

RESOLUTION NO. ZR-2020- 013

RESOLUTION REVOKING RESOLUTION ZR-2009-043
(CONTROL NUMBER 1980-00228)
AFFIRMING THE LEGISLATIVE ABANDONMENT
OF ZONING APPLICATION CB/CA-2009-01498

WHEREAS, the Zoning Commission, pursuant to Article 2 (Application Processes and Procedures) of the Palm Beach County Unified Land Development Code (ULDC), Ordinance 2003-067, Supplement 26, is authorized and empowered to consider, approve, approve with conditions or deny the request;

WHEREAS, the notice and public hearing requirements pursuant to Article 2 (Application Processes and Procedures) of the ULDC have been satisfied;

WHEREAS, Zoning Application CB/CA-2009-01498 was presented to the Zoning Commission at a public hearing on December 4, 2009;

WHEREAS, Resolution ZR-2009-043 approving this Application was adopted by the Zoning Commission on December 4, 2009;

WHEREAS, the Zoning Director has determined the request to legislatively abandon the Development Order, as provided in Article 2 (Application Processes and Procedures) of the ULDC, meets the requirements contained therein;

WHEREAS, the Zoning Director presented the abandonment of the Development Order to the Zoning Commission for ratification on June 4, 2020; and

WHEREAS, Article 2.B.6.C (Board Action) of the ULDC requires that action of the Zoning Commission be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE ZONING COMMISSION OF PALM BEACH COUNTY, FLORIDA, that Resolution ZR-2009-043, approving Zoning Application CB/CA-2009-01498, the application of the application of Jeff Smith by Frogner Consulting, LLC, for a Class B Conditional Use to allow Indoor Entertainment in the General Commercial (CG) Zoning District, on a parcel of land legally described in Exhibit A, attached hereto and made a part hereof, and generally located as shown on the vicinity sketch as indicated in EXHIBIT B, attached hereto and made a part hereof, is hereby revoked.

Commissioner Caliendo moved for the approval of the Resolution.

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

Sheri Scarborough, Chair	- Yes
Sam Caliendo, Vice Chair	- Yes
Amir Kanel	- Yes
John Kern	- Yes
Marcelle Griffith Burke	- Yes
Alex Brumfield III	- Yes
Mark Beatty	- Absent
Jess Sowards	- Yes

The Chair thereupon declared that the resolution was duly passed and adopted on June 4, 2020.

This resolution is effective when filed with the Palm Beach County Zoning Division on June 23, 2020.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS ZONING COMMISSIONERS

BY: 
COUNTY ATTORNEY

BY: 
CHAIR

EXHIBIT A

LEGAL DESCRIPTION

THE SOUTH ½ OF THE NORTHWEST ¼ OF THE SOUTHWEST ¼ OF THE NORTHEAST ¼ OF SECTION 25, TOWNSHIP 43 SOUTH, RANGE 42 EAST, LESS THE WEST 53 FEET THEREOF FOR RIGHT-OF-WAY OF STATE ROAD 809, AND LESS THE NORTH 150 FEET OF THE SOUTH ½ OF THE NORTH ½ OF THE WEST ½ OF THE SOUTHWEST ¼ OF THE NORTHEAST ¼ THEREOF; SAID LANDS SITUATE, LYING AND BEING IN PALM BEACH COUNTY, FLORIDA.

CONTAINING 2.65 ACRES MORE OR LESS.

EXHIBIT B

VICINITY SKETCH

