

RESOLUTION NO. P- 80-373

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. 80-15 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 28 February 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 conform to the character of the district and its peculiar suitability for particular uses
4. The proposal would be consistent with the needs of the County for land areas for specific purposes to serve population and economic activities
5. 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 28th day of February, 1980, that Petition No. 80-15 the petition of ANSHEI EMUNA CONGREGATION, INC., by Henry Silver, President, for a SPECIAL EXCEPTION TO ALLOW A TEMPLE on the East 1/2 of the Southeast 1/4 of the Northeast 1/4 of the Northwest 1/4 of Section 27, Township 46 South, Range 42 East; Subject to all rights-of-way, easements, restrictions, and reservations of record. Said property located on the west side of Carter Road, approximately 1303 feet north of L.W.D.D. Lateral Canal #37 in an AG-Agricultural District, 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 sixty (60) feet from the centerline for the ultimate right-of-way for Jog Road.
2. Petitioner shall construct a pedestrian bike path along the west side of Jog-Carter Road from the L.W.D.D. L-36 Canal south to the project's northernmost access drive.
3. Petitioner shall contribute Seven Hundred Fifty Dollars (\$750.00) 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). This Fair Share Traffic Impact contribution has been determined in accordance with the provisions of Ordinance 79-7. However, regardless of the present or future status of this ordinance, this development shall be required to provide the above Seven Hundred Fifty Dollars toward alleviating some of its direct and identifiable traffic impact.
4. All landscaping shall be installed as shown on the site plan submitted prior to the issuance of a Certificate of Occupancy.

Commissioner Foster, 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	Aye
Frank Foster, Vice Chairman	A y e
Bill Bailey, Member	Absent
Norman R. Gregory, Member	Absent
Peggy B. Evatt, Member	Aye

The foregoing resolution was declared duly passed and adopted
 this 18th day of March, 1980, confirming action of
 28 February 1980.

PALM BEACH COUNTY, FLORIDA
 BY ITS BOARD OF COUNTY
 COMMISSIONERS

JOHN E. DUNKLE, Clerk

By: *[Signature]*
 Deputy Clerk

APPROVE AS TO FORM
 AND LEGAL SUFFICIENCY

[Signature]
 County Attorney

