

RESOLUTION NO. R-2007- 1875

RESOLUTION REVOKING RESOLUTION R-1981-877
AFFIRMING THE ADMINISTRATIVE ABANDONMENT
OF ZONING APPLICATION SE1981-094

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 applications related to zoning; and

WHEREAS, Zoning Application SE1981-094 was presented to the Board of County Commissioners at a public hearing on June 25, 1981; and

WHEREAS, Resolution R-1981-877 approving this application was adopted by the Board of County Commissioners on July 21, 1981; 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), as amended, meets the requirements contained therein; and

WHEREAS, the Zoning Director presented the abandonment of the development order to the Board of County Commissioners for ratification on February 22, 2007; and

WHEREAS, Article 2.A.1.K.3.b (Action by BCC) 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-1981-877, approving Zoning Application SE1981-094, the application of Peter Maly, for a Special Exception to allow a commercial new and used automobile sale and repair facility is hereby revoked.

Commissioner McCarty moved for the approval of the Resolution.

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

- | | | |
|------------------------------|---|--------|
| Addie L. Greene, Chairperson | - | Aye |
| John F. Koons, Vice Chair | - | Aye |
| Karen T. Marcus | - | Aye |
| Robert J. Kanjian | - | Aye |
| Mary McCarty | - | Aye |
| Burt Aaronson | - | Aye |
| Jess R. Santamaria | - | Absent |

The Chairperson thereupon declared that the resolution was duly passed and adopted on October 25, 2007.

Filed with the Clerk of the Board of County Commissioners on 25th day of October, 2007.

This resolution is effective when filed with the Clerk of the Board of County Commissioners.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

SHARON BOCK, CLERK &
COMPTROLLER

BY: 
COUNTY ATTORNEY

BY: 
DEPUTY CLERK



EXHIBIT A

LEGAL DESCRIPTION

Beginning at point on the North Section line of Section 29, Township 43 South, Range 43 East, this point being 764 feet East of the East line of Madrid Park, according to the Plat thereof on file in the Office of the Clerk of the Circuit Court in and for Palm Beach County in Plat Book 13, page 78 where it adjoins the North Section line of Section 29; thence running South parallel to the East line of Madrid Park a distance of 110 feet; thence East parallel to the North line of said Section a distance of 112.5 feet; thence North and parallel to the East line of Madrid Park a distance of 110 feet to the North Section line; thence West along the North Section line, a distance of 112.5 feet to the Point-of-Beginning; EXCEPTING therefrom the rights-of-way for drainage canals, be the aforesaid several dimensions, more or less; LESS also the Right-of-way for Okeechobee Boulevard; the, East 12.5 feet of said Tract, running from North to South is reserved for roadway known as Oklawaha Avenue, together with the following described parcel from a point on the North Section line of Section 29, Township 43 South, Range 43 East which point is 764 feet East of the East line of Madrid Park, according to the Plat thereof on file in the Office of the Clerk of the Circuit Court in and for Palm Beach County, in Plat Book 13, page 78 where it adjoins the North Section line of Section 29, run South on a line parallel to the East line of Madrid Park a distance of 110 feet to the Point of Beginning; thence from said Point of Beginning continue South on a line parallel to the East line of Madrid Park a distance of 50 feet; thence run East on a line parallel to the North line of Section 29 a distance of 112.5 feet; thence run North on a line parallel to the East line of Madrid Park a distance of 50 feet; thence run West on a line parallel to the North Section line of Section 29 a distance of 112.5 feet to the Point of Beginning, SUBJECT to a perpetual easement over and upon the East 12.5 feet of the parcel hereinabove described for private road purposes, together with the following described parcel; From a point on the North line of said Section 29, which is 764 feet East of the East line of Madrid Park, according to the Plat thereof on file in the Office of the Clerk of the Circuit Court in and for Palm Beach County, in Plat Book 13, page 79 where it adjoins the North line of said Section 29; run South on a line parallel to the East line of Madrid Park a distance of 160 feet to the Point of Beginning and the Northwest corner of the parcel hereby conveyed; thence continue South parallel to the East line of Madrid Park a distance of 50 feet; thence run East on a line parallel to the North line of said Section 29, a distance of 112.5 feet; thence run North on a line parallel to the East line

of Madrid Park a distance of 50 feet; thence run West on a line parallel to the North line of said Section 29, a distance of 112.5 feet to the Point of Beginning; SUBJECT to a perpetual easement over and upon the East 12.5 feet of the parcel hereby conveyed for private roadway purposes, together with the following described parcel: From a point on the North Section line of Section 29, Township 43 South, Range 43 East, which point is 876.5 feet of the East line of Madrid Park, according to the Plat thereof on file in the Office of the Clerk of the Circuit Court in and for Palm Beach County, in Plat Book 13, page 78 where it adjoins the North Section line of Section 29, . run South parallel to the East line of Madrid Park a distance of 262 feet to the Point of Beginning; thence from said Point of Beginning continue South parallel to the East line of Madrid Park, a distance of 72 feet;. thence run West parallel to the North line of Section 29 a distance of 102.5 feet; thence run North parallel to the East line of Madrid Park a distance of 72 feet; thence run East parallel to the North line of Section 29 a distance of 102.5 feet to the Point of Beginning; SUBJECT to an easement for private roadway purposes over the East 12.5 feet, of the above described land, and TOGETHER WITH an easement for private-roadway purposes from the Eastern end of the first above described land North to Okeechobee Road over the private roadway known as Oklawaha Avenue, together with the South 52 feet of the North 262 feet of the East 112.5 feet of the West 210 feet of the West 1/2 of the Northeast 1/4 of the Northeast 1/4 of the Northeast 1/4 of Section 29, Township 43 South, Range 43 East, less Canal right-of-way.