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RESOLUTION NO. R2007-59

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF WELLINGTON, FLORIDA, APPROVING A DEVELOPMENT ORDER AMENDMENT FOR THE ORANGE POINT PUD FOR THE PROPERTY LOCATED AT 11800 LAKE WORTH ROAD, ALSO KNOWN AS ST. THERESE DE LESIEUX CATHOLIC CHURCH CONSISTING OF 40-ACRES OF LAND, LOCATED ON THE SOUTHEAST CORNER OF LAKE WORTH ROAD AND 120TH STREET EXTENDING TIMEFRAMES SET FORTH IN CONDITION 3.1.a. OF RESOLUTION NO. R2001-95 TO ALLOW THE EXISTING TEMPORARY FACILITIES FOR HOUSE OF WORSHIP AND ADMINISTRATIVE OFFICES TO REMAIN UNTIL JUNE 1, 2013 (PETITION NUMBER 1996-3 DOA5); AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Village Council, as the governing body of the Village of Wellington, Florida, pursuant to the authority in Chapter 163 and Chapter 166, Florida Statutes, and the Village of Wellington Land Development Regulation is authorized and empowered to consider petitions related to zoning and development orders; and

WHEREAS, the notice and hearing requirements, as provided in Article V of the Land Development Regulations, have been satisfied; and

WHEREAS, the subject site has been approved on the Future Land Use Map for Institutional land uses; and

WHEREAS, the request to allow the existing temporary house of worship and administrative office facilities to remain until June 1, 2013 was reviewed by the Planning, Zoning and Adjustment Board at a public hearing; and

WHEREAS, the Village Council has considered the evidence and testimony presented by the Petitioner and other interested parties and the recommendations of the various Village of Wellington review agencies and staff; and

WHEREAS, the Village Council has made the following findings of fact:

1. The subject site has been approved Future Land Use Map as Institutional within the Orange Point Planned Unit Development. The request does not change the project's consistency with both the Comprehensive Plan

1 and the Land Development Regulations. The request does not propose to
2 change location of the temporary facilities, add square footage, create any
3 adverse environmental impact, or affect the surrounding uses since the
4 temporary facilities are existing. The site is in compliance with the Palm Beach
5 County traffic performance standards.

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8 **NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF**
9 **THE VILLAGE OF WELLINGTON, FLORIDA, THAT:**

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11 **SECTION 1.** The Development Order Amendment Petition 1996-03 DOA5
12 the petition of St. Therese de LeSieux Catholic Church. Owner, is hereby
13 APPROVED on the real property described in Exhibit "A" subject to the conditions
14 of approval contained herein, which are in addition to the general requirements
15 otherwise provided by ordinance:

16
17 Conditions of Approval:

- 18
19 1. The petitioner shall comply with all previous conditions of approval for the
20 Orange Point Planned Unit Development unless expressly modified
21 herein.
22
23 2. Section 3.1. of Resolution R2001-95 is amended to read:
24
25 **3.1.a.** The development program for Pod "D" (a.k.a. the Private Civic
26 parcel) in Section 26 has been modified to include two (2) phases. Phase
27 1 consists of 26,800 square feet of church use facilities on no more than
28 3.24 acres along the north Pod boundary. The requested use for a
29 church or house of worship is approved on the Phase 1 site for a limited
30 duration not to exceed six ~~(6)~~ twelve (12) years from the date of
31 Certificate of Occupancy. Two 1-year administrative extensions beyond
32 the 6-year limit may be granted in writing by the Village provided the
33 property owner demonstrates progress toward a permanent church
34 planning, funding, and construction.
35
36 3. All the previous conditions of approval not amended by this request shall
37 remain effect.
38

39 **SECTION 2.** This Resolution shall become effective immediately upon
40 adoption.

1 PASSED AND ADOPTED this 22nd day of May 2007.

2
3 ATTEST:

VILLAGE OF WELLINGTON, FLORIDA

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5
6 BY: Awilda Rodriguez
7 Awilda Rodriguez, Village Clerk

BY: Thomas M. Wenham
Thomas M. Wenham, Mayor

8
9 APPROVED AS TO FORM AND
10 LEGAL SUFFICIENCY

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12 BY: Jeffrey S. Kurtz
13 Jeffrey S. Kurtz, Village Attorney
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Exhibit "A"
Legal Description

St. Therese de LeSieux Catholic Church as recorded in Plat Book 97 on Pages
185 thru 186.