

RESOLUTION NO. R-2010- 0300

RESOLUTION APPROVING ZONING APPLICATION Z/DOA-2009-00205
(CONTROL NO. 1973-00160)
an Official Zoning Map Amendment
APPLICATION OF Church Of God At Palm Beach Gardens
BY Cotleur & Hearing, Inc., AGENT
(Maranatha Church)

WHEREAS, the Board of County Commissioners, as the governing body of Palm Beach County, Florida, 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 public hearing requirements, as provided for in Article 2 (Development Review Procedures) of the Palm Beach County Unified Land Development Code (Ordinance 2003-067, as amended), have been satisfied; and

WHEREAS, Zoning Application Z/DOA-2009-00205 was presented to the Board of County Commissioners at a public hearing conducted on February 25, 2010; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the petitioner and other interested parties, the recommendations of the various county review agencies, and the recommendation of the Zoning Commission; and

WHEREAS, the, Board of County Commissioners pursuant to Article 2 (Development Review Procedures) of the Palm Beach County Unified Land Development Code (Ordinance 2003-067, as amended) is authorized and empowered to consider, approve, approve with conditions or deny the request; and

WHEREAS, this approval is subject to Article 2.E (Monitoring), of the Palm Beach County Unified Land Development Code and other provisions requiring that development commence in a timely manner; and

WHEREAS, THE BOARD OF COUNTY COMMISSIONERS hereby incorporates by reference the Findings of Fact in the staff report addressing the standards contained in Article 2.B.1.B.

WHEREAS, Article 2.A.1.K.3.b (Action by BCC) of the Palm Beach County Unified Land Development Code requires that the action of the Board of County Commissioners be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Zoning Application Z/DOA-2009-00205, the application of Church Of God At Palm Beach Gardens, by Cotleur & Hearing, Inc., agent, for an Official Zoning Map Amendment to allow a rezoning from the Residential Single-family (RS) Zoning District to the Residential Transitional (RT) Zoning District on a parcel of land legally described in EXHIBIT A, attached hereto and made a part hereof, and generally located as indicated on a vicinity sketch attached as EXHIBIT B, attached hereto and made a part hereof, was approved on February 25, 2010.

Commissioner Abrams moved for the approval of the Resolution.

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

Commissioner Burt Aaronson, Chair	- Aye
Commissioner Karen T. Marcus, Vice Chair	- Absent
Commissioner John F. Koons	- Absent
Commissioner Shelley Vana	- Aye

Commissioner Steven L. Abrams
Commissioner Jess R. Santamaria
Commissioner Priscilla A. Taylor

- Aye
- Aye
- Aye

The Chairperson thereupon declared that the resolution was duly passed and adopted on February 25, 2010.

Filed with the Clerk of the Board of County Commissioners on ~~March 1, 2010~~.

This resolution is effective when filed with the Clerk of the Board of County Commissioners.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

SHARON R. BOCK,
CLERK & COMPTROLLER

BY:


COUNTY ATTORNEY

BY:


DEPUTY CLERK FLORIDA

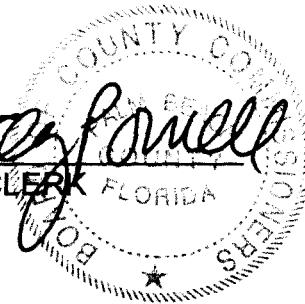


EXHIBIT A
LEGAL DESCRIPTION

PARCEL A:

A parcel of land in part of the Southwest Quarter (SW ¼) and part of the Southeast Quarter (SE ¼) of Section 32, Township 41 South, Range 43 East, Palm Beach County, Florida, described as follows:

BEGINNING at a point on the East line of said Southwest Quarter (SW ¼) of Section 32, said point being 660 feet North of the Southeast corner of said Southwest Quarter (SW ¼), as measured along said East line of the Southwest Quarter (SW ¼) of Section 32; thence Westerly, along a line parallel with the North line of said Southwest Quarter (SW ¼) of Section 32, a distance of 291.76 feet; thence Northerly, along a line making an angle of 91°43'28" from East to North with the last described course, a distance of 399.23 feet to the Southerly right-of-way line of the 80 foot wide canal right-of-way running East and West Across said Southwest Quarter (SW ¼) of Section 32 as shown on the plat of "**PLAT NO. 1, PALM BEACH CABANA COLONY**", recorded in Plat Book 26, Pages 203-205 of the Public Records of Palm Beach County, Florida; thence Easterly, along said Southerly right-of-way line to said East line of the Southwest Quarter (SW ¼) and the West line of said Southeast Quarter (SE ¼) of Section 32; thence continue Easterly, along said Southerly right-of-way line, to the Westerly right-of-way line of Prosperity Farms Road as laid out and in use on September 27, 1961; thence Southerly, along said Westerly right-of-way line, to a line 1980 feet South of and parallel with the North line of said Southeast Quarter (SE ¼); thence Westerly along said parallel line, to the West line of said Southeast Quarter (SE ¼) and the East line of said Southwest Quarter (SW ¼); thence Northerly, along said East line, to the **POINT OF BEGINNING**.

LESS all that portion lying within 30 feet of the aforementioned line described as being parallel with the North line of the Southwest Quarter (SW ¼) of said Section 32. (As said line is prolonged to its intersection with said Westerly right-of-way line of Prosperity Farms Road.

Containing 2.736 acres **MORE OR LESS**.

MARANATHA CHURCH PARCEL:

A parcel of land in Section 32, Township 41 South, Range 43 East, Palm Beach County, Florida more particularly described as follows:

From the Southwest corner of Section 32, Township 41 South, Range 43 East; thence South 89°16'50" East along the South line of Section 32 aforesaid a distance of 2628.55 feet to the Quarter corner of said Section 32; thence North 02°30'12" East along the said Quarter section line of said Section 32 a distance of 660.00 feet to a point of intersection of the centerline of Lone Pine Road, as now laid out and in use; thence North 88°04'01" West along said centerline a distance of 291.76 feet to a point; thence North 00°12'31" East a distance of 30.01 feet to the **POINT OF BEGINNING** of the herein described parcel; thence continue North 00°12'31" East a distance of 369.22 feet to a point lying on the South right-of-way line of the canal parcel, as shown on Sheet No. 3, **PLAT NO. 1 PALM BEACH CABANA COLONY**, as recorded in Plat Book 26, Page 205, in and for the records of Palm Beach County, Florida; thence North 89°16'50" West along said South right-of-way line a distance of 367.22 feet to a point; thence North 54°21'56" West along said South right-of-way line a distance of 117.84 feet to a point; thence South 00°12'31" West a distance of 426.96 feet to a point lying in the Northerly right-of-way line of said Lone Pine Road; thence South 88°04'01" East along said Northerly right-of-way line a distance of 463.42 feet to the **POINT OF BEGINNING**.

Bearings based on the Florida State Plane Coordinate System Transverse Mercator East Zone.

Containing in all 3.9490 acres **MORE OR LESS.**

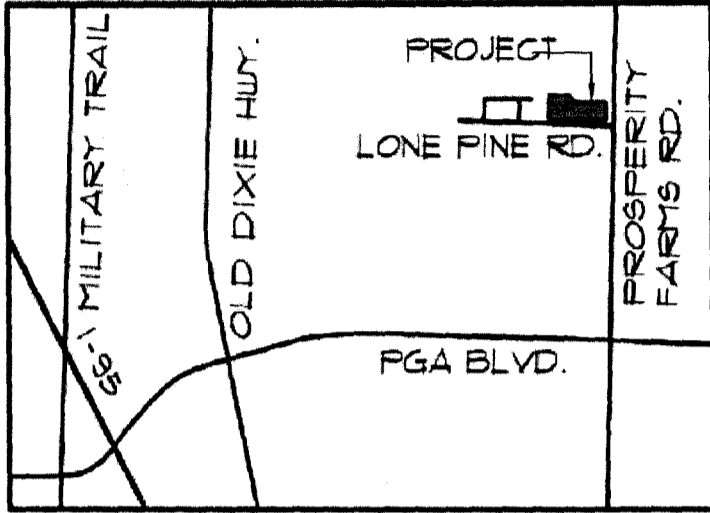
PARCEL B:

A parcel of land in Section 32, Township 41 South, Range 43 East, Palm Beach County, Florida. Being more particularly described as follows:

COMMENCE at the Southwest corner of said Section 32; thence North 02°10'58" East, along the West line of said Section 32, a distance of 1194.94 feet to the South line of the canal parcel as shown on Sheet No. 3, **PLAT NO. 1 PALM BEACH CABANA COLONY**, as recorded in Plat Book 26, Page 205, Pubic Records of Palm Beach County, Florida; thence South 89°16'50" East, along said South line, a distance of 1317.29 feet to the Easterly right-of-way line of a 100 foot canal as shown on Robert E. Owen & Associates, Inc. Drawing No. D-3777-003, dated August 1978; said Easterly right-of-way line being the North-South Quarter-Quarter line of the Southwest Quarter (SW ¼) of said Section 32 and the **POINT OF BEGINNING**; thence South 89°16'50" East, continuing along the South line of said Cabana Colony Canal, a distance of 452.50 feet; thence South 54°21'56" East, continuing along said South line, a distance of 108.57 feet; thence South 00°12'31" West a distance of 426.77 feet to the Northerly right-of-way line of Lone Pine Road; thence North 88°04'01" West along said Northerly line, 558.98 feet to the Easterly right-of-way line of the aforementioned 100 feet canal; thence North 02°20'35" East, along said right-of-way line, a distance of 477.25 feet to the **POINT OF BEGINNING.**

Containing 6.035 acres **MORE OR LESS.** Bearings are based on the Florida State Plane Coordinate System, Transverse Mercator East Zone.

EXHIBIT B
VICINITY SKETCH



LOCATION MAP 
NTS