

RESOLUTION NO. R-86-467

RESOLUTION APPROVING ZONING PETITION 85-72(A), Modification

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. 85-72(A) was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 30th December 1985; 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. This proposal is consistent with the requirements of the Comprehensive Plan and Zoning Code.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this the 30th of December 1985, that Petition No. 85-72(A) the petition of FAMILY WORSHIP CENTER, By James Cain, Agent, to MODIFY THE FOLLOWING SPECIAL CONDITION PLACED ON ZONING PETITION NO. 85-72 APPROVED ON JUNE 28, 1985.

CONDITION NO. 15 STATES:

All existing native vegetation shall be preserved within a 50 foot buffer along the Jog Road frontage.

REQUEST: TO DELETE CONDITION NO. 15.

REQUEST: TO ADD CONDITION NO. 18 TO READ:

The existing garage building may be used for worship services by the congregation until the church building is completed.

Said property located on the west side of Jog Road, approximately .4 mile south of Southern Boulevard (S.R. 80) in an RE-Residential

Estate District was approved as advertised subject to the following conditions:

1. Condition No. 15 which states:

"15. All existing native vegetation shall be preserved within a 50 foot buffer along the Jog Road frontage."

is hereby amended to state:

"15. The petitioner shall restore the subject 50 foot buffer with native vegetation consisting of Wax Myrtle, Coco Plum, Saw Palmetto, among other species, acceptable to the Zoning Division. This restoration plan shall be subject to approval by the Site Planning Staff of the Zoning Division.

The landscape plan shall be submitted prior to the Board of County Commissioners' meeting.

Proposed plantings shall reach a minimum height of 45 feet within two years and shall be maintained in healthy condition a minimum of 6 feet at maturity.

Maintenance practices shall be taken in order to successfully stabilize and maintain existing and proposed vegetation.

The intent of the landscape plan is to restore the noise and visual screen and site character that existed prior to land grubbing activity."

2. The petitioner shall present a notarized Affidavit of Disclosure at the Zoning Authority meeting.

3. Petitioner shall comply with Conditions 6, and 15 as amended herein, of the original petition (Petition 85-72), prior to initiation of services in the existing structure. During services, traffic control personnel shall be utilized until the left turn lane required in Condition 7 of Petition 85-72 is installed.

4. The new permanent church structure shall be in place and a Certificate of Occupancy issued within six months of initiation of services pursuant to the approval herein granted by the Board of County Commissioners, or such services shall no longer be permitted in the existing building.

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

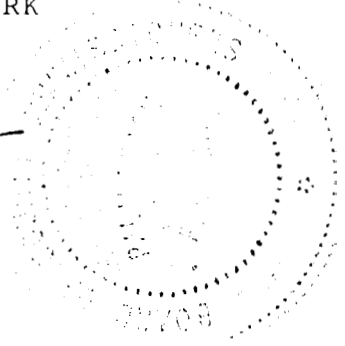
Ken Adams, Chairman	--	AYE
Karen T. Marcus, Vice Chairman	--	ABSENT
Kenneth Spillias, Member	--	AYE
Jerry L. Owens, Member	--	AYE
Dorothy Wilken, Member	--	ABSENT

The foregoing resolution was declared duly passed and adopted this 8th day of April, 1986 confirming action of the 30th December 1985.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Barbara O'Kelly  
Deputy Clerk



APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

Randy Spivey  
County Attorney