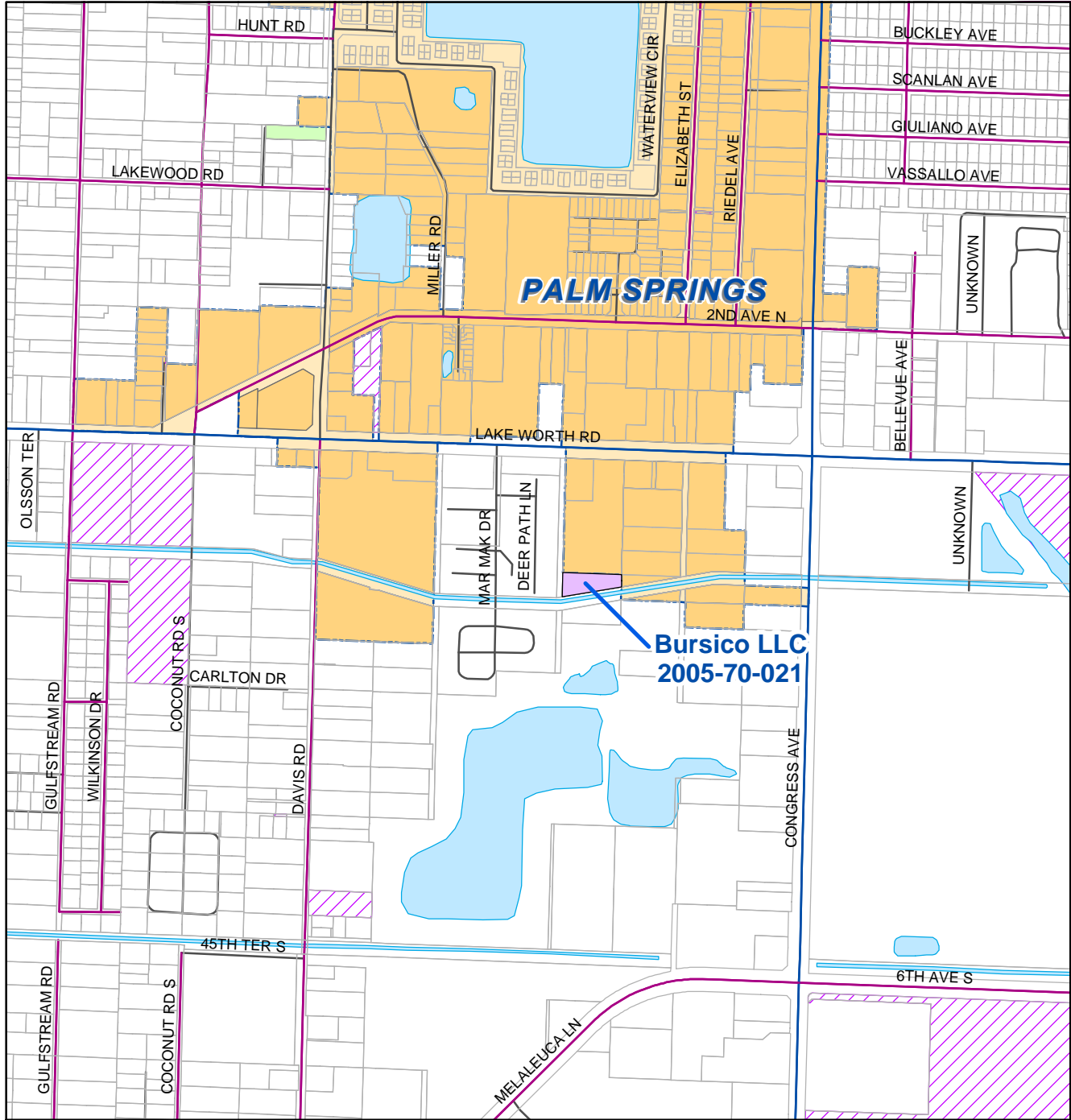













Annexation Petition Summary

Municipality	Palm Springs	Fiscal Year	2005
Annexation Name	Bursico LLC	Status	Adopted
Annexation ID	2005-70-021		
Acres	0.71		
Location	Approx. 0.2 mile southwest from the intersection of Lake Worth Rd and Congress Ave, south of Lake Worth Rd		
First Reading	6/23/2005	Second Reading	7/14/2005
Type	Voluntary	Auto Id Number	535
Intake Date	5/25/2005		
Existing Use	Vacant		
County FLU	Commercial High/8 (CH/8)		
County Zoning	Residential High		
Proposed Use	Vacant		
Proposed FLU	Commerical		
Proposed Zoning	Commerical General/SE		
Commissioner	Warren H. Newell	District	3
AdoptionDate	7/14/2005	Completed?	<input checked="" type="checkbox"/>
OrdNum	2005-16	Objections?	<input type="checkbox"/>
Affected Parcel Control Numbers		Comments:	
00-43-44-30-01-029-0010			

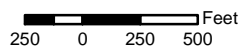
Annexation Location Map



- | | | | | |
|---|-----------------------------|---|---------------------------------|---|
|  | Newly Proposed Annexation |  | Parcels | Roads |
|  | Pending Annexation |  | Palm Beach County Owned Parcels | Responsible Authority |
|  | Previous Annexation |  | Municipality |  Other |
|  | Failed/Withdrawn Annexation |  | Water |  FDOT |
| | | | |  Palm Beach County |

Revision Date: 5/25/05
 Contact: Kathleen Chang
 Filename: N:\Division Pr\Annex\FY2005\PS-Bursico LLC

Note: Map is not official,
 for informational purposes only



**Planning, Zoning
 & Building**

100 Australian Avenue
 West Palm Beach, FL 33406
 Phone (561) 233-5300



ORDINANCE NO. 2005- 16

(SMALL SCALE ANNEXATION)

AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .71 ACRES OWNED BY BURSICO LLC; LOCATED APPROXIMATELY .2 MILES SOUTHWEST FROM THE INTERSECTION OF LAKE WORTH ROAD AND CONGRESS AVENUE, ON THE SOUTH SIDE OF LAKE WORTH ROAD; AND BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; AND CONCURRENTLY AMENDING THE COMPREHENSIVE LAND USE PLAN OF THE VILLAGE TO COMMERCIAL, PURSUANT TO THE "SMALL SCALE" COMPREHENSIVE LAND USE AMENDMENT LAWS OF THE STATE OF FLORIDA, SAID LANDS TO BE CONCURRENTLY DESIGNATED WITHIN A LAND DEVELOPMENT COMMERCIAL GENERAL ZONING DISTRICT, WITH A SPECIAL EXCEPTION FOR FLEX UNITS, ON THE VILLAGE OF PALM SPRINGS OFFICIAL ZONING MAP; PROVIDING DIRECTIONS TO THE VILLAGE CLERK; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Petitioner(s), Anna S. Cottrell, agent for the owner, Bursico LLC, constituting all of the fee simple title holders to those lands located approximately .2 miles southwest from the intersection of Lake Worth Road and Congress Avenue, on the south side of Lake Worth Road, and more particularly described in Exhibit "A", attached hereto and made a part hereof, have voluntarily requested the Village of Palm Springs annex said lands into the corporate limits of the Village; and

WHEREAS, the Petitioner has further requested that concurrent with said annexation, the Village designate the Future Land Use and Land Development district for said lands; and

WHEREAS, the Village Council, has considered the Petitioner's voluntary request

Ordinance No. 2005-16

for annexation, and land use and zoning designations, and has also considered the recommendation of the Village staff.

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA:

Section 1. Findings. The Village Council finds the above statements are true and correct, and serve as a basis for consideration of this ordinance; that said lands are contiguous with the corporate limits of the Village of Palm Springs, create no enclaves, and the Village can effectively provide police, fire, and sanitary services to said land, all in compliance with the terms and requirements of Chapter 171, Florida Statutes, and the Village of Palm Springs Code.

Section 2. Annexation. The Village Council has determined that development of said lands upon annexation shall be in accordance with the regulatory requirements of Palm Beach County, until such time as the Village Comprehensive Land Use Plan amendment herein shall become effective. That the parcel of land more particularly described in Exhibit "A", is hereby annexed into and shall be within the corporate limits of the Village of Palm Springs, Florida, and that same shall henceforth be a part of said Village as if said lands were originally a part of the Village of Palm Springs.

Section 3. Future Land Use. Concurrent with said annexation, the Future Land Use designation in the Village's Comprehensive Land Use Plan shall be established as commercial. Until such time as this said amendment is approved by the Florida Department of Community Affairs, as provided by law, and the appeal period thereafter, but not sooner than 31 days following the effective date of this ordinance, all development

Ordinance No. 2005-16

of said lands shall be subject to the requirement of Chapter 171.062(2), Florida Statutes, the same stating that the County Land Use Plan, Zoning, and Subdivision regulations shall apply.

Section 4. Zoning. Concurrent with said annexation, the Land Development (Zoning) District designation on the official Village of Palm Springs Zoning Map shall be established as commercial general, with a special exception for flex units, subject to the approval and appeal period stated in Section 3, above.

Section 5. Directions to the Village Clerk. The Village Clerk is hereby authorized and directed to forthwith cause the designation of the zoning of the property described in attached Exhibit "A", as set forth in Section 4 of this Ordinance, on the official Village of Palm Springs Zoning Map. The Village Clerk shall also cause the boundaries as set forth in the Village Charter to be amended and codified. The Village Clerk shall submit such documentation as required by law to give effect to this ordinance to the Clerk of the Circuit Court, pursuant to Section 2.01, Village Charter, the Florida Department of State, and the Florida Department of Community Affairs.

Section 6. Repeal of Conflicting Ordinances. All Ordinances, Resolutions or parts of Ordinances and Resolutions in conflict herewith are hereby repealed.

Section 7. Severability. If any word, clause, sentence, paragraph, section or part thereof contained in this Ordinance is declared to be unconstitutional, unenforceable, void or inoperative by a court of competent jurisdiction, such declaration shall not affect the validity of the remainder of this Ordinance.

Section 8. Effective Date. This Ordinance shall become effective immediately

Ordinance No. 2005-16

upon adoption.

Council Member Osborne, offered the foregoing Ordinance, and moved its adoption. The motion was seconded by Council Member Smith, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
JOHN M. DAVIS, MAYOR	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
JONI BRINKMAN, VICE MAYOR	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PATTI WALLER, MAYOR PRO TEM	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
CHET OSBORNE, COUNCIL MEMBER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
BEV SMITH, COUNCIL MEMBER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The Mayor thereupon declared this Ordinance approved and adopted by the Village Council of the Village of Palm Springs, Florida, on second reading, the 14th day of JULY, 2005.

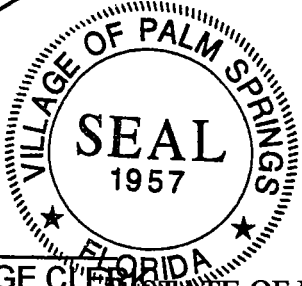
VILLAGE OF PALM SPRINGS, FLORIDA

BY: John M. Davis
JOHN M. "MIKE" DAVIS, MAYOR

First Reading: 6-23-05
Second Reading: 7-14-05

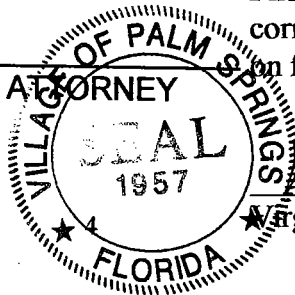
ATTEST:

BY: Virginia M. Walton
VIRGINIA M. WALTON, DEPUTY VILLAGE CLERK



REVIEWED FOR LEGAL FORM AND SUFFICIENCY

BY: Paul J. Nicoletti
PAUL J. NICOLETTI, VILLAGE ATTORNEY



STATE OF FLORIDA
COUNTY OF PALM BEACH
VILLAGE OF PALM SPRINGS

I hereby certify that this is a true and correct copy of the original document on file in the Clerk's office.

Virginia M. Walton
Virginia M. Walton, CMC Deputy Clerk

**THE
LAKE WORTH HERALD**

Published Once a Week
Lake Worth, Palm Beach County, Florida

STATE OF FLORIDA
COUNTY OF PALM BEACH:

BEFORE the undersigned authority personally appeared MARK J EASTON, who on oath says that he is PRESIDENT of *The Lake Worth Herald*, a weekly newspaper published at Lake Worth in Palm Beach County, Florida; that the attached copy of advertisement, being a Legal Notice in the matter of

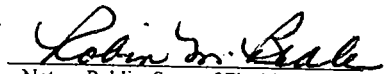
Notice of Annexation, Land Use and Rezoning, public hearings at 6:30 p.m. on June 14, at 7:30 p.m. on June 23, and at 7:15 and 7:30 p.m. on July 14, 2005, in the Community Room at Village Hall, at 226 Cypress Lane, Palm Springs, Florida, Ord. No. 2005-16

was published in said newspaper in the issues of
June 9 and 16, 2005.

Affiant further says that the said *The Lake Worth Herald* is a newspaper published at Lake Worth, in said Palm Beach County, Florida, and that the said newspaper has heretofore been continuously published in said Palm Beach County, Florida, each week and has been entered as second class mail matter at the post office in Lake Worth, in said Palm Beach County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.


MARK J EASTON

SWORN TO AND SUBSCRIBED before me this 16th day of June, A.D. 2005, by Mark J Easton, who is known to me.


Notary Public, State of Florida at Large

(SEAL)
My Commission Number:
My Commission Expires:

OFFICIAL NOTARY SEAL
ROBIN M BEALE
NOTARY PUBLIC STATE OF FLORIDA
COMMISSION NO. DD087444
MY COMMISSION EXP. FEB. 10, 2006

Legal Notice No. 18625

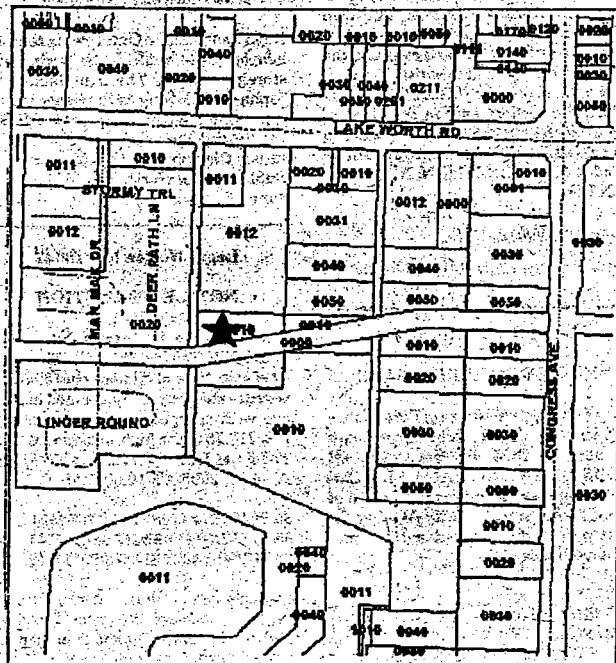
NOTICE OF ANNEXATION, LAND USE AND REZONING

The Village of Palm Springs proposes to adopt **ORDINANCE NO. 2005-16: AN ORDINANCE OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ANNEXING A PARCEL OF LAND CONSISTING OF .71 ACRES OWNED BY BURSICO LLC, LOCATED APPROXIMATELY 2 MILES SOUTH WEST FROM THE INTERSECTION OF LAKE WORTH ROAD AND CONGRESS AVENUE, ON THE SOUTH SIDE OF LAKE WORTH ROAD; AND CONCURRENTLY AMENDING THE COMPREHENSIVE LAND USE PLAN OF THE VILLAGE TO COMMERCIAL, PURSUANT TO THE "SMALL SCALE" COMPREHENSIVE LAND USE AMENDMENT LAWS OF THE STATE OF FLORIDA, SAID LANDS TO BE CONCURRENTLY DESIGNATED WITHIN A LAND DEVELOPMENT COMMERCIAL GENERAL ZONING DISTRICT, WITH A SPECIAL EXCEPTION FOR FLEX UNITS, ON THE VILLAGE OF PALM SPRINGS OFFICIAL ZONING MAP.**

Public Hearings on the proposed ordinance will be held in the Community Room at Village Hall, 226 Cypress Lane, Palm Springs, Florida:

- Land Development Board on June 14, 2005 at 6:30 p.m.
- Regular Council Meeting on Thursday, June 23, 2005, at 7:30 p.m.
- Local Planning Agency on Thursday, July 14, 2005, at 7:15 p.m.
- Regular Council Meeting on Thursday, July 14, 2005 at 7:30 p.m.

The ordinance proposes to change the land use and zoning of the parcel as shown on the location map.



The ordinance in its entirety and a legal description by metes and bounds may be inspected at the Office of the Village Clerk during Monday through Friday between 8:00 a.m. and 5:00 p.m. All interested parties may appear at the meeting and be heard with respect to this proposed ordinance at the public hearing.

If a person decides to appeal any decision made by the above Village Council with respect to any matter considered at such hearing, he or she will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. Persons who need an accommodation in order to attend or participate in this meeting should contact the Village Clerk at 965-4010 at least 3 days prior to the meeting in order to request such assistance.

Virginia M. Walton, CMC
Deputy Village Clerk
Village of Palm Springs

Published: Lake Worth Herald
June 9 and 16, 2005



RECEIVED JUL 25 2005

Village of Palm Springs

226 CYPRESS LANE .. PALM SPRINGS, FLORIDA 33461-1699 .. (561) 965-4010 .. FAX (561) 965-0899

RECEIVED

JUL 27 2005

*Copy: BCC
Original to Planning*

July 21, 2005 s

PLANNING DIVISION

Mr. Robert Weisman
Palm Beach County Administrator
301 North Olive Avenue
West Palm Beach, FL 33401

Re: New Annexed Property into Village of Palm Springs

Dear Mr. Weisman:

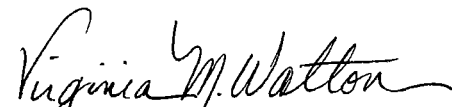
In accordance with Chapter 171, Florida Statutes, enclosed herewith please find a certified copy of Ordinance No. 2005-14, adopted at the regular Council Meeting of May 26, 2005; and Ordinances No. 2005-16 and 2005-17, adopted at the regular Council Meeting of July 14, 2005, annexing a total of 1.56 acres, more or less, and the Right-of-Way of Gulfstream Road from Canal 9 Road to Canal 10 Road, into the corporate boundaries of the Village of Palm Springs pursuant to voluntary annexation petition.

The 1.56 acres consist of a commercial car wash and a vacant parcel of land.

We are submitting this to your office and ask that it be filed according to your procedures and pursuant to State Law.

Should you have any questions, please don't hesitate to contact the Clerk's Office at (561) 965-4010.

Sincerely,


Virginia M. Walton, CMC
Deputy Village Clerk
enclosures

To Lisa