

RESOLUTION NO. R-2011-1844

RESOLUTION ABANDONING AUTO SERVICE STATION APPROVED IN  
RESOLUTION R-1989-1631  
(CONTROL NUMBER 1977-00079)  
AFFIRMING THE LEGISLATIVE ABANDONMENT  
OF ZONING APPLICATION EAC/ABN-2011-01745

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 SE1977-079(A) was presented to the Board of County Commissioners at a public hearing on May 25, 1989; and

WHEREAS, Resolution R-1989-1631 approving this application was adopted by the Board of County Commissioners on September 12, 1989 and

WHEREAS, the Zoning Director has determined the request to legislatively abandon the auto service station (no major repairs- auto lube) approved in Resolution R-1989-1631, 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 has legislatively abandoned the auto service station, as provided for in Article 2 (Development Review Procedures) of the Palm Beach County Unified Land Development Code (Ordinance 2003-067, as amended) and

WHEREAS, the Zoning Director presented the abandonment of the auto service station to the Board of County Commissioners for ratification on 1977-00079; and

WHEREAS, Article 2.A.1.K (Public Hearing Procedures) of the Palm Beach County Unified Land Development Code (ULDC) 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 the auto service station (no major repairs- auto lube) approved in Resolution R-1989-1631, approving Zoning Application 1977-079(A), the petition of Old Stone Bank, by Kieran J. Kilday, agent, is hereby abandoned.

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 Shelley Vana, Chair	-	Aye
Commissioner Steven L. Abrams, Vice Chairman	-	Aye
Commissioner Karen T. Marcus	-	Aye
Commissioner Paulette Burdick	-	Aye
Commissioner Burt Aaronson	-	Aye
Commissioner Jess R. Santamaria	-	Absent
Commissioner Priscilla A. Taylor	-	Aye

The Chair thereupon declared that the resolution was duly passed and adopted on December 1, 2011.

Filed with the Clerk of the Board of County Commissioners on 14th day of December, 2011.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

BY:   
COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS  
SHARON R BOCK,  
CLERK & COMPTROLLER

BY:   
DEPUTY CLERK  
FLORIDA



## EXHIBIT A

### LEGAL DESCRIPTION

#### *LEGAL DESCRIPTION:*

*A certain Parcel of Land in the Southeast One Quarter (S.E. 1/4) of the Southwest One Quarter (S.W. 1/4) of Section 12, Township 44 South, Range 42 East, Palm Beach County, Florida, more Particularly Described as follows:*

*Beginning at a Point in a line parallel with and 53 feet South of, measured at right angle to, the centerline of Forest Hill Boulevard as same is shown on plat recorded in Road Plat Book 2, Page 148, Public Records of Palm Beach County, Florida, and distant thereon 150.14 feet Westerly from the Westerly Right of Way line of Military Trail (S.R. No. 809) as same is shown on plat recorded in Road Plat Book 3, Page 74, Public Records of Palm Beach County, Florida; thence run Westerly, along said parallel line, a distance of 640.00 feet; thence Southerly at right angles to the last preceding course, a distance of 683.00 feet; thence Easterly at right angles to the last preceding course a distance of 647.45 feet more or less, to a point 175.00 feet Westerly from said Westerly Right of Way of Military trail; thence Southerly along a line parallel with the East line of the Southwest Quarter of said Section 12, a distance of 97.18 feet, more or less, to a point on the South line of the North Quarter of Lot 4 in Block 3 of Model Land Company's Subdivision of Section 12, as recorded in Plat Book 10, at Page 20, Public Records of Palm Beach County, Florida; thence Easterly along said South line of the North Quarter of Lot 4, a distance of 174.79 feet, more or less to the Westerly Right of Way line of Military Trail, said Right of Way line being the arc of a curve concave to the West, having a Radius of 21,432 feet; thence Northerly along the said Westerly Right of Way line of Military Trail and along the arc of said curve a distance of 95.65 feet, to the end of said curve; thence continue Northerly along the said Westerly Right of Way line of Military Trail, a distance of 535.12 feet, more or less, to a line parallel with and 203.00 feet Southerly from, measured at right angle to, the said centerline of Forest Hill Boulevard; thence Westerly, along last said parallel line, a distance of 157.23 feet; thence Northerly, at right angles to the last preceding course, a distance of 150.00 feet, more or less, to the Point of Beginning.  
LESS the North 7.00 feet thereof.*

*Containing 540,117 square feet± / 12.3994± acres, more or less.*

*The above described parcel is a portion is a portion of the Boundary Plat as recorded in Plat book 28, Pages 227-228, of the public records of Palm Beach County, Florida*