SITE PLAN REVIEW AND APPEARANCE BOARD

101 SE 2nd Avenue

Meeting	File No.	Application Type
August 28, 2024	2023-253	Level 1 - Site Plan Application
Property Owner		Agent
101 Delray Triangle LLC		Jeffrey A. Costello

Request

Consideration of a Level 1 Site Plan, Landscape Plan, and Architectural Elevations for a change of use to establish a restaurant within the existing approximate 6,600 sq. ft. building footprint located at 101 SE 2nd Avenue.

Site Data & Information

Location: 101 SE 2nd Avenue

PCN: 12-43-46-16-01-086-0010

Property Size: 0.31 acres

Land Use Designation: Commercial Core

Zoning District: Central Business District (CBD)

Central Core (CC) Sub-district

o SE 5th Avenue: Primary Street

Adjacent Zoning:

North: CBD-CCEast: CBD-CCSouth: CBD-CCWest: CBD-CC

Existing Use:

Two-story, Approximate 6,600 commercial

building (office)

Proposed Use:

Change of use to restaurant within the existing building footprint and approximately 300 sq. ft. of new outdoor dining

Floor Area Ratio:

Existing: 0.54Proposed: 0.54





Existing Conditions

Background

The subject property is a unique triangular shaped 0.31-acre lot located along SE 2nd Avenue west of the FEC railroad corridor and south of SE 1st Street. This property is the remaining portion of "Block 86" of the Town of Linton, recorded in plat book 1, page 3. The property contains a two-story, approximate 6,600 square foot building constructed in 1967. The building was most recently utilized as an office. There is an existing non-conforming parking lot on property containing 15 parking spaces.

The application is classified as a Level 1 Site Plan application pursuant to LDR Section 2.4.10(A)(1)(a). Furthermore, Level 1 Site Plan applications are not subject to formal findings pursuant to LDR Section 2.4.10(A)(3)(a). As such, the formal findings of Chapter 3 are not applicable. Level 1 site plan applications are eligible for administrative approval after technical review has occurred and an application has been deemed technically compliant. However, at the discretion of the Director, Level 1 applications may be elevated for Board consideration when circumstances warrant. Specifically, this development application requires a determination of adequacy relative to the development's failure to provide a functional loading zone per the requirements of LDR Section 4.6.10. The body granting approval of the application is authorized to make a determination of adequacy if sufficient justification has been provided to support the claim that adequate provisions for loading demand have been accommodated. Staff has elected not to administratively approve the application and has deferred to the Site Plan Review and Appearance Board to evaluate whether the applicant's provided solution for accommodating loading for the proposed restaurant is adequate.

Description of Proposal

The proposed development includes a change of use to establish a restaurant within the existing footprint of the building, architectural elevation modifications, and site improvements. The existing site is non-conforming in a number of aspects, specifically with regard to the existing building setback and parking area. No portion of the building footprint is being modified and there is no change to the existing building setbacks. Likewise, where feasible the applicant has worked with staff to expand the width of the sidewalk to facilitate compliance with the CBD streetscape requirements. There are some areas where modifications to the site are infeasible given the constraints of the existing building footprint. The degree of non-conformity has not been expanded and, instead, has been reduced where possible.

The proposed change of use to convert the existing building into a restaurant would generate 42 required parking spaces based on the existing square footage. The existing non-conforming parking lot contains 15 spaces, and a proposed reduction of one space to accommodate an additional ADA space is included within this scope. Five new on-street parking spaces are provided, and these may count towards required parking calculations when on-street parking didn't previously exist. Furthermore, the applicant, whom through separate action and permit, has constructed parking spaces within a portion of the FEC railroad ROW for public and private use and has entered into an amended agreement with the City to utilize a portion of the on-street parking spaces located south of the development site along SE 2nd Avenue to meet the remaining parking requirements for this development. As such, through a combination of parking provided on site and offsite, the proposed change of use is compliant with regard to parking. Specifically, the proposal includes 14 spaces on-site, 5 new on-street spaces directly adjacent to the subject property, and 23 spaces provided within the FEC railroad right-of-way per separate agreement.

The proposed modifications to the façade do not introduce a new architectural style that differs from the existing conditions, but instead proposes a refinement of the design that delivers a main

street vernacular composition that more closely reflects the requirements of the CBD design guidelines, and is overall a significant improvement.

Review & Analysis

Site Plan and Zoning

LDR Section 2.4.10(A)(1)(a), Level 1 Site Plan Applications

Include improvements or modifications to existing development that do not increase building square footage and are generally limited to landscaping, hardscaping, architectural elevations, materials, and colors.

LDR Section 2.4.10(A)(2)(c)2., Administrative Review

The Director has the sole discretion to elevate Level 1 and Level 2 Site Plan applications to board review.

Relief from LDR **Section 4.6.10(D)(2)**, relating to the provision of a compliant loading zone, is required via a *determination of adequacy*. Therefore, the request is considered a Level 1 Site Plan application requiring Board action.

LDR Section 2.1.6(E)(1)(a)1., Board Action

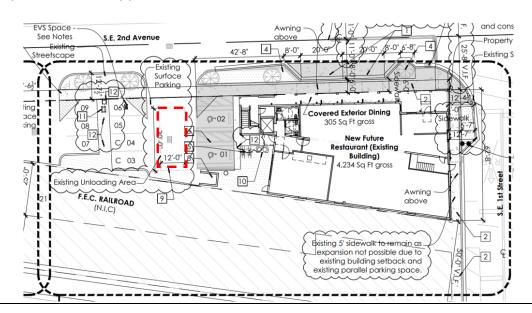
The SPRAB has the authority to take action on the following items pursuant to the procedures and standards of the LDR:

 Level 1 or Level 2 Site Plan applications when associated with the following requests for relief: Waivers that do not require City Commission action.

The Level 1 Site Plan application has an associated request for relief that does not require City Commission action and is subject to final action by the Site Plan Review and Appearance Board (SPRAB).

LDR Section 3.2.3, Standards for Site Plan Actions

The proposed project generally complies with all applicable standards for site plan action, with the exception of standards (D)(F)(H) and (I), unless a determination of adequacy is made by the Board finding that the provided loading demand statement justifies the fact the project does not provide a loading zone that complies with the requirements of the LDR. If the proposed loading solution is deemed adequate, then all applicable standards have been met.



Specifically, the applicant has identified the parking lot drive-aisles as the intended location to accommodate loading and unloading of deliveries. LDR section 4.6.10 states that *loading areas* shall not be located so as to create confusion or conflict with other use areas such as dumpster locations or required parking. The proposed location for loading directly conflicts with both the normal operation and vehicular circulation of the parking lot as well as the location of trash processing.

While the existing property does not include a designated loading zone it is important to note that the proposed use (restaurant) is significantly more intense in terms of amount and frequency of loading than the previous office use. High volume restaurants can anticipate receiving shipments of goods and ingredients daily by multiple vendors. The Board should consider whether this loading solution is sufficiently adequate for a use that generates a high degree of loading demand, or whether the failure to provide a dedicated loading zone, and instead relying on a portion of the drive-aisle within an already constricted non-conforming parking lot, may result in negative impacts and externalities that are affected upon the surrounding properties and public realm.

LDR Section 4.6.10 recommends one loading berth for a restaurant under 10,000 sq. ft.

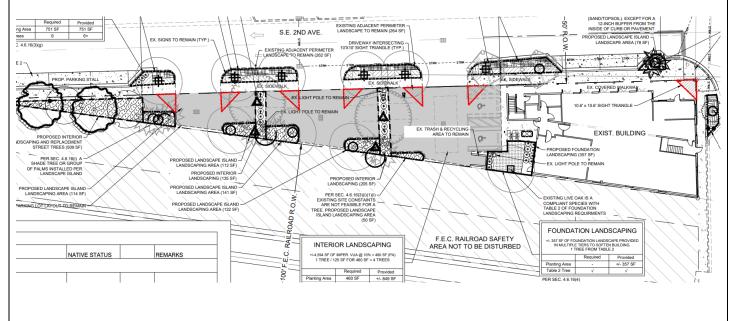
Landscape Plan

LDR Section 2.4.10(A)(3)(c), Findings

Landscape Plans, including modifications to existing landscaping, shall be consistent with Section 4.6.16, Landscape Regulations.

The project includes minimal changes to the existing site landscaping. Some existing trees in poor condition are being removed and replaced with healthier specimens. Any tree removed is being mitigated through replacement of trees on site.

Overall, the landscape plan has been deemed technically compliant by the Senior Landscape Planner, pursuant to the applicable requirements of LDR Section 4.6.16.



Architectural Elevations

LDR Section 2.4.10(A)(3)(d), Findings

Architectural Elevations, including modifications to existing building facades, require an overall determination of consistency with the objectives and standards of <u>Section 4.6.18</u>, Architectural Elevations and Aesthetics, and any adopted architectural design guidelines and standards, as applicable.

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

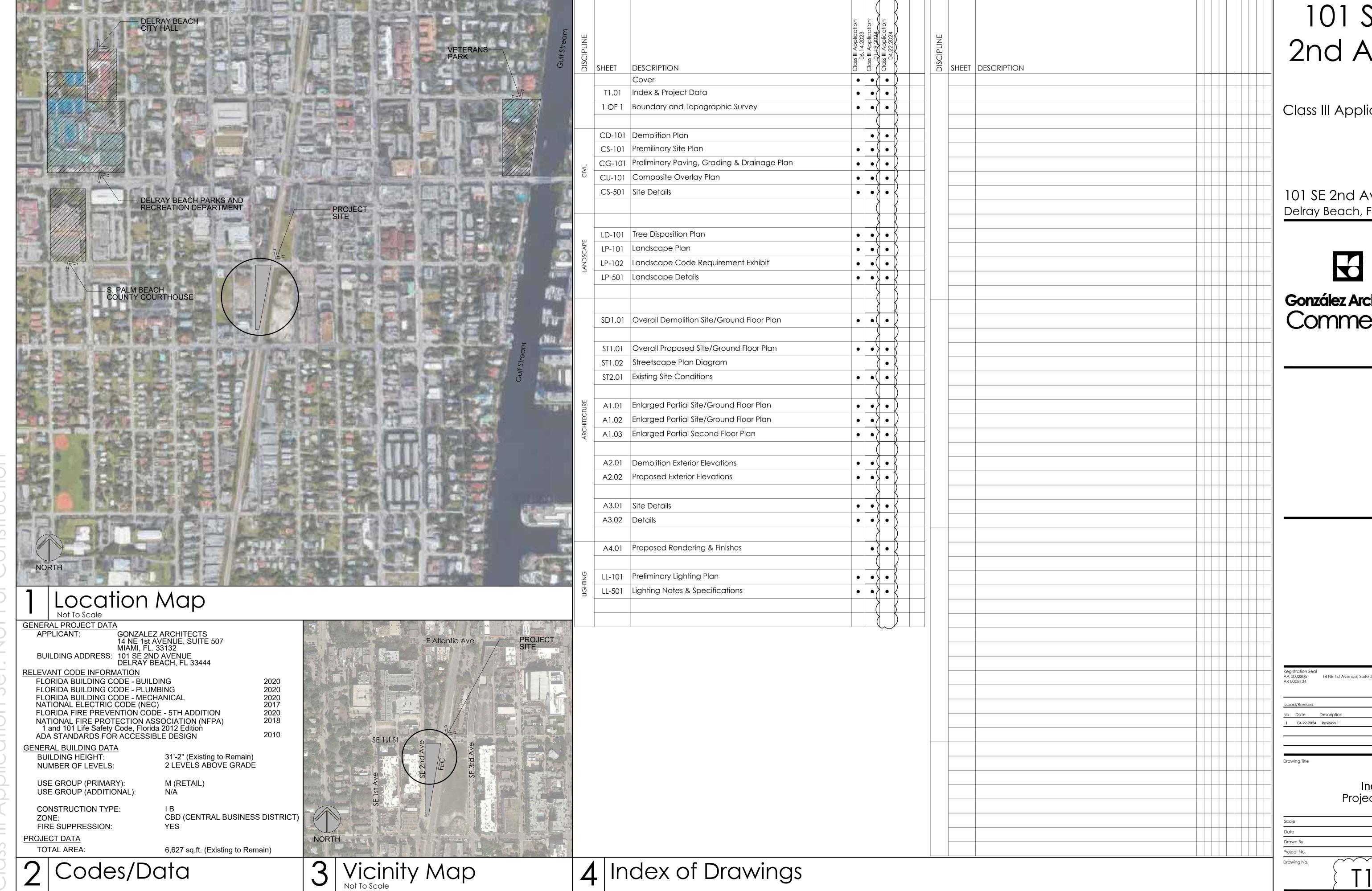
- (1) The plan or the proposed structure is in conformity with good taste, good design, and in general contributes to the image of the City as a place of beauty, spaciousness, harmony, taste, fitness, broad vistas, and high quality.
- (2) The proposed structure, or project, is in its exterior design 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.
- (1) 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 proposed elevations have been reviewed for compliance and are generally found to comply with the criteria of Section 4.6.18, the architectural standards in 4.4.13, and Architectural Guidelines for properties within the CBD. The design modifications specifically include the removal of existing design treatment and detail that conflated influence from multiple styles and instead proposed a clean and refined composition that accurately reflects design detail that is customary of the main street vernacular style and appropriate for a building constructed in the 1960s.



Options for Board Action

- A. **Move approval** of the Level 1 (2023-253) Site Plan, Landscape Plan, and Architectural Elevations, for a change of use to establish a restaurant within the existing approximate 6,600 sq. ft. building footprint located at 101 SE 2nd Avenue, by finding that the request is consistent with the Comprehensive Plan and meets criteria set forth in the Land Development Regulations.
- B. **Move approval, as amended,** of the Level 1 (2023-253) Site Plan, Landscape Plan, and Architectural Elevations, for a change of use to establish a restaurant within the existing approximate 6,600 sq. ft. building footprint located at 101 SE 2nd Avenue, by finding that the request is consistent with the Comprehensive Plan and meets criteria set forth in the Land Development Regulations.
- C. **Move denial** of the Level 1 (2023-253) Site Plan, Landscape Plan, and Architectural Elevations, for a change of use to establish a restaurant within the existing approximate 6,600 sq. ft. building footprint located at 101 SE 2nd Avenue, by finding that the request is inconsistent with the Comprehensive Plan and does not meet criteria set forth in the Land Development Regulations.
- D. Move to continue with direction.



101 SE 2nd Ave

Class III Application

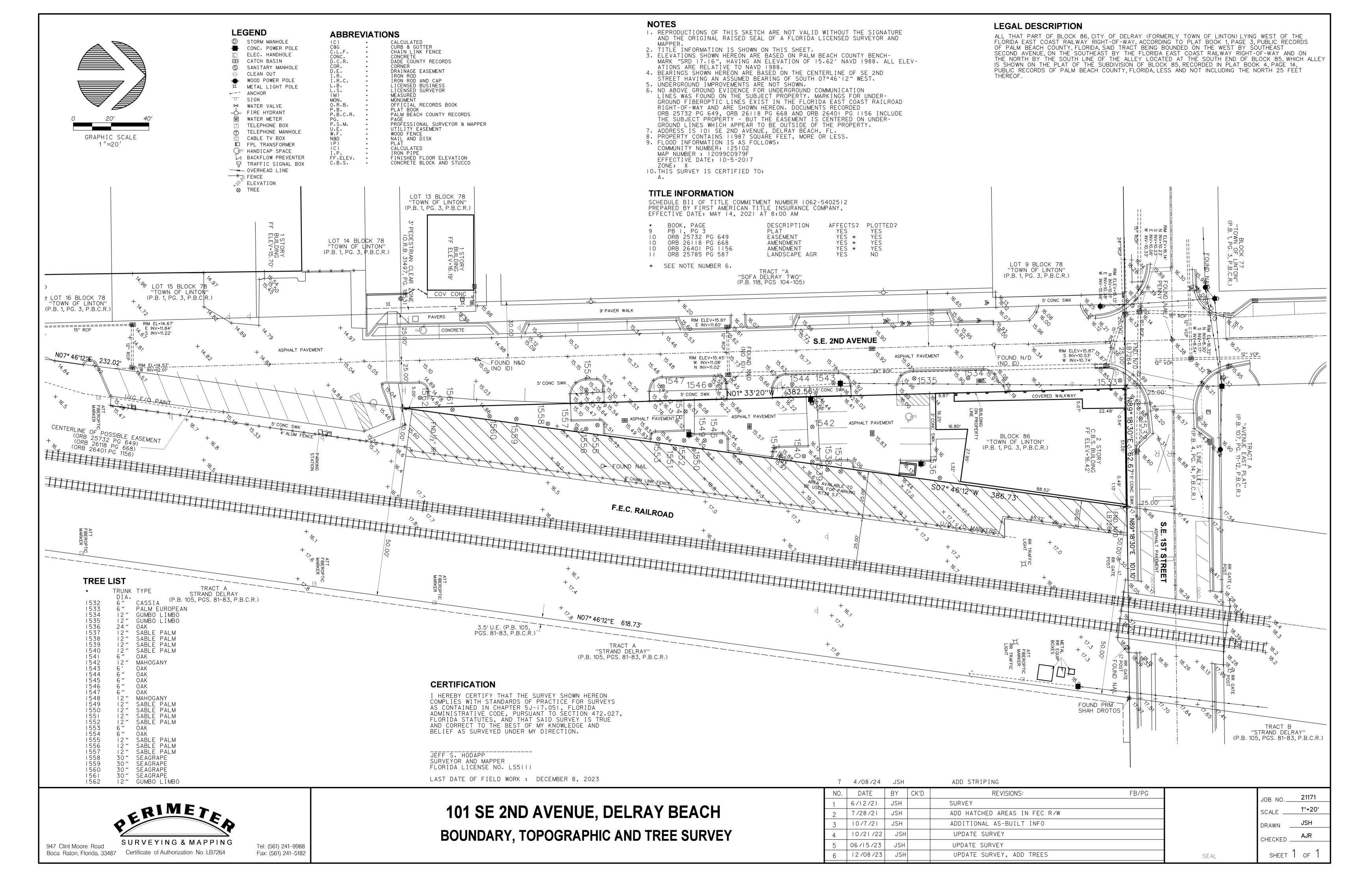
101 SE 2nd Avenue Delray Beach, FL 33444

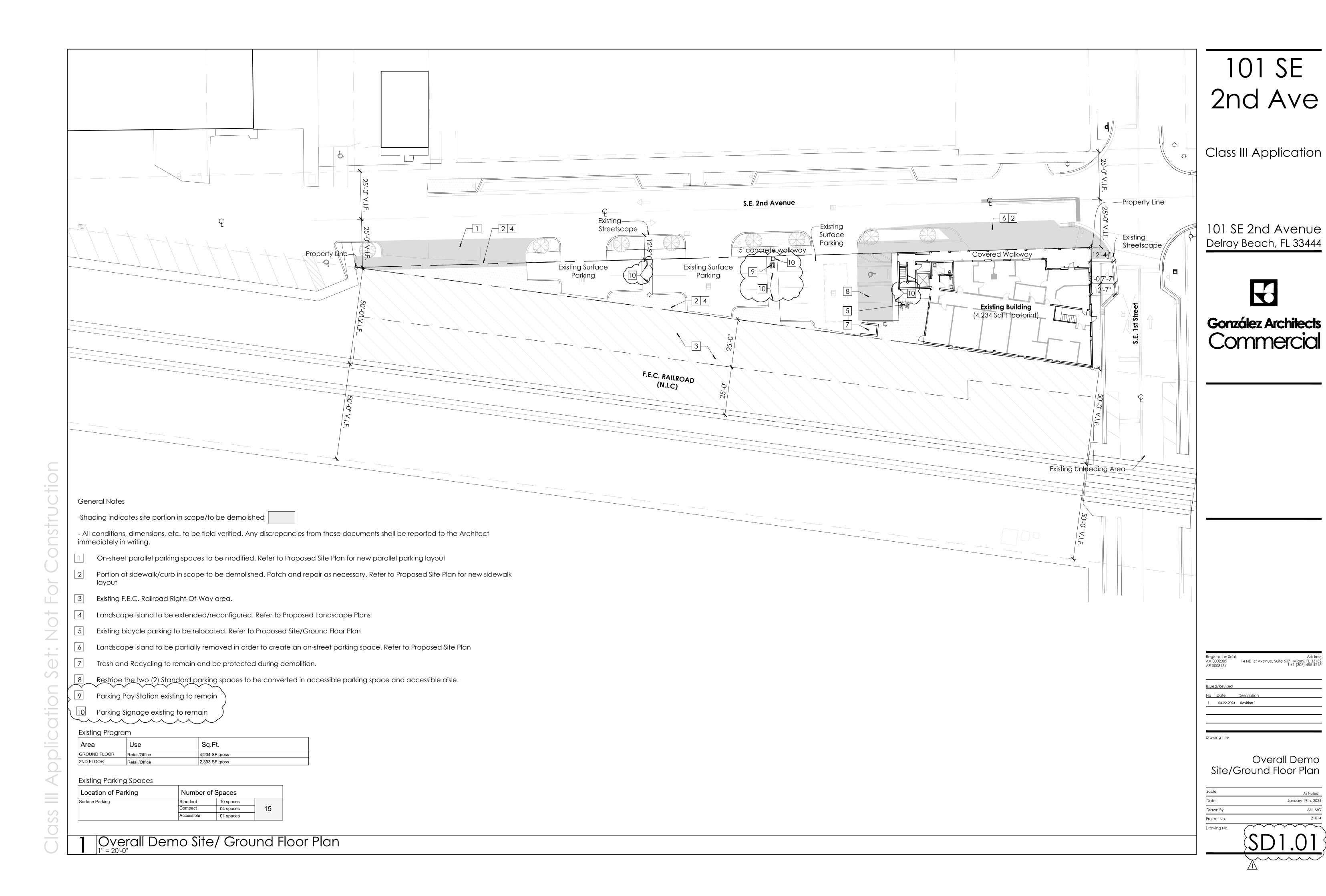
González Architects Commercial

Registration Seal
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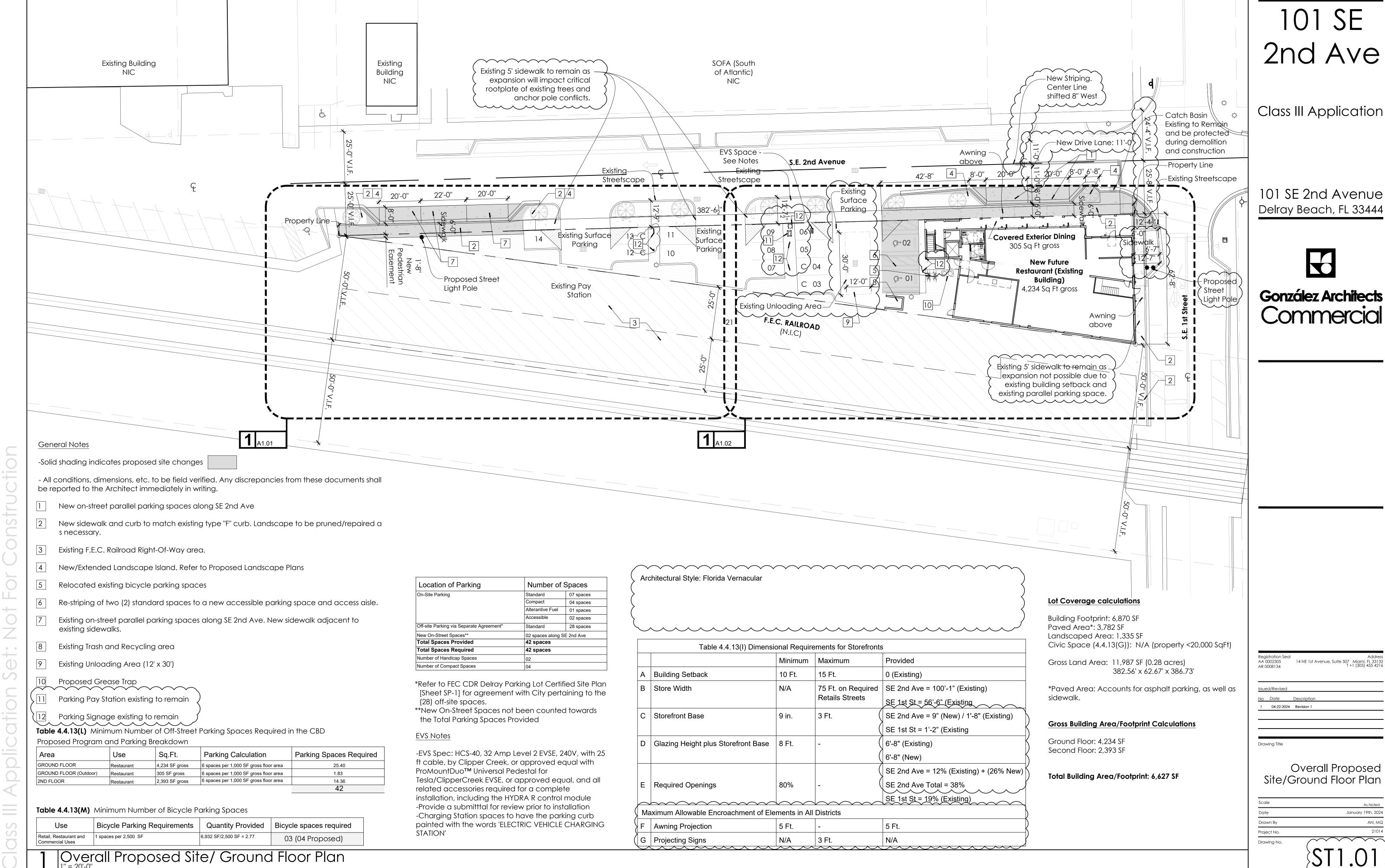
Index and Project Data

January 19th, 2024





January 19th, 2024



101 SE 2nd Ave

Class III Application

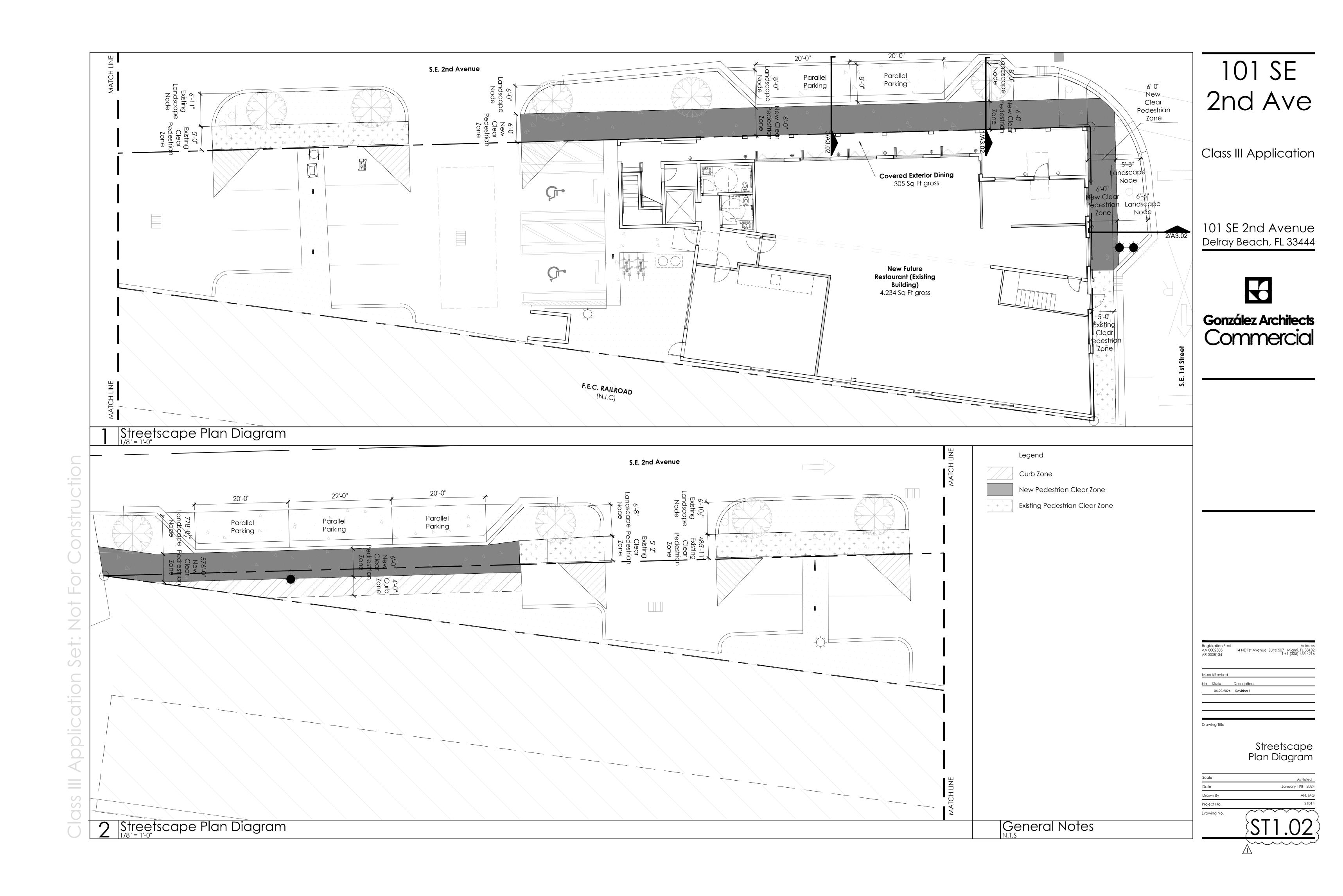
101 SE 2nd Avenue Delray Beach, FL 33444



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Overall Proposed Site/Ground Floor Plan

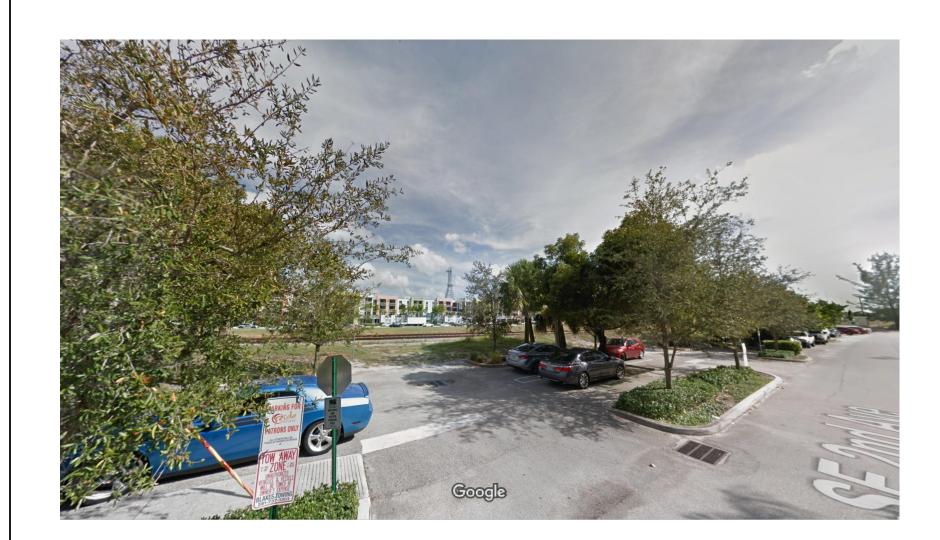
January 19th, 2024 Drawn By Project No.



Northwest Corner (SE 1st St and SE 2nd Ave)



2 West view along SE 2nd Avenue



3 Cont. of West view along SE 2nd Avenue

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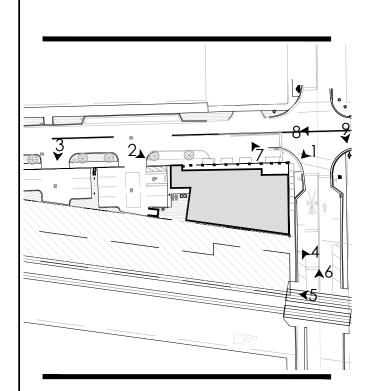
101 SE

2nd Ave

Class III Application

101 SE 2nd Avenue

Delray Beach, FL 33444



4 East view of Site along SE 1st Street

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5 F.E.C. East of Property/Site



6 East view of Site along SE 1st Street/FEC



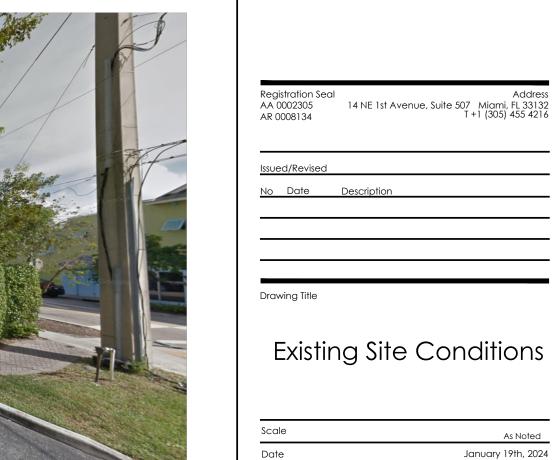
Properties in front (West) of site along SE 2nd Ave



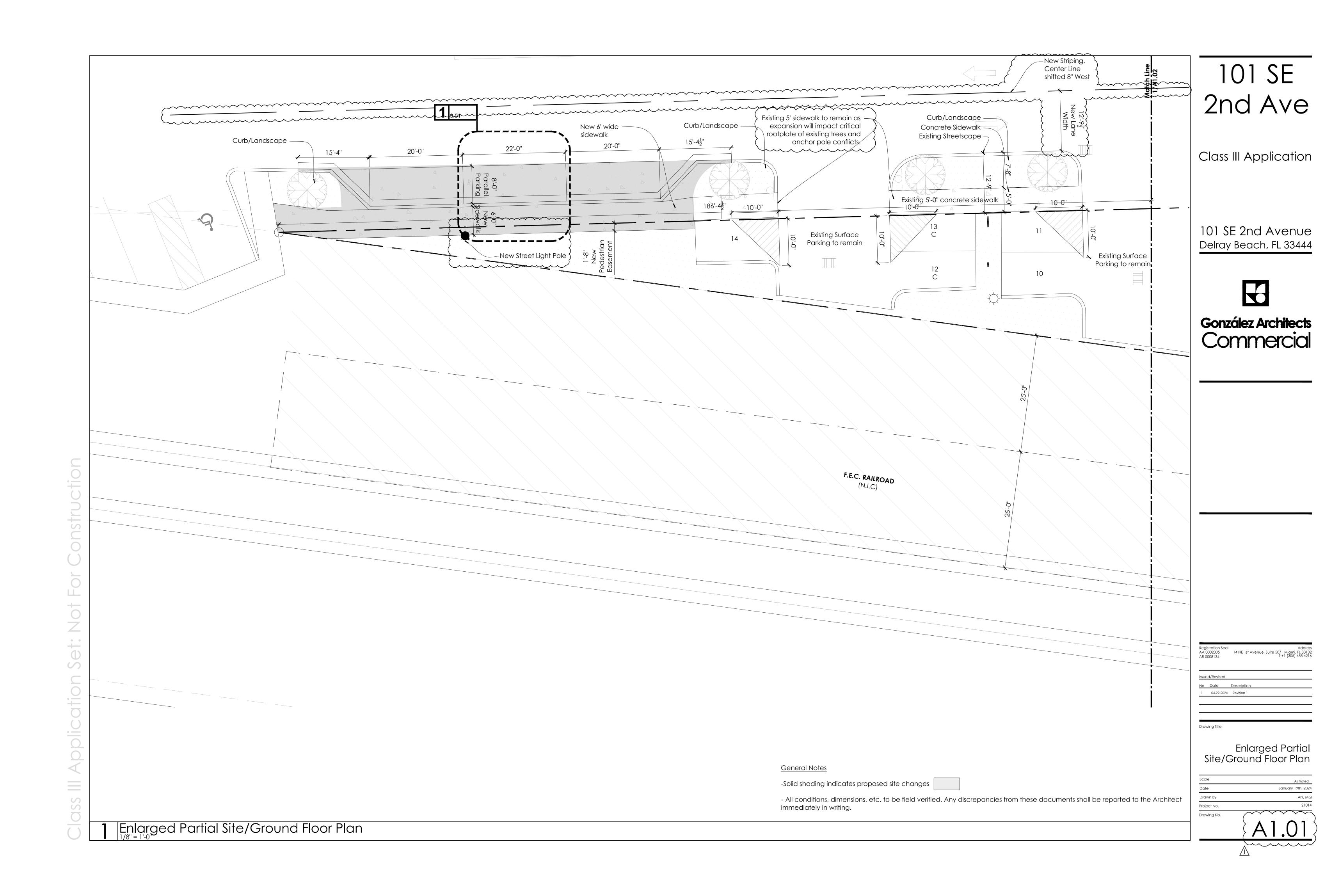
8 Properties perpendicular (NW) of site

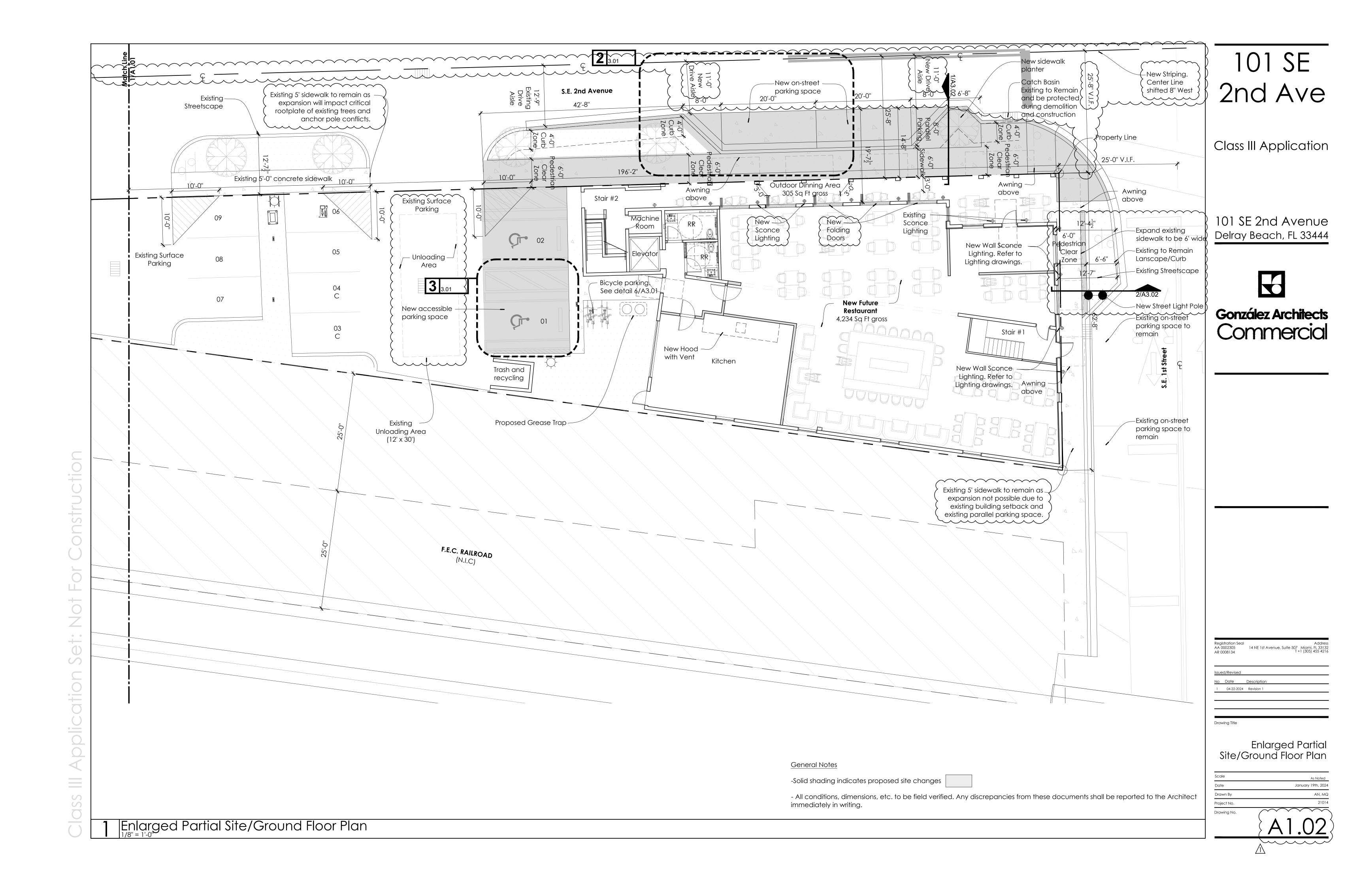


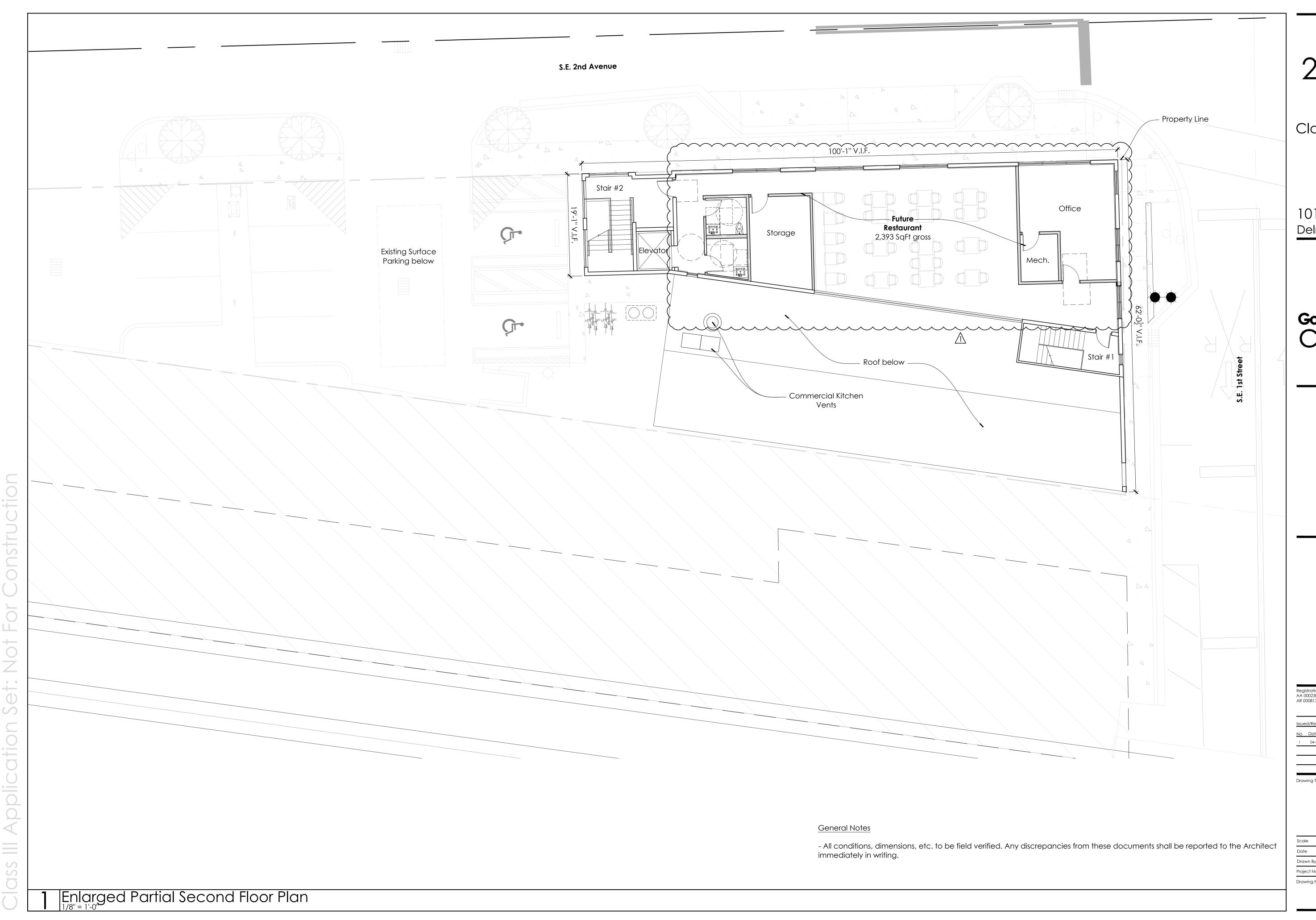
9 Surface parking North of Property along SE 2nd Ave



ST2.01







101 SE 2nd Ave

Class III Application

101 SE 2nd Avenue Delray Beach, FL 33444

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Issued/Revised

No Date Description

04-22-2024 Revision 1

rawing Title

Enlarged Partial Second Floor Plan

Scale

As Noted

Date

Drawn By

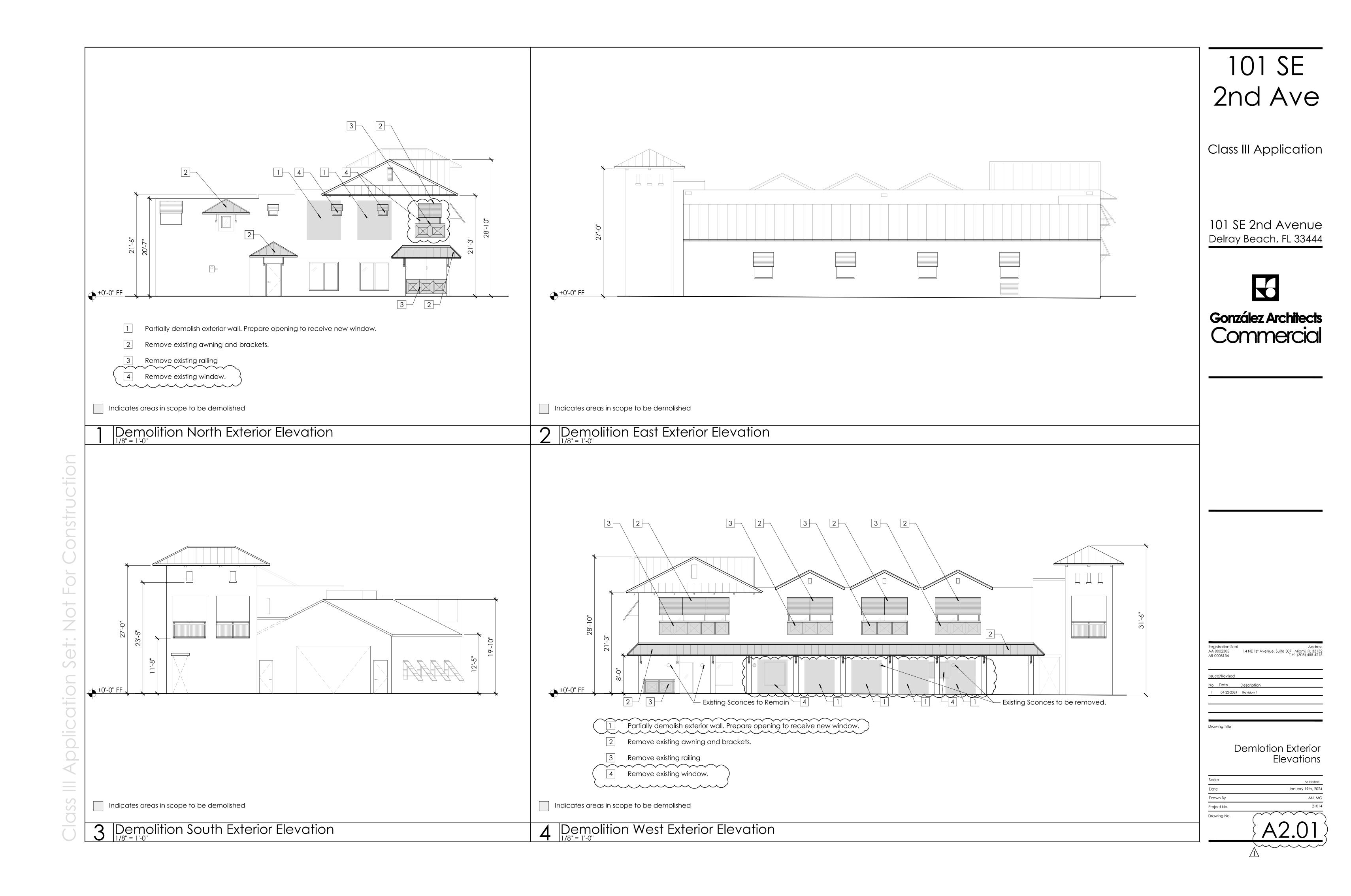
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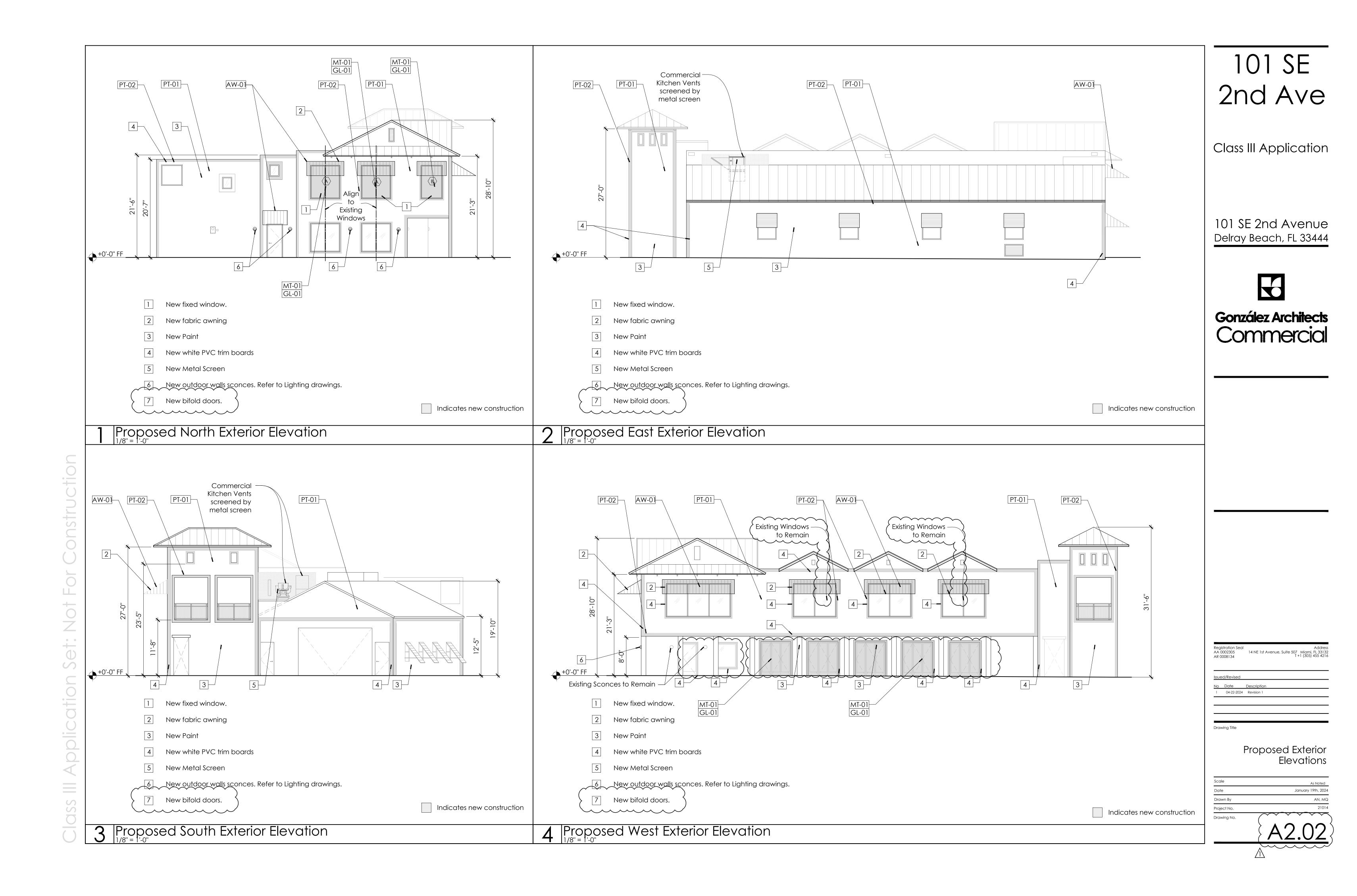
Project No.

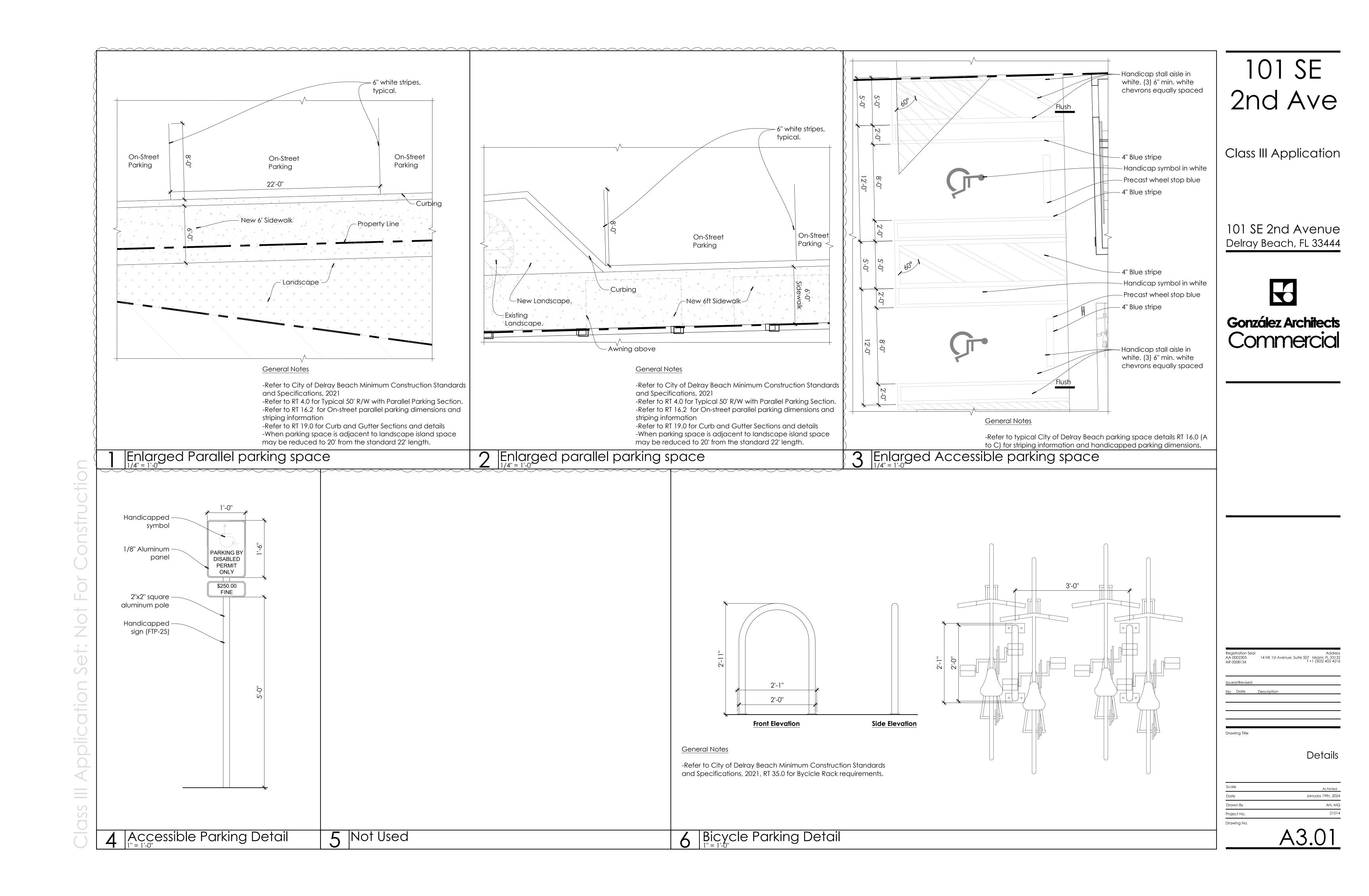
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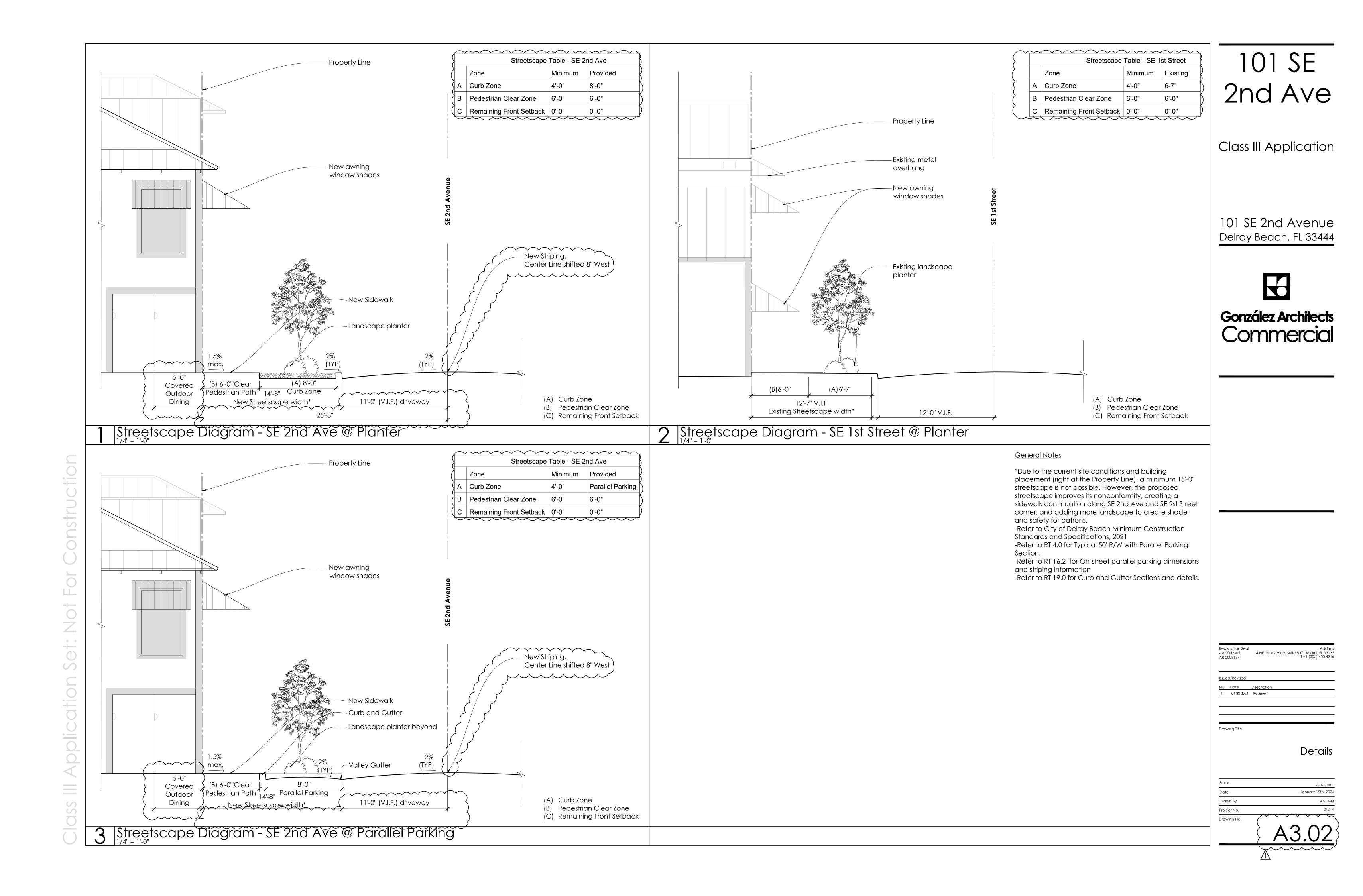
Drawing No.

A1.03











PT-01 SW 7006 Extra White

Building Body

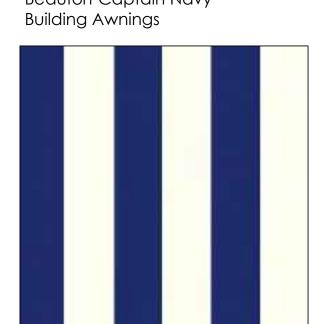
Proposed Rendering & Finishes

SF-01 Painted Stucco

Building Body & Trims

PT-02 SW 6252 Ice Cube

Building Trims



AW-01 Beaufort Captain Navy

Registration Seal Address
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101 SE

2nd Ave

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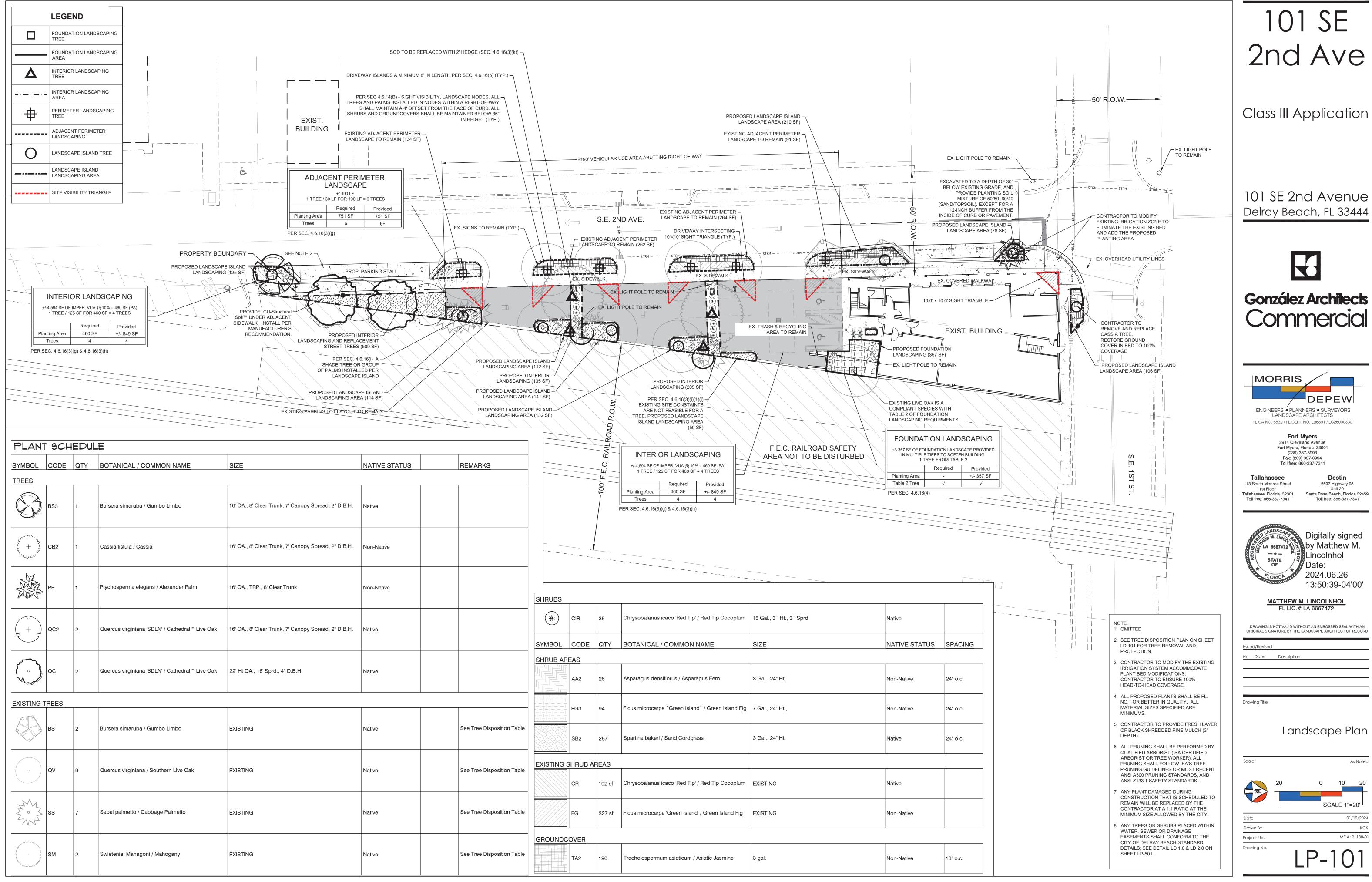
González Architects

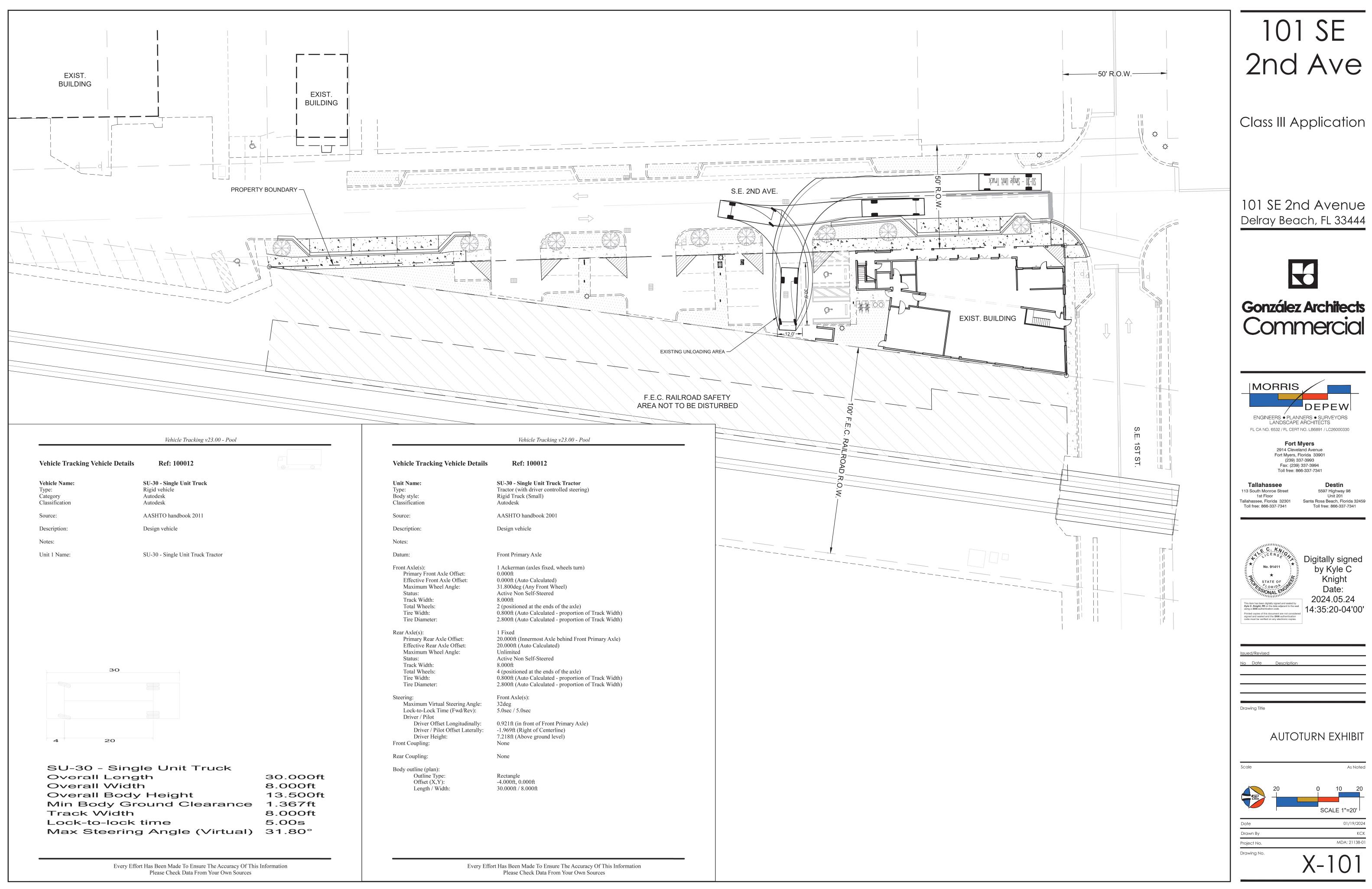
Commercial

No Date Description
1 04-22-2024 Revision 1

Proposed Rendering & Finishes

Date
Drawn By
Project No. January 19th, 2024





2nd Ave

101 SE 2nd Avenue

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