

RESOLUTION NO. R-89-1307

RESOLUTION APPROVING ZONING PETITION NO. **88-124**
REZONING PETITION OF FIRST BAPTIST CHURCH OF DELRAY BEACH

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 have been satisfied; and

WHEREAS, Petition No. **88-124** was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on March **31**, **1989**; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, 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, this approval is subject to Zoning Code Section **402.9** (Mandatory Review of Development Approvals) and other provisions requiring that development commence in a timely manner; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, made the following findings of fact:

1. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations.

WHEREAS, **402.5** of the Zoning Code requires that the action of the Board of County Commissioners, sitting as the Zoning Authority, be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. **88-124**, the petition of FIRST BAPTIST CHURCH OF DELRAY BEACH, for a REZONING FROM AR-AGRICULTURAL RESIDENTIAL ZONING DISTRICT TO RS-SINGLE FAMILY RESIDENTIAL ZONING DISTRICT on a parcel of land lying in the Northeast **1/4** of Section **26**, Township **46** South, Range **42** East, being more particularly described as follows: Commence at the East **1/4** corner of said Section **26**; thence, run due North, an assumed bearing along the East boundary of said Section **26**, **336.18** feet to a point; thence, run North **89** degrees **17' 14"** West, **75.00** feet to the Point of Beginning of the herein described parcel; thence run due North, **160.00** feet to a point; thence, run North **89** degrees **17' 14"** West, **544.54** feet to a point; thence, run due South, **160.00** feet to a point; thence, run South **89** degrees **17' 14"** East, **544.54** feet to the Point of Beginning. Together with: A parcel of land lying in the Northeast **1/4** of Section **26**, Township **46** South, Range **42** East, being more particularly described as follows: Commence at the East **1/4** of

said Section 26; thence, run due North, an assumed bearing along the East boundary of said Section 26, 496.18 feet to a point; thence, run North 89 degrees 17' 14" West, 75.00 feet to the Point of Beginning of the herein described parcel; thence, run North 89 degrees 17' 14" West, 544.54 feet to a point; thence, run due North, 160.00 feet to a point; thence, run South 89 degrees 17' 14" East, 544.54 feet to a point; thence, run due south 160.00 feet to the Point of Beginning. Together with:

A parcel of land lying in the Northeast 1/4 of Section 26, Township 46 South, Range 42 East, being more particularly described as follows: Commence at the East 1/4 of said Section 26; thence, run due North, an assumed bearing along the East boundary of said Section 26, 656.18 feet to a point: thence, run North 89 degrees 17 minutes, 14 seconds, West 75.00 feet to the Point of Beginning of the herein described parcel; thence run North 89 degrees 17 minutes 14 seconds West 544.54 feet to a point; thence, run due North 160.00 feet to a point; thence, run South 89 degrees 17 minutes 14 seconds East 544.54 feet to a point; thence, run due South 160.00 feet to the Point of Beginning. Together with:

A parcel of land lying in the Northeast 1/4 of Section 26, Township 46 South, Range 42 East, being more particularly described as follows: Commence at the East 1/4 corner of said Section 26; thence, run due North, an assumed bearing along the East boundary of said Section 26, 816.18 feet to a point; thence, run North 89 degrees 17 minutes, 14 seconds West, 75.00 feet to the Point of Beginning of the herein described parcel; thence, run North 89 degrees 17 minutes, 14 seconds West 544.54 feet to a point; thence, run due North 160.00 feet to a point; thence, run South 89 degrees, 17 minutes, 14 seconds East 544.54 feet to a point; thence, run due South 160.00 feet to the Point of Beginning, being located on the west side of Military Trail (SR 809), approximately .3 mile south of Linton Boulevard was approved on March 31, 1989, as advertised.

Commissioner Marcus moved for adoption of the Resolution.

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

Carol J. Elmquist, Chair	--	Aye
Karen T. Marcus	--	Aye
Carol Roberts	--	Aye
Ron Howard	--	Aye
Carole Phillips	--	Absent

The Chair thereupon declared the resolution was duly passed and adopted this 11th day of July, 1989.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

BY: *Robert Altman*
COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: *June Hardy*
DEPUTY CLERK