

RESOLUTION NO. R-2016-0552

RESOLUTION REVOKING RESOLUTIONS R-1989-958, R-1992-1660 and R-1993-549  
(CONTROL NUMBER 1988-00039)  
AFFIRMING THE LEGISLATIVE ABANDONMENT  
OF ZONING APPLICATION ABN/CB/Z/CA-2015-00538

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;

WHEREAS, the notice and public hearing requirements pursuant to Article 2 (Development Review Procedures) of the Palm Beach County Unified Land Development Code, Ordinance 2003-067 as amended (ULDC), have been satisfied;

WHEREAS, Zoning Application 1988-00039 was presented to the Board of County Commissioners at a public hearing on May 27, 1988, Status Report SR-88-39 was presented to the Board of County Commissioners at a public hearing on August 27, 1992, and Zoning Application DOA-1988-00039(A) was presented to the Board of County Commissioners at a public hearing on April 29, 1993;

WHEREAS, Resolution R-1989-958 approving Application 1988-00039 was adopted by the Board of County Commissioners on May 27, 1988; Resolution R-1992-1660 approving Application SR-88-39 was adopted by the Board of County Commissioners on November 3, 1992; and Resolution R-1993-549 approving Application DOA-1988-00039(A) was adopted by the Board of County Commissioners on April 29, 1993;

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 ULDC, 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 April 28, 2016 ; and,

WHEREAS, Article 2.A.1.K (Public Hearing Procedures) of the 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-1989-958 and SR-1992-1660, approving 1988-0039 and SR-88-89, the applications of William B. Hamilton, by Dennis P. Koehler, Agent, for a Special Exception to allow a Planned Unit Development and Type 3 Congregate Living Facility and a Status Report to amend Conditions of Approval of Resolution R-1989-958; and, Resolution R-1993-549, approving DOA-1988-00039(A), the application by ACLF of Lantana, Inc., for a Development Order Amendment to amend a Type 3 Congregate Living Facility to include a voluntary density bonus of 21 units, are hereby revoked.

Commissioner Vana moved for the approval of the Resolution.

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

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

Commissioner Melissa McKinlay  
Commissioner Priscilla A. Taylor

- Aye  
- Absent

The Mayor thereupon declared that the resolution was duly passed and adopted on April 28, 2016.

Filed with the Clerk of the Board of County Commissioners on May 6th, 2016.

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





EXHIBIT A

LEGAL DESCRIPTION

ALL OF THE PLAT OF LANTANA PALMS, P.U.D., ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 77, PAGE 91, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, LESS AND EXCEPT THEREFROM THAT CERTAIN PARCEL CONVEYED TO PALM BEACH COUNTY BY THAT CERTAIN WARRANTY DEED DATED AUGUST 9, 2002, RECORDED SEPTEMBER 11, 2002, IN OFFICIAL RECORD BOOK 14139, PAGE 1809, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, AS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A PARCEL OF LAND LYING WITHIN THE SOUTHWEST 1/4 CORNER OF SECTION 36, TOWNSHIP 44 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT A PALM BEACH COUNTY BRASS DISK IN CONCRETE MARKING THE SOUTHWEST CORNER OF SAID SECTION 36; THENCE SOUTH 88 DEGREES 29' 46" EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 36, A DISTANCE OF 337.70 FEET; THENCE NORTH 01 DEGREE 30' 14" EAST, A DISTANCE OF 55.00 FEET TO A POINT ON THE EXISTING NORTHERLY RIGHT-OF-WAY LINE OF LANTANA ROAD, SAID POINT ALSO BEING THE SOUTHWEST CORNER OF LANTANA PALMS, P.U.D. AS RECORDED IN PLAT BOOK 77, PAGE 91, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE NORTH 02 DEGREES 06'14" EAST, ALONG THE WEST LINE OF SAID LANTANA PALM, P.U.D., A DISTANCE OF 14.93 FEET; THENCE DEPARTING THE WEST LINE OF SAID LANTANA PALMS, P.U.D., SOUTH 76 DEGREES, 02'36" EAST, A DISTANCE OF 43.75 FEET; THENCE SOUTH 86 DEGREES 55' 14" EAST, A DISTANCE OF 200.07 FEET TO A POINT ON THE EXISTING RIGHT-OF-WAY OF LANTANA ROAD; THENCE NORTH 88 DEGREES 29' 46" WEST, ALONG SAID NORTHERLY RIGHT-OF-WAY OF LANTANA ROAD, AS RECORDED IN OFFICIAL RECORD BOOK 7769, PAGE 912, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, A DISTANCE OF 242.87 FEET TO THE POINT OF BEGINNING.

CONTAINING 446,682 SQUARE FEET, 10.25 ACRES MORE OR LESS3