

RESOLUTION NO. R-2022- 0377

RESOLUTION REVOKING A CONDITIONAL OVERLAY ZONE
ADOPTED BY RESOLUTION R-2020-0056
(CONTROL NUMBER 2003-00830)

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, Ordinance 2003-067 as amended (ULDC), have been satisfied;

WHEREAS, Zoning Application Z-2019-01612, an Application of Southeast Investments of Palm Beach County, Inc. for an Official Zoning Map Amendment to allow a rezoning from the Agricultural Reserve (AGR) Zoning District to the Light Industrial (IL) Zoning District with a Conditional Overlay Zone (COZ), was presented to and adopted by the Board of County Commissioners at a public hearing on January 27, 2020 by R-2020-0056;

WHEREAS, Zoning Application ABN/PDD-2021-01322 was submitted on behalf of Southeast Investments of Palm Beach County, Inc. to rezone the property from the IL Zoning District to Multiple Use Planned Development Zoning District and to abandon the COZ adopted by Resolution R-2020-0056;

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 hereby incorporates by reference the Findings in the staff report addressing the Standards contained in Article 2.B (Public Hearing Processes) for a Development Order Abandonment;

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, 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 the Conditional Overlay Zone (COZ) adopted by Resolution R-2020-0056 is hereby revoked.

Commissioner Kerner 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:

Commissioner Robert S. Weinroth, Mayor	-	Aye
Commissioner Gregg K. Weiss, Vice Mayor	-	Aye
Commissioner Maria G. Marino	-	Aye
Commissioner Dave Kerner	-	Aye
Commissioner Maria Sachs	-	Aye
Commissioner Melissa McKinlay	-	Aye
Commissioner Mack Bernard	-	Aye

The Mayor thereupon declared that the resolution was duly passed and adopted on April 28, 2022.

Filed with the Clerk of the Board of County Commissioners on April 28th, 2022

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

BY: 
COUNTY ATTORNEY

JOSEPH ABRUZZO,
CLERK & COMPTROLLER

BY: 
DEPUTY CLERK



EXHIBIT A

LEGAL DESCRIPTION

TRACTS 13, 14, 15 AND 16, SECTION 19, TOWNSHIP 46 SOUTH, RANGE 42 EAST, PALM BEACH FARMS CO. PLAT NO. 1, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 2, PAGE 26, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA. LESS THE EAST 200.00 FEET OF TRACT 13; LESS THAT PORTION OF SAID TRACT 13 AND 14 LYING WITHIN 100 FEET OF THE CENTER LINE OF DELRAY WEST ROAD AND LESS THAT PORTION OF TRACTS 15 AND 16 LYING WITHIN 83 FEET OF THE CENTERLINE OF DELRAY WEST ROAD, AND LESS THAT PORTION OF TRACT 16 LYING WITHIN 95 FEET OF THE WEST SECTION LINE OF SAID SECTION 19.

CONTAINING 619,733.287 SQUARE FEET/14.227 ACRES MORE OR LESS.

EXHIBIT B
VICINITY SKETCH

