

RESOLUTION REVOKING RESOLUTION R-1989-0348
(CONTROL NUMBER 1988-00021)
AFFIRMING THE LEGISLATIVE ABANDONMENT
OF ZONING APPLICATION SV/ZV/ABN/CA-2018-01348

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 (Application Processes and Procedures) of the Palm Beach County Unified Land Development Code (ULDC), Ordinance 2003-067, supplement 24, have been satisfied;

WHEREAS, Zoning Application Z/SE-1988-00021 was presented to the Board of County Commissioners at a public hearing on March 2, 1988;

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the Applicant and other interested parties, and the recommendations of the various County Review Agencies;

WHEREAS, the Board of County Commissioners pursuant to Article 2 (Application Processes and Procedures) of the ULDC is authorized and empowered to consider, approve, approve with conditions or deny the request;

WHEREAS, Resolution R-1989-0348 was adopted by the Board of County Commissioners on March 2, 1988;

WHEREAS, the Palm Beach County Survey Section may administratively correct any scrivener's errors that will not significantly impact the overall boundary of the adopted legal description; and,

WHEREAS, Article 2.B.6.C (Board Action) 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-1989-0348, approving Zoning Application Z/SE-1988-00021, the application of B. P. Oil Inc., by Gulf Products Division, Agent, for a Special Exception to allow an Auto Service Station (No Major Repairs) is hereby revoked.

Commissioner Weinroth moved for the approval of the Resolution.

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

Commissioner Mack Bernard, Mayor	-	Absent
Commissioner Dave Kerner, Vice Mayor	-	Aye
Commissioner Hal R. Valeche	-	Aye
Commissioner Gregg K. Weiss	-	Aye
Commissioner Robert S. Weinroth	-	Aye
Commissioner Mary Lou Berger	-	Aye
Commissioner Melissa McKinlay	-	Aye

The Mayor thereupon declared that the resolution was duly passed and adopted on August 22, 2019.

Filed with the Clerk of the Board of County Commissioners on September 5th, 2019

This resolution is effective when filed with the Clerk of the Board of County Commissioners.

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

A PARCEL OF LAND IN THE SOUTHWEST 1/4 OF SECTION 5, TOWNSHIP, 44 SOUTH, RANGE 43 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE POINT OF INTERSECTION OF THE EAST RIGHT-OF-WAY LINE OF CONGRESS AVENUE (STATE ROAD 807) AS SHOWN ON STATE ROAD DEPARTMENT RIGHT-OF-WAY MAP RECORDED IN ROAD PLAT BOOK 3, PAGES 32-39 AND THE WESTERLY EXTENSION OF THE NORTH LINE OF LARSON ADDITION, ACCORDING TO THE AMENDED PLAT AS RECORDED IN PLAT BOOK 24, PAGE 55 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA; THENCE RUN N. 02°30'35" E. ALONG THE EAST RIGHT-OF-WAY LINE AND BEING PARALLEL WITH AND 33.00 FEET EAST OF THE WEST LINE OF SAID SECTION 5, FOR A DISTANCE OF 300.37 FEET, THENCE RUN S. 88°33'15" E. PARALLEL TO THE CENTER LINE OF CONSTRUCTION AS PER RIGHT-OF-WAY MAP AS PER SECTION NO. 93580 IN PALM BEACH COUNTY, FLORIDA FOR 13.00 FEET TO THE POINT OF BEGINNING OF THE HEREINAFTER DESCRIBED PARCEL OF LAND; THENCE CONTINUE S. 88°33'15" E. FOR A DISTANCE OF 137.00 FEET; THENCE RUN S. 02°30'38" W. PARALLEL TO THE WEST LINE OF SAID SECTION 5 FOR 141.00 FEET TO THE NORTHERLY RIGHT-OF-WAY LINE OF SUMMIT BOULEVARD; THENCE RUN N. 88°33'15" W. ALONG SAID NORTHERLY RIGHT-OF-WAY LINE FOR 111.53 FEET TO A POINT; THENCE RUN N. 43°01'19" W. FOR 35.68 FEET; THENCE RUN N. 02°30'38" E. ALONG THE EASTERLY RIGHT OF WAY LINE OF CONGRESS AVENUE (AFOREMENTIONED), FOR 115.53 FEET TO THE POINT OF BEGINNING.