

RESOLUTION NO. R-2024- 0589

RESOLUTION REVOKING RESOLUTION R-1987-434
(CONTROL NUMBER 1986-00118)
AFFIRMING THE ABANDONMENT
OF ZONING APPLICATION ZV/ABN/Z/CA-2023-00669

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 1986-118, the Application of Josepha A. Myers, by Beril Kruger, Agent for a Special Exception to allow a Planned Unit Development was presented to the Board of County Commissioners public hearing on March 24, 1987 and adopted on October 23, 1986 by Resolution R-1987-434;

WHEREAS, Zoning Application ZV/ABN/Z/CA-2023-00669 the Application of Union Congregational Church of West Palm Beach FL, by JMorton Planning & Landscape Architecture, Agent, for a Type 2 Variance to allow a reduction in the number of parking spaces on 6.48 acres; a Development Order Abandonment to abandon a Special Exception for a Church and Accessory Buildings and Structures on 6.48 acres; a Development Order Abandonment to abandon a Special Exception for a Planned Unit Development on 6.48 acres; an Official Zoning Map Amendment to allow a rezoning from the Residential Single Family (RS) Zoning District to the Residential Multifamily (RM) Zoning District on 6.48 acres; and a Class A Conditional Use to allow Affordable Housing Density increase greater than 50% (52 additional units) on 6.48 acres was presented to the Board of County Commissioners at a public hearing on May 23, 2024

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

1. The foregoing recitals are true and correct and are incorporated herein
2. Resolution R-1987-434, approving a Special Exception to allow a Planned Unit Development, on parcel of land generally described as shown on the legal description in Exhibit A, attached hereto and made a part hereof, is hereby revoked.

Commissioner Weiss moved for the approval of the Resolution.

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

Commissioner Maria Sachs, Mayor	-	Aye
Commissioner Maria G. Marino, Vice Mayor	-	Aye
Commissioner Gregg K. Weiss	-	Aye
Commissioner Michael A. Barnett	-	Aye
Commissioner Marci Woodward	-	Aye
Commissioner Sara Baxter	-	Aye
Commissioner Mack Bernard	-	Aye

The Mayor thereupon declared that the resolution was duly passed and adopted on May 23, 2024.

Filed with the Clerk of the Board of County Commissioners on May 23, 2024.

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

On the East 1/2 of the North 1/2 of the Northeast 1/4 of the Northeast 1/4 of Section 11, Township 44 South, Range 42 East, Less the East 142 feet as measured on the North line of said Section 11, of the North 562.9 feet as measured along the East line of said Section 11, of the East 1/2 of the North 1/2 of the Northeast 1/4 of Section 11, Township 44 South, Range 42 East. Less, However, the East 40 feet of the Northeast 1/4 of the Northeast 1/4 of the Northeast 1/4 of said Section 11 for Right-of-way for Haverhill Road. Said property located on the south side of Summit Boulevard, approximately 100 feet west from the intersection of Haverhill Road and Summit Boulevard.