, 2012; 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 the Special Exception granted under Resolution R-1978-414, approving Zoning Application 1977-128, the petition of Land Company and William F. and Mary G. McVety by Robert B. Cook agent, to allow a Planned Commercial Development (PCD) is hereby revoked.

Commissioner Marcus moved for the approval of the Resolution.

The motion was seconded by Commissioner Abrams 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	-	Absent
Commissioner Jess R. Santamaria	-	Aye
Commissioner Priscilla A. Taylor	-	Aye


The Chair thereupon declared that the resolution was duly passed and adopted on April 26, 2012.

Filed with the Clerk of the Board of County Commissioners on 4th day of May, 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

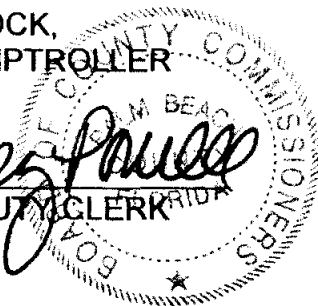


EXHIBIT A

LEGAL DESCRIPTION

LEGAL DESCRIPTION:

THE NORTH 520 FEET (A/K/A THE NORTH 3.2 ACRES) OF THE EAST QUARTER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 25, TOWNSHIP 44 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA; LESS THE EASTERLY 67.18 FEET FOR MILITARY TRAIL RIGHT OF WAY AS CONVEYED IN RIGHT OF WAY DEED IN FAVOR OF PALM BEACH COUNTY, FLORIDA, RECORDED IN OFFICIAL RECORDS BOOK 2903, PAGE 784, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

CONTAINING 3.18 ACRES.

SUBJECT TO EASEMENTS, RESTRICTIONS, RESERVATIONS AND RIGHTS OF WAY OF RECORD.