

RESOLUTION NO. R-2017- 0967

RESOLUTION REVOKING RESOLUTION R-1979-96
(CONTROL NUMBER 1978-00288)
AFFIRMING THE LEGISLATIVE ABANDONMENT
OF ZONING APPLICATION ABN/PDD/CA-2017-00137

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;

WHEREAS, the notice and public hearing requirements pursuant to Article 2 (Development Review Procedures) of the Palm Beach County Unified Land Development Code, Ordinance 2003-067 as amended (ULDC), have been satisfied;

WHEREAS, Zoning Application 1978-288 was presented to the Board of County Commissioners at a public hearing on January 28, 1978;

WHEREAS, Resolution R-1979-96 approving this Application was adopted by the Board of County Commissioners on January 30, 1978;

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 ULDC, 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 July 27, 2017; and,

WHEREAS, Article 2.A.1.K (Public Hearing Procedures) of the 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-1979-96, approving Zoning Application 1978-288, the application of Mobil Oil Corporation, by George Gartner, Agent, for a Special Exception to allow an Auto Service Station is hereby revoked.

Commissioner Burdick moved for the approval of the Resolution.

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

- | | |
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| Commissioner Paulette Burdick, Mayor | - Aye |
| Commissioner Melissa McKinlay, Vice Mayor | - Aye |
| Commissioner Hal R. Valeche | - Absent |
| Commissioner Dave Kerner | - Aye |
| Commissioner Steven L. Abrams | - Absent |
| Commissioner Mary Lou Berger | - Aye |
| Commissioner Mack Bernard | - Aye |

The Mayor thereupon declared that the resolution was duly passed and adopted on July 27, 2017.

Filed with the Clerk of the Board of County Commissioners on August 2nd, 2017

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

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



EXHIBIT A

LEGAL DESCRIPTION

LEGAL DESCRIPTION: (OVERALL DEVELOPMENT PARCEL)

A PARCEL OF LAND LYING IN AND BEING A PORTION OF SECTION 25, TOWNSHIP 43 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF SAID SECTION 25; THENCE S89°22'26"E, ALONG THE NORTH LINE OF SAID SECTION 25, A DISTANCE OF 106.42 FEET; THENCE, DEPARTING SAID NORTH LINE, S00°37'34"W, A DISTANCE OF 51.01 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF OKEECHOBEE BOULEVARD, AND THE POINT OF BEGINNING; THENCE, ALONG SAID SOUTH RIGHT-OF-WAY LINE THE FOLLOWING FIVE (5) COURSES: (1) S89°22'26"E, A DISTANCE OF 120.18 FEET; (2) S78°03'50"E, A DISTANCE OF 61.19 FEET; (3) S89°22'26"E, A DISTANCE OF 76.00 FEET; (4) N71°57'18"E, A DISTANCE OF 38.00 FEET; (5) S89°57'54"E, A DISTANCE OF 99.15 FEET; THENCE S00°23'13"W, A DISTANCE OF 250.17 FEET TO THE NORTH RIGHT-OF-WAY LINE OF LAKE WORTH DRAINAGE DISTRICT CANAL (L-1) AS DESCRIBED IN OFFICIAL RECORDS BOOK 3458, PAGE 1986, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA; THENCE N89°22'26"W, ALONG SAID NORTH RIGHT-OF-WAY LINE, A DISTANCE OF 462.26 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF HAVERHILL ROAD (PER FLORIDA DEPARTMENT OF TRANSPORTATION MAP SECTION 93280-2507); THENCE N01°17'30"E, ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 111.00 FEET; THENCE S89°22'26"E, A DISTANCE OF 32.00 FEET; THENCE N01°17'30"E, A DISTANCE OF 103.00 FEET; THENCE N45°57'32"E, A DISTANCE OF 49.78 FEET TO THE POINT OF BEGINNING.

CONTAINING 108,158 SQUARE FEET OR 2.48 ACRES, MORE OR LESS.