

RESOLUTION NO. R-2002- 1236

RESOLUTION APPROVING ZONING PETITION Z1973-216B
OFFICIAL ZONING MAP AMENDMENT (REZONING)
PETITION OF PALM BEACH BAPTIST TEMPLE INC.
BY KEVIN MCGINLEY, AGENT
(PALM BEACH BAPTIST 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 5 (Development Review Procedures) of the Palm Beach County Unified Land Development Code (Ordinance 92-20, as amended), have been satisfied; and

WHEREAS, Zoning Petition Z1973-216B was presented to the Board of County Commissioners at a public hearing conducted on July 25, 2002; 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 made the following findings of fact:

1. This official zoning map amendment (rezoning) is consistent with the Palm Beach County Comprehensive Plan;
2. This official zoning map amendment (rezoning) is consistent with the requirements of the Palm Beach County Unified Land Development Code;
3. This official zoning map amendment (rezoning) is compatible with surrounding uses and zones, as defined in the Palm Beach County Unified Land Development Code, is generally consistent with existing uses and zones surrounding the subject land, and is the appropriate zoning district for the land;
4. This official zoning map amendment (rezoning) does not result in significantly adverse impacts on the natural environment, including but not limited to water, air, stormwater management, wildlife, vegetation, wetlands, and the natural functioning of the environment;
5. This official zoning map amendment (rezoning) will result in a logical and orderly development pattern;
6. This official zoning map amendment (rezoning) complies with Article 11 (Adequate Public Facilities Standards) of the Palm Beach County Unified Land Development Code; and,
7. This official zoning map amendment (rezoning) is consistent with the requirements of all other applicable local land development regulations.

WHEREAS, Article 5, Section 5.3.D.9 (Action by Board of County Commissioners) 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 Petition Z1973-216B, the petition of Palm Beach Baptist Temple Inc., by Kevin McGinley, agent, for an OFFICIAL ZONING MAP AMENDMENT rezoning from the Agricultural Residential to the Residential Single Family 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 July 25, 2002.

Commissioner McCarty moved for the approval of the Resolution.

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

Warren H. Newell, Chairman	-	Aye
Carol A. Roberts, Vice Chair	-	Absent
Karen T. Marcus	-	Aye
Mary McCarty	-	Aye
Burt Aaronson	-	Aye
Tony Masilotti	-	Absent
Addie L. Greene	-	Aye

The Chair thereupon declared that the resolution was duly passed and adopted on July 25, 2002.

Filed with the Clerk of the Board of County Commissioners on 21 day of August 200-2

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: *[Signature]*
COUNTY ATTORNEY

BY: *[Signature]*
DEPUTY CLERK



EXHIBIT A
LEGAL DESCRIPTION

The South half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 1, Township 45 South, Range 42 East, Palm Beach County, Florida, LESS the East 41.25 feet of the South 116 feet thereof;

AND the South half of the Northeast quarter of the Northeast quarter of the Northwest quarter of Section 1, Township 45 South, Range 42 East, Palm Beach County, Florida, excepting therefrom the South 220 feet and the right of way for Military Trail;

AND the North 38 feet of the South 154 feet of the Northeast quarter of the Northeast quarter of the Northwest quarter of Section 1, Township 45 South, Range 42 East, Palm Beach County, Florida, LESS the right of way for Military Trail;

AND the North 66 feet of the South 220 feet of the Northeast quarter of the Northeast quarter of the Northwest quarter of Section 1, Township 45 South, Range 42 East, Palm Beach County, Florida, LESS the right of way for Military Trail;

AND the East 285.00 feet of the South 116.00 feet of the Northeast quarter of the Northeast quarter of the Northwest quarter of Section 1, Township 45 South, Range 42 East, Palm Beach County, Florida, LESS the right of way for Military Trail;

AND the West $\frac{1}{2}$ of the North $\frac{1}{2}$ of the North $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 1, Township 45 South, Range 42 East, less the East 98 feet thereof, and less that portion as described in Chancery Case 407 as recorded by Lake Worth Drainage District in Official Record Book 6495, page 195 of the public records of Palm Beach County, Florida; said lands situated, lying and being in Palm Beach County, Florida.

SUBJECT TO easements, reservations, restrictions and rights of way of record, if any.

Containing: 13.581 Acres, more or less

EXHIBIT B
VICINITY SKETCH

