

RESOLUTION NO. R-2004-0963

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 1981-170A.2
TO REVOKE THE DEVELOPMENT ORDER AMENDMENT APPROVED BY
RESOLUTION NO. R-99-323
PETITION NO. 1981-170(A)
THE PETITION OF RCS BOCA GROVE, INC.

WHEREAS, the Board of County Commissioners, as the governing body, pursuant to the authority vested in Chapter 163 and Chapter 125, Florida Statutes, is authorized and empowered to consider petitions relating to zoning; and

WHEREAS, systematic monitoring and review of approved zoning actions help implement the goals and objectives of the Comprehensive Plan; and

WHEREAS, the notice and hearing requirements as provided for in Article 2.E. of the Palm Beach County Land Development Code have been satisfied; and

WHEREAS, pursuant to Article 2.E., Status Report SR 1981-170A.2 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on May 27, 2004; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR 1981-170A.2 and considered testimony, and the recommendations of the various county review agencies; and

WHEREAS, Article 2.E. of the Palm Beach County Land Development Code authorizes the Board of County Commissioners to revoke the Conditional Use "A"; and

WHEREAS, the Board of County Commissioners made the following findings of fact:

1. Resolution No. R-99-323 was approved more than five years ago.
2. A two-year time extension was previously approved.
3. Development has not commenced since the development order was approved.
4. The revocation of a development order amendment is consistent with the Palm Beach County Comprehensive Plan and with the Unified Land Development Code.

WHEREAS, Section 5.3 of the Land Development Code requires that the 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 the recommendation of Status Report No. SR 1981-170A.2, to revoke the Development Order Amendment previously granted by the approval of the petition of RCS Boca Grove, Inc., Petition No. 1981-170(A), confirmed by the adoption of Resolution R-99-323, which approved a Development Order Amendment to add building square footage and reconfigure the site plan for a Special Exception for a Planned Office Business Park, on property legally; described in Exhibit A, being located on the west side of Powerline Road, approximately

0.5 mile south of Glades Road, in the CS-Specialized Commercial zoning district, is approved.

Commissioner Aaronson moved for approval of the Resolution.

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

KAREN T. MARCUS, CHAIR	—	Aye
TONY MASILOTTI, VICE CHAIRMAN	—	Absent
JEFF KOONS	—	Absent
WARREN H. NEWELL	—	Aye
MARY MCCARTY	—	Absent
BURT AARONSON	—	Aye
ADDIE L. GREENE	—	Aye

The Chair thereupon declared the resolution was duly passed and adopted this 27 day of May, 2004.

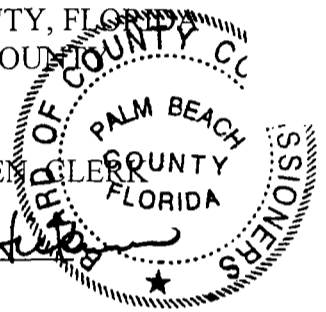
APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY COMMISSIONERS

DOROTHY H. WILKENS, CLERK

BY: 
COUNTY ATTORNEY

BY: 
DEPUTY CLERK



Filed with the Clerk of the Board of County Commissioners on the 22 day of June, 2004.

EXHIBIT A

LEGAL DESCRIPTION

A parcel of land lying in Section 22, Township 47 South, Range 42 East, Palm Beach County, Florida, being more particularly described as follows:

Commencing at the Northwest corner of Section 22, Township 47 South, Range 42 East; thence South $00^{\circ} 10' 25''$ West, 1358.00 feet along the West line of Section 22 to the Point to Beginning of the herein described parcel; thence continue South $00^{\circ} 10' 25''$ West, 598.00 feet; thence South $89^{\circ} 49' 35''$ East, 15.05 feet to a tangent curve concave Southerly, having a central angle of $18^{\circ} 49' 24''$ and a radius of 331.64 feet; thence 108.95 feet Easterly along the arc of said curve to a tangent line; thence South $71^{\circ} 00' 11''$ East, 2.54 feet along said tangent line; thence North $63^{\circ} 57' 10''$ East, 35.38 feet to a non-tangent curve, being concave Easterly, having a central angle of $00^{\circ} 05' 19''$, a radius of 2271.64 feet and a tangent bearing of North $18^{\circ} 54' 30''$ East; thence Northeasterly 3.51 feet along the arc of said curve to a tangent line; thence North $18^{\circ} 59' 49''$ East, 17.45 feet to a tangent curve concave Easterly having a central angle of $11^{\circ} 06' 53''$, and radius of 1946.47 feet; thence Northeasterly 377.59 feet along the arc of said curve to a tangent line; thence North $30^{\circ} 06' 42''$ East, 72.18 feet along said line to a tangent curve concave Easterly, having a central angle of $00^{\circ} 08' 09''$ and a radius of 2313.38 feet; thence Northerly 5.49 feet along the arc of said curve to a non-tangent line; thence North $13^{\circ} 57' 22''$ West, 34.86 feet along said line; thence North $58^{\circ} 09' 36''$ West, 173.95 feet to a tangent curve concave to the South, having a central angle of $32^{\circ} 12' 39''$ and radius of 306.54 feet; thence Westerly along the arc of said curve 172.33 feet to a tangent line; thence South $89^{\circ} 37' 44''$ West, 36.95 feet, along said line to the Point of Beginning.

Approximately 3.46 acres, more or less.