

RESOLUTION REVOKING A SPECIAL EXCEPTION
ADOPTED BY RESOLUTION R-1980-375
(CONTROL NUMBER 1979-268)

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, Ordinance 2003-067 as amended (ULDC), have been satisfied;

WHEREAS, Zoning Application SE-1976-00268, an application of G. R. Frost, Town Manager for the Town of Palm Beach, for a Special Exception to allow for a Governmental Service and Accessory Buildings and Structures, including Recreation and Club facilities, in the General Commercial (CG) Zoning District and the Residential Multiple Family District (High Density) (RH) Zoning District and subject to Conditions of Approval was presented to the Board of County Commissioners at a public hearing on February 28, 1980 and adopted on March 18, 1980 by R-1980-375;

WHEREAS, Zoning Application SV/ZV/ABN/PDD/CA-2021-00553 was submitted on behalf of Town of Palm Beach and CRE Fund at Okeechobee Boulevard, LLC - Carlos Gonzales, by Schmidt Nichols, Agent, for a Subdivision Variance; a Type 2 Variance, an Official Zoning Map Amendment, two Class A Conditional Uses; and two Development Order Abandonments to abandon the Fraternal Organization and Club Facilities granted by R-1973-0618, and to abandon a Governmental Service and Accessory Buildings and Structures, including Recreation and Club facilities granted by R-1980-375;

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 hereby incorporates by reference the Findings in the staff report addressing the Standards contained in Article 2.B (Public Hearing Processes) for a Development Order Abandonment

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, 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-1980-375, which approved a Special Exception to allow for a Governmental Service and Accessory Buildings and Structures, including Recreation and Club facilities on a parcel of land generally described as shown on the legal description in EXHIBIT A, is hereby revoked.

Commissioner Bernard moved for the approval of the Resolution.

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

Commissioner Robert S. Weinroth, Mayor	-	Aye
Commissioner Gregg K. Weiss, Vice Mayor	-	Aye
Commissioner Maria G. Marino	-	Aye
Commissioner Dave Kerner	-	Aye
Commissioner Maria Sachs	-	Aye
Commissioner Melissa McKinlay	-	Aye
Commissioner Mack Bernard	-	Aye

The Mayor thereupon declared that the resolution was duly passed and adopted on May 26, 2022.

Filed with the Clerk of the Board of County Commissioners on June 2, 2022.

This resolution shall not become effective unless or until the effective date of the Large Scale Land Use Amendment No. LGA-2020-011.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

BY: 
COUNTY ATTORNEY

JOSEPH ABRUZZO,
CLERK & COMPTROLLER


BY: 
DEPUTY CLERK



EXHIBIT A

LEGAL DESCRIPTION

The West 1/2 of the Northwest 1/4 of the Northeast 1/4 of Section 26, Township 43 South, Range 42 East, being a portion of Plat No. 1, Westmoor Pines, an addition to West Palm Beach, as said plat is recorded in Plat Book 4, Page 21, together with: the Northwest 1/4 of the Southwest 1/4 of the Northeast 1/4 of said Section 26. Subject to the right of way for State Road 704 (Okeechobee Boulevard), Lake Worth Drainage District E-3 Canal and any other rights of way or easements of record.

Said property located on the south side of Okeechobee Boulevard (S.R. 704), being bounded on the west by L.W.D.D. Canal No. 3, approximately 1950 feet west of Haverhill Road