

RESOLUTION NO. R-2009- 0173

RESOLUTION REVOKING RESOLUTION R- ***
(CONTROL NO. 1983-00045)
AFFIRMING THE ADMINISTRATIVE ABANDONMENT
OF ZONING APPLICATION ABN-2008-02224

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 ABN-2008-02224 was presented to the Board of County Commissioners at a public hearing conducted on January 29, 2009; and

WHEREAS, Resolution R-*** approving this application was adopted by the Board of County Commissioners on January 29, 2009; and

WHEREAS, the Zoning Director has determined the request to administratively abandon the development order, as provided for in Article 2 (Development Review Process) 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 January 29, 2009; 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-***, approving Zoning Application ABN-2008-02224, the application of Robert L Terry, for a to abandon approvals granted through Resolutions R-83-801, R-83-802, R-90-052, R-91-519. is hereby revoked.

Commissioner Marcus 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:

- Commissioner John F. Koons, Chairman - Aye
- Commissioner Burt Aaronson, Vice Chairman - Aye
- Commissioner Karen T. Marcus - Aye
- Commissioner Shelley Vana - Aye
- District 4 -
- Commissioner Jess R. Santamaria - Aye
- Commissioner Addie L. Greene - Aye

The Chairperson thereupon declared that the resolution was duly passed and adopted on January 29, 2009.

Filed with the Clerk of the Board of County Commissioners on February 17, 2009.


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 R. BOCK,
CLERK & COMPTROLLER

BY: 
COUNTY ATTORNEY

BY: 
DEPUTY CLERK




EXHIBIT A

LEGAL DESCRIPTION

Section 32, Township 43 South, Range 42 East in Tract 42, Block 6, Palm Beach Farms Company Plat NO. 3, according to the Plat recorded in Plat Book 2, Pages 45 to 54, more particularly described as follows:

Beginning at the Northwest corner of said Tract 42, run East along the North line of said Tract 42 a distance **of** 275.04 feet; thence run South on a line parallel to the East line of said Tract 42 a distance of 265 feet; thence run West on a line parallel **to** the North line **of** said **Tract** 42 a distance of 125.00 feet; thence run South on a line parallel to the East line **of** said Tract 42 a distance of 55.97 feet; thence run East on a line making an angle with the last described course from North to East **of** 92 degrees, 47 minutes, 52 seconds **a** distance of 19.74 feet; thence run South on a line parallel **to** the East line of 'said Tract **42** a distance of **112.6** feet, more or less, to the North right of way line of State Road No.80, as said right of **way** is conveyed by Deed recorded in Deed Book **1027**, Page **3981** **of** the Public Records of Palm Beach County, thence run North **89** degrees, **58** minutes, **25** seconds West along the said North right **of** way line **of** State Road No.80 a distance **of** **170.53** feet to the West line **of** said Tract **42**; thence run North along the West line of said Tract **42** a distance of **426.78** feet, more or less, to the Northwest corner of said Tract **42** and the point of beginning; **TOGETHER** with **any** right, title or interest of the party **of** the first part in **or to** the land subject to the right of way of State Road No. **80** lying South of the parcel herein above described., being located on the north side **of** Southern Boulevard, approximately **150** feet east **of** Benoist Farms Road