

RESOLUTION NO. ZR-2022-024

RESOLUTION REVOKING A CLASS B CONDITIONAL USE  
ADOPTED BY RESOLUTION ZR-1999-0009  
(CONTROL NUMBER 1974-00122)

WHEREAS, the Zoning Commission, pursuant to Article 2 (Application Processes and Procedures) of the Palm Beach County Unified Land Development Code, Ordinance 2003-067 as amended (ULDC), is authorized and empowered to consider, consider applications related to Zoning;

WHEREAS, the notice and public hearing requirements pursuant to Article 2 (Application Processes and Procedures) of the Palm Beach County ULDC have been satisfied;

WHEREAS, Zoning Application Z/CB-1974-00122, an Application by Boca Raton Community United Methodist Church, by Steven Tate, Agent. for a Class B Conditional Use to allow a daycare, general, and subject to Conditions of Approval, was presented to and adopted by the Zoning Commission at a public hearing on September 2, 1999, by Resolution ZR-1999-0009; and subsequently corrected by Resolution ZR-2000-005 as approved on April 6, 2000; and further amended by Resolution ZR-2004-0001 as approved on April, 1, 2004;

WHEREAS, Zoning Application ABN-2021-01941 was submitted on behalf of Christ Fellowship Boca by Cotleur & Hearing, Inc. to abandon the Development Order for a General Daycare previously granted by Resolution ZR-1999-0009 as was presented to the Zoning Commission at a public hearing on September 2, 1999; and subsequently corrected by Resolution ZR-2000-005 as approved on April 6, 2000; and further amended by Resolution ZR-2004-0001 as approved on April 1, 2004;

WHEREAS, the Zoning Commission has considered the evidence and testimony presented by the Applicant and other interested parties, and the recommendations of the various County Review Agencies;

WHEREAS, the Zoning Commission hereby incorporates by reference the Findings in the staff report addressing the Standards contained in Article 2.B (Public Hearing Processes) for a Development Order Abandonment;

WHEREAS, the Zoning Commission pursuant to Article 2 (Application Processes and Procedures) of the ULDC is authorized and empowered to consider, approve, approve with conditions or deny the request;

WHEREAS, the Palm Beach County Survey Section may administratively correct any scrivener's errors that will not significantly impact to the overall boundary of the adopted legal description;

WHEREAS, Article 2.B.6.C, Board Action of the ULDC requires that action of the Zoning Commission be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE ZONING COMMISSION OF PALM BEACH COUNTY, FLORIDA, that Resolutions ZR-1999-0009, ZR-2000-005 and ZR-2004-001, which approved a Class B Conditional Use to allow a General Daycare, and subject to Conditions of Approval, on a parcel of land generally described as shown on the legal description in Exhibit A, are hereby revoked.

Commissioner Kern moved for the approval of the Resolution.

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

Marcelle Griffith Burke, Chair	-	Yes
John Kern, Vice Chair	-	Yes
Cheri Pavlik	-	Yes
Michael Kelley	-	Yes
Sam Caliendo	-	Yes
Sheri Scarborough	-	Yes
Alex Brumfield III	-	Yes
Mark Beatty	-	Yes
Jess Sowards	-	Yes

The Chair thereupon declared that the resolution was duly passed and adopted on July 7, 2022.

This resolution is effective when filed with the Palm Beach County Zoning Division on July 7, 2022.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA  
BY ITS ZONING COMMISSIONERS

BY:   
COUNTY ATTORNEY

BY:   
CHAIR

## EXHIBIT A

### LEGAL DESCRIPTION

THE EAST 60 FEET OF TRACT 94 AND ALL OF TRACT 95, LESS THE EAST 60 FEET THEREOF, BLOCK 77, OF THE PALM BEACH FARMS CO. PLAT NO. 3, ACCORDING TO THE MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 2, PAGE 45, LESS THE RIGHT OF WAY FOR STATE ROAD 808 CONVEYED BY DEEDS RECORDED IN DEED BOOK 917, PAGE 179 AND O.R. BOOK 2417, PAGE 507, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA. LYING IN SECTION 18, TOWNSHIP 47 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA CONTAINING 182,981 SQUARE FEET/4.2007 ACRES MORE OR LESS.