

RESOLUTION NO. R-2004- 2036

RESOLUTION REVOKING RESOLUTION R-98-1790
AFFIRMING THE ADMINISTRATIVE ABANDONMENT
OF ZONING PETITION CA98-37

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 petitions related to zoning; and

WHEREAS, Zoning Petition CA98-37 was presented to the Board of County Commissioners at a public hearing on October 22, 1998; and

WHEREAS, Resolution R-98-1790 approving this petition was adopted by the Board of County Commissioners on October 22, 1998; and

WHEREAS, the Zoning Director has determined the request to administratively abandon the development order, as provided for in Article 2 (Development Review Procedures) of the Palm Beach County Unified Land Development Code (Ordinance 2003-067), meets the requirements contained therein; and

WHEREAS, the Zoning Director has administratively abandoned the development order, as provided for in Article 2 (Development Review Procedures) of the Palm Beach County Unified Land Development Code (Ordinance 2003-067) and

WHEREAS, the Zoning Director presented the abandonment of the development order to the Board of County Commissioners for ratification on September 30, 2004; and

WHEREAS, Article 2.A.1.K (Public Hearing Procedures) of the Palm Beach County Unified Land Development Code 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-98-1790, approving Zoning Petition CA98-37, the petition of Vessel Sales, LTD, by Charles Putman & Associates, agent, for a Class A Conditional Use to allow an Agricultural Excavation in the Agricultural Residential (AR) Zoning District is hereby revoked.

Commissioner MASILOTTI moved for the approval of the Resolution.

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

| | |
|----------------------------|-----------------|
| Karen T. Marcus, Chair | ¥ AYE |
| Tony Masilotti, Vice Chair | ¥ AYE |
| Jeff Koons | ¥ AYE |
| Warren H. Newell | ¥ AYE |
| Mary McCarty | ¥ AYE |
| Burt Aaronson | ¥ AYE |
| Addie L. Greene | ¥ ABSENT |


The Chair thereupon declared that the resolution was duly passed and adopted on September 30, 2004.

Filed with the Clerk of the Board of County Commissioners on 9th day of NOVEMBER, 2004.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS
DOROTHY H. WILKEN, CLERK

BY: 
COUNTY ATTORNEY

BY: 
PALM BEACH COUNTY CLERK

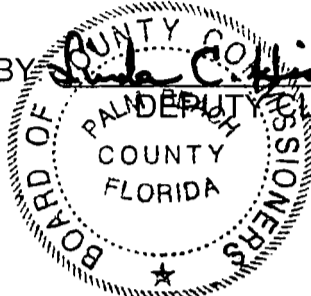


EXHIBIT A

LEGAL DESCRIPTION

Parcel I

The following described parcels of land in Block 10, the PALM BEACH FARMS COMPANY, PLAT NO. 1, Section 10 Township 46 South, Range 42 East, Palm each County, Florida, described as follows:

Beginning 273.22 feet West of the Southeast corner of Tract 74,; thence Westerly to the Southwest corner of Tract 74; thence Northerly 170 feet to a point. Easterly 83.7 feet; thence southerly 170 feet to the point of beginning. Also the South 170 feet of Tract 75. Also the South 170 feet of the East 90.73 feet and the South 20.5 feet of the West 228.72 feet of Tract 76. Also the South 20.5 feet of Tract 77 and all of Tracts 84, 85, 86, 87 and 88, TOGETHER with all fixtures, appurtenances and improvements located thereon and therein.

AND

Parcel II

Tracts 73, 74, 75, 76 and 77, LESS: BEGINNING at a point on the South line of Tracts 73 and 74, 600 feet Westerly of the Southeast corner of Tract 73; thence Northerly parallel to the East line of Tract 74 a distance of 170 feet to a point; thence Westerly parallel to the South line of Tracts 74, 75 and 76 a distance of 479.40 feet to a point; thence Southerly parallel to the West line of Tract 76 a distance of 149.5 feet to a point; thence Westerly parallel to the South line of Tracts 76 and 77; thence Southerly along the West line of Tract 77 a distance of 20.5 feet to the southwest corner of Tract 77; thence Easterly along the South line of Tracts 77, 76, 75 and 74 to the point of beginning; which point is 600 feet westerly from the Southeast corner of Tract 73; ALL in Section 10, Township 46 south, Ranger 42 East, THE PALM BEACH FARMS COMPANY PLAT NO. 1, according to the plat thereof on file in the office of the clerk of the circuit court in and for Palm beach County, Florida, in Plat Book 2, Pages 26 to 28.

Containing 47.35 acres, more or less

TOGETHER with all furnishings, fixtures, furniture, lighting appliances and equipment located thereon both parcels of land.

TRACTS 73 – 77 and Tracts 84 – 88 PALM BEACH FARMS CO PLAT NO 1 According to the Plat recorded in Plat Book 2, Pages 26 – 28 inclusive. Record in the Pubic Records of Palm Beach County Florida, said land situate, lying and being in Palm Beach County, Florida.