

RESOLUTION NO. R-2002- 2200

RESOLUTION APPROVING RECOMMENDATION OF  
STATUS REPORT NO. SR 1985-084C  
TO APPROVE A DEVELOPMENT ORDER AMENDMENT  
TO AMEND CONDITIONS OF APPROVAL OF RESOLUTION NO. R-97-958  
WHICH APPROVED THE DEVELOPMENT ORDER AMENDMENT OF  
BEREAN BAPTIST CHURCH OF WEST PALM BEACH  
PETITION NO. 1985-84(C)

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, systematic monitoring and review of approved zoning actions help implement the goals and objectives of the Comprehensive Plan.

WHEREAS, the notice and hearing requirements as provided for in Section 5.8 of the Palm Beach County Land Development Code have been satisfied; and

WHEREAS, pursuant to Section 5.8, Status Report SR 1985-084C was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on October 24, 2002; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR 1985-084C and considered testimony presented by the applicant and other interested parties, and the recommendations of the various county review agencies; and

WHEREAS, Section 5.8 of the Palm Beach County Land Development Code authorizes the Board of County Commissioners to add or modify conditions of approval; and

WHEREAS, the Board of County Commissioners made the following findings of fact:

1. The development order is not consistent with the Palm Beach County Unified Land Development Code because it has not been reviewed for consistency with "Architectural Guidelines," Section 6.6.E., of the Unified Land Development Code, and does not meet the Countywide Traffic Performance Standards.
2. With the new conditions of approval, the project will be consistent with the Unified Land Development Code.
3. The amendment of conditions of approval is consistent with the Palm Beach County Comprehensive Plan and with the Unified Land Development Code.

WHEREAS, Section 5.3 of the Palm Beach County 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 the recommendation of Status Report No. SR 1985-084C, to approve a Development Order Amendment to amend Conditions of Approval of Resolution No. R-97-958, the Development Order Amendment of Berean Baptist Church of West Palm Beach, Petition No. 1985-84(C), which relocated approved square footage (26,194 sf), property being legally described as Tract 14, Block 1, The Palm Beach Farms Co. Plat No. 9, as recorded in Plat Book 5, page 58, public records of Palm Beach County, Florida. Less the east 40 feet and the north 70 feet of Tract 14, Block 1, Palm Beach Farms Co. Plat No. 9, according to the plat thereof on file in the office of the Clerk of the Circuit Court in and for Palm Beach

County, Florida, recorded in Plat Book 4, page 58, all lying west of the canal right-of-way, being located on the south side of Okeechobee Boulevard approximately 0.4 mile west of Benoist Farms Road, in the Residential Single Family Zoning District, is approved, subject to the following conditions:

1. All previously approved conditions of approval continue to apply unless expressly modified herein. (ONGOING)
2. Prior to the issuance of a building permit, the property owner shall submit an application to the Development Review Committee for review and certification that the project is in compliance with Section 6.6.E. of the Palm Beach County Unified Land Development Code, "Architectural Guidelines." (BLDG PERMIT: MONITORING - Zoning)
3. No building permits for development exceeding 1,003 trips per day (the 24,768 square foot church/fellowship hall addition, 121-student school addition, and 7,452 square foot day care addition, or any equivalent combination of land uses as approved by the County Engineer) shall be issued until either the contract is awarded for construction of Okeechobee Boulevard, from Benoist Farms Road to the Florida Turnpike to an 8-lane divided cross-section or this development is determined eligible for inclusion in the Okeechobee CRALLS list of projects. (BLDG PERMIT: MONITORING)

Commissioner **Koons** moved for approval of the Resolution.

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

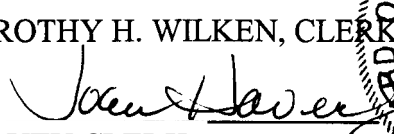
KAREN T. MARCUS, CHAIR	—	Aye
TONY MASILOTTI, VICE CHAIRMAN	—	Aye
JEFF KOONS	—	Aye
WARREN H. NEWELL	—	<b>Absent</b>
MARY MCCARTY	—	Aye
BURT AARONSON	—	Aye
ADDIE L. GREENE	—	Aye

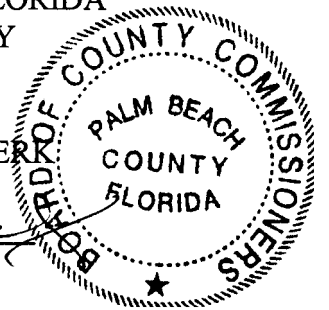
The Chair thereupon declared the resolution was duly passed and adopted this 9 day of December, 2002.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

BY:   
COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY COMMISSIONERS

DOROTHY H. WILKEN, CLERK  
BY:   
DEPUTY CLERK



Filed with the Clerk of the Board of County Commissioners on the 16 day of January, 2003.