

RESOLUTION NO. R-80-1599

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. 80-93 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 23 October 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 not generate excessive noise or traffic
2. The proposal would be in harmony and compatible with the present and future development of the area concerned
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 23rd day of October 1980, that Petition No. 80-93 the petition of THE CHURCH OF GOD by Reverend P.A. Nesbitt, Jr., Pastor, for a SPECIAL EXCEPTION TO ALLOW THE CONTINUATION AND EXPANSION OF AN EXISTING CHURCH AND ACCESSORY BUILDINGS AND STRUCTURES on a parcel of land in the Southwest 1/4 of Section 3, Township 41 South, Range 42 East, described as follows: Beginning at the Northeast corner of the Northwest 1/4 of the Southwest 1/4, run thence West 148.0 feet; thence South 148.0 feet; thence East 148.0 feet; thence North 148.0 feet to the Point of Beginning, LESS the Right-of-Way for S.R. No. 706, or Indiantown Road, together with the South 150.0 feet of the North 298.0 feet of the East 148.0 feet of the Northeast 1/4 of the Northwest 1/4 of the Southwest 1/4. Said property located on the south side of Indiantown Road (W. Ocean Boulevard), approximately .5 mile east of Florida's Turnpike in an RH-Residential Multiple Family District (High Density), 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 eighty (80) feet from centerline for the ultimate right-of-way of Indiantown Road. The petitioner shall apply to the Land Development Division for a permit for the use of the conveyed right-of-way until such time that the Engineering Department shall notify him of the termination of such permit.
2. Petitioner shall contribute Three Hundred Fifty Dollars (\$350.00) 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).

Commissioner Gregory , 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	-	ABSENT
Frank Foster, Vice Chairman	-	AYE
Bill Bailey, Member		AYE
Norman R. Gregory, Member	-	AYE
Peggy B. Evatt, Member		ABSENT

The foregoing resolution was declared duly passed and adopted  
this 25th day of November 1980 , confirming action of  
23 October 1980.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Ruth Ann Ottwin*  
Deputy Clerk

APPROVE AS TO FORM  
AND LEGAL SUFFICIENCY

*Charles F. Schoach*  
County Attorney

