

RESOLUTION NO. 069-2024

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH DECLARING ZONING IN PROGRESS IN REGARD TO THE REGULATION OF THE LOCATION AND LIMITATION OF THE NUMBER OF RESTAURANTS, BARS, NIGHT CLUBS, LOUNGES AND FOR-PROFIT PRIVATE CLUBS IN ALL COMMERCIAL ZONING DISTRICTS OF THE TOWN IN WHICH SAID USES ARE SPECIAL EXCEPTION USES, SPECIFICALLY, THE C-TS TOWN-SERVING COMMERCIAL DISTRICT, C-WA WORTH AVENUE DISTRICT, C-OPI OFFICE, PROFESSIONAL AND INSTITUTIONAL DISTRICT, C-PC PLANNED CENTER DISTRICT, AND C-B COMMERCIAL DISTRICT; DIRECTING THAT WHILE ZONING IS IN PROGRESS THAT NO PERMITS SHALL BE PROCESSED OR GRANTED WHICH ARE IN CONTRAVENTION OF THE STUDY WHICH IS BEING UNDERTAKEN BY THE PLANNING AND ZONING COMMISSION AND THE TOWN REGARDING SAID MATTERS; EXCEPTING ANY APPLICATIONS WHICH HAVE BEEN PREVIOUSLY FILED AND UNDER CONSIDERATION BY THE TOWN; PROVIDING THAT THE TOWN COUNCIL MAY GRANT A WAIVER TO ZONING IN PROGRESS UPON APPLICATION AND FOR GOOD CAUSE SHOWN; PROVIDING AN EFFECTIVE DATE.

WHEREAS, traffic and congestion within the Town have become highly problematic and are adversely affecting the Town's public health, safety and welfare; and

WHEREAS, it is believed that the proliferation of restaurants, bars, nightclubs, lounges and for-profit private clubs is a contributing factor to this problem; and

WHEREAS, the Town Council has directed its Planning and Zoning Commission to consider an ordinance regulating the number and location of restaurants, bars, night clubs, lounges and for-profit private clubs within all commercial zoning districts of the Town in which such uses are special exception uses; and

WHEREAS, so as not to frustrate the purpose and intent of the matter under consideration and the resulting ordinance, the Town Council hereby wishes to declare zoning in progress directing that the Town's Building Department not process any applications or grant any permits which may be in contravention of the matters under study; and

WHEREAS, any applications filed prior to this declaration of zoning in progress are hereby excepted from these provisions;

NOW, THEREFORE be it resolved by the Town Council of the Town of Palm Beach, Palm Beach County, Florida as follows:

Section 1. Zoning in progress is hereby declared in all commercial zoning districts of the Town in which restaurants, bars, nightclubs, lounges and for-profit private clubs are permitted, specifically, in the C-TS Town Serving Commercial District, C-WA Worth Avenue District, C-OPI Office, Professional and Institutional District, C-PC Planned Center District, and C-B Commercial District.

Section 2. This declaration of zoning in progress provides that no permits for new restaurants, bars, nightclubs, lounges or for-profit private clubs shall be processed or granted during the period that this matter is under consideration and study by the Town, with the

exception of any applications pending with the Town prior to the date of this resolution.

Section 3. Zoning in progress shall remain in effect for the duration of this matter being under consideration by the Town through its Planning and Zoning Commission and the Town Council and until an ordinance relating to this matter is adopted which period of consideration and adoption is intended to be concluded by December 10, 2024. Nothing shall preclude the Town Council from extending the period of zoning in progress in consideration of this matter if determined necessary by the Town. This declaration of zoning in progress is of a temporary nature so as to allow a careful but expeditious study of this matter and may be concluded prior to the December 10, 2024, date if an ordinance relating to this matter is adopted prior to said date.

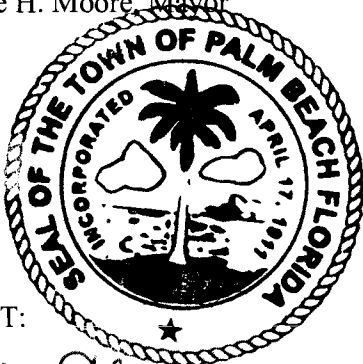
Section 4. Nothing herein shall preclude the Town Council, upon application and for good cause shown from granting a waiver to zoning in progress.

Section 5. This resolution shall become effective immediately upon passage.

PASSED AND ADOPTED in a regular adjourned session of the Town Council of the Town of Palm Beach this 12th day of June, 2024.




Danielle H. Moore, Mayor





ATTEST:



Kelly Churney, Acting Town Clerk

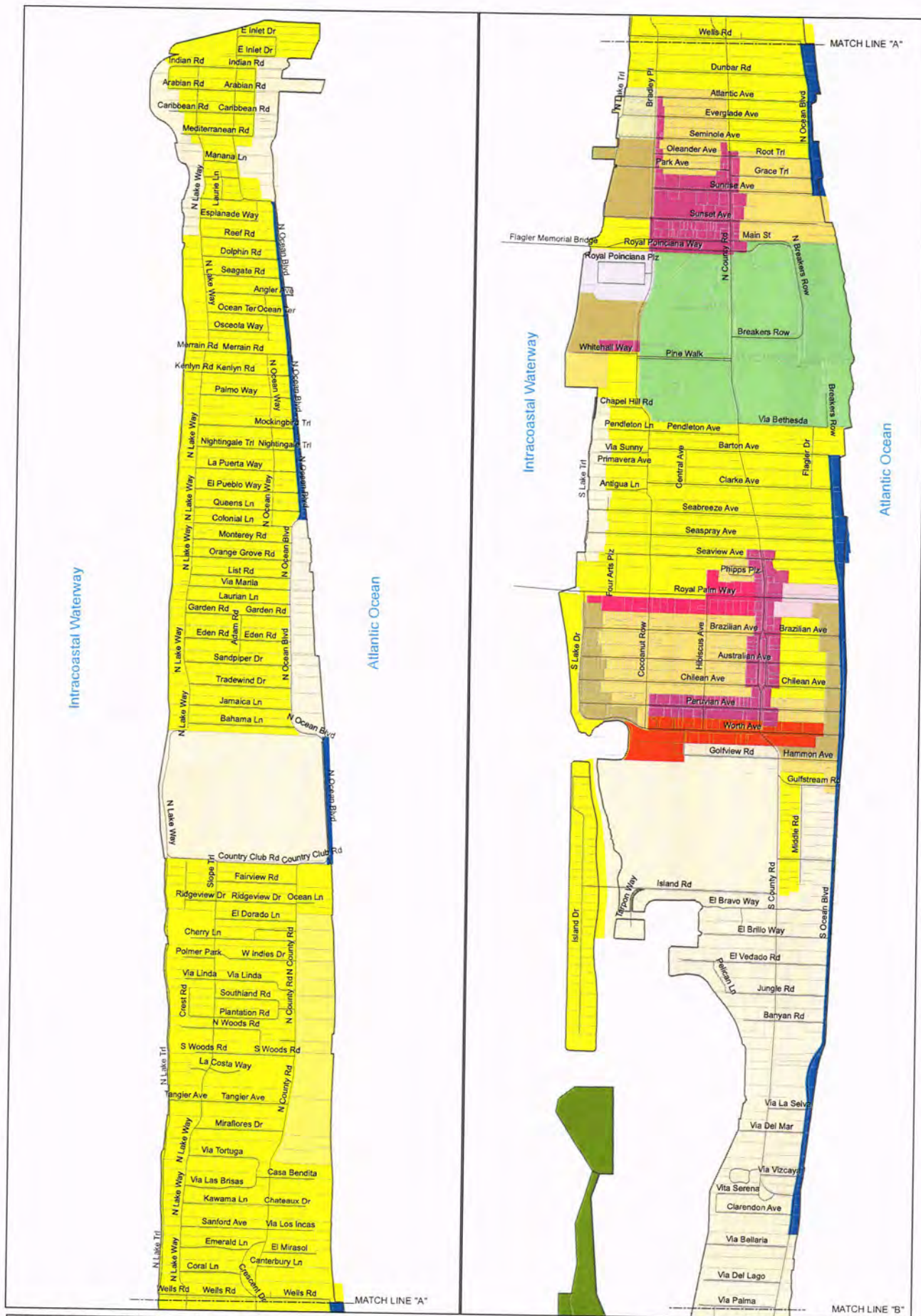

Bobbie D. Lindsay, Town Council President


Lewis S.W. Crampton, Council President Pro Tem


Julie Araskog, Town Council Member


Edward A. Cooney, Town Council Member


Bridget Moran, Town Council Member



TOWN OF PALM BEACH ZONING MAP - 2017
Planning, Zoning & Building Department

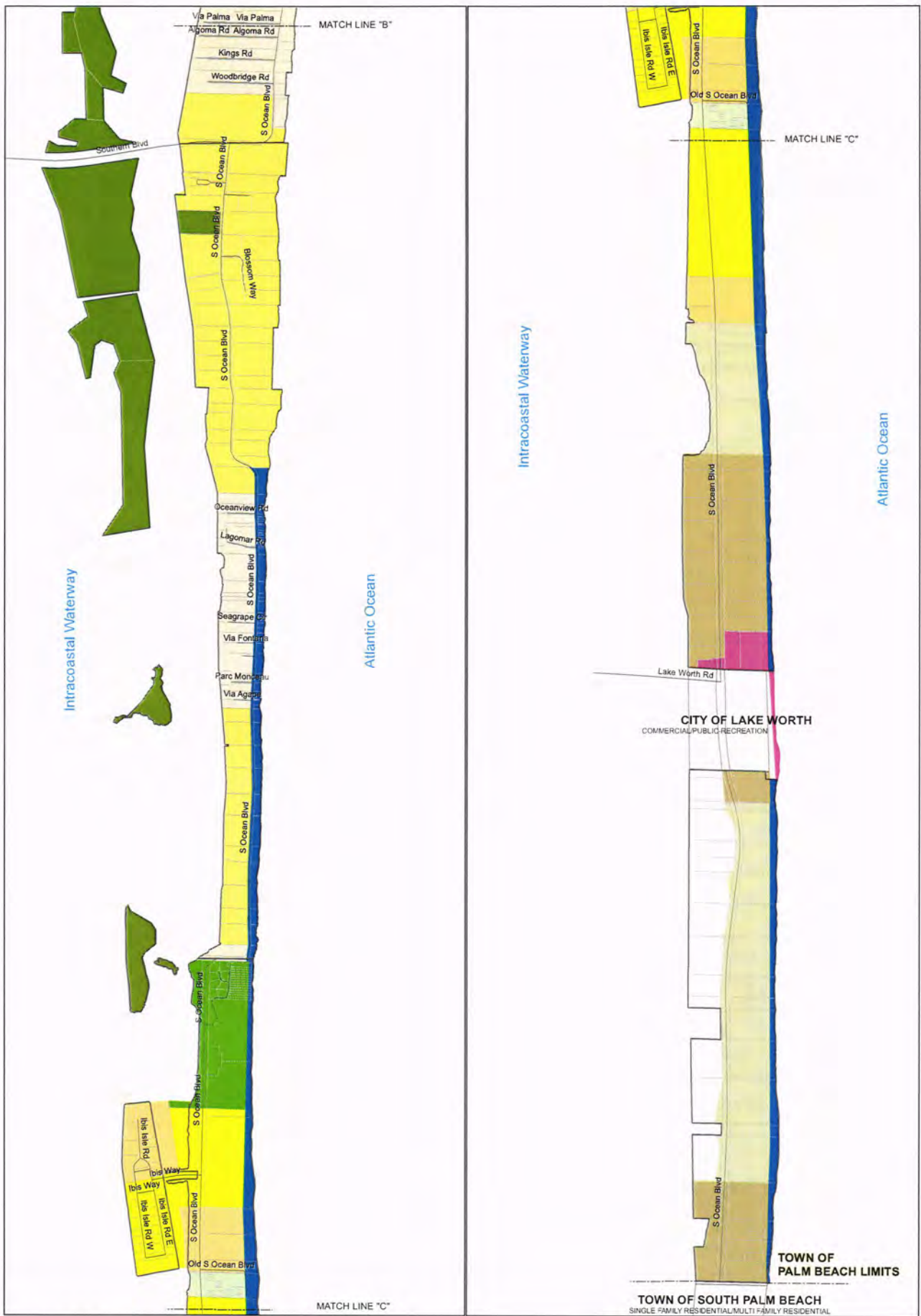
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|--|---|--|
| R-AA (Large Estate Residential) | R-D(2) (Heavy Density Residential) | C (Conservation District) |
| R-A (Estate Residential) | C-OP1 (Commercial Off, Prof, Inst) | PUD-A (Planned Unit Dev) |
| R-B (Low Density Residential) | C-PC (Commercial Planned Ctr) | PUD-B (Planned Unit Dev) |
| R-C (Medium Density Residential) | C-TS (Commercial Town Serving) | PUD-C (Planned Unit Dev) |
| R-D(1) (Moderate Density Residential) | C-WA (Commercial Worth Ave) | BA (Beach Area) |
| | C-B (Commercial Offices) | |



0 1,000 2,000 Feet
 Map Created: May 4, 2017
 Town of Palm Beach
 Information Technologies GIS Department
 Planning, Zoning & Building Department
 (561) 838-5430
 Email: pzb@townofpalmbeach.com
 Website: palmbeach.gov/office.com



MAP I - 1



TOWN OF PALM BEACH ZONING MAP - 2017
Planning, Zoning & Building Department

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|---------------------------------------|--------------------------------------|---------------------------|
| R-AA (Large Estate Residential) | R-D(2) (Heavy Density Residential) | C (Conservation District) |
| R-A (Estate Residential) | C-OP (Commercial Office, Prof, Inst) | PUD-A (Planned Unit Dev) |
| R-B (Low Density Residential) | C-PC (Commercial Planned Ctr) | PUD-B (Planned Unit Dev) |
| R-C (Medium Density Residential) | C-TS (Commercial Town Serving) | PUD-C (Planned Unit Dev) |
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