

RESOLUTION NO. R- 80-506

RESOLUTION APPROVING ZONING PETITION

WHEREAS, the Board of County Commissioners, as the governing body, pursuant to the authority vested in Chapter 163 and Chapter 125, Florida Statutes, is authorized and empowered to consider petitions relating to zoning; and

WHEREAS, the notice and hearing requirements as provided for in Chapter 402.5 of the Palm Beach County Zoning Code Ordinance No. 73-2 have been satisfied; and

WHEREAS, Petition No. 80-33 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 27 March 1980; and

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 and the recommendations of the Planning Commission; and

WHEREAS, the Board of County Commissioners made the following findings of fact:

1. The proposal would be in harmony and compatible with the present and future development of the area concerned
2. The proposal would conform to the character of the district and its peculiar suitability for particular uses
3. The proposal would not be disruptive to the character of the neighborhoods or adverse to playgrounds, parks, schools and recreation areas

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this day of , that Petition No. 80-33 the petition of VICTORY BAPTIST CHURCH by Rev. Theodore W. Lott, Pastor, for a SPECIAL EXCEPTION TO ALLOW A CHURCH AND ACCESSORY BUILDINGS AND STRUCTURES on the West 130 feet of the East 310 feet of the South 300 feet of the North 330.2 feet of Tract 13, Block 29, Palm Beach Farms, Plat No, 3, in Section 28, Township 44 South, Range 42 East, as recorded in Plat Book 2, page 48; subject to additional right-of-way for Lake Worth Road. Said property located on the south side of Lake Worth Road (S.R. 802), approximately 300 feet east of Akron Road in an RS-Residential Single Family District, was approved as advertised subject to the following conditions:

1. Within ninety (90) days of Special Exception approval, petitioner shall convey to Palm Beach County thirty (30) feet from centerline for the right-of-way for Springdale Road.
2. Petitioner shall construct a left turn lane, east approach, on Lake Worth Road at the project's entrance,
3. Petitioner shall contribute Nine Hundred Three Dollars and Seventy-five Cents (\$903.75) toward the cost of meeting this project's direct and identifiable traffic impact to be paid at the time of issuance of the building permit(s). This Fair Share Traffic Impact contribution has been determined in accordance with the provisions of Ordinance 79-7. However, regardless of the present or future status of this Ordinance, this development shall be required to provide the above Nine Hundred Three Dollars and Seventy-five Cents toward alleviating some of its direct and identifiable traffic impact.
4. Petitioner shall provide a minimum ten (10) foot 90% opaque landscape screen along Springdale Road, along the east/west property lines adjacent to residential areas.
5. No parking of buses shall be permitted on site.

6. Regular services shall be limited to Sunday and Wednesday evenings.
7. The design of the structure shall be limited to one (1) story and shall be of a colonial motif.
8. Paved parking shall be limited to the area in front (north) of the building, if approved by the Board of Adjustment.
9. There shall be no **daycare** center(s) or full-time academic school.
10. The entrance to Springdale Road shall be protected by a lockable gate and access limited to Sundays 'only'.
11. All equipment and trucks utilized for the construction of this facility shall use Lake Worth Road 'only'. No access shall be permitted through Florida Gardens.

Commissioner **Koehler** , moved for approval of the petition.

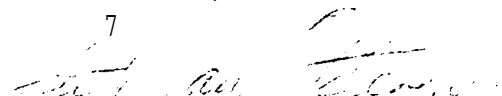
The motion was seconded by Commissioner **Evatt** , and upon being put to a vote, the vote was as follows:

Dennis Koehler, Chairman		Aye
Frank Foster, Vice Chairman	-	Aye
Bill Bailey, Member		Aye
Norman R. Gregory, Member	-	Aye
Peggy B. Evatt, Member		Aye

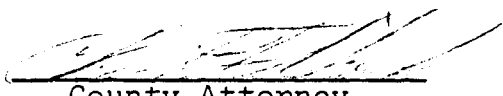
The foregoing resolution was declared duly passed and adopted this 15th day of April, 1980 , confirming action of 27 March 1980.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: 
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY


County Attorney

