

RESOLUTION NO. R-2022- 0528

RESOLUTION REVOKING A REQUESTED USE
ADOPTED BY RESOLUTION R-2017-1643
(CONTROL NUMBER 1984-00130)

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 DOA/R-2016-02204, an application of Northern Palm Beach County Improvement District and Vista Center Parcel 6, LLC for a Requested use to allow a Type III Congregate Living Facility (CLF) in the Planned Industrial Development (PIPD) Zoning District and subject to Conditions of Approval, was presented to and adopted by the Board of County Commissioners at a public hearing on October 26, 2017 by R-2017-1643;

WHEREAS, Zoning Application ZV/ABN/DOA-2021-02048 was submitted on behalf of VC6 Acquisition LLC by Gentile Glas Holloway O'Mahoney and Assoc. Inc. agent for a Type 2 Variance, a Development Order Amendment; and a Development Order Abandonment to abandon the Congregate Living Facility previously granted by R-2017-1643;

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, 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-2017-1643, which approved a Requested Use to allow a Type III Congregate Living Facility on a parcel of land generally described as shown on the legal description in EXHIBIT A, is hereby revoked.

Commissioner Kerner moved for the approval of the Resolution.

The motion was seconded by Commissioner Weiss 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 May 26, 2022.

Filed with the Clerk of the Board of County Commissioners on June 2, 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 "A", "B", "C" "D" AND "W" OF EMERALD DUNES-PARCEL 6, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 107, PAGE 68, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

CONTAINING 962,674 SQUARE FEET OR 22.10 ACRES, MORE OR LESS.