

RESOLUTION NO. R-2020- 0716

RESOLUTION REVOKING RESOLUTION R-1985-0365
(CONTROL NUMBER 1985-00013)
AFFIRMING THE LEGISLATIVE ABANDONMENT
OF ZONING APPLICATION ABN/DOA/CA-2019-01031

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 (Application Processes and Procedures) of the Palm Beach County Unified Land Development Code (ULDC), Ordinance 2003-067, Supplement 25, have been satisfied;

WHEREAS, Zoning Application ABN/DOA/CA-2019-01031 was presented to the Board of County Commissioners at a public hearing on June 25, 2020;

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the Applicant and other interested parties, and the recommendations of the various County Review Agencies;

WHEREAS, the Board of County Commissioners pursuant to Article 2 (Application Processes and Procedures) of the ULDC is authorized and empowered to consider, approve, approve with conditions or deny the request;

WHEREAS, Resolution R-1989-0365 was adopted by the Board of County Commissioners on March 25, 1988;

WHEREAS, the Palm Beach County Survey Section may administratively correct any scrivener's errors that will not significantly impact the overall boundary of the adopted legal description; and,

WHEREAS, Article 2.B.6.C (Board Action) 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-1985-0365, approving Zoning Application 1985-00013, the application of Chris Evert-Lloyd and Wilson B. Greaton, Jr., by Kieran J. Kilday, Agent, for a Special Exception to allow an Automobile Service Station and Accessory Mechanical Repair is hereby revoked.

Commissioner Weinroth moved for the approval of the Resolution.

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

Commissioner Dave Kerner, Mayor	-	Aye
Commissioner Robert S. Weinroth, Vice Mayor	-	Aye
Commissioner Hal R. Valeche	-	Aye
Commissioner Gregg K. Weiss	-	Aye
Commissioner Mary Lou Berger	-	Aye
Commissioner Melissa McKinlay	-	Aye
Commissioner Mack Bernard	-	Aye

The Mayor thereupon declared that the resolution was duly passed and adopted on June 25, 2020.

Filed with the Clerk of the Board of County Commissioners on June 29th, 2020

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

A PARCEL OF LAND BEING A PORTION OF LOT 6 AND A PORTION OF THAT 15 FOOT WIDE ROAD RIGHT OF WAY LYING NORTH OF SAID LOT 6, AS SHOWN ON THE AMENDED PLAT OF SEC. 12, TWP. 45 S, R 42 E, RECORDED IN PLAT BOOK 9, PAGE 74, AND BEING ALL THOSE PARCELS DESCRIBED IN OFFICIAL RECORD BOOK 13708, PAGE 416; OFFICIAL RECORD BOOK 12599, PAGE 866; OFFICIAL RECORD BOOK 27065, PAGE 330 AND OFFICIAL RECORD BOOK 26514, PAGE 885, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, LYING IN SECTION 12, TOWNSHIP 45 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA AND ALSO BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 12; THENCE ALONG THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 12, SOUTH 89° 54'03" EAST, A DISTANCE OF 88.65 FEET; THENCE DEPARTING SAID NORTH LINE, SOUTH 00°05'57" WEST, A DISTANCE OF 8.00 FEET TO A POINT ON A LINE PARALLEL WITH AND 8.00 FEET SOUTH OF, AS MEASURED AT RIGHT ANGLES TO SAID NORTH LINE OF THE NORTHEAST QUARTER OF SECTION 12 AND A POINT ON THE EXISTING SOUTH RIGHT OF WAY LINE OF HYPOLUXO ROAD, AS DESCRIBED IN OFFICIAL RECORD BOOK 12572, PAGE 807, OFFICIAL RECORD BOOK 12718, PAGE 1341, OFFICIAL RECORD BOOK 12705, PAGE 955, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, AND THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED PARCEL OF LAND:

THENCE ALONG SAID PARALLEL LINE AND ALONG SAID SOUTH RIGHT OF WAY LINE OF HYPOLUXO ROAD, SOUTH 89°54'03" EAST, A DISTANCE OF 456.48 FEET; THENCE CONTINUE ALONG SAID NORTH RIGHT OF WAY LINE, NORTH 88°11'00" EAST, A DISTANCE OF 119.64 FEET TO A POINT ON A LINE 4.00 FEET SOUTH OF AND PARALLEL TO, AS MEASURED AT RIGHT ANGLES TO, SAID NORTH LINE OF THE NORTHEAST QUARTER OF SECTION 12; THENCE ALONG SAID PARALLEL LINE AND ALONG SAID SOUTH RIGHT OF WAY LINE, SOUTH 89°54'03" EAST, A DISTANCE OF 3.61 FEET TO A POINT ON THE NORTHERLY PROLONGATION OF THE EAST LINE OF SAID LOT 6; THENCE ALONG SAID NORTHERLY PROLONGATION AND THE EAST LINE OF SAID LOT 6, SOUTH 04°24'09" WEST, A DISTANCE OF 666.60 FEET TO THE SOUTHEAST CORNER OF SAID LOT 6; THENCE ALONG THE SOUTH LINE OF SAID LOT 6, NORTH 89°55'26" WEST, A DISTANCE OF 609.98 FEET TO A POINT ON A LINE PARALLEL WITH AND 66.00 FEET EAST OF, AS MEASURED AT RIGHT ANGLES TO THE NORTH SOUTH QUARTER SECTION LINE OF SAID SECTION 12 AND A POINT ON THE EAST RIGHT OF WAY LINE OF MILITARY TRAIL, AS DESCRIBED IN OFFICIAL RECORD BOOK 6103, PAGE 98, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA; THENCE ALONG SAID EAST RIGHT OF WAY LINE, AS DESCRIBED IN OFFICIAL RECORD BOOK 6013, PAGE 98, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, NORTH 05°02'59" EAST, A DISTANCE OF 180.88 FEET TO A POINT OF CURVATURE OF A CURVE CONCAVE WESTERLY, HAVING A RADIUS OF 11525.19 FEET; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE AND ALONG SAID EAST RIGHT OF WAY LINE FOR MILITARY TRAIL, THROUGH A CENTRAL ANGLE OF 01°00'29", A DISTANCE OF 202.77 FEET TO A POINT ON A NON-TANGENT LINE; THENCE ALONG SAID EAST RIGHT OF WAY LINE, NORTH 07°43'33" EAST, A DISTANCE OF 45.31 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE WESTERLY, HAVING A RADIUS OF 11528.19 FEET AND A CHORD BEARING OF NORTH 03°18'37" EAST; THENCE NORTHERLY ALONG THE ARC OF SAID CURVE AND ALONG SAID EAST RIGHT OF WAY LINE, THROUGH A CENTRAL ANGLE OF 01°00'48", A DISTANCE OF 203.90 FEET TO A POINT ON A NON-TANGENT LINE; THENCE NORTH 46°27'05" EAST, ALONG SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 43.64 FEET TO THE POINT OF BEGINNING.

CONTAINING 9.212 ACRES OR 401,257 SQUARE FEET MORE OR LESS.

EXHIBIT B
VICINITY SKETCH

