

RESOLUTION NO. R-2005- 1414

RESOLUTION REVOKING RESOLUTIONS R-1997-0770 and R-2002-1011
(CONTROL NUMBER 1997-017)
AFFIRMING THE ADMINISTRATIVE ABANDONMENT
OF ZONING PETITION CA1997-017 and STATUS REPORT SR 1997-017
(GROVE EXCAVATION)

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 CA1997-017 and Status Report SR1997-017 were presented to the Board of County Commissioners at a public hearings on May 22, 1997 and June 19,2002; and

WHEREAS, Resolutions R-1997-0770 and R-2002-1011 approving this application were adopted by the Board of County Commissioners on June 23, 1997 and June 19, 2002; 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 Resolutions R-1997-0770 and R-2002-1011, approving Zoning Petition CA1997-017 and Status Report SR1997-017, the petition of Mecca Farms, Inc., by Gary Smigiel and Gary Brandenburg agents, for a Class A Conditional Use to allow a allow a Type III Excavation are 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

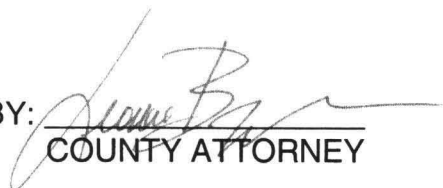
The Chair thereupon declared that the resolution was duly passed and adopted on July 28, 2005.

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

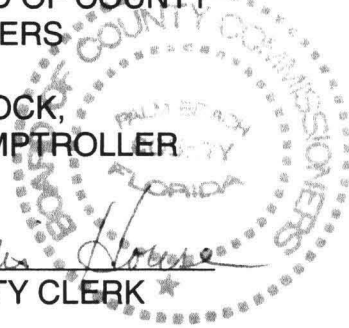


EXHIBIT A

LEGAL DESCRIPTION

LEGAL DESCRIPTION:

FROM ATTORNEY'S TITLE INSURANCE FUND, INC. TITLE CERTIFICATE NO. 06-91-9643.

THE WEST ONE-HALF OF SECTION 5 AND ALL OF SECTIONS 6 AND 7, AND THE WEST ONE-HALF OF SECTION 8, IN TOWNSHIP 42 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA, LESS THE RIGHT-OF-WAY OF CANAL C-18 (A WORKS OF THE CENTRAL AND SOUTHERN FLORIDA FLOOD CONTROL DISTRICT, NOW KNOWN AS THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT.)

LESS PARCEL "A" DESCRIBED AS FOLLOWS:

A PORTION OF THE WEST ONE-HALF OF SECTION 5, AND A PORTION OF SECTION 6, TOWNSHIP 42 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTH ONE-QUARTER CORNER OF SAID SECTION; THENCE SOUTH 03°10'07" WEST, ALONG THE EAST LINE OF THE WEST ONE-HALF OF SAID SECTION 5, A DISTANCE OF 200.37 FEET, TO A POINT ON THE SOUTH LINE OF THE C-18 CANAL ACCORDING TO DEED BOOK 1097, PAGE 261 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA AND THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED PARCEL 'A':

THENCE SOUTH 89°42'33" WEST, ALONG SAID SOUTH LINE OF THE C-18 CANAL, A DISTANCE OF 2634.59 FEET; THENCE SOUTH 89°57'02" WEST, CONTINUING ALONG SAID SOUTH LINE OF THE C-18 CANAL, A DISTANCE OF 719.74 FEET; THENCE NORTH 00°10'35" WEST, A DISTANCE OF 3871.82 FEET; THENCE NORTH 89°45'39" EAST, A DISTANCE OF 3128.05 TO A POINT ON THE EAST LINE OF THE WEST ONE-HALF OF SAID SECTION 5, THENCE NORTH 03°10'07" EAST, ALONG SAID EAST LINE OF THE WEST ONE-HALF OF SAID SECTION 5, A DISTANCE OF 3878.67 FEET, TO THE POINT OF BEGINNING.

CONTAINING 71,053,317 SQ. FT, OR 1,631.1597 ACRES MORE OR LESS.