

RESOLUTION REVOKING RESOLUTION R-1986-0492
(CONTROL NUMBER 1985-00172)
AFFIRMING THE LEGISLATIVE ABANDONMENT
OF ZONING APPLICATION ABN/Z-2016-02218

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 SE-1985-00172 was presented to the Board of County Commissioners at a public hearing on January 3, 1986;

WHEREAS, Resolution R-1986-0492 approving this Application was adopted by the Board of County Commissioners on April 8, 1986;

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 August 24, 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-1986-0492, approving Zoning Application SE-1985-00172, the application of Boca Rio Golf Club, by Clifford Hertz, Esquire, Agent, to allow a Special Exception for a Private Recreation Facility, including a Golf Course and Country Club is hereby revoked.

Commissioner McKinlay moved for the approval of the Resolution.

The motion was seconded by Commissioner Kerner 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 | - | Aye |
| Commissioner Dave Kerner | - | Aye |
| Commissioner Steven L. Abrams | - | Aye |
| Commissioner Mary Lou Berger | - | Absent |
| Commissioner Mack Bernard | - | Aye |

The Mayor thereupon declared that the resolution was duly passed and adopted on August 24, 2017.

Filed with the Clerk of the Board of County Commissioners on September 5th, 2017.

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

THAT PORTION OF TRACTS 1, AND 22, BLOCK 80, PALM BEACH FARM'S COMPANY PLAT NO. 3, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 2, PAGES 45 THROUGH 54 BOTH INCLUSIVE OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, LYING WEST OF THE WEST RIGHT-OF-WAY LINE OF BOCA RIO ROAD AS RECORDED IN OFFICIAL RECORDS BOOK 1863, PAGE 10 TO THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, SUBJECT TO LAKE WORTH DRAINAGE DISTRICT L-48 CANAL EASEMENT OVER AND ACROSS THE NORTH 35.00 FEET OF SAID TRACT 1 AND SUBJECT TO CHANCERY CASE NO. 407 PER ORB 6495, PG 761 IN FAVOR OF THE LWDD OVER THE NORTH 27.62 FEET OF TRACT 1; AND

TRACT 2, OF SAID BLOCK 80, SUBJECT TO LAKE WORTH DRAINAGE DISTRICT L-48 CANAL EASEMENT OVER AND ACROSS THE NORTH 35.00 FEET AND SUBJECT TO CHANCERY CASE NO. 407 PER ORB 6495, PG 761 IN FAVOR OF THE LWDD OVER THE NORTH 13.86 FEET OF TRACT 2; AND

ALL OF TRACTS 20 AND 21 OF SAID BLOCK 80.

CONTAINING 1,291,846 SQUARE FEET (29.66 ACRES), MORE OR LESS, AND SUBJECT TO EASEMENTS, RESERVATIONS, RESTRICTIONS AND RIGHTS-OF-WAY OF RECORD.