

RESOLUTION NO. R-2015- 0367

RESOLUTION REVOKING RESOLUTION R-1983-0375 and R-2014-0108
(CONTROL NUMBER 1983-00003)
AFFIRMING THE LEGISLATIVE ABANDONMENT
OF ZONING APPLICATION CB/ABN-2014-02317

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;

WHEREAS, Zoning Application SE-1983-00003 and DOA-2013-02359 were presented to the Board of County Commissioners at public hearings on January 27, 1983 and January 30, 2014;

WHEREAS, Resolution R-1983-0375 and R-2014-010 approving these applications were adopted by the Board of County Commissioners on March 22, 1983 and February 3, 2014;

WHEREAS, the Zoning Director has determined the request to legislatively 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;

WHEREAS, the Zoning Director presented the abandonment of the development order to the Board of County Commissioners for ratification on March 26, 2015;

WHEREAS, the Board of County Commissioners has legislatively 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, as amended); 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 Resolution R-1983-0375 and R-2014-010, approving Zoning Application SE-1983-00003 and DOA-2013-02359, the petition of James P. & Linda G. Feola, and J & B Management Co. of Palm Beaches, Inc, by Miller Land Planning, Inc, Agent, for a Special Exception to allow a Recreational Facility and a Development Order Amendment (DOA) to allow the relocation of an existing driveway; modify the parking lot; and amend a Condition of Approval (Engineering) are hereby revoked.

Commissioner Taylor moved for the approval of the Resolution.

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

- Commissioner Shelley Vana, Mayor - Aye
- Commissioner Mary Lou Berger, Vice Mayor - Aye
- Commissioner Hal R. Valeche - Aye
- Commissioner Paulette Burdick - Aye
- Commissioner Steven L. Abrams - Aye
- Commissioner Melissa McKinlay - Aye
- Commissioner Priscilla A. Taylor - Aye


The Chair thereupon declared that the resolution was duly passed and adopted on March 26, 2015.

Filed with the Clerk of the Board of County Commissioners on 30th day of March, 2015.

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

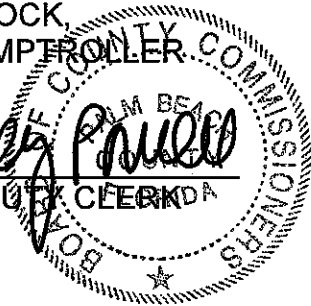


EXHIBIT A
LEGAL DESCRIPTION

A parcel of land located in the East 1/2 of the Northeast 1/4 of the Southwest 1/4 of Section 1, Township 45 South, Range 42 East, Palm Beach County, Florida, being more particularly described as follows:

The South 423.67 feet (all distances herein are measured along boundary lines), LESS the South 140 feet thereof, of the East 1/2 of the Northeast 1/4 of the Southwest 1/4 of said Section 1; AND LESS the East 67 feet thereof; AND LESS the South 182 feet of the West 240 feet; AND LESS the South 142 feet of the East 157 feet of the West 397 feet thereof.

Subject to an Easement for road and utility purposes over the South 20 feet thereof.

AND LESS AND EXCEPTING THE FOLLOWING DESCRIBED PARCEL:

Commencing at the Southeast corner of the Southwest 1/4 of said Section 1; thence North 00° 11' 37" West along the East line of said Southwest 1/4 for a distance of 1,797.34 feet; thence departing said East line South 89° 44' 58" West for a distance of 67.00 feet to a point on the West right-of-way line of Military Trail and the POINT OF BEGINNING; thence continuing South 89° 44' 58" West for a distance of 254.06 feet; thence North 89° 47' 09" West for a distance of 343.15 feet to a point on the West line of the East 1/2 of the Northeast 1/4 of the Southwest 1/4 of said Section 1; thence North 00° 13' 53" West along said West line for a distance of 528.51 feet to a point that is 42.00 feet South of the North line of the Southwest 1/4 of said Section 1; thence North 89° 54' 02" East parallel with the North line of the Southwest 1/4 of said Section 1 for a distance of 597.56 feet to a point on the aforementioned West right-of-way line of Military Trail; thence South 00° 11' 37" West along said West right-of-way line for a distance of 529.71 feet to the POINT OF BEGINNING.

EXHIBIT B
VICINITY SKETCH

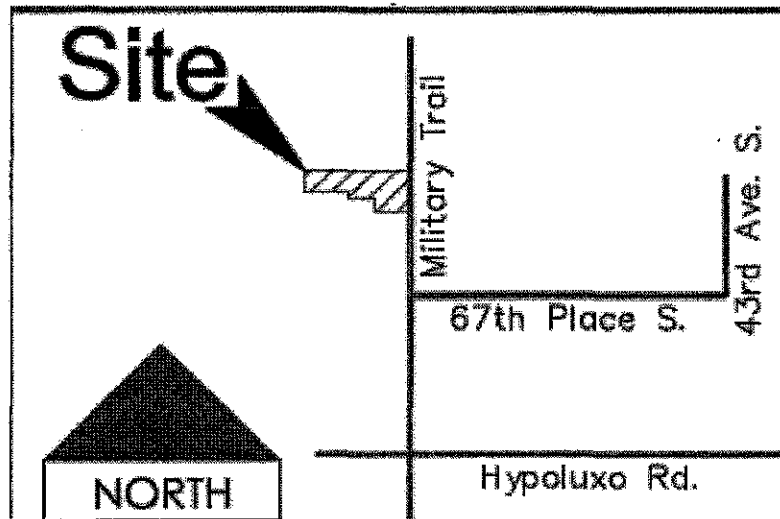


EXHIBIT C
CONDITIONS OF APPROVAL

Development Order Abandonment

DISCLOSURE

1. All applicable state or federal permits shall be obtained before commencement of the development authorized by this Development Permit.