

RESOLUTION NO. R-84-1153

RESOLUTION APPROVING ZONING PETITION **81-102(A)**, **Special Exception**

**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 482.5 of the Palm **Beach** County Zoning Code Ordinance No. 73-2 have been satisfied; and

**WHEREAS,** Petition No. **81-102(A)** was presented to the Board of County Commissioners of Palm **Beach** County at its **public** hearing conducted on 26th **April** 1984; 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 proposed** increase in **student** capacity will have no significant **impacts** and is consistent with the requirements of the **Comprehensive Plan and Zoning Code.**
2. **The** existing facility is adequate to handle the additional enrollment.

NOW, THEREFORE, DE IT RESOLVED **BY THE BOARD** OF COUNTY COMMISSIONERS OF **PALM BEACH** COUNTY, **FLORIDA,** assembled in regular **session** this 26th day **April** 1984, that Petition No. **81-102(A)** the petition of **FIRST BAPTIST CHURCH OF HYPOLUXO** By **Judith B. Miller,** **Agent** for a **SPECIAL EXCEPTION TO AMEND AND EXPAND** **FIN** EXISTING **DAY CARE CENTER** PREVIOUSLY **APPROVED** UNDER ZONING PETITION NO. **81-102** on a parcel of 1 and commencing at the **1/4** corner on the East line of Section 9, **Township** 45 South, Range 43 East, run Northerly on the East line of said Section 9, a distance of 32.14 feet, thence Westerly at 90 degrees measured from North to West a distance of 40 feet to the Point' of **Beginning,** thence run Northerly parallel to the East line of said East line of Section 9 a distance of 231.81 feet; thence Westerly at 90 degrees to the East line of said Section 9 a distance of 622.71 feet; thence Southerly 90 degrees **10'51"** measured

from East to South a distance of 231.81 feet; thence Easterly 89 degrees 49' 09" measured from North to East a distance of 623.46 feet to the Point of Beginning. Said property located on the northwest corner of the intersection of Overlook Road and Mentone Road in an RM-Residential Multiple Family District (Medium Density) was approved as advertised subject to the following conditions:

1. The development shall retain on site 85% of the stormwater runoff generated by a three (3) year storm per requirements of the Permit Section, Land Development Division.
2. The developer shall contribute Sixteen Hundred and Fifty Dollars (\$1,650.00) toward the cost of meeting this project's direct and identifiable impact, to be paid at the time of issuance of the Building Permit.
3. A six foot high wooden fence supplemented by 6' hedge materials shall be constructed along the north perimeter of the outdoor play area, within 90 days of final approval.
4. No outdoor play shall be permitted before 9:00 A.M.
5. Play equipment shall be rearranged to minimize noise impacts on adjacent properties.
6. The play area shall be closed and secured when not in use by the enrolled children.

Commissioner Koehler, moved for approval of the petition. The motion was seconded by Commissioner Bailey, and upon being put to a vote, the vote was as follows:

Ken Spillias, Chairman	-- ABSENT
Dorothy Wilkens, Vice Chairman	-- AYE
Peggy Evatt, Member	-- AYE
Dennis P. Koehler, Member	-- AYE
Eileen Bailey, Member	-- AYE

The foregoing resolution was declared duly passed and adopted this AUG 21 1984, confirming action of 26th April 1984.

PALM BEACH COUNTY,  
FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: *Judy Maddox*  
Deputy Clerk

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

*Chuck F. ...*  
County Attorney