



Planning, Zoning, and Building Department

BOARD ACTION REPORT – APPEALABLE ITEM

Project Name: 201 West Atlantic Avenue, Boy Holding Seedling
Project Location: 201 West Atlantic Avenue
Request: Class I Site Plan Modification
Board: Site Plan Review and Appearance Board
Meeting Date: August 24, 2016

Board Action: Class I Site Plan Modification on a 7 to 0 vote

Project Description:

The subject property contains 2.5 acres and is located at the northeast corner of NW 3rd Avenue and Atlantic Avenue and is owned by the City of Delray Beach.

The request is to paint a mural on the back of the practice backboard which is located on NW 3rd Avenue which will be visible from NW 3rd Avenue.

The mural is in bright vibrant colors and in the growing seed, the WARC logo for “The Set” is depicted in white.

Staff supported the request.

Board Comments:

None

Public Comments:

No members of the public spoke for or against the project.

Associated Actions:

All required actions were taken.

Next Action:

SPRAB action is final unless appealed by the City Commission.

**SITE PLAN REVIEW AND APPEARANCE BOARD
MEMORANDUM STAFF REPORT**

Applicant/Agent: City of Delray Beach/Public Art Advisory Board

Project Name: "Boy Holding Seedling"

Project Location: 201 W. Atlantic Avenue (tennis center backboard located on NW 3rd Ave)

ITEM BEFORE THE BOARD

The action before the Board is consideration for approval of a Class I Site Plan Modification request for **201 W. Atlantic Avenue** associated with architectural elevations changes (mural), pursuant to LDR Section 2.4.5(F).

BACKGROUND

The subject property contains 2.5 acres and is located at the northeast corner of NW 3rd Avenue and Atlantic Avenue and is owned by the City of Delray Beach.

The action before the Board is a request to paint a mural on the back of the practice backboard which is located on NW 3rd Avenue which will be visible from NW 3rd Avenue.

ARCHITECTURAL ELEVATION ANALYSIS

LDR Section 4.6.18(E) Criteria for Board Action: The following criteria shall be considered, by the Site Plan Review and Appearance Board (SPRAB) in the review of plans for building permits. If the following criteria are not met, the application shall be disapproved:

- (1) The plan or the proposed structure is in conformity with good taste; good design, and in general contributes to the image of the City as a place of beauty, spaciousness, harmony, taste, fitness, broad vistas, and high quality.
- (2) The proposed structure, or project, is in its exterior design and appearance of quality such as not to cause the nature of the local environment or evolving environment to materially depreciate in appearance and value.
- (3) The proposed structure, or project, is in harmony with the proposed developments in the general area, with the Comprehensive Plan, and with the supplemental criteria which may be set forth for the Board from time to time.

The Public Art Advisory Board conducted a call to Artist in 2015. At its meeting of October 27, 2015, the PAAB recommended artist Eduardo Mendieta and his painting, "Bird in Flight." At its meeting on February 4, 2016, the West Atlantic Redevelopment Agency opposed the project 4-2 and the Public Art Advisory Board made the decision not to move forward with the mural as presented.

The Public Arts Advisory Board presented new drawings to WARC on August 4, 2016 and voted 6-2 in support of the proposed architectural elevation changes which include a new design by Eduardo Mendieta which is a young boy holding a seed that is growing. The mural is in bright vibrant colors and in the growing seed, the WARC logo for "The Set" is depicted in white. The mural is located on the west side of the Tennis Center which faces NW 3rd Avenue and is visible by motorists traveling along NW 3rd Avenue.

The proposed elevation change is in harmony with the developments within the area and will not adversely affect the surrounding area and will not materially depreciate the neighboring areas. Based upon the above positive findings can be made with respect to LDR Section 4.6.18 (E).

ALTERNATIVE ACTIONS

- A. Continue with direction.
- B. Move approval of the request for a Class I site plan modification for elevation changes for **201 W. Atlantic Avenue** by adopting the findings of fact and law contained in the staff report, and finding that the request is consistent with the Comprehensive Plan and meets criteria set forth in Section 4.6.18(E) of the Land Development Regulations.
- C. Move denial of the request for a Class I site plan modification, for elevation changes for **201 W. Atlantic Avenue** by adopting the findings of fact and law contained in the staff report, and finding that the request is inconsistent with the Comprehensive Plan and does not meet criteria set forth in Section 4.6.18(E) of the Land Development Regulations.

REVIEW BY OTHERS

WARC

At its board meeting on August 4, 2016, the board recommended approval to the project 6-2.

RECOMMENDATION

Move approval of the request as requested by the Public Art Advisory Board for a Class I site plan modification for elevation changes for **201 W. Atlantic Avenue** by adopting the findings of fact and law contained in the staff report, and finding that the request is consistent with the Comprehensive Plan and meets criteria set forth in Section 4.6.18(E) of the Land Development Regulations.

Prepared by: Jennifer Buce, Assistant Planner

Attachment:

- Architectural Elevations (Mural)
- Site Plan
- Location Map

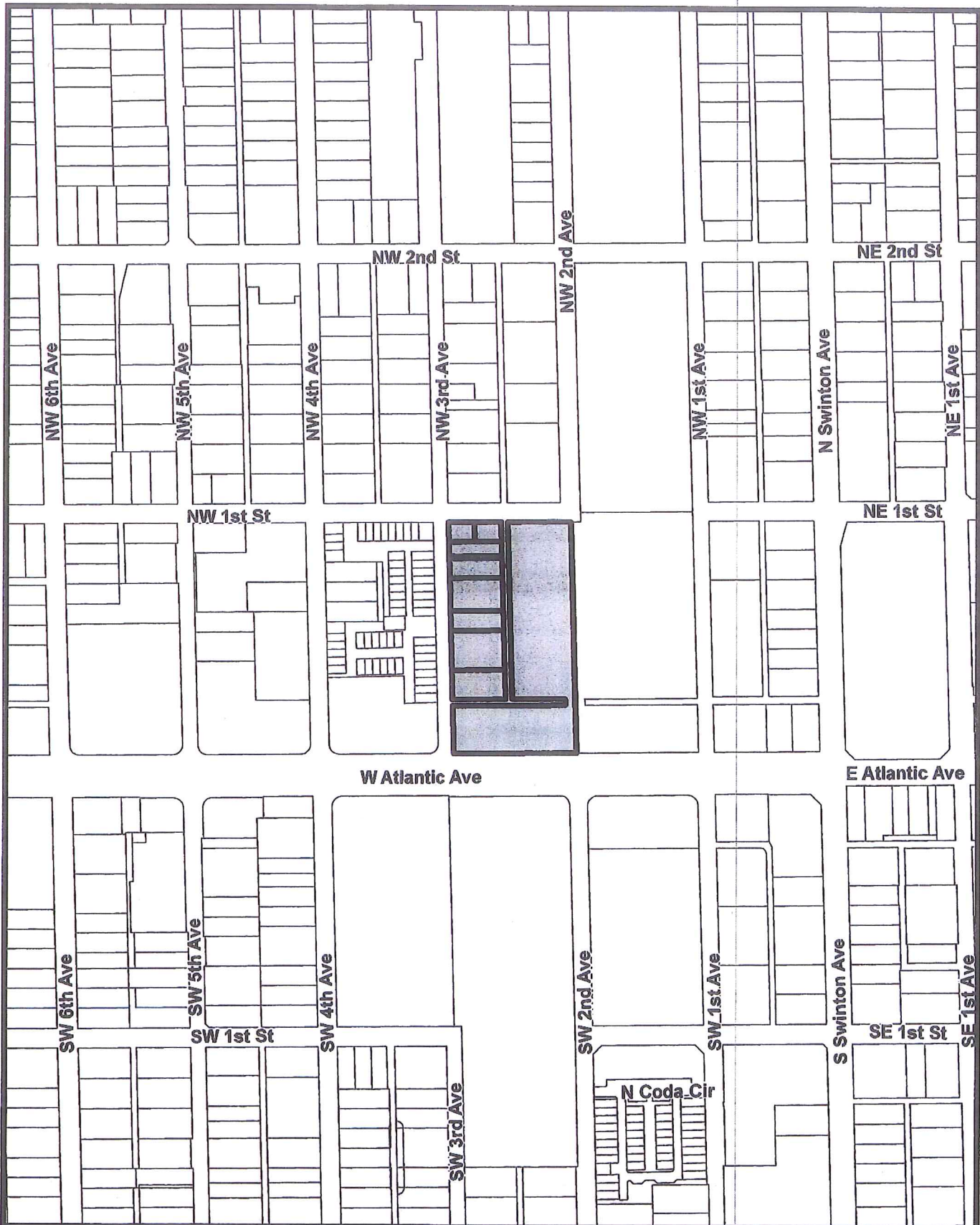




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	 NORTH PLANNING & ZONING DEPARTMENT	<p>201 W. ATLANTIC AVENUE</p> <p>LOCATION MAP</p>	 Subject Property
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