

RESOLUTION NO. R-2002- 1257

RESOLUTION APPROVING ZONING PETITION Z2002-018
OFFICIAL ZONING MAP AMENDMENT (REZONING)
PETITION OF THE KING'S ACADEMY, PALM BEACH COUNTY PREM
AND JANET POWELL;
BY KIERAN J. KILDAY, AGENT
(KING'S ACADEMY & PBC PARK AT SANBURY WAY)

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 Z2002-018 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 Z2002-018, the petition of The King's Academy, Palm Beach County PREM, by Kieran J. Kilday, agent, for an OFFICIAL ZONING MAP AMENDMENT rezoning from the Public Ownership to the Institution and Public Facilities Zoning District for 46.94 acres 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 Marcus moved for the approval of the Resolution.

The motion was seconded by Commissioner McCarty 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	-	Absent
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, 2002.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY:


COUNTY ATTORNEY

BY:


DEPUTY CLERK

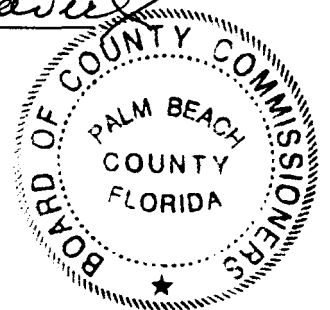


EXHIBIT A

LEGAL DESCRIPTION

A PARCEL OF LAND IN SECTIONS 29 AND 32, TOWNSHIP 43 SOUTH, RANGE 42 EAST, IN BLOCK 2 OF PALM BEACH FARMS COMPANY PLAT NO. 3, RECORDED IN PLAT BOOK 2, PAGE 45 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHWEST CORNER OF THE PLAT OF OAK-LAND PARK, RECORDED IN PLAT BOOK 55, PAGE 198 OF SAID PUBLIC RECORDS; THENCE ALONG THE WEST BOUNDARY OF SAID PLAT, S00°55'40"E FOR 658.82 FEET TO THE SOUTH LINE OF TRACT 13, BLOCK 2 OF SAID PALM BEACH FARMS COMPANY PLAT NO. 3; THENCE ALONG SAID SOUTH LINE, S89°02'13"W FOR 989.67 FEET TO THE NORTH LINE OF THE LAKE WORTH DRAINAGE DISTRICT CANAL L-3, AS SHOWN ON THE ROAD PLAT BOOK 4, PAGE 96 OF SAID PUBLIC RECORDS; THENCE ALONG SAID NORTH LINE, S89°01'45"W FOR 648.23 FEET TO THE EAST RIGHT-OF-WAY OF SANSBURY'S WAY (RUBIN ROAD) AS SHOWN ON PALM BEACH COUNTY ENGINEERING DEPARTMENT DRAWING NO. 3-79-561R/W; THENCE ALONG SAID EAST RIGHT-OF-WAY FOR THE FOLLOWING COURSES:

THENCE N00°55'26"W FOR 201.35 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE SOUTHEAST, HAVING A RADIUS OF 1105.92 FEET; THENCE NORTHEASTERLY, ALONG SAID CURVE TO THE RIGHT, THROUGH A CENTRAL ANGLE OF 33°07'27" FOR 639.36 FEET TO A POINT OF TANGENCY; THENCE N32°12'01"E FOR 502.91 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE NORTHWEST, HAVING A RADIUS OF 1185.92 FEET; THENCE NORTHEASTERLY ALONG SAID CURVE TO THE LEFT, THROUGH A CENTRAL ANGLE OF 2°38'38" FOR 54.72 FEET TO THE SOUTH LINE OF "O-S" TRACT 5, BREAKERS WEST PLAT NO. 2, RECORDED IN PLAT BOOK 36, PAGE 31 OF SAID PUBLIC RECORDS;

THENCE ALONG SAID SOUTH LINE, N89°01'11"E FOR 134.13 FEET TO THE SOUTHEAST CORNER OF SAID "O-S" TRACT 5; THENCE ALONG THE EAST LINE OF SAID "O-S" TRACT 5, N00°56'49"W FOR 336.90 FEET TO THE SAID EAST RIGHT-OF-WAY, BEING A NON-TANGENT CURVE CONCAVE TO THE NORTHWEST, HAVING A RADIUS OF 1185.92 FEET, WHERE A RADIAL LINE BEARS N78°01'55"W; THENCE NORTHEASTERLY ALONG SAID CURVE AND RIGHT-OF-WAY TO THE LEFT, THROUGH A CENTRAL ANGLE OF 12°54'54" FOR 267.31 FEET TO A POINT OF TANGENCY; THENCE CONTINUE ALONG SAID EAST RIGHT-OF-WAY, N00°56'49"W FOR 136.22 FEET; THENCE DEPARTING SAID EAST RIGHT-OF-WAY, N89°02'41"E FOR 990.36 FEET TO THE NORTHERLY EXTENSION OF THE SAID WEST BOUNDARY OF PLAT OF OAK-LAND PARK; THENCE ALONG SAID NORTHERLY EXTENSION, S00°55'40"E FOR 768.17 FEET TO THE POINT OF BEGINNING.

CONTAINING 47.295 ACRES MORE OR LESS

EXHIBIT B
VICINITY SKETCH

