

RESOLUTION NO. R-2005-1413

RESOLUTION REVOKING RESOLUTION R-1979-0493
(CONTROL NUMBER 1979-058)
AFFIRMING THE ADMINISTRATIVE ABANDONMENT
OF ZONING APPLICATION SE1979-058
(SCOTT'S RESTAURANT)

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 Application SE1979-058 was presented to the Board of County Commissioners at a public hearing on March 29, 1979; and

WHEREAS, Resolution R-1979-0493 approving this application was adopted by the Board of County Commissioners on April 17, 1979; 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 July 28, 2005; 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-1979-0493, approving Zoning Application SE1979-058, the petition of Scott's Restaurant Co. Ltd., by Jim Watson, agent, for a SPECIAL EXCEPTION to allow a DRIVE-IN RESTAURANT is hereby revoked.

Commissioner MARCUS moved for the approval of the Resolution.

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

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

The Chair thereupon declared that the resolution was duly passed and adopted on July 28, 2005.

Filed with the Clerk of the Board of County Commissioners on 24TH day of AUGUST, 2005.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

SHARON R BOCK,
CLERK & COMPTROLLER

BY: 
COUNTY ATTORNEY

BY: 
DEPUTY CLERK

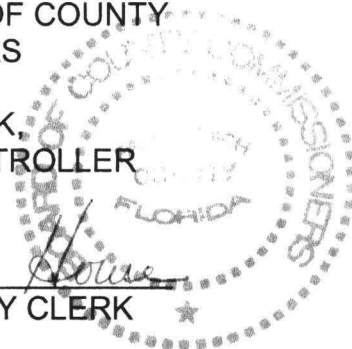


EXHIBIT A

LEGAL DESCRIPTION

Parcel "B" of Evergreen Acres, as recorded in Plat book 26, Page 43, being in Section 24, Township 44 South, Range 42 East. Said property located at the Northeast Corner of Military Trail and Broadway Street.