

RESOLUTION NO. R-2015- 0242

RESOLUTION REVOKING RESOLUTION R-1979-1626
(CONTROL NUMBER 1979-00226)
AFFIRMING THE LEGISLATIVE ABANDONMENT
OF ZONING APPLICATION ABN-2014-02309

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;

WHEREAS, Zoning Application SE-1979-226 was presented to the Board of County Commissioners at a public hearing on October 25, 1979;

WHEREAS, Resolution R-1979-1626 approving this application was adopted by the Board of County Commissioners on November 27, 1979;

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;

WHEREAS, the Zoning Director presented the abandonment of the development order to the Board of County Commissioners for ratification on February 26, 2015;

WHEREAS, the Board of County Commissioners 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);

WHEREAS, the issuance of this Development Permit does not in any way create any rights on the part of the Applicant and/or Property Owner to obtain a permit from a state or federal agency and does not create any liability on the part of the County for issuance of the permit if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes actions that result in a violation of state or federal law; 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-1979-1626, approving Zoning Application Z/SE-1979-00226 the petition of Folding Shutter Corporation by Alan J. Ciklin, Attorney Agent, to allow a Special Exception for a Planned Industrial Development is hereby revoked.

Commissioner Berger moved for the approval of the Resolution.

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

Commissioner Shelley Vana, Mayor	-	Aye
Commissioner Mary Lou Berger, Vice Mayor	-	Aye
Commissioner Hal R. Valeche	-	Aye
Commissioner Paulette Burdick	-	Aye
Commissioner Steven L. Abrams	-	Aye
Commissioner Melissa McKinlay	-	Aye
Commissioner Priscilla A. Taylor	-	Aye

The Chair thereupon declared that the resolution was duly passed and adopted on February 26, 2015.

Filed with the Clerk of the Board of County Commissioners on 26th day of February, 2015.

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

Tract 36, Block 6, Palm Beach Farms Company Plat No. 3 as recorded in Plat Book 2 at Page 45, Public Records of Palm Beach County, Florida, Less the west 360 feet thereof, all lying and being in Section 33, Township 43 South, Range 42 East, Palm Beach County, Florida.

Also known as:

Lots 1 through 6, inclusive and Tract "A", Plat of Hemstreet Park as recorded in Plat Book 42, Page 104, Public Records of Palm Beach County, Florida. Less the additional rights-of-way as dedicated to the Board of County Commissioners of Palm Beach County, Florida, as contained in paragraph 1 on the Plat of Hemstreet Park as recorded in Plat Book 42, Page 104, Public Records of Palm Beach County, Florida.

EXHIBIT B
VICINITY SKETCH

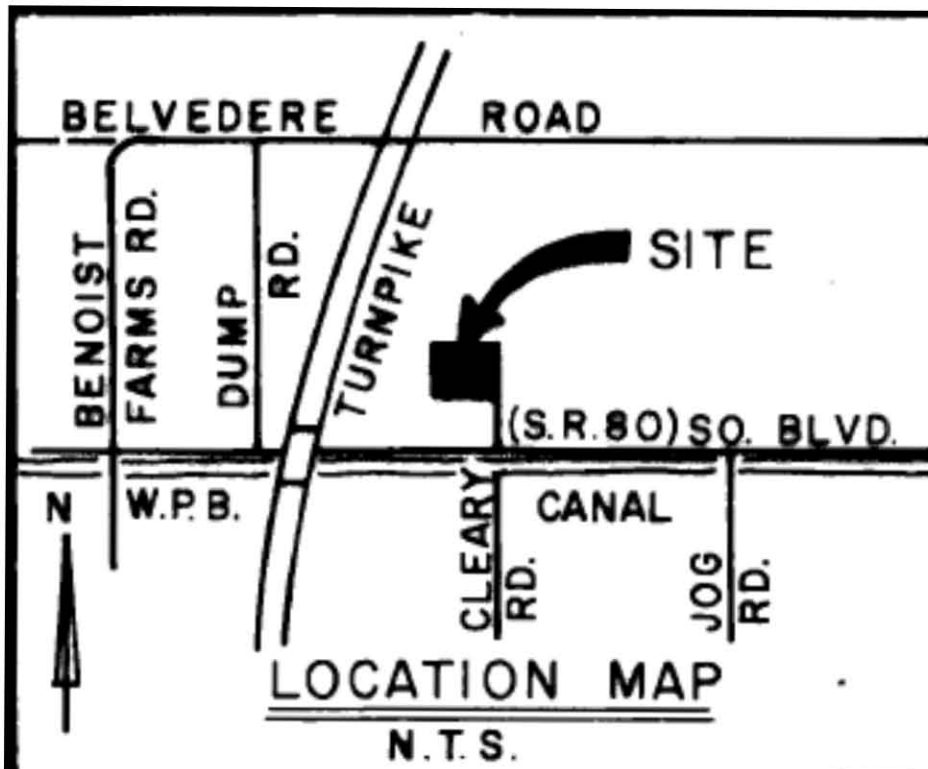


EXHIBIT C
CONDITIONS OF APPROVAL

DISCLOSURE

1. All applicable state or federal permits shall be obtained before commencement of the development authorized by this Development Permit.