

Planning & Zoning Department

BOARD ACTION REPORT - APPEALABLE ITEM

Project Name: The Flossy Building
Project Location: 124 NE 5th Avenue
Request: Class V Site Plan

Board: Site Plan Review and Appearance Board (SPRAB)

Meeting Date: March 9, 2016

Board Action:

Approved 4-0 = Terminal Landscape Island Waiver Request Approved 4-0 = Perimeter Landscape Buffer Waiver Request

Approved 4-0 = Site Plan

Approved 4-0 = Landscape Plan

Approved 4-0 = Architectural Elevations

Project Description-noting staff concerns:

The subject property is zoned CBD (Central Business District) and has a Central Core (CC) Future Land Use Map (FLUM) Designation. The existing site contains two vacant structures which were constructed in 1939 as single family residences and later converted to office use. The site measures 13,675 sq. ft. (0.3144 acres).

The Class V Site Plan proposes to demolish all existing buildings and construct a new 2-story mixed-use development with 6,540 sq. ft. of retail on the ground level and residential on the upper levels.

The staff raised the following concerns:

Staff did not recommend approval of the "foam moulding" building material proposed for the architectural elevations and asked that it be substituted with an alternate material that exhibited a similar design or visual effect and has long term durability. The applicant brought a "Stone Cast" building material sample to the meeting for the Board's consideration. The Board deemed the substitution acceptable.

The Board supported staff and the condition of approval that an alternate material to the "foam moulding" be utilized. However, the "Stone Cast" was not specified. Thus, an alternate material can be proposed at the applicant's discretion with staff's administrative approval.

The applicant raised the following concerns:

The engineering technical comments required relocation of existing utility poles out of the 2' alley dedication area and moving them interior to the site. The applicant ascertained that after the 2' alley dedication, the poles will be in the City right-of-way. As such, the City should be responsible for relocating the poles, in addition to any other existing poles along the same alley which will be unaligned if the subject poles were moved.

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Board comments:

• The Board supported the applicant concerns regarding the City being responsible for relocation of the utility poles out of the alleyway. Thus, this condition was removed from the city engineering technical comments.

• The Board questioned why the brick paver sidewalk did not continue interior to the property. Instead, a concrete walkway is proposed. The Board preferred if the brick paver sidewalk would continue. However, the applicant indicated this was not cost effective.

 The Board also questioned why a striped awning was proposed instead of a solid color. The applicant indicated he had no concern with changing it to a solid color, if preferred by the Board.

Board supported staff's recommended condition of approval, as follows:

- Site Plan Staff's recommended 5 conditions, with the exception that preliminary engineering technical comment #1 regarding light pole relocation be removed as indicated in "Appendix C" of the attached staff report.
- Landscape Plan No conditions by staff or Board.
- Architectural Elevations Staff's recommended condition regarding removal of the "foam moulding" as indicated in the attached staff report.

<u>Public input – noting comments and concerns:</u>

No members of the public spoke in opposition to or in support of the development proposal.

Associated Actions: None.

Next Action: None.

SITE PLAN REVIEW AND APPEARANCE BOARD CITY OF DELRAY BEACH --- STAFF REPORT---

MEETING DATE:

March 9, 2016

ITEM:

The Flossy Building - Class V Site Plan, Landscape Plan and Architectural Elevations associated with demolition of the existing site and construction of a new 2-story mixed-use development with 6,540 sq. ft. of retail on the ground level and residential on the upper levels. (124 NE 5th Avenue)

RECOMMENDATION:

Approve the Class V Site Plan, Landscape Plan, Architectural Elevations and Waiver

Requests.

GENERAL DATA:

Owner..... KH Delray at Fifth, LLC

Applicant..... Flossy B. Building, LLC

Agent..... Louis J. Carbone, P.A.

Location...... On the west side of NE 5th Avenue.

between NE 1st St. and NE 2nd St.

Future Land Use Map..... CC (Central Core)

Current Zoning...... CBD (Central Business District)

Adjacent Zoning.....North: CBD (Central Business District)

East: CBD (Central Business District)

South: CBD (Central Business District)

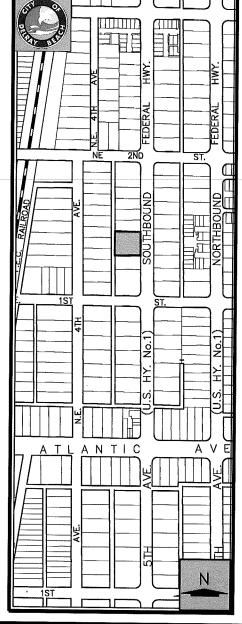
West: CBD (Central Business District)

Existing Land Use...... Two (2) Vacant Structures

Proposed Land Use..... New Mixed-Use Development

Water Service..... Available On-Site

Sewer Service..... Available On-Site



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ne action before the Board is approval of the following aspects of a Class V Site Plan proposal for ossy Building, pursuant to LDR Section 2.4.5(F):	The
Site Plan; Landscape Plan;	

☐ Architectural Elevations; and,

□ Waiver Requests

The site is located on the west side of NE 5th Avenue, between NE 1st St. and NE 2nd St. (124 NE 5th Avenue).

BACKGROUND

The subject property is zoned CBD (Central Business District) and has a Central Core (CC) Future Land Use Map (FLUM) Designation. The existing site contains two vacant structures which were constructed in 1939 as single family residences and later converted to office use. The site measures 13,675 sq. ft. (0.3144 acres).

Now before the Board for consideration is a Class V Site Plan proposal to demolish all existing buildings and construct a new 2-story mixed-use development with 6,540 sq. ft. of retail on the ground level and residential on the upper levels.

PROJECT DESCRIPTION

The development proposal includes, but is not limited to the following:

- Demolish all existing buildings;
- Construct a pharmacy on the ground level;
- Construct two residential units on the upper level;
- Provision of a soda fountain take-out retail establishment on the ground floor;
- Provision of a sidewalk café;
- Provision of a one-way vehicular accessible entry off of US1;
- Provision of a two-way vehicular accessible entry off the alley; and,
- Associated landscape and streetscape improvements

The development proposal also includes a waiver to the following section of the Land Development Regulations (LDRs):

- A waiver to LDR Section LDR Section 4.6.16(H)(3)(d), which requires a minimum 5' landscape buffer to separate a parcel boundary line and a vehicular use area.
- A waiver to LDR Section 4.6.16(H)(3)(i), which requires a 9' terminal landscape island at the end of each parking row.

SITE PLAN ANALYSIS

COMPLIANCE WITH THE LAND DEVELOPMENT REGULATIONS:

Items identified in the Land Development Regulations shall specifically be addressed by the body taking final action on the site and development application/request.

LDR Section 4.4.13(D) - Dimensional Requirements by CBD Sub-district:

The following indicates that the proposed building complies with the CBD District - Central Core.

Pursuant to Table 4.4.13(C), the following development regulations are applicable to CBD Sub-districts:

FLO	SSY BUILDING (CLV)	Central Core	NE 5 th Ave.	Alley
	Lot Width	20 ft. min.	109.40'	109.40'
	Lot Area = 13,675 sq. ft.	2,000 sf. min.		
А	Front Setback1	10' min.	10' min./	N/A
		/15' max.	10' max.*	
В	Side Setback1 (north)	0 ft. min.	26'11"*	N/A
В	Side Setback1 (south)	0 ft. min.	1'1"	N/A
С	Rear Setback	10 ft. min.	N/A	44'10"
	Building Frontage Required on Primary Streets	75% min./	76.22%	N/A
E	on mary officers	100%max		
	Height outside of the Atlantic ue Limited Height Area	4 Stories &	2 stories & 34'4" ft.	2 stories & 24'4" ft.
, wen	de Elimited Height Area	54 ft.	34 4 II.	244 II.
Мах.	Density = 9.4 du/ac	30 du/ac		

^{*} For Table 4.4.13(C) above, the items identified in **BOLD** are compliant. However, the plan notations must be updated.

Pursuant to Figure 4.4.13-5 (Central Core Regulating Plan), NE 5th Avenue is classified as a Primary Street. Thus, all development standards applicable to Primary Streets must be applied.

¹ Side lot lines facing streets are regulated by front setback requirements. Side lot lines along alleys are regulated by rear setbacks.

Shared Parking:

Pursuant to LDR Section 4.6.9.C.8.a., see the following shared parking tabulations chart:

Pursuant to CBD:	Parking	Weekday	Weekday	Weekday	Weekend	Weekend
Table 4.4.13(K)	Req.	Night	Day	Evening	Day	Evening
Residential/Guests	2.00	2.00	1.20	1.80	1.60	1.80
Office	0.00	0.00	0.00	0.00	0.00	0.00
Commercial/Retail	8.00	0.40	5.60	7.20	8.00	5.60
Hotel	0.00	0.00	0.00	0.00	0.00	0.00
Restaurant	0.00	0.00	0.00	0.00	0.00	0.00
Entertainment/Recreational	0.00	0.00	0.00	0.00	0.00	0.00
Other/Reserved	2.00	2.00	2.00	2.00	2.00	2.00
Actual required	12.00	4.40	8.80	11.00	11.60	9.40
Total provided	12.00	4	9	11	12	9
Shared Parking Total	12.00					

Per the shared parking calculations demonstrated above, 12 spaces are required and 12 spaces have been provided. Thus, this standard is met.

However, it should be noted that the 750 sq. ft. associated with the Soda Fountain Machine is considered a retail use, not a restaurant use which would require a higher parking rate at 6 per 1,000 sq. ft. As such, no seating is provided interior to the building. Should future utilization of this area be changed to restaurant use, then a subsequent site plan modification will be deemed necessary for the change of use and reallocation of required parking to accommodate the restaurant dining and seating area.

Bicycle Parking:

Bicycle parking is calculated pursuant to Table 4.4.13(L), Minimum Number of Bicycle Parking Spaces Required in the CBD for commercial and residential uses. A minimum of nine bicycle parking spaces is required as calculated below:

Table 4.4.13(L)	Site (sq. ft.)	Minimum Number of Bicycle Parking Spaces Required in the CBD	Required
Commercial Uses			
Retail, Restaurant, and Commercial Uses	4,050	2 space per 1,000 sf. of gross floor area	8
Residential			
Residential < 50 units	2	1 space per 2 units	1
		Total	9

Plans indicate a bicycle racks to accommodate 10 bicycles, which satisfies this requirement.

Handicap Accessible Parking:

Pursuant to LDR Section 4.6.9(C)(1)(b), special parking spaces designed for use by the handicapped shall be provided pursuant to the provisions of Florida Accessibility Code for Building Construction. Pursuant to the Florida Accessibility Code for Building Construction, one parking space serving the development must be handicap accessible. Based upon the single ADA compliant handicap parking space provided, this standard is met.

Refuse Enclosure:

Since the current location and position the proposed dumpster enclosure may potentially conflict with ingress and egress from the two-way 24' drive aisle, provision of a truck turning template to demonstrate how the dumpster truck will maneuver in and out of the alleyway to accommodate regular trash pick-up is requested. Pursuant to LDR Section 4.6.6(C)(1), dumpsters, recycling containers and similar service areas must be enclosed on three (3) sides with vision obscuring gates on the fourth side, unless such areas are not visible from any adjacent public right-of-way. The dumpster detail indicates that this requirement has been met. However, provision of the dumpster truck detail is attached as a condition of approval. Upon doing so, this LDR requirement will be met.

<u>Lighting:</u>

Pursuant to LDR Section 4.6.8, on-site lighting must be provided and be consistent with the minimum and maximum foot candle illumination level requirements. The details provided indicate that all pole mounted light fixtures do not exceed the 25' maximum height requirement. Cut sheets have also been provided for any proposed free-standing and wall-mounted light fixtures. The photometric plan meets the minimum and maximum foot candle allowances. It is noted that 0.25 spillage onto adjacent properties is cut-off at their property lines. Thus, this standard is met.

Minimum Streetscape Width:

Pursuant to LDR Section 4.4.13(E)(2)(a), the combination of public sidewalk (located within the right-of-way) and hardscape (located in front setback areas) shall provide a minimum streetscape area no less than fifteen feet (15') in width, measured from the back of curb. The streetscape area shall be organized as follows:

Streetscape Standards	Minimum Standard	Proposed Design
Curb Zone	4'0"	5'5"
Pedestrian Zone	6'0"	6'0"
Remaining Front Setback Area	5'0"	10'0"
Total Streetscape Width	15'0"	21'5"

As demonstrated in the table above, the proposal complies with the required streetscape standards.

Ground Story Height:

Pursuant to LDR Section 4.4.13(D)(1)(a)(4), the ground story of commercial or mixed-use buildings shall be a minimum of twelve feet tall. The plans demonstrate compliance on the ground level as measured from the finished floor to finished ceiling at a minimum height of 12'0".

Upper Story Height:

Pursuant to LDR Section 4.4.13(D)(1)(a)(6), each story above the ground story in all buildings must be at least nine feet tall. The building sections demonstrate compliance on all upper stories as measured from the finished floor to finished ceiling at a minimum height of 10'0".

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Separation Between Entrances:

Pursuant to LDR Section 4.4.13(E)(3)(Building Entrances), on the ground level there shall be no more than seventy-five foot separation between entrances along a Primary Street for all non-residential uses. The entrances along South Federal Highway comply, with a maximum building entrance separation of 33' feet.

One Bedroom Units:

Pursuant to LDR Section 4.4.13(D)(1)(d)(1), one bedroom units may total up to 55%, if no efficiency/studio units are proposed. Currently, 50% one bedroom units are proposed, which meets this requirement.

Residential Floor Area:

The following table indicates that the proposal complies with LDR Section 4.3.4(K) - Minimum Residential Floor Area. There are a total of 2 units. As demonstrated in the chart below, this LDR requirement has been met.

	Standard (Sq. Ft.)	Provided (Sq. Ft.)	Total Units	Compliance Require	
Dwelling Size				Yes	No
Efficiency	400	0	0	N/A	
1 Bedroom Units	600	1,152	1	•	
2 Bedroom Units	900	1,165	1	•	
3 Bedroom Units	1,250	N/A	0	N/A	
4 Bedroom Units	1,500	N/A	0	N/A	

Storefront and Glazing Area:

Pursuant to LDR Section 4.4.13 (E)(4)(b)(e)(1)(a), (b), and (c) the storefront is a frontage type along sidewalk level of the ground story, typically associated with commercial uses. Storefront Dimensions Table 1 provides the dimensional requirements for all elements contained in a storefront as indicated in the chart below:

Table 1		Dimensional Requirements	
Commercial Storefronts	Minimum Required	Maximum Allowed	Proposed
Building Setback	10 ft.	15 ft.	10 ft.
Storefront Width	N/A	75' on Required Retail Streets	70'*
Storefront Base	9 in.	3 ft.	1 ft. 4 in.
Glazing Height	8 ft.	-	9 ft.
Required Openings	80%	-	70%**
Awning Projection	3 ft.	-	3 ft.

^{*}The storefront parallel to the Primary Street is 70'. The building frontage (83'1") includes recessed areas.

As indicated in the chart above, The Flossy Building meets all dimensional requirements for those elements contained in a commercial storefront, as of the date of their application submittal.

LDR Section 6.1.8 (Undergrounding of Utilities):

Pursuant to Section 6.1.8 (Undergrounding of Utilities), utility facilities serving the development (i.e. electric, phone, cable) shall be located underground throughout the development. Therefore, the utility services for the proposed structure must be placed underground and a note to this effect shall be included on the proposed site plan. This shall replace the current note "All existing underground utilities to be left undisturbed as noted". This is a condition of approval.

^{**}At the time of submittal of the Flossy Building on October 6, 2015, prior to approval of Ordinance 28-15, only a 70% glass storefront was required, which is represented in the proposed plans.

LANDSCAPE PLAN ANALYSIS

The landscape plan submitted has been evaluated by the City Landscape Senior Planner. The landscape plan provides a variety of ground cover and tree specimens and calls for various native plans as well as plants that are suitable for the local climate. Two waivers have been requested. The first is a waiver to the terminal landscape island requirement. This is necessary to accommodate the proposed stairwells at the southwest corner of the building. A terminal landscape island waiver is requested for the east end of the 2-space parking row and the south end of the 5-space parking row adjacent the rear of the building. Additionally, a waiver to the 5' perimeter landscape buffer is requested along the south and west property lines. Due to the alley right-of-way dedication and the limited lot size, the waiver is deemed necessary to adequately accommodate the proposed on-site parking configuration. Upon approval of these waiver requests, the proposed landscape plan will be deemed compliant with LDR Section 4.6.16. The waivers are analyzed in the following to sections.

TERMINAL LANDSCAPE ISLAND - WAIVER ANALYSIS

The applicant has requested a waiver to LDR Section 4.6.16(H)(3)(i), which requires terminal landscape islands to be located at the end of each parking row and have a minimum width of 9' and depth of 15' for a total of 135 sq. ft. Specifically, the terminal landscape island waiver is requested for the east end of the 2-space parking row and the south end of the 5-space parking row adjacent the rear of the building. This is necessary to accommodate the proposed stairwells at the southwest corner of the building.

CBD Waiver Criteria:

Pursuant to LDR Section 4.4.13(K)(8)(b)(2) - Waivers, in addition to the findings in LDR Section 2.4.7(B)(5), within the CBD, the following standards shall be considered when reviewing waiver requests:

- (a) The waiver shall not result in an inferior pedestrian experience along a Primary Street, such as exposing parking garages or large expanses of blank walls.
- (b) The waiver shall not allow the creation of significant incompatibilities with nearby buildings or uses of land.
- (c) The waiver shall not erode the connectivity of the street and sidewalk network or negatively impact any adopted bicycle/pedestrian master plan.
- (d) The waiver shall not reduce the quality of civic open spaces provided.

LDR Required Findings:

Pursuant to LDR Section 2.4.7(B)(5), prior to granting a waiver, the approving body shall make a finding that the granting of the waiver:

- (a) Shall not adversely affect the neighboring area;
- (b) Shall not significantly diminish the provision of public facilities;
- (c) Shall not create an unsafe situation; and,
- (d) Does not result in the grant of a special privilege in that the same waiver would be granted under similar circumstances on other property for another applicant or owner.

The following verbatim justification has been provided by the applicant (in italics):

"The Building requires an access stairwell to the second story in the rear of the Building as well as rear access for services. The requirement for a nine (9) foot terminal landscape island will

eliminate the required stairwell access and rear access for services for the Building. In lieu of this requirement, the Applicant has provided (a) the nine (9) foot terminal landscape island on one side (North Side) of the parking row directly behind the Building and a smaller landscape strip on the South side of this parking row (b) a fully landscaped dumpster area at the south west corner of the south parking row along; and (c) additional landscape areas along the North property boundary have been provided and a larger tenninal landscape islands (11'2' and 12' 1') have been provided along the West parking row. Finally, the parking row along the south boundary of the Property only has two (2) parking stalls (total 18 feet wide) adding an additional nine (9) foot (total 18 feet) terminal landscape island on each end is excessive and not necessary as the customary application of this LDR requirement is for larger parking rows.

- (a) The Waiver Request does not adversely affect the neighboring area since there are many existing buildings on, adjacent to or along US -1 in the Central Business District (CBD) that do not presently have nine (9) foot terminal landscape islands on each ends of parking rows. Additionally the Applicant has provided larger landscape areas for the Project.
- (b) The Waiver Request does not significantly diminish the provision for public facilities as the waiver has no impact on existing public facilities or is it expected that any future public facilities.
- (c) The Waiver Request does not create an unsafe condition or situation as there is sufficient space still provided at the end of each parking row.
- (d) The Waiver Request does not grant special privilege in that the same waiver would be granted under similar circumstances on other property for another applicant or owner. Given that there are many existing properties located in and adjacent to US-1 in the Central Business District (CBD) which do not have a nine (9) foot terminal landscape islands on each ends of parking rows the same waiver would be granted under similar circumstances on other property for another applicant or owner and would not create a special grant or privilege."

Staff Assessment of CBD Standards and Required Findings:

The City concurs with the applicant's request for the waiver to LDR Section 4.6.16(H)(3)(i), which requires terminal landscape islands to be located at the end of each parking row and have a minimum width of 9' and depth of 15' for a total of 135 sq. ft. Specifically, approval of the waiver shall not result in an inferior pedestrian experience because the affected area where the landscape islands would be located is interior to the site. The waiver also has no effect on any civic open spaces, since none are required for this site. Therefore, the request for the waiver substantially meets the standards of LDR Section 4.4.13(K)(8)(b)(2).

Granting the requested waiver will not have an adverse effect on the neighboring area and will not create and unsafe situation, because of its obscure location in the southwest corner of the site, visibility and accessibility is limited. The location is more appropriately utilized for the proposed stairwells. The waiver would be supported under similar circumstances and therefore will not result in the granting of a special privilege. Consequently, a positive finding with respect to LDR Section 2.4.7(B)(5) can be made for the a waiver to LDR Section 4.6.16(H)(3)(i), which requires terminal landscape islands to be located at the end of each parking row and have a minimum width of 9' and depth of 15' for a total of 135 sq. ft.

PERIMETER LANDSCAPE BUFFER - WAIVER ANALYSIS

The applicant has requested a waiver to LDR Section 4.6.16(H)(3)(d), which requires a minimum 5' landscape buffer to separate a parcel boundary line and a vehicular use area. Specifically, the 5' perimeter landscape buffer is requested along the south and west property lines. Due to the alley right-of-way dedication and the

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limited lot size, the waiver is deemed necessary to adequately accommodate the proposed on-site parking configuration.

CBD Waiver Criteria:

Pursuant to LDR Section 4.4.13(K)(8)(b)(2) - Waivers, in addition to the findings in LDR Section 2.4.7(B)(5), within the CBD, the following standards shall be considered when reviewing waiver requests:

- (a) The waiver shall not result in an inferior pedestrian experience along a Primary Street, such as exposing parking garages or large expanses of blank walls.
- (b) The waiver shall not allow the creation of significant incompatibilities with nearby buildings or uses of land.
- (c) The waiver shall not erode the connectivity of the street and sidewalk network or negatively impact any adopted bicycle/pedestrian master plan.
- (d) The waiver shall not reduce the quality of civic open spaces provided.

LDR Required Findings:

Pursuant to LDR Section 2.4.7(B)(5), prior to granting a waiver, the approving body shall make a finding that the granting of the waiver:

- (a) Shall not adversely affect the neighboring area;
- (b) Shall not significantly diminish the provision of public facilities;
- (c) Shall not create an unsafe situation; and,
- (d) Does not result in the grant of a special privilege in that the same waiver would be granted under similar circumstances on other property for another applicant or owner.

The following verbatim justification has been provided by the applicant (in italics):

- "(a) The subject vehicular use area on the South Side of the proposed parking lot consists of two (2) perpendicular parking spaces #6 and #7. The length of relief requested by the waiver is only the width of the parking spaces (approximately 18 feet). The application of a 5' landscape buffer will result in the spaces having to be set back into the drive areas into rear alley access way to the East and will also block existing parking spaces to the West thus eliminating required parking for the Site as well as required 2-Way alley access; and
- (b) There is an existing alley along the West perimeter of the Site. At this City's request the Applicant will be providing a two (2) foot alley dedication in connection with the Project. As a result of this dedication, the landscape area buffer has been reduced in the area where the parking stalls are located (spaces 8-12) to allow for the required parking and required site circulation for two way alley access. The reduction in the buffer is minimal and additional landscaping areas have been provided on the North and South of these parking spaces.

In addition, for the following reasons the waiver should be granted:

- 1. The Waiver Request does not adversely affect the neighboring area since a majority of the Building is located on the South property line adding a buffer will have no adverse affect. Additionally the Applicant has provided larger landscape areas for the Project.
- 2. The Waiver Request does not significantly diminish the provision for public facilities as the waiver has no impact on existing public facilities or is it expected that any future public facilities.
- 3. The Waiver Request does not create an unsafe condition or situation as there is sufficient space still provided at the end of each parking row.
- 4. The Waiver Request does not grant special privilege in that the same waiver would be granted under similar circumstances on other property for another applicant or owner. There are many existing properties located in the Central Business District (CBD) which do not have a 5' foot landscape buffer adjacent to vehicular use areas the same waiver would be granted under similar circumstances on other property for another applicant or owner and would not create a special grant or privilege. Also, given that there are many existing properties located in the Central Business District (CBD) along the alley areas where either (a) no landscape buffer exists or (b) as a result of a dedication to the alley the landscape buffer has been likewise reduced the same waiver would be granted under similar circumstances on other property for another applicant or owner and would not create a special grant or privilege."

Staff Assessment of CBD Standards and Required Findings:

The City concurs with the applicant's request for the waiver to 4.6.16(H)(3)(d), which requires a minimum 5' landscape buffer to separate a parcel boundary line and a vehicular use area. Specifically, approval of the waiver shall not result in an inferior pedestrian experience because neither location is along a Primary Street. The buffer to the south abuts an interior lot. The buffer to the west is along an alley. With an existing mixed-use building existing within a few feet of the south property line, there is little to no likelihood that this will jeopardize pedestrian traffic. The waiver also has no effect on any civic open spaces, since none are provided. Therefore, the request for the waiver substantially meets the standards of LDR Section 4.4.13(K)(8)(b)(2).

Granting the requested waiver will not have an adverse effect on the neighboring area and will not create and unsafe situation, because the adjacent land uses to the south and west are also commercial. To the west, the parking row is buffered by an existing 16' alley. To the south, the parking row will be adjacent to a building extending the full length of the adjacent parcel boundary. The waiver would be supported under similar circumstances and therefore will not result in the granting of a special privilege. Consequently, a positive finding with respect to LDR Section 2.4.7(B)(5) can be made for the a waiver to LDR Section 4.6.16(H)(3)(d), which requires a minimum 5' landscape buffer to separate a parcel boundary line and a vehicular use area.

ARCHITECTURAL ELEVATIONS ANALYSIS

Pursuant to LDR Section 4.6.18(E), 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.
- 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 proposed building's architectural elevations will enhance the image of the City and the US1 Northbound corridor. The building has been designed with an Art Deco style of architecture, which is identified as one of seven permitted architectural styles in LDR Section 4.4.13(F)(3)(a). It is noted, however, that the application was submitted prior to the approval of the architectural design guidelines via Ord. No. 28-15 on Dec. 2, 2015. As such, the architectural standards in LDR Section 4.6.18(E) are applicable.

The architect has chosen a Benjamin Moore color palette which includes a white anodized clear glass storefront with black and white striped canvas awnings, an "Ice Mist" stucco body with "Orange Burst" accent colors. The façade will have a satin finish. The doors will also be "Ice Mist" with an enamel finish. The railings will match the accent color "Orange Burst" and have a powder coat finish. There will be 30" x 30" stucco scoring square which compliments the middle banding. A decorative fin supports the entry awning at the northeast corner.

While it is not explicitly stated in the most recent updates to the LDRs and architectural guidelines, ongoing discussion regarding the discouragement, and potential prohibition of "foam moulding" continues, due to its lack of long term durability. As such, staff is recommending that this feature element be modified to reflect stucco banding or an alternate material to produce the desired visual effect proposed by the "foam moulding". This is a staff recommendation that is at the Board's discretion. However, it is recommended as a condition of approval for the proposed architectural elevations.

Pursuant to LDR Section 4.6.18(B)(14)(ii)(3)(Treatment of Blank Walls), architectural design elements must be proposed to reduce blank wall space in the Downtown Area. The architect has included additional treatments to the blank wall space on the south and west elevations consisting of equidistant scored stucco squares to satisfy this requirement.

The proposed architectural building is a high quality design product that will be compatible with the neighboring properties and will further enhance the image of the City and the North Federal Highway corridor. Based upon the above, the proposal will be consistent with the criteria established in LDR Section 4.6.18(E), upon addressing the staff recommended condition of approval.

REQUIRED FINDINGS

REQUIRED FINDINGS: (Chapter 3):

Pursuant to Section 3.1.1 (Required Findings), prior to the approval of development applications, certain findings must be made in a form which is part of the official record. This may be achieved through information on the application, the staff report, or minutes. Findings shall be made by the body which has the authority to approve or deny the development application. These findings relate to the following four areas.

<u>FUTURE LAND USE MAP:</u> The use or structures must be allowed in the zoning district and the zoning district must be consistent with the land use designation).

The subject property has a Future Land Use Map designation of CC (Commercial Core), and a zoning designation of CBD (Central Business District). The CBD zoning is consistent with the Commercial Core FLUM designation. Pursuant to Table 4.4.13(A), Allowable Uses in the CBD Sub-Districts, in the Central Core,

Site Plan Review and Appearance Board Staff Report – March 9, 2016
The Flossy Building – Delray Shores Pharmacy & Soda Fountain – Class V Site Plan, Landscape Plan & Architectural Elevations Page 11

principle uses "P" include retail and multiple family dwellings. Based upon the above, a positive finding can be made with respect to consistency with the Future Land Use Map (FLUM) designation.

<u>CONCURRENCY:</u> Facilities which are provided by, or through, the City shall be provided to new development concurrent with issuance of a Certificate of Occupancy. These facilities shall be provided pursuant to levels of service established within the Comprehensive Plan.

As described in Appendix "A", a positive finding of concurrency can be made as it relates to applicable standards such as water and sewer, streets and traffic, drainage, solid waste and schools.

<u>CONSISTENCY:</u> Compliance with performance standards set forth in Chapter 3 and required findings in Section 2.4.5(F)(5) for the request shall be the basis upon which a finding of overall consistency is to be made. Other objectives and policies found in the adopted Comprehensive Plan may be used in making a finding of overall consistency.

A review of the objectives and policies of the adopted Comprehensive Plan was conducted and the following applicable objective was found:

<u>Future Land Use Element - Objective A-1:</u> Property shall be developed or redeveloped in a manner so that the future use and intensity is appropriate and complies in terms of soil, topographic, and other applicable physical considerations, is complimentary to adjacent land uses, and fulfills remaining land use needs.

The proposed mixed-use development will be a welcome addition to the downtown CBD (Central Business District) district. The proposed pharmacy and retail use is compatible and consistent with other existing establishments in the downtown area. Therefore, the proposed development will be complementary to adjacent land uses.

<u>Transportation Element Policy D-2.2:</u> Bicycle parking facilities shall be required on all new development and redevelopment. Particular emphasis is to be placed on development within the TCEA Area.

Bicycle Parking requirements are applied to new development, expansion of an existing use, and changes of use. The proposed project has provided bicycle racks to accommodate 10 bicycle parking spaces. Thus, this LDR requirement is met.

<u>COMPLIANCE WITH THE LAND DEVELOPMENT REGULATIONS (LDRs):</u> Items identified in the Land Development Regulations shall specifically be addressed by the body taking final action on the site and development application/request.

As described under the Site Plan Analysis section of this report, a positive finding of compliance with the LDRs can be made.

<u>LDR Section 2.4.5(F) (5) - Compatibility (Site Plan Findings):</u> The approving body must make a finding that development of the property pursuant to the site plan will be compatible and harmonious with adjacent and nearby properties and the City as a whole, so as not to cause substantial depreciation of property values.

The following zoning designations and uses are abutting the subject property:

	Zoning Designation:	Land Use:
North:	CBD (Central Business District)	Single Family Residence
South:	CBD (Central Business District)	Mixed-Use Office, Retail and Residential Building
East:	CBD (Central Business District)	5 th Avenue at Delray Condominiums
West:	CBD (Central Business District)	Office, Retail and Multi-Family Residential Buildings

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To the north is an existing single family residence, which is a nonconforming use in the CBD. Future development of the site to the north will be more compatible with the proposed use. However, to mitigate impacts a larger perimeter buffer and extensive landscaping including existing and proposed trees and groundcover is provided on the north side. The resident also has the option to install fencing along the property line for additional buffering efforts, as deemed necessary. To the south is an existing retail and office building with residential accommodations. To the east, across US1, is the existing 5th Avenue at Delray Condominiums. The site is abutted by three properties across the alley to the west. The uses include an existing retail store establishment, mixed-use office, retail and residential building, and a multi-family development. The alley to the west buffers the adjacent use, which are compatible and consistent with allowed use in CBD Zoning. Adjacent rights-of-way also buffer the existing condominium development on the east. The existing mixed-use building to the south is compatible with the Flossy Building mixed-use development. Therefore, the development proposal is consistent with typical development in the Central Core (CC) of the Central Business District (CBD). Thus, a finding can be made that the use will not have a detrimental effect upon the stability of the downtown, nor will it hinder the development or redevelopment of nearby properties. Thus, positive findings can be made pursuant to LDR Section 2.4.5(F)(5).

REVIEW BY OTHERS

The development proposal is not located in an area which requires review by the Pineapple Grove Main Street (PGMS) or West Atlantic Redevelopment Coalition (WARC).

Community Redevelopment Agency:

At its meeting of January 14, 2016, the CRA (Community Redevelopment Agency) reviewed the development proposal and reached a consensus to recommend approval.

<u>Downtown Development Authority:</u>

At the meeting of January 11, 2016, the DDA (Downtown Development Authority) reviewed the development proposal and reached a consensus to recommend approval.

Courtesy Notices:

Courtesy notices have been provided to the following associations that have requested notice of developments in their areas:

- Delray Citizen's Coalition
- Downtown Development Authority

Public Notices:

To date, no letters of objection and/or support have been received. Any additional letters of objection and/or support received after the report has been prepared, will be presented at the Site Plan Review and Appearance Board (SPRAB) meeting.

ASSESSMENT AND CONCLUSION

The Class V Site Plan development proposal is associated with demolition of all existing buildings and construction of a new 2-story mixed-use development containing 4,050 sq. ft. of retail on the ground level and two residential units totaling 2,490 sq. ft. on the upper levels. One waiver to the terminal landscape island requirement is requested and supported by staff to accommodate a stairwell serving the second level residences providing accessibility from the southwest corner of the site. Another waiver to the 5' perimeter landscape buffer requirement is requested and supported by staff to accommodate the proposed on-site parking lot configuration. Due to limited parcel size and the two foot alley dedication, reduced perimeter landscape buffers are necessary. Staff supports the Art Deco building design, which is one of seven preferred

Site Plan Review and Appearance Board Staff Report – March 9, 2016
The Flossy Building – Delray Shores Pharmacy & Soda Fountain – Class V Site Plan, Landscape Plan & Architectural Elevations
Page 13

styles in the CBD Zoning District. However, staff does not support the use of foam moulding and requests that this feature element be replaced with a more durable but equally aesthetic architectural element. The mixed-use development will be consistent with the current policies and objectives of the Comprehensive Plan and Chapter 3 of the Land Development Regulations, subject to the conditions as indicated in the staff report. Therefore, positive findings can be made with respect to Section 2.4.5(F)(5).

ALTERNATIVE ACTIONS

- A. Continue with direction.
- B. Move approval of the Waivers, Class V Site Plan, Landscape Plan and Architectural Elevations for **The Flossy Building**, 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 Sections 2.4.5(F)(5), 2.4.7(B)(5), 4.4.13(K)(8)(b)(2), 4.6.16, 4.6.18(E) and Chapter 3 of the Land Development Regulations, subject to conditions.
- C. Move denial of the Waivers, Class V Site Plan, Landscape Plan and Architectural Elevations for **The Flossy Building**, 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 Sections 2.4.5(F)(5), 2.4.7(B)(5), 4.4.13(K)(8)(b)(2), 4.6.16, 4.6.18(E) and Chapter 3 of the Land Development Regulations.

RECOMMENDED ACTION

By Separate Motions:

Terminal Landscape Island Waiver:

Move approval of the requested waiver to LDR Section 4.6.16(H)(3)(i), which requires a 9' terminal landscape island at the end of each parking row, due to positive findings identified in the staff report and consistency with LDR Sections 4.4.13(K)(8) and 2.4.7(B)(5).

Perimeter Landscape Buffer Waiver:

Move approval of the requested waiver to LDR Section 4.6.16(H)(3)(d), which requires a minimum 5' landscape buffer is required to separate a parcel boundary line and a vehicular use area, due to positive findings identified in the staff report and consistency with LDR Sections 4.4.13(K)(8) and 2.4.7(B)(5). Site Plan:

Move approval of the Class V site plan and architectural elevations for **The Flossy Building**, 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 2.4.5(F)(5) and Chapter 3 of the Land Development Regulations, subject to the following conditions:

- 1. Provide revised civil drawings which satisfy the preliminary engineering technical comments identified in the attached "Appendix C", prior to site plan certification.
- 2. Pursuant to Section 6.1.8 (Undergrounding of Utilities), utility facilities serving the development (i.e. electric, phone, cable) shall be located underground throughout the development. Therefore, the utility services for the proposed structure must be placed underground and a note to this effect shall be included on the proposed site plan. This shall replace the current note "All existing underground utilities to be left undisturbed as noted", prior to certification of the site plan.
- 3. Since the current location and position the proposed dumpster enclosure may potentially conflict with ingress and egress from the two-way 24' drive aisle, provision of a truck turning template to

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The Flossy Building – Delray Shores Pharmacy & Soda Fountain – Class V Site Plan, Landscape Plan & Architectural Elevations
Page 14

- demonstrate how the dumpster truck will maneuver in and out of the alleyway to accommodate regular trash pick-up is required, prior to certification of the site plan.
- 4. That no seating is provided in the 279 sq. ft. indoor area adjacent to the Soda Fountain machine.
- 5. That the site plan, associated data charts and all plan notations are corrected for accuracy and to reflect consistency with the staff report, prior to site plan certification.

Landscape Plan:

Move approval of the Landscape Plan for **The Flossy Building**, 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 4.6.16, Section 2.4.5(F)(5) and Chapter 3 of the Land Development Regulations.

Architectural Elevations:

Move approval of the architectural elevations for **The Flossy Building**, by adopting the findings of fact and law contained in the staff report, and finding that the request meets criteria set forth in Section 4.6.18(E), and Section 4.4.13 (F)(3) of the Land Development Regulations, subject to the following condition:

1. Replace the "foam moulding" with an alternate material or design that exhibits a similar visual effect (i.e. stucco banding) and has long term durability. This feature element is not preferred and is inconsistent with the recently established CBD architectural design guidelines.

Staff Report Prepared by: Candi Jefferson, Senior Planner
Attachments: Site Plan, Landscape Plan, Architectural Elevations, Waiver Justifications, Appendix "A", Appendix "B" & Appendix "C"

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The Flossy Building – Delray Shores Pharmacy & Soda Fountain – Class V Site Plan, Landscape Plan & Architectural Elevations
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APPENDIX "A" CONCURRENCY FINDINGS

Pursuant to LDR Section 3.1.1(B), Concurrency, as defined pursuant to Objective B-2 of the Land Use Element of the Comprehensive Plan, must be met and a determination made that the public facility needs of the requested land use and/or development application will not exceed the ability of the City to fund and provide, or to require the provision of, needed capital improvements for the following areas:

Water and Sewer:

- Water Service is available via an existing 8" water main within the adjacent rear alley r.o.w. to the west.
- Sewer Service is available via an existing 8" sewer main within the adjacent rear alley r.o.w. to the west.

Pursuant to the City's Comprehensive Plan, treatment capacity is available at the City's Water Treatment Plant and the South Central County Waste Water Treatment Plant for the City at build-out. Based upon the above, positive findings can be made with respect to this level of service standard.

Streets and Traffic:

It is noted that the site is located within the City's Transportation Concurrency Exception Area (TCEA), which encompasses the CBD, CBD-RC and OSSHAD. The TCEA exempts the above-described areas from complying with the Palm Beach County Traffic Performance Standards Ordinance. Therefore, a traffic study is not required for concurrency purposes. However, a traffic statement was prepared which indicates that The Flossy Building will generate an increase of 240 daily trips, 23 am peak trips and 20 pm peak hour trips. The Palm Beach County Traffic Division has issued a traffic concurrency determination letter on February 1, 2016 indicating the development proposal compliance with Palm Beach County traffic standards and is valid through build-out on December 31, 2020.

Parks and Recreation Facilities:

Pursuant to LDR Section 5.3.2, a park impact fee of \$500.00 per each new dwelling unit will be collected prior to issuance of a building permit for the proposed two new residential units. A total fee of \$1,000 will be required of this development for parks and recreation purposes, prior to building permit issuance.

Solid Waste:

The existing two vacant office buildings (1,120 sq. ft.) generate 3.02 tons of solid waste per year. The proposed mixed-use development with two residences and 4,050 sq. ft. of retail use will generate 24.63 tons of solid waste per year. There is a 21.61 ton net increase in solid waste per year. The Solid Waste Authority has indicated that its facilities have sufficient capacity to accommodate all development proposals until 2047.

Schools:

The Palm Beach County School District has approved the development proposal for compliance with the adopted Level of Service for School Concurrency. Written verification from the Palm Beach County School District was received on December 3, 2015 and is valid until December 2, 2016.

Drainage:

Drainage will be accommodated on site via installation of two catch basins in the parking lot area with a 3' x 3' French drain. There are no problems anticipated with respect to drainage as it relates to this standard.

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A.	Building design,	landscaping,	and	lighting	(glare)	shall	be	such	that	they	do	not	create
	unwarranted distr	actions or blo	ckage	of visibi	lity as it	t perta	ins 1	to traff	ic cir	culatio	on.		

Not applicable	
Meets intent of standard	X
Does not meet intent	

B. Separation of different forms of transportation shall be encouraged. This includes pedestrians, bicyclists, and vehicles in a manner consistent with policies found under Objectives D-1 and D-2 of the Transportation Element.

Not applicable	
Meets intent of standard	X
Does not meet intent	

C. Open space enhancements as described in Policies found under Objective B-1 of the Open Space and Recreation Element are appropriately addressed.

Not applicable	X
Meets intent of stand	dard
Does not meet intent	t

D. The City shall evaluate the effect that any street widening or traffic circulation modification may have upon an existing neighborhood. If it is determined that the widening or modification will be detrimental and result in a degradation of the neighborhood, the project shall not be permitted.

Not applicable	
Meets intent of standard	X
Does not meet intent	

E. Development of vacant land which is zoned for residential purposes shall be planned in a manner which is consistent with adjacent development regardless of zoning designations.

Not applicable	X
Meets intent of standard	
Does not meet intent	

F. Vacant property shall be developed in a manner so that the future use and intensity are appropriate in terms of soil, topographic, and other applicable physical considerations; complementary to adjacent land uses; and fulfills remaining land use needs.

Not applicable	X
Meets intent of standard	
Does not meet intent	

G. Redevelopment and the development of new land shall result in the provision of a variety of housing types which shall continue to accommodate the diverse makeup of the City's

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The Flossy Building - Delray Shores Pharmacy & Soda Fountain - Class V Site Plan, Landscape Plan & Architectural Elevations
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demographic prof	file, and mee	t the housing	needs	identified	l in the	Housing	Element.	This shall
be accomplished	through the	implementati	on of	policies u	ınder O	bjective I	B-2 of the	Housing
Element.						-		•

Not applicable	
Meets intent of standard	X
Does not meet intent	

H. The City shall consider the effect that the proposal will have on the stability of nearby neighborhoods. Factors such as noise, odors, dust, traffic volumes and circulation patterns shall be reviewed in terms of their potential to negatively impact the safety, habitability and stability of residential areas. If it is determined that a proposed development will result in a degradation of any neighborhood, the project shall be modified accordingly or denied.

Not applicable	
Meets intent of standard	X
Does not meet intent	

I. Development shall not be approved if traffic associated with such development would create a new high accident location, or exacerbate an existing situation causing it to become a high accident location, without such development taking actions to remedy the accident situation.

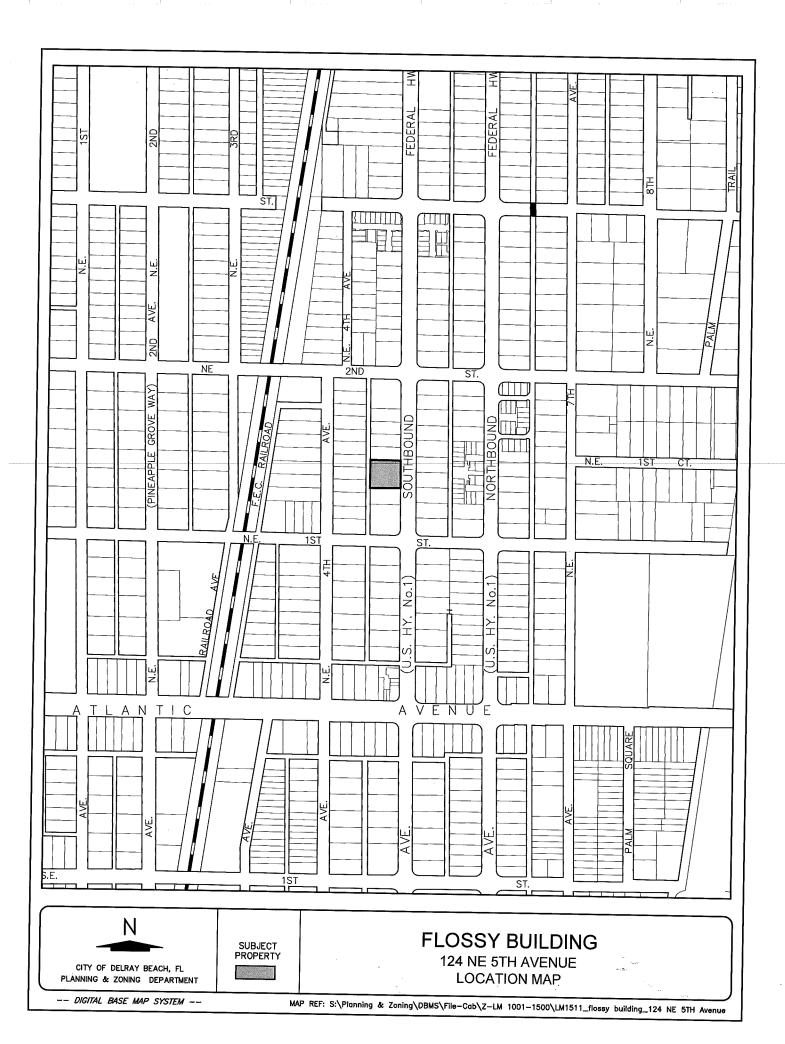
Not applicable	
Meets intent of standard	Χ
Does not meet intent	

J. Tot lots and recreational areas, serving children from toddler to teens, shall be a feature of all new housing developments as part of the design to accommodate households having a range of ages. This requirement may be waived or modified for residential developments located in the downtown area, and for infill projects having fewer than 25 units.

Not applicable		X	
Meets intent of stand	ard		
Does not meet intent		·	

A P P E N D I X C PRELIMINARY ENGINEERING TECHNICAL COMMENTS

- 1. Civil plans shows an existing utility pole in alley, please indicate plans to relocate out of traffic area.
- 2. Clearly indicate limits of alley restoration in 2' area to be dedicated.
- 3. Florida Department of Transportation (FDOT) permit(s) required for this project per LDR Section 2.4.2 (C) (2) (c). Submit copy of FDOT pre-application letter.
- 4. Provide letter. In accordance with LDR Section 7.1.3 (B) (2), if finished floor elevation is less than 18-inches above centerline of adjacent road, but above the 100-year storm or National Flood Insurance minimum elevations, then a letter is required from a professional registered engineer certifying that the drainage conditions have been investigated and the proposed floor elevation is above the flooding level. It must be shown that the property will have adequate drainage to ensure that flooding will not occur in a 100-year, 3-day storm event.
- 5. Provide a Composite Utility Plan signed by a representative of each utility provider attesting to the fact that services (water, sewer, drainage, gas, power, telephone and cable) can be accommodated as shown on the Composite Utility Plan. The Composite Utility Plan needs to address the responsibility for relocation of existing services and installation of new services in accordance with LDR Section 2.4.3 (F) (4). Composite Utility Plan is also used to ensure physical features do not conflict with each other and existing or proposed utility services.
- 6. Please Resubmit Through The Planning and Zoning Department; and Clearly Indicate Which Documents Are For The Engineering Division. Also, Ensure A Complete Set Of Plans Is Provided For The Engineering Division.
- 7. Additional comments may follow after review of revised plans.



LOUIS J. CARBONE, P.A.

A PROFESSIONAL ASSOCIATION

90 SE 4th AVENUE SUITE 1 DELRAY BEACH, FL 33483

(561) 272-0282 FAX (561)272-6013 E-MAIL: LJCLEGAL@AOL.COM **NEW JERSEY OFFICE**

70 Hudson Street
Penthouse Suite
Hoboken, New Jersey 07030

NEW YORK OFFICE

254 Katonah Avenue Katonah, New York 10536

December 23, 2015

MEMBER OF FL, N.Y., NJ*., Ct. & D.C. BARS

*In House Counsel

Candi Jefferson Senior Planner Planning and Zoning Department City of Delray Beach 100 N.W. 1st. Avenue Delray Beach, Florida 33444

RE:

Waiver Request

LDR Section 4.6.16(H)(3)(d) & 4.6.16(H)(3)(i)

Project:

The Flossy B. Building

Property Location: 124 N.E 5th Avenue Delray Beach FL.

Dear Ms. Jefferson:

As agent for and on behalf of **The Flossy B. Building LLC** the owner of the above premises, we hereby submit this Waiver Request with respect to the above Land Development Regulations (LDR) in connection with the above referenced Class V Site Plan application.

Background:

The Project consists of the new construction of a two-story building with commercial and residential uses with any approximate size of 6,540 Square feet located in the Central Business District (CBD) at 124 N.E 5th Avenue Delray Beach FL and to be known as The Flossy B Building ("Building")

LDR Requirement:

LDR Section 4.6.16(H)(3)(i) requires a nine foot terminal landscape islands at each end of a parking row

Waiver Request:

To eliminate the LDR landscape requirement for a nine (9) foot terminal landscape islands at each end of a parking row

Waiver Justification:

The Waiver Request is justified for the following reasons:

The Building requires an access stairwell to the second story in the rear of the Building as well as rear access for services. The requirement for a nine (9) foot terminal landscape island will eliminate the required stairwell access and rear access for services for the Building. In lieu of this requirement, the Applicant has provided (a) the nine (9) foot terminal landscape island on one side (North Side) of the parking row directly behind the Building and a smaller landscape strip on the South side of this parking row (b) a fully landscaped dumpster area

at the south west corner of the south parking row along; and (c) additional landscape areas along the North property boundary have been provided and a larger terminal landscape islands (11'2' and 12' 1') have been provided along the West parking row. Finally, the parking row along the south boundary of the Property only has two (2) parking stalls (total 18 feet wide) adding an additional nine (9) foot (total 18 feet) terminal landscape island on each end is excessive and not necessary as the customary application of this LDR requirement is for larger parking rows.

- (a) The Waiver Request does not adversely affect the neighboring area since there are many existing buildings on, adjacent to or along US -1 in the Central Business District (CBD) that do not presently have nine (9) foot terminal landscape islands on each ends of parking rows. Additionally the Applicant has provided larger landscape areas for the Project.
- (b) The Waiver Request does not significantly diminish the provision for public facilities as the waiver has no impact on existing public facilities or is it expected that any future public facilities.
- (c) The Waiver Request does not create an unsafe condition or situation as there is sufficient space still provided at the end of each parking row.
- (d) The Waiver Request does not grant special privilege in that the same waiver would be granted under similar circumstances on other property for another applicant or owner. Given that there are many existing properties located in and adjacent to US-1 in the Central Business District (CBD) which do not have a nine (9) foot terminal landscape islands on each ends of parking rows the same waiver would be granted under similar circumstances on other property for another applicant or owner and would not create a special grant or privilege.

Based on the foregoing, we request this Waiver Request from LDR Section 4.6.16(H)(3)(i) be granted in connection with the subject Site Plan Application.

We have enclosed a check for \$500.00 for the Waiver Request fee payable to the City of Delray Beach.

LOUIS J. CARBONE, P.A.

By:

LOUIS J. CARBONE

LJC/aja

cc: The Flossy B Building LLC

File

RECEIVED BY

FEB 1 6 2016

LOUIS J. CARBONE, P.A

A PROFESSIONAL ASSOCIATION

City of Delray Beach Planning & Zoning

90 SE 4th AVENUE SUITE 1 DELRAY BEACH, FL 33483

(561) 272-0282 FAX (561)272-6013 E-MAIL: LJCLEGAL@AOL.COM **NEW JERSEY OFFICE**

70 Hudson Street Penthouse Suite Hoboken, New Jersey 07030

NEW YORK OFFICE

254 Katonah Avenue Katonah, New York 10536 February 11, 2016

MEMBER OF FL, N.Y., NJ*., Ct. & D.C. BARS

*In House Counsel

Candi Jefferson Senior Planner Planning and Zoning Department City of Delray Beach 100 N.W. 1st. Avenue Delray Beach, Florida 33444

RE:

Waiver Request

LDR Section 4.6.16(H)(3)(d)

Project:

The Flossy B. Building

124 N.E 5th Avenue Delray Beach FL. **Property Location:**

Dear Ms. Jefferson:

As agent for and on behalf of The Flossy B. Building LLC the owner of the above premises, we hereby submit this Waiver Request with respect to the above Land Development Regulations (LDR) in connection with the above referenced Class V Site Plan application.

Background:

The Project consists of the new construction of a two-story building with commercial and residential uses with any approximate size of 6,540 Square feet located in the Central Business District (CBD) at 124 N.E 5th Avenue Delray Beach FL and to be known as The Flossy B Building ("Building")

LDR Requirement:

LDR Section 4.6.16(H)(3)(d) requires a five foot (5') wide perimeter landscape buffer is required adjacent to a vehicular use area.

Waiver Request:

To eliminate the LDR Landscape buffer requirements for (a) five foot (5') wide perimeter landscape buffer adjacent to a vehicular use area on the South Side of the proposed parking lot and (b) a five foot (5') wide free of vehicular encroachment on the West Side of the site (the non-encroachment area is less than 5 feet).

Waiver Justification: The Waiver Request is justified for the following reasons:

(a) The subject vehicular use area on the South Side of the proposed parking lot consists of two (2) perpendicular parking spaces #6 and #7. The length of relief requested by the waiver is only the width of the parking spaces (approximately 18 feet). The application of a 5' landscape buffer will result in the spaces having to be set back into the drive areas into rear alley access way to the East

- and will also block existing parking spaces to the West thus eliminating required parking for the Site as well as required 2-Way alley access; and
- (b) There is an existing alley along the West perimeter of the Site. At this City's request the Applicant will be providing a two (2) foot alley dedication in connection with the Project. As a result of this dedication, the landscape area buffer has been reduced in the area where the parking stalls are located (spaces 8-12) to allow for the required parking and required site circulation for two way alley access. The reduction in the buffer is minimal and additional landscaping areas have been provided on the North and South of these parking spaces.

In addition, for the following reasons the waiver should be granted:

- 1. The Waiver Request does not adversely affect the neighboring area since a majority of the Building is located on the South property line adding a buffer will have no adverse affect. Additionally the Applicant has provided larger landscape areas for the Project.
- 2. The Waiver Request does not significantly diminish the provision for public facilities as the waiver has no impact on existing public facilities or is it expected that any future public facilities.
- 3. The Waiver Request does not create an unsafe condition or situation as there is sufficient space still provided at the end of each parking row.
- 4. The Waiver Request does not grant special privilege in that the same waiver would be granted under similar circumstances on other property for another applicant or owner. There are many existing properties located in the Central Business District (CBD) which do not have a 5' foot landscape buffer adjacent to a vehicular use areas the same waiver would be granted under similar circumstances on other property for another applicant or owner and would not create a special grant or privilege. Also, given that there are many existing properties located in the Central Business District (CBD) along the alley areas where either (a) no landscape buffer exists or (b) as a result of a dedication to the alley the landscape buffer has been likewise reduced the same waiver would be granted under similar circumstances on other property for another applicant or owner and would not create a special grant or privilege

Based on the foregoing, we request this Waiver Request from LDR Section 4.6.16(H)(3)(d be granted in connection with the subject Site Plan Application as justified above.

We have enclosed checks for \$1,000.00 for the Waiver Request fee payable to the City of Delray Beach.

LOUIS J. CARBONE, P.A.

LOUIS J. CARBONE

LJC/aja

cc: The Flossy B Building LLC

The Flossy R' Railaind.

Delray Shores Pharmacy & Soda Fountain

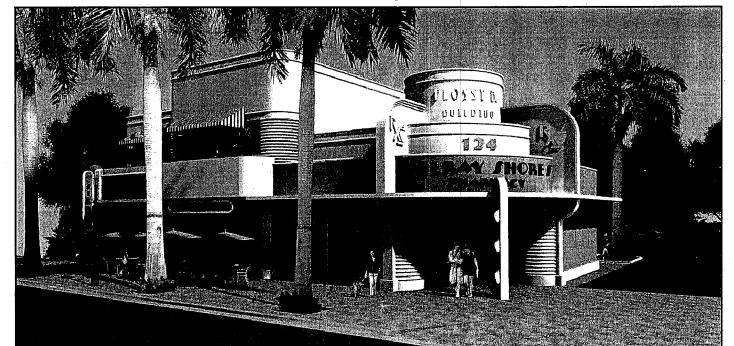
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124 N.E. 5th Ave · Delray Beach · FL



The Flossy B.

Bullding
Delray Shores
Pharmacy &
Soda Fountain

124 N.E. 6th Ave.
Delray Beach,
Florida
PN 13515:07

rba pn 1351

issued

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Revised:Sprab:
Submission:Rev1
Per::Staff:Comments **

SCAPE ARCHITECTURI SOCIATES LANDSCAPE ARCHITECTS, 74 NE 5th Avenue Debtoy Berich, FL 33483

Asions

٥.	Title	Issued	Revisions	No.	Title	issued	Revis
l	Cover Sheet	10-01-15	12-22-15	Ll	Overall Existing Tree Removal & Relocation Plan	10-01-15	12-22-1
2	Stormwater Erosion Control & Details	10-01-15	12-22-15	L2	Landscape Pian	10-01-15	12-22-1
3	General Notes/Typical Cross Sections &			L3	Landscape Notes & Details	10-01-15	12-22-1
	Drainage Detalls	10-01-15	12-22-15	L4	Irrigation Plan	10-01-15	12-22-1
4	Paving Details & Spec's	10-01-15	12-22-15	L5	Irrigation Details	10-01-15	12-22-1
5	Water & Sewer Details	10-01-15	12-22-15		-		
5	Paving/Grading/Drainage & Sewer	10-01-15	12-22-15				
7	Striping & Signage Plan	10-01-15	12-22-15				

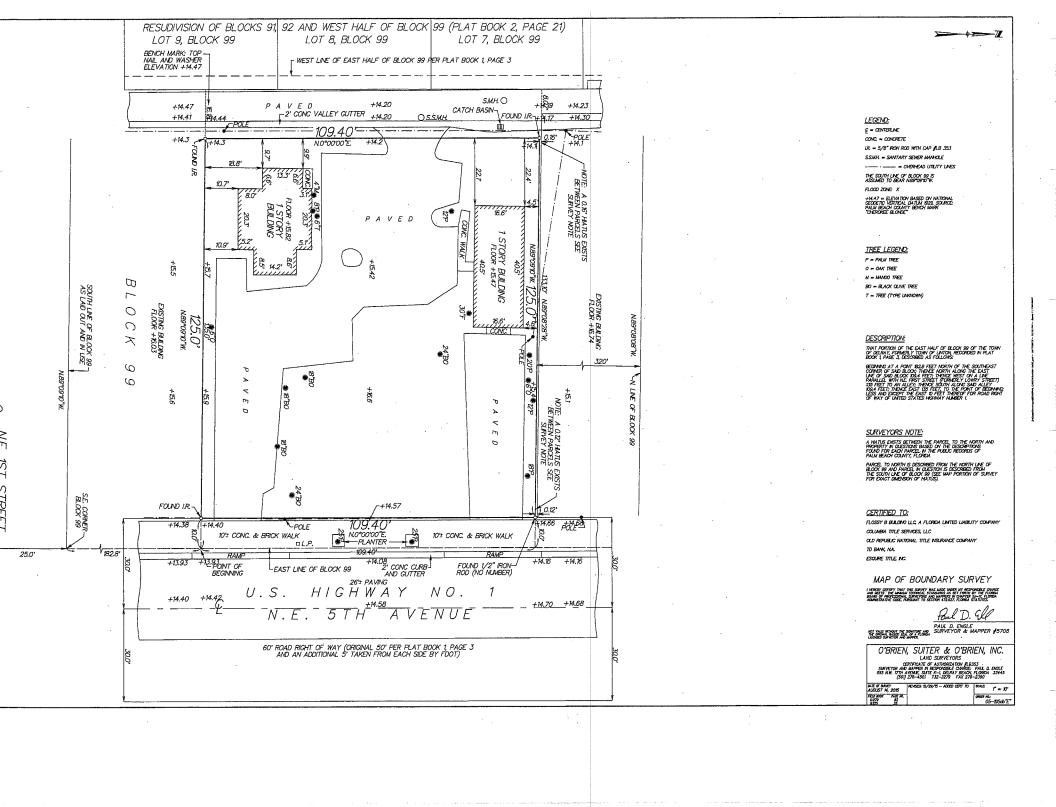
PROPOSED BUILDING

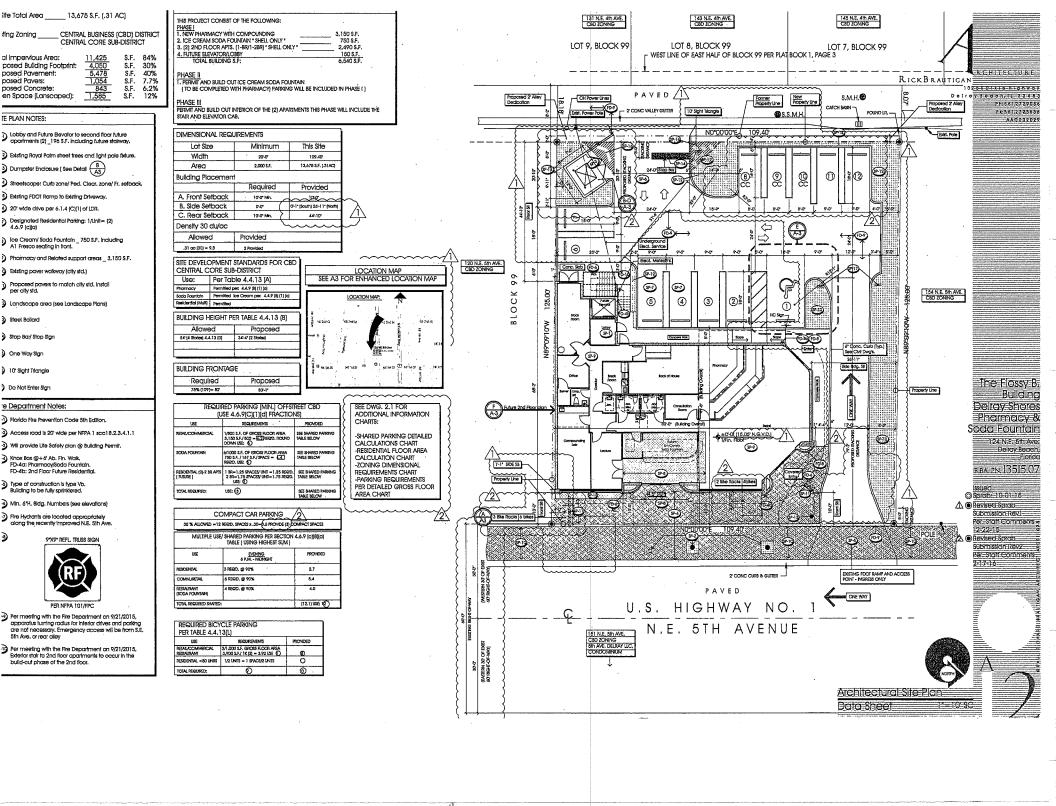
Cover Sheet

BUILDING ARCHITECTURE
RICK BRAIDSAN ARCHITECTURE, INC
1025 South Dake Highway
Deliny Beach, Florida, 33483

INDEX OF DRAWINGS

	SPRAB SUBMITTAL	~~	~~~	~~~	~ 7
Title			Issued	Revisions	-
Cover Sheet	********************************		10-01-15	12-22-15	
Survey			10-01-15	12-22-15	
Architectural S	ite Pian /Data		10-01-15	12-22-15	
Site Details			10-01-15	12-22-15	
1st Ploor Plan .	***************************************		10-01-15	12-22-15	
2nd Floor Plan	/Lower Roof Plan	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	10-01-15	12-22-15	
Roof Plan			10-01-15	12-22-15	
Elevations			10-01-15	12-22-15	
Elevations			10-01-15	12-22-15	
Bullding Section	n		10-01-15	12-22-15	
	ns		10-01-15	12-22-15	
Color Elevation	ns		10-01-15	12-22-15	
Photometrics			10-01-15	12-22-15	
Composite Ov	/erlay	***************************************	10-01-15	12-22-15	





MULTIPLE USE/ SHARED PARKING CALCULATIONS CHART:							
Pursuant to CBD: Table 4.4.13(K)	Parking Req.	Weekday Night	Weekda y Day	Weekday Evening	Weekend Day	Weekend Evening	
Residential/Guests	3	3x1=3	3x.6=1.8	3x,9=2.7	3x.8=2.4	3x.9=2.7	
Office	N/A						
Commercial/Retail	6	6x.05=.3	6x.7=4.2	6x.9=5.4	6x1=6	6x.7=4.2	
Hotel	N/A						
Restaurant	4	4x.1=.4	4x.5=2	4x1=4	4x.5=2	4.5x1=4.	
Entertainment/Rec	N/A						
Other/Reserved	N/A						
total required	13-1	. 3.7	8	12,1	10.4	10.9	
total provided	12						
shortage/surplus	0						

RESIDENTIAL FLOOR AREA CALCULATIONS CHART:						
194	Standard (Sq. Ft.)	Provided (Sq. FL)	-Total Units	Compliance with LDR Requirements		
Dweiling Size	STORES AND A	34.70.55	427000000	Yes	. No	
Efficiency	400	0	0			
1 Bedroom Units	600	1,152	1	YES		
2 Bedroom Units	900	1,165	1	YES		
Total	Min. required Floor Area 1,500 SF	2,317SF	2	YES		

Note: See 2nd floor plans on Sheet A5

	DIMENSIONAL RI	EQUIREMENT	S CHART:	
FLOS	SY BUILDING (CLV)	Central Core	NE 5 th Ave.	Alley
Lot Wi	dth	20 ft. min.	109,40'	109.40'
Lot Are	a = 13,675 sq. ft.	2000 sf. min.		Mile Sale
Α	Front Setback ¹	10 ft. min. / 15 ft. max.	10' mln. / 25' max.	N/A
В	Side Setback ¹ (north)	· O ft. min.	26'5"	N/A
В	Side Setback ¹ (south)	0 ft. min.	1'1"	N/A
С	Rear Setback	10 ft. min.	N/A	44'10"
ВС	Side Setback Abutting Res. District; 1 st to 3 rd Story	10 ft. min.	N/A	N/A
ВС	Side/Rear Setback Abutting Res. District Above 3 rd Story	30 ft. min.	N/A	N/A
D	Front Setbacks Above 3 rd Story ¹	20 ft. min.	N/A	N/A
E	Building Frontage Required on Primary Streets	75% min./ 100%max	76.22%	N/A
	leight outside of the c Avenue Limited Area	4 Stories & 54 ft.	2 stories & 34'4" ft.	2 stories & 24'4" ft.
Max. D	ensity = 9.4 du/ac	30 du/ac	524 Special Fig.	Carrie Safeti

Use Area	Gross	Use Definition	Parking .	Parl
	Floor Area		Required	Cou
Stock Room	238.5 sq. ft.	Storage of Inventory	1 per 500 sq. ft.	.4
Office	105.4 sq. ft.	Pharmacist Office	1 per 500 sq. ft.	.2
Lecture	191.6 sq. ft.	Note recarding	1 per 500 sq. ft.	.3
Server	27.8 sq. ft.	Computer Room	1 per 500 sq. ft.	.0:
Emp. RR	34,5 sq. ft.	Employee Restroom	1 per 500 sq. ft.	.0.
Jan.	25.6 sq. ft.	Janitorial Closet	1 per 500 sq. ft.	.0
ADA RRM. W.	46.4 sq. ft.	Handicap Accessible Restroom - Women	1 per 500 sq. ft.	.0
ADA RRM. M.	46,4 sq. ft.	Handicap Accessible Restroom - Men	1 per 500 sq. ft.	.0
Break Room	86.8 sq. ft.	Émployee Break Room	1 per 500 sq. ft.	.1
Compounding Lab	311 sq. ft.	Pharmaceutical Compounding	1 per 500 sq. ft.	.6
Consultation Room	85,3 sq. ft.	Patient Consultation	1 per 500 sq. ft.	.1
Corridor	367.5 sg. ft.	Hallway	1 per 500 sq. ft.	.7
Elevator	- 64.7 sq. ft.	Upstairs Accessibility/Residential Access	1 per 500 sq. ft,	.1.
Back of House	354,3 sq. ft.	Medicine Storage	1 per 500 sq. ft.	7
Retail	1,092 sq. ft.	Sales Floor	1 per 500 sq. ft.	2.1
Pharmacy	408.6 sq. ft.	Prescription Sales and Services	1 per 500 sq. ft.	8.
Indoor Dining/Seating	278.6 sq. ft.	Indoor Dining/Seating Area	6 per 1,000 sq. ft.	1.6
Outdoor Dining/Seating	261.4 sq. ft.	US1 Sidewalk Café/Courtyard Dining Area	6 per 1,000 sq. ft.	1.5
Ice Cream Soda Fountain	210 sq. ft.	Food/Drink Preparation	6 per 1,000 sq. ft.	1.3
Lobby	75 sq.	Waiting Area	1 per 500 sq. ft.	
(insert unidentified areas)	(insert sq. ft.)	(insert description)	(as identified)	N

areas) Total

4050

sg. ft.

All Identified Use

Areas

RICKBRAUTIGAN 1025501x1e H1ghWgy
1025501x1e H1ghWgy
Ph561x727088
Ph561x725038
AAGOR7027

> The Flossy B.
> Building
> Delray Shores
> Pharmacy & Soda Founfain 1:24 N.E. 5th Ave.

RBA-PN 13515.07

Issued:

© Sprabt: 10:01:15

↑

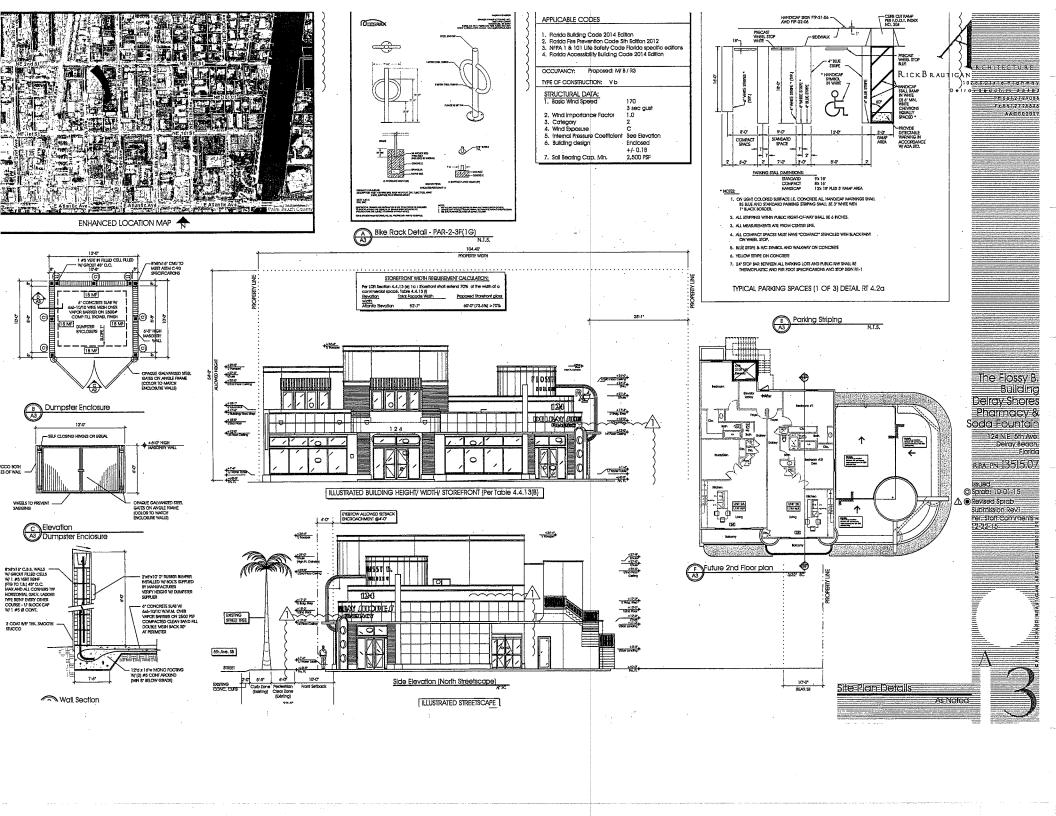
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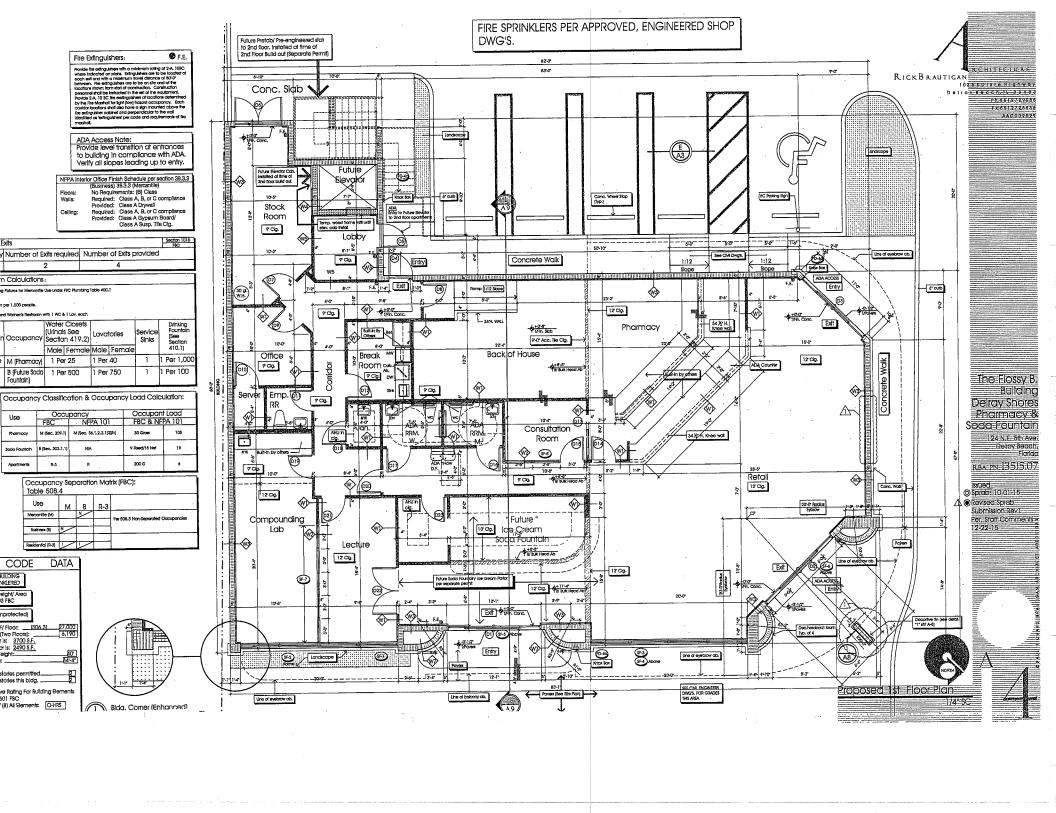
Submission: Rev1:

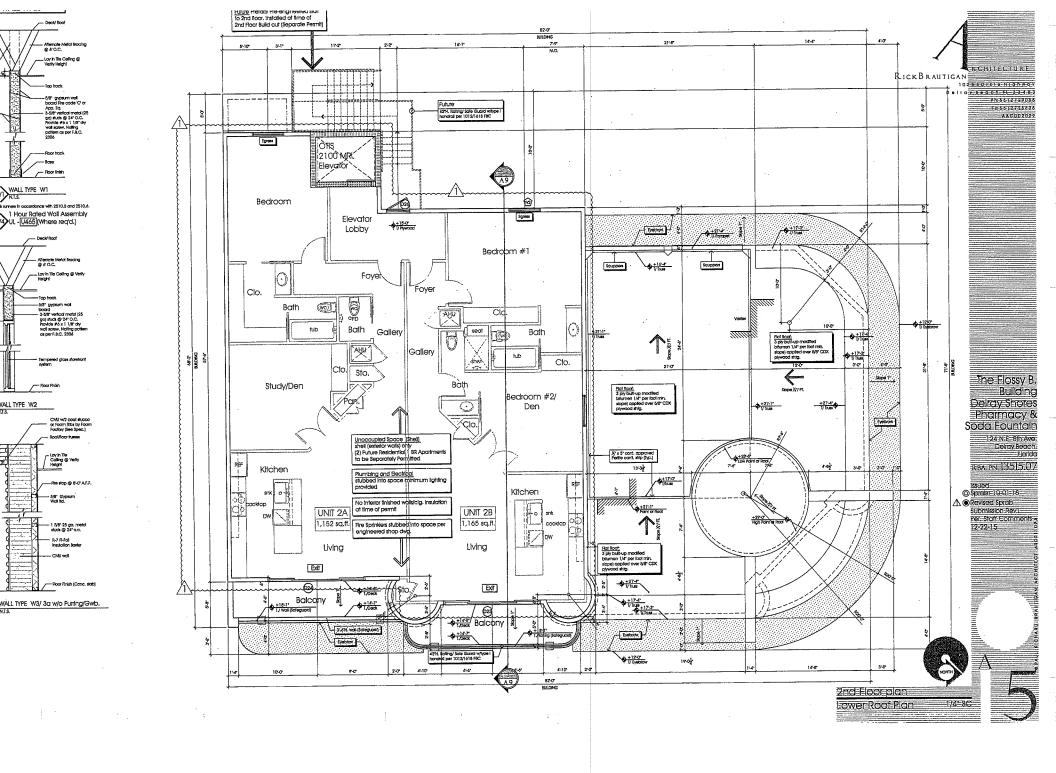
Për...Staff.Comments 2=1-7=16=

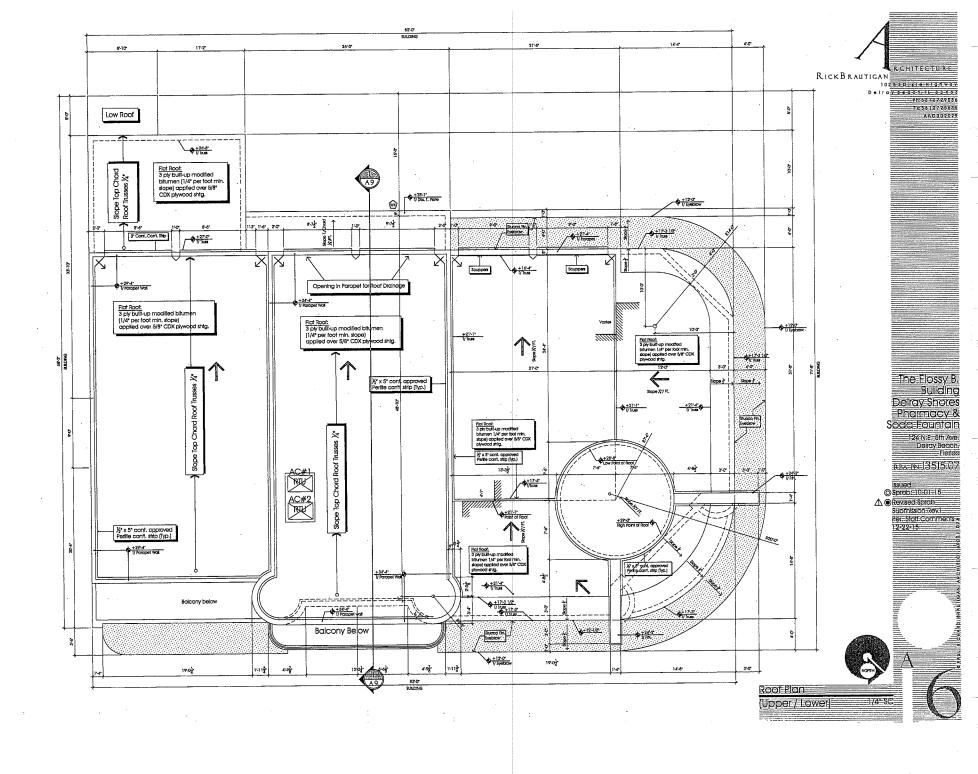
Charts required by City

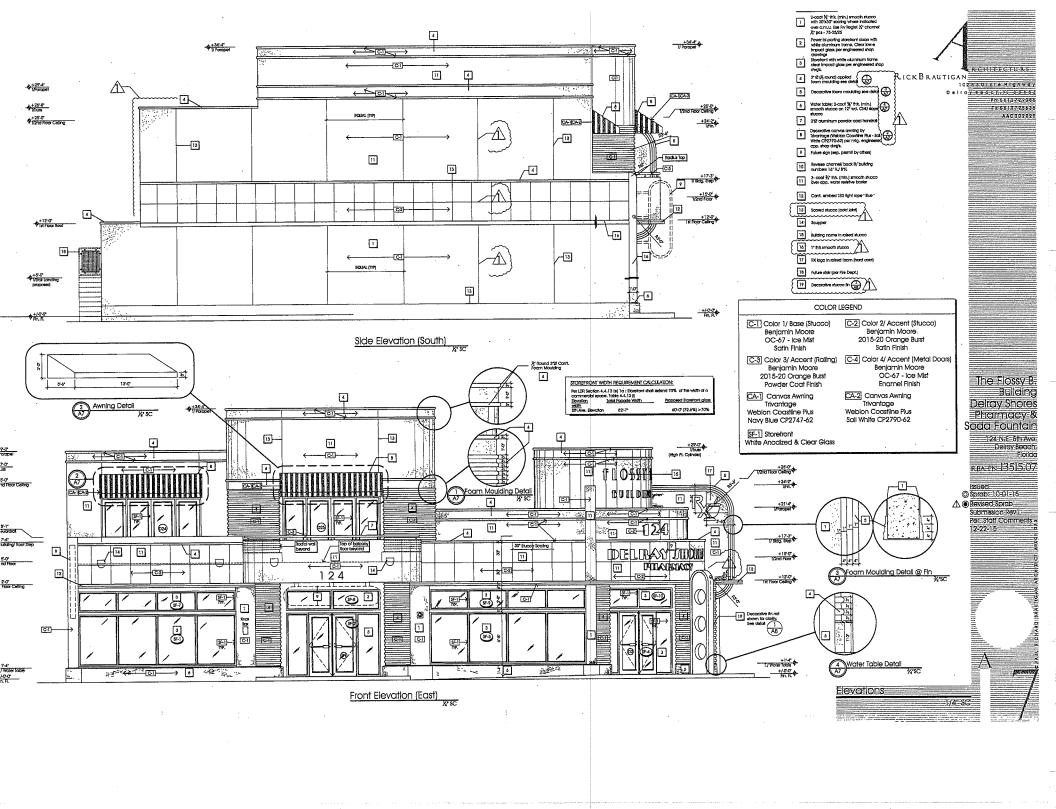
11.621 Spaces

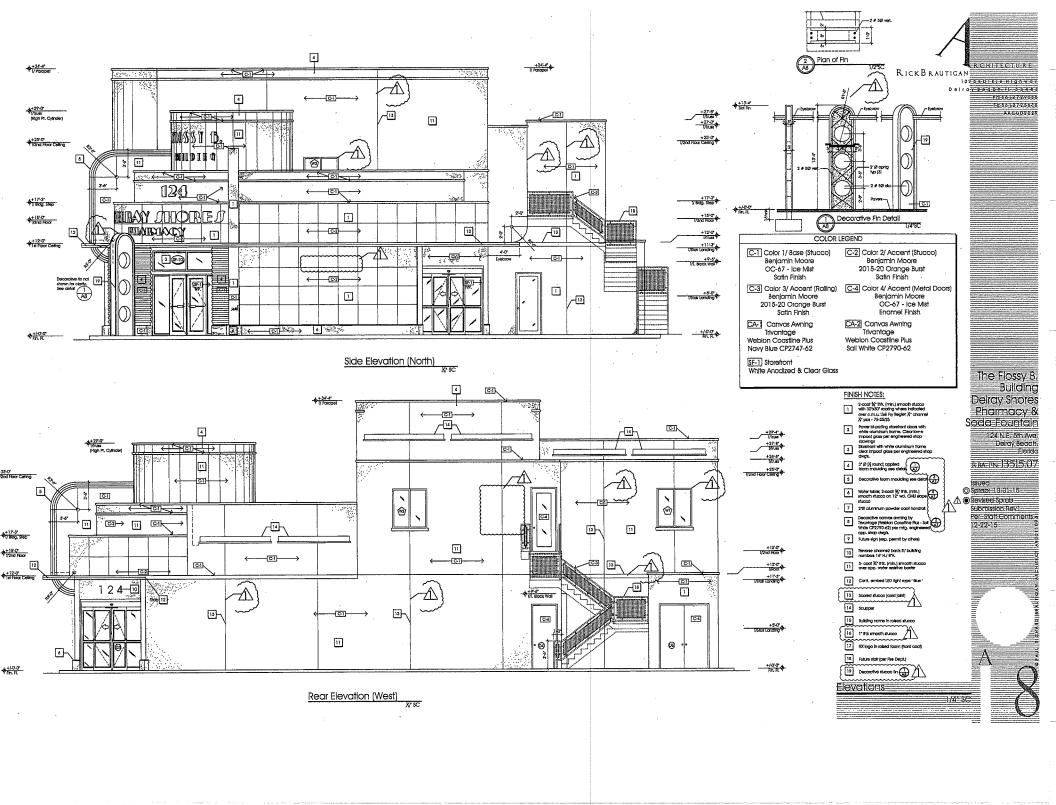


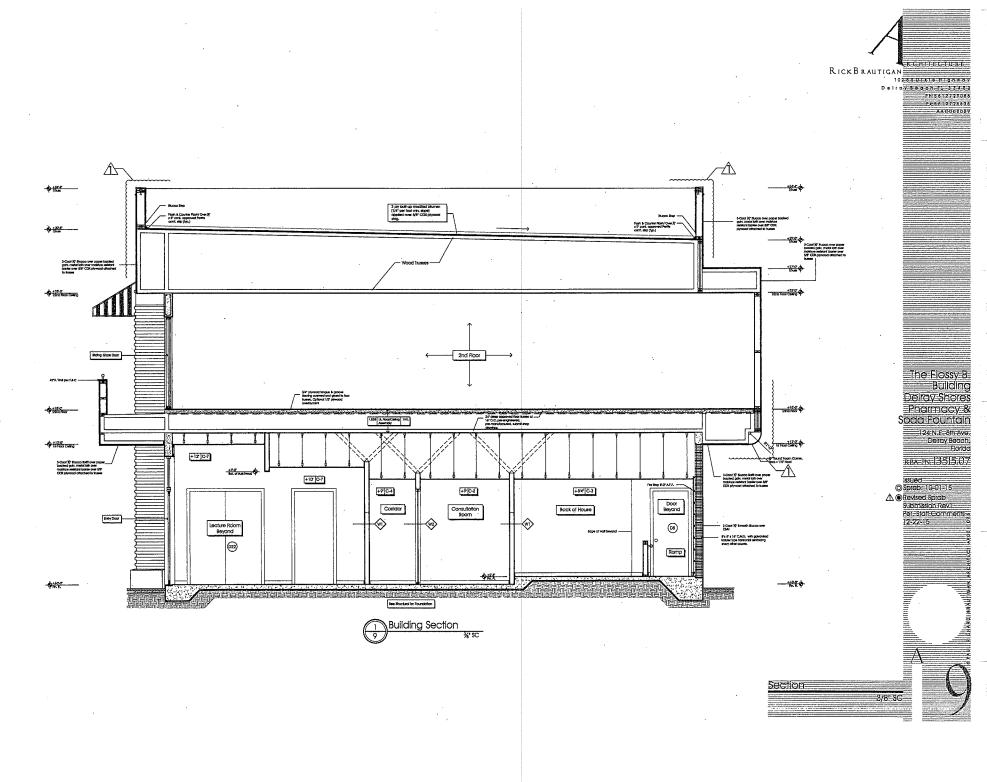






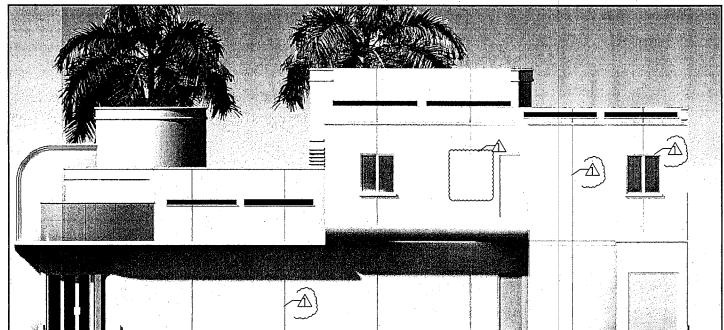








Front Elevation (East)



Rear Elevation (West)

CRCHICECTURE

RICKBRAUTIGAN

COLORS

1 0 2 5 5 D I X I 9 H I g h w g y Delicy Fe coh. FL 3 3 4 8 3 F. 661,272,6636 AAC002029

> The Flossy B. Building Delray Shores Pharmacy & Soda Fountain 124 N.E. 5th Ave. Delray Beach, rba.pn.13515.07

| Issued | Sprab:=18-01=15 ⚠ @ Revised Sprab Submission Revi Per: Staff Comments 2 12-22-15



C-1 Color 1/ Base (Stucco) Benjamin Moore Color Preview OC-67 Ice Mist Satin Finish

C-4 Color 4/ Accent (Doors) Benjamin Moore Color Preview OC-67 Ice Mist Enamel



C-2 Color 2/ Accent (Stucco)
Benjamin Moore Color Preview
92015-20 Orange Burst
92015-20 Orange Burst
92015-20 Orange Burst Satin Finish

Powder Coat



SF-1 Storefront White Anodized and Clear Glass



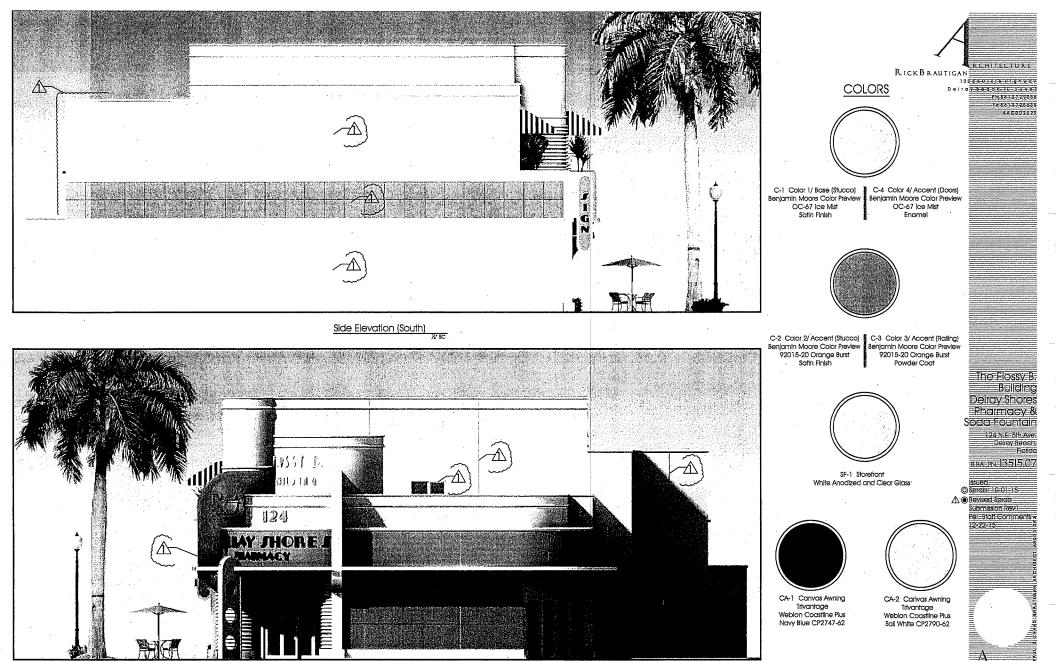
CA-1 Canvas Awning Trivantage Webion Coastline Pius Navy Blue CP2747-62



CA-2 Canvas Awning Trivantage Webion Coastline Plus Sall White CP2790-62

Color Elevations

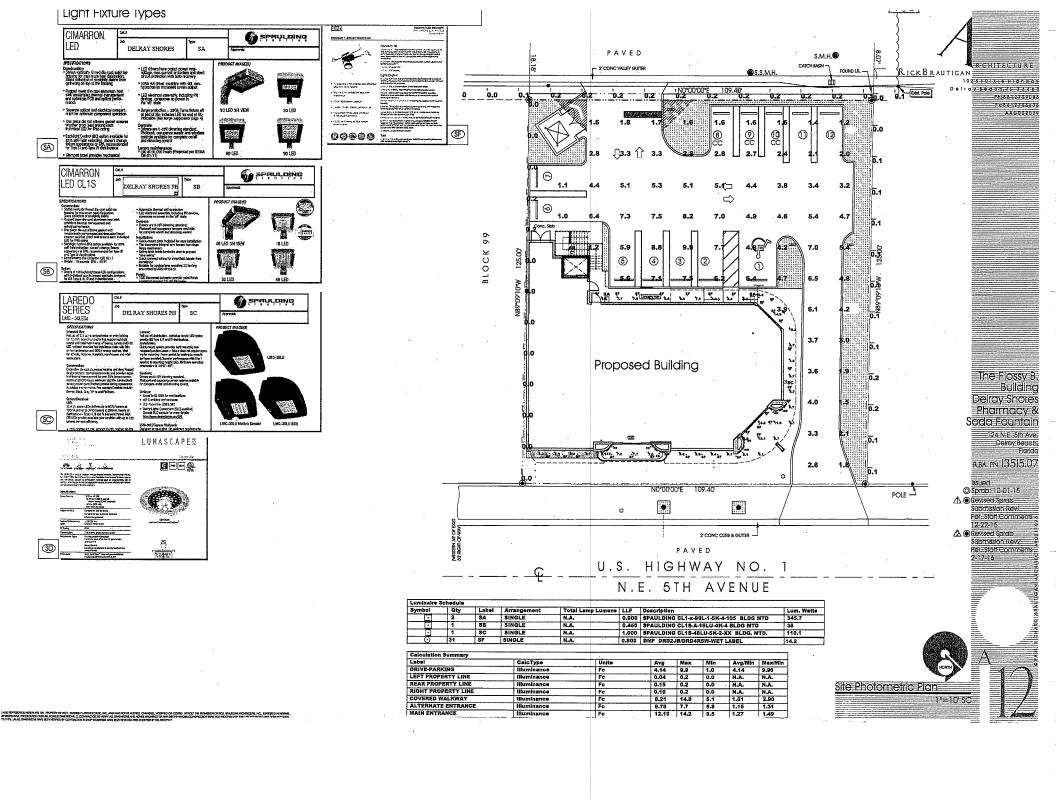
1/4" SC

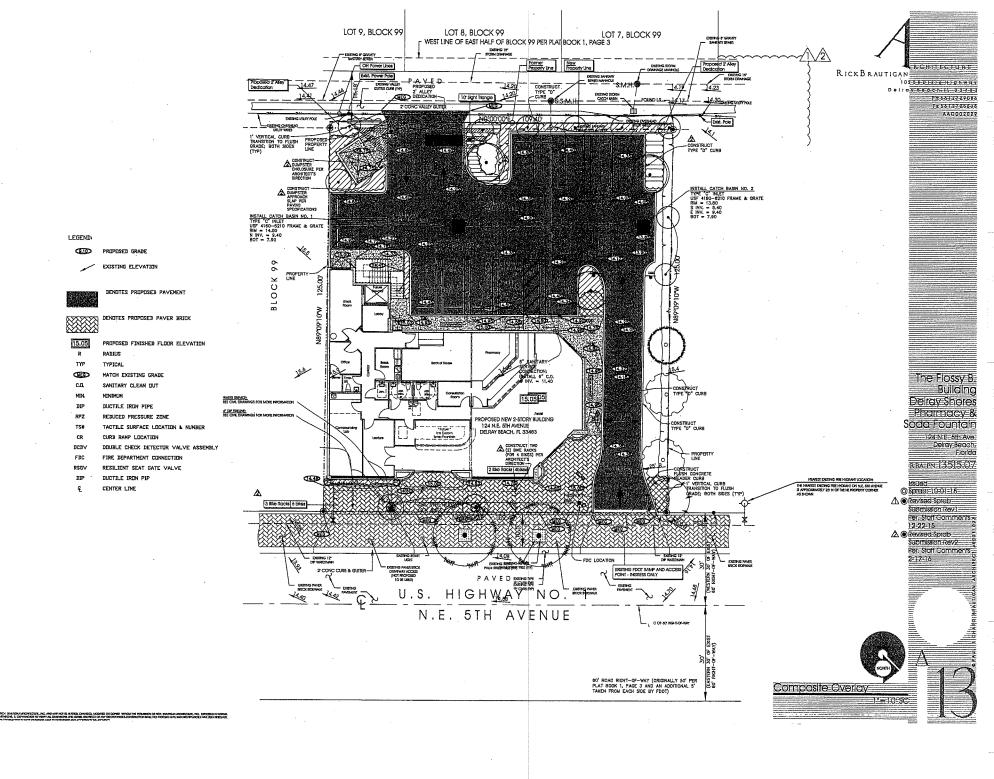


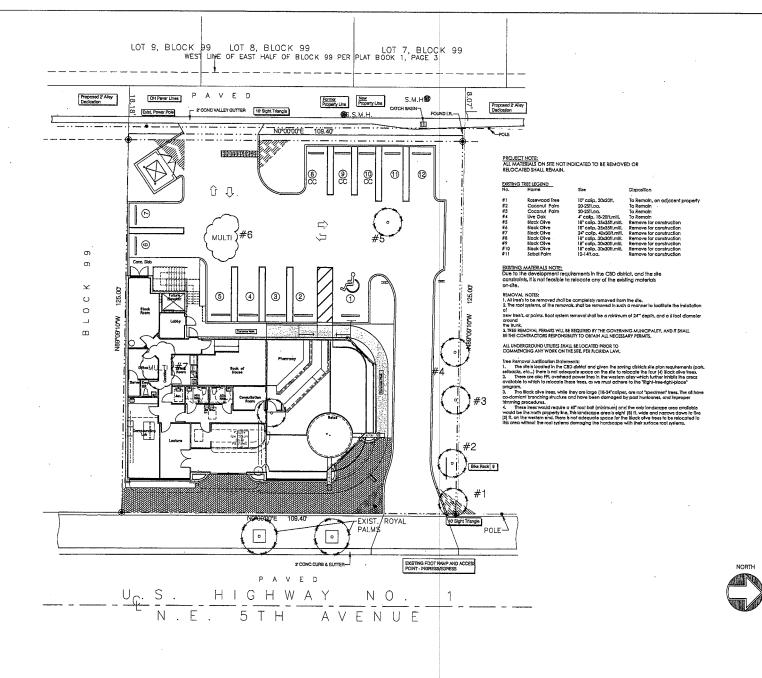
Side Elevation (North)

Color Elevations

1/4" SC







REVISIONS REVISED 1.24.16 Per City Comments Dated REVISED 2.18.16 Per SPRAB SUBMISSION PER STAFF COMMENTS

CARTER & ASSOCIATES
CARTER & ASSOCIATES
LANDSCAPE ARCHITECTS INC.
74 NE. 5th AVE. Deltoy Beach, EL 33483
561-272-9621

Shores DelRay Sho Pharmacy Delray Beach, Florida Landscape for:

SKP D.H.C. 9,02.15 1" = 10" 1.15.15 SHEET L-1

Overall Existing Tree Removal & Relocation Plan

Automatic Infigation system to provide 100% infigation coverage, with 100% overlap minimum, with a programmatio controller and rain sensor. Shrub & Turf zones are to be separated, THERE SHALL BE NO TREES OR SKRUBS PLACED WITHIN WATER, SEWER OR DRAINAGE EASTMENTS LOT 9, BLOCK 99 LOT 8, BLOCK 99 CK 99 LOT 8, BLOCK 99 LOT 7 BLOCK 99 WEST LINE OF EAST HAIF OF BLOCK 99 PER PLAT BOOK 1, PAGE 3 NOTE: All Landscape With-in Sight Triangles Shall Provide Unobstructed Cross-visibility At A Horizontal Level Between 30 Inches And 8 ¹⁵⁰ 60 Feet, Including Trunks From Pavement. Mf, Cest FOUND LR.--98 000 10 Mg 15 Tf Cest **©** Cdt Cet 55 B-y **@** Pm-4 6 σ Cet \times (5) 4 3 15 O 0 Tf 65 œ Oyers Wat Ci Existing Live Oak Tree Existing 28 Perimeter Pm-p Trees To Remain 2 \Ct-bm Existing Coconut 2 Amp, 30 60 Mr - Existing Royal (2) New Pots Palms To 0 0 - Existing Remain Hosewood Tree EXISTING FOOT RAMP AND ACCESS POINT - INGRESS/EGRESS PAVED U_C. S . H | G H W A Y N . E . 5 T H A N O AVENUE

REVISIONS REVISED 1.24, 16 Per City Comments Dated REVISED 2.18.16 Per SPRAB SUBMISSION PER STAFF COMMENTS

CARTER & ASSOCIATES
CARTER & ASSOCIATES
LANDSCAPE ARCHITECTS INC.
74 N.E. 5th AVE. Delroy Beach, FL 33483
561-272-9621

Shores DelRay Sho Pharmacy Delray Beach, Florida

SKP D.H.C. 9,02,15 1" = 10" JOHNO. 1.15,15 SHEET L-2

*

NORTH

Landscape Plan

Shrubs & Plants used on this sile shall conform to the requirements of "Low watering needs" as Decilied in the South Fortion

osed utility structures shall be planted on three sides with "Waterwise" Cacapium hedges

cape areas containing frees and vegetation shall be first filed with ally inspected alean fill sail.

ILAI planted areas on the site shot first be filed with alean fill to a depth of one foot from the surface entire tength of the green space, takind, or landscape buffer.

on. The ally shall inspect at clean III, infaction systems and jundscape improvements prior to installation

Note:

All Above Ground Mechanical Equipment Such As, But Not Limited To, Exterior Utility Boxes, Meters, And Transformers Shall Be Depicted On All Plans And Shall Be Visually Screened, Backflow Preventers Shall Be Painted To Match Principle Structure.

Automatic intigation system to provide 100% intigation coverage, with 100% overlap minimum, with a programmable controller and rain sensor. Shrub & Tut zones are to be separated. HERE SHALL BE NO TREES OR SHRUBS FLACED WITHIN WATER, SEWER OR DRAINAGE BASEMENTS

NOTE: All Landscape With-In Sight Triangles Shall Provide Unobstructed Cross-visibility At A Horizontal Level Between 30 Inches And 8 Feet, Including Trunks From Pavement.

MATERIAL SCHEDULE

Gly, Key Botanical / common name

Conocarpus E. Sereclus /Silver buttorswand tree Conocarpus eraclus/green buttorswand tree Ptychosperma elegans / Alexander palm Cocoloba diversalolla/ Plagon Plum Tree Adonidla meniil/Christmas palm

Chamber Mga Ce-4* Mia Ci-bm B-y* Ti Chrysobalanus Icaco/ Cocopiu Padacarpus maki/ Yew Muhily Grass Conoccrous erectus/ Gm bilinwood Myrcianthes tragrans/ Simpson stapper Cordyline terminalis/ Black magic (I plant 265 B-y* 30 11* 28 Pm-p 30 Mr Tripsacum floridana/ Dwf, Takahatchee grass Portulaca/ Moss Rose

24"3g,@24"oc.
3,5-4" oc. Juli7g.
15"3gol, @15"oc.
3,5-4" oc. @30"oc.
24"3g,@2" oc.
3,5-4" oc. multi
10"-12" ig @ 12"oc.
15"3g,@15" oc.
10"-12" ig @ 12"oc. * - Denotes native, or highly drought tolerant plant materials, per SFWMD, "Waterwise Manual

Planting sols, see speas. & details Mulch, see speas. & details Sod Solid Foretam and Bahla as noted 93% Native plant materials used.

NOTE: (2) Delta Round Containers Size: 30"x24" Color: Gray Supplier: Yard Art #6458108

BACK OF CURB (TYP.) PACTED SOIL (12 WIDE

sex avoided dissolution of a sharp blockers. In shortest days we define a rode, except for a 12 buffer from the India of out or power man (see a deal). A sullable planting sol mature of Bry/Rffv (50/50), sky/letry (50/40) pand / planting soll mature of Bry/Rffv (50/50), sky/letry (50/40) pand / planting soll mature of Bry/Rffv (50/50), sky/letry (50/40) pand / planting soll mature of the India of the India of the Certificarity mikes dwith the native soll create an optimum environment for successful root development. Indive soil is to be maked, it shall first be screened to remove proke and debits EXCAVATION AREA (30° DEPTH)

Parking Area Soil Replacement Detail larger than one-half [1/2] Inch in dlameter prior to mixing. All properties under this section shall be required to have an open landscape bed inspection prior to backfilling to insure the thirty (30) inch depth has been met. Groundcovers <u>Shrubs</u>

NOTE:
Existing native sall within all landscape Inslands, interior landscape strips and perimeter landscape strips, adjacent to vehicular use areas, shall be

Straight Trunk Palms

LANDSCAPE CALCULATIONS (MULTI-FAMILY, COMMERCIAL, INDUSTRIAL)

Α.	TOTAL LOT AREA	13,675	Sq.ft.
В,	STRUCTURES, PARKING, WALKWAYS, DRIVES, ETC	11,425	Sq.ft.
C.	TOTAL PERVIOUS LOT AREA	2,250	Sq.ft.
D.	AREA OF SHRUBS & GROUND COVERS REQUIRED	675	Sq.ft.
	(CX.30)		
E.		1,263	Sq.ft.
F.	NATIVE VEGETATION REQUIRED	157	Sq.ft.
	(DX.25) .		
G	. NATIVE VEGETATION PROVIDED	1,240	Sq.ft.
H.	TOTAL PAVED VEHICULAR USE AREA	5,478	Sq.ft.
l.	TOTAL INTERIOR LANDSCAPE AREA REQUIRED	548	Sq.ft.
	(HX.10)		
J.		626	Sq.ft.
K.		5	Trees
	(1/125 SQ.FT.)		
L.	TOTAL INTERIOR SHADE TREES PROVIDED	5	Trees
М	. TOTAL LINEAR FEET SURROUNDING PARKING,		
	OR VEHICULAR USE AREAS	230	Un.Ft.
N.	TOTAL NUMBER OF PERIMETER TREES REQUIRED	8	Trees
	(M/30)		
0	. TOTAL NUMBER OF PERIMETER TREES PROVIDED	11	Trees
P.	TOTAL NUMBER OF EXTG. TREES TO BE PRESERVED		
	ON SITE	4	Trees
Q	. TOTAL NUMBER OF NATIVE TREES REQUIRED	7	Trees
	[(K + N) X .50 }		
R.		11	Trees
s.	TOTAL NUMBER OF TREES ON PLAN PROVIDED	14	Trees

14-16'x6-7' 7'CT 16x7' 8'ct 16', oc 12'x5' '6-7'oa. single michg.

GENERAL LANDSCAFE NOTES:

1. All plant motatified shall be \$1, \(\phi \), or better, as per the latest addition of \$1\$, Grades \$1\$ standards. All "speciment" accold materials while \$1, \(\phi \), or better, and that be pre-approved by the Landscape Architect.

2. All plant motatified shall be have to nome \$2\$ size, as per \$1\$, Grades \$2\$. \$1\text{standards}, Plant motateds which do not \$2\$. All plant motateds shall be have to nome \$2\$ size, as per \$1\$, Grades \$2\$. \$1\text{standards}, Plant motateds which do not \$2\$. \$2\text{standards}, Plant motateds which do not \$2\$ size and \$2\$ s

4. No substitutions amount occupied without in consecupe victimetral amount upparation, an advantage of the property of the design of the property of the p

6. Midegrafile, or equal. Fetitor shall be explicit to all planning, per manuacurus recommendants, in accumal "Augitarn" Lobid (2014). (2014). The productives are commendants in a commendants in the state of the productives of the planning bed shall receive 3. A litter's 8, points shall be mulched with a 31st, dismeter circle. 3. Initiative models, Adjacon little productives and the productive of the planning bed shall receive 3. Initiative models and the productive of the planning bed shall receive 3. Initiative models and the planning bed shall receive previously grown. Shalls and hedger are to be planned 31st, overy from any wall, or structures. Materials with a signaler from overhangs shall be planned so and to impose the notice of the planning of the planning of the planning in a structure of the planning of the planning in a structure of the planning of the planning in a structure of the planning of the planning in a structure of the planning in a structure of the planning of the planning in a structure of the planning in a struc



- I, all most supports shall set of infinite from all oth faculties.

 2. The metallation of root supports shall set coordinates with only and members shall extend the to succepture. All most supports shall extend to be to freehold stack.
- POOT RANGEST WALL ME WHILE ME STEEL APPROACH SHALL BE ME PARTY.

 DEED ROOT HE TROUT ME WHILE ME STEEL APPROACH SHALL BE ME PARTY.

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 DEED RANGEST WALL ME WHILE WE WANTE WALL BE WELL BE W
- WIT HOLD REMINDS BOAT BE MILITED IN YOURSHIPE MAN THAN

Any Trees or shrubs placed within water, sewer or dreinage ments shall conform to the City Standard Detail requirements.

Landscape Notes And Details

REVISIONS 8Y REVISED 1.24.16 Per City Comments Dated REVISED 2.18.16 Per SPRAB SUBMISSION PER

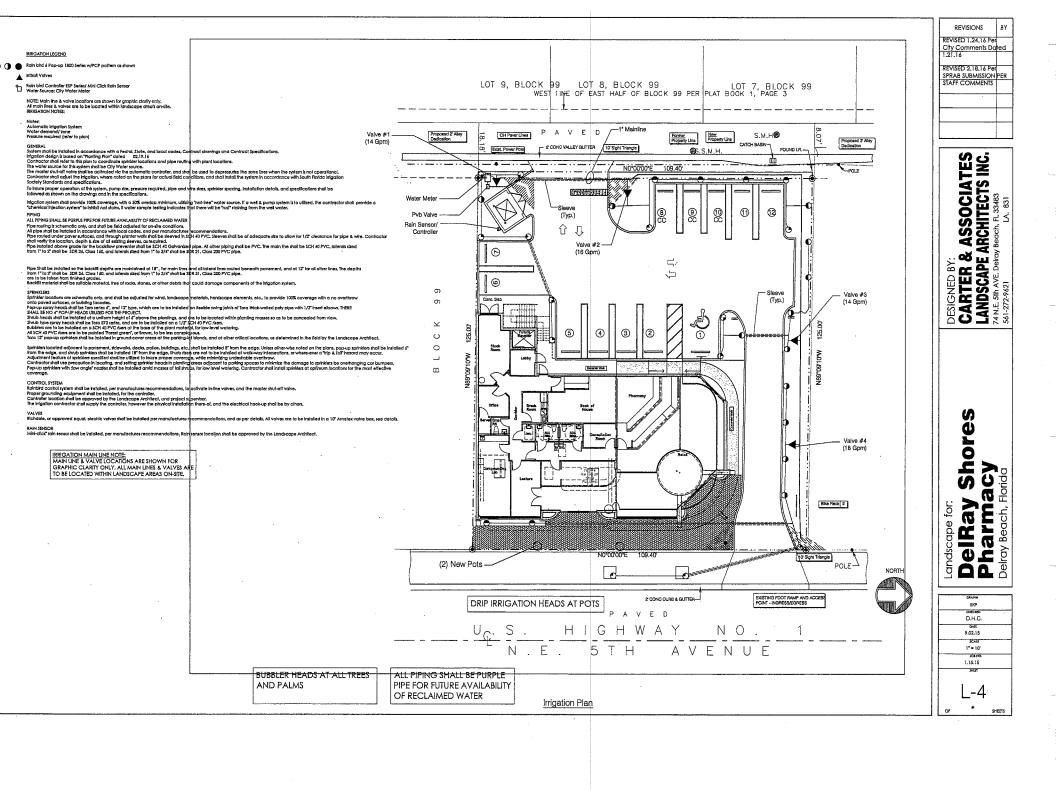
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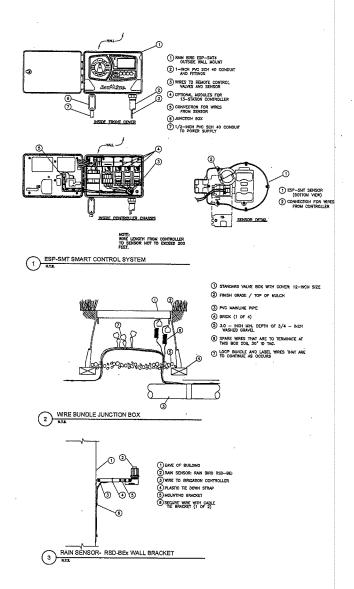
CARTER & ASSOCIATES
LANDSCAPE ARCHITECTS INC.
74 N.E. 5th AVE. Defroy Beach, Ft. 33483
561-272-9621
LA. 831

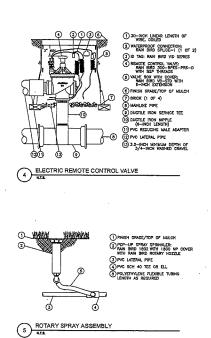
Shore Dacy Florida DelRay S Pharmad Beach, Landscape Delray I

SKP D.H.C. 9.02.15 1"= 10" 1.15.15 L-3

*







Shores

SKP D.H.C. 9.02.15 1" = 10' 1.15.15 L-5

Irrigation Details

REVISIONS REVISED 1.24.16 Per City Comments Dated REVISED 2.18,16 Per SPRAB SUBMISSION PER STAFF COMMENTS

CARTER & ASSOCIATES
CARTER & ASSOCIATES
LANDSCAPE ARCHITECTS INC.
74 NE. 5th AVE. Delroy Beach, R. 33483
561-272-9621

DelRay Sho Pharmacy Delray Beach, Florida -andscape for:

CIVIL IMPROVEMENT PLANS: PAVING, GRADING & DRAINAGE IMPROVEMENTS WITH WATER, SEWER & FIRELINE SERVICES

THE FLOSSY B. BUILDING
DELRAY SHORES PHARMACY & SODA FOUNTAIN
124 N.E. 5TH AVENUE
DELRAY BEACH, FLORIDA 33483

FOR

KH DELRAY AT FIFTH LLC 1390 S. DIXIE HWY STE 2213 MIAMI, FLORIDA 33416

BY

JOHN A. GRANT, JR., INC. 3333 NORTH FEDERAL HIGHWAY BOCA RATON, FLORIDA 561-395-3333

FOR PERMIT PURPOSES ONLY

PROJECT NO JG100-9654

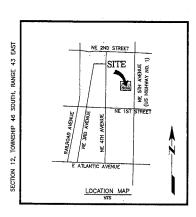
COVER SHEET STORMWATER EROSION CONTROL NOTES & DETAILS GENERAL NOTES, TYPICAL CROSS SECTIONS & DRAINAGE DETAILS PAYING DETAILS & SPECIFICATIONS

PAVING, GRADING & DRAINAGE IMPROVEMENTS WITH WATER, SEWER AND FIRELINE SERVICES STRIPING AND SIGNAGE PLAN

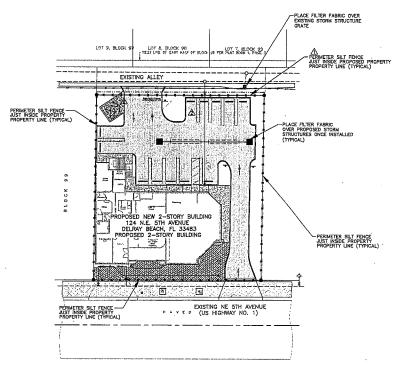
THOMAS F.

THOMAS F. LUBANOVIC Professional Engineer No. 56659

SHEET 1 OF 7



CAD Files\JG9854 CML PLANS FEB 2018.d+c\COVER



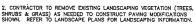
ERIOSION CONTROL NOTES:

1. PROPOSED ON-SITE PAVING IMPROVEMENTS ARE SHOWN ABOVE.

3. ALL EXISTING UNDERGROUND UTILITIES TO BE LEFT UNDISTURBED EXCEPT WHERE NOTED.



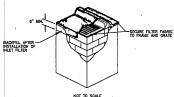




4. PERIMETER SILT FENCE SHOWN ABOVE IS ATOP THE PROPERTY LINE. SILT FENCE LOCATIONS MAY CHANGE BASED UPON CONSTRUCTION PIASING, SITE ACCESS AND MAINTENANCE OF TRAFFIC BUT SHALL ALWAYS BE INSTALLED ALONG ALL LIMITS OF ACTIVE CONSTRUCTION AREAS PRIOR TO BEGINNING THE CONSTRUCTION ACTIVITIES.



-- INLET FILTER INSTALLATION WITHOUT FRANK AND GRAT IRE SUPPORT - MOULD 8x6°, 5/5 CA. 49 \$/100 SQ. FT.



1. CONTRACTOR IS TO CLEAN INLET FILTER AFTER EVERY STORM.

2. CONTRACTOR TO REHOVE FABRIC JUST PRIOR TO PAYING.

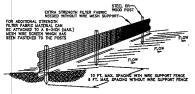
STORM WATER WILL REACH THE SEDWENT TRAP VIA CURE CUTS ADJACENT TO EACH SDE OF THE INLET STRUCTURE. THESE OPENINGS SHALL BE AT LEAST 12 NOTICES IN LEDNEN, STORM WATER MAY JALSO REACH THE BASIN MAY OPENAND FLOW LAND AREA BEHIND THE CURE. THE CURE CUTS SHALL BE REPAIRED WHEN THE SEDMENT TRAP IS

INLET FILTER DETAIL D 8.1

- FAELIRE TO PROPERLY HISTALL AND MARKTAIN EROSION CONTROL PRACTICES SHALL RESULT IN CONSTRUCTION BENO HALTES.
- 7. DRAINAGE INLETS SHALL BE PROTECTED BY FILTER AND GRADED ROOK AS PER INLET PROTECTION DETAIL.
- I. ERDSON CONTROL MEASURES ARE TO BE MAINTAINED UNTIL PERMANENT DROUND COVER IS ESTABLISHED.
- 11. ALL MORK IS TO BE IN COMPUNIOUS WITH THE RILES AND AFGULATIONS SET FORTH BY THE STATE OF FLORIDA, DEPARTMENT OF DIMPROMENTAL PROTECTION AND THE CITY OF DELAY BEACH.

12. DISCHARGE FROM DEWATERING OPERATIONS SHALL BE RETAINED ONSITE IN A CONTAINMENT AREA.

EROSION CONTROL NOTES DETAIL D9.1

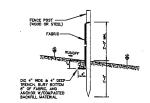


- 1. THE HEIGHT OF A SILT FENCE SHALL NOT EXCEED 38 INCHES (ND CM).
- 2. THE FILTER FABRIC SHALL BE PURCHASED IN A CONTINUOUS ROLL CUT TO THE LENGTH OF THE BARRIER TO AVOID THE USE OF JOINTS.
- EXCEUD B FEET (1.8 M).

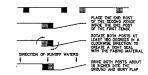
 A TRENCH SHALL BE EXCAVATED APPROXIMATELY 4 INCHES (10 CM) WIDE AND 4 INCHES (10 CM) DEEP ALONG THE LINE OF POSTS AND UPSLOPE FROM THE BARRIER.
- (10 CM) DEP ALOND THE LINE OF PORTS AND UPGOFF FROM THE BANKER, SMALL STREAMS TREATED HE THE THREE SIDES. A MENUAL STREAMS TO THE WARDER BUY OF THE PORTS TO BE ALOND STREAMS THE THREE STREAMS THE THREE STREAMS THREE STREAMS THREE STREAMS THREE STREAMS THREE STREAMS THREE STREAMS AND STREAMS THREE STREAMS THREE STREAMS AND STREAMS TO ROUGH STREAMS THREE STREAMS THR

- 8. ALL PROJECTS REQUIRE SUBMITTAL OF POLLUTION PREVENTION PLAN (PPP).
- 9, ALL PROJECTS 1 AC. OR HORE MUST SUBNIT NOTICE OF INTENT (NOI) TO FDEP.

SILT FENCE INSTALLATION DETAIL D 9.1a Sheet 1 of 2



SILT FENCE SECTION NOT TO SCALE



ATTACHING TWO SILT FENCES

SILT FENCE INSTALLATION DETAIL D 9.16 Sheet 2 of 2

REVISIONS PER CITY OF DELIRAY BEACH STAFF REVIEW COMMENTS — SPRAB SUBMISSION	свк	FEB 2016
REMSONS PER CITY OF BELRAY BEACH / LATEST	CBK	DEC 2015
NO. REVISION	BY	DATE

STORMWATER EROSION **CONTROL NOTES & DETAILS**

THE FLOSSY B. BUILDING DELRAY SHORES PHARMACY & SODA FOUNTAIN 124 N.E. 5TH AVENUE DELRAY BEACH, FLORIDA 33483

JOHN A. GRANT, JR., INC.

CONSULTING ENGINEERS

3333 NORTH FEDERAL HIGHWAY
BOCA RATION, FLORIDA 33431
PH. NO. 561—395—3333 FAX NO. 561—395—3315

UCENSED BUSINESS NO. LB 50

MADECBKDATE_SEPT_2015	F.B. N/	A PG	_	
CHECKEDDATE JOR NO. JG-100-0654	SCALE	1" = 20"	ΛF	7
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LOCATION MAP

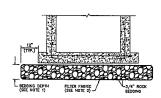
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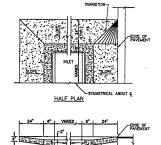
THOMAS F. LUBANOVIC Professional Engineer No. 56659 John A. Grant, Jr., Inc. 3333 N. Federol Hwy., Ste. 3 Boca Roton, FL 33431 Certificate of Authorization No. LB 50



NOTES:

- BEDDING DEPTH SHALL BE 10" UNDER DRAINAGE STRUCTURES AND 18" UNDER SANITARY STRUCTURES.
- ROCK SHALL BE WRAPPED IN FILTER FABRIC THAT MEETS THE REQUIREMENTS OF F.D.O.T.

STANDARD BEDDING D 3.1



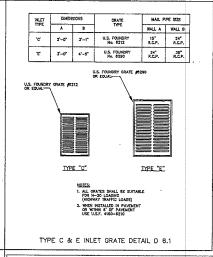
INLET APRON DETAIL D 5.1

EXISTING GROUND

\$\$\$\$\$\$\$\$\$

INLET

SECTION



PLAN SECTION - GRATE 55 X 66% SECTION . SEE TYPICAL BACKFILL DETAIL OU 2.1

INLET	CIMENSIONS		004TF TO 00	MAX, PIPE SIZE		
TYPE	A	8	GRATE TYPE	WALL A	WALL E	
,c,	2'0"	3'1"	U.S. FOUNDRY NO. 5212	R.C.P.	R.C.P.	
E,	3,0_	4'6"	U.S. FOUNDRY NO. 6290	R.C.P.	R.C.P.	

- O LES!

 I. HILLT TO BE PRECAST WITH CLASS 'A' 4000 P.S.I. CONCRETE

 2. ALL EXPOSED CORNERS AND EDGES TO BE CHAMFERED 3/4".

 3. 12" DIA MEEP HOLE REQUIRED ON ALL STRUCTURES WHICH
 HAVE A BOTTOM ELEVATION AROVE THE WATER TRAIL.

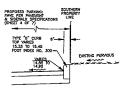
 4. 16" SUMP REQUIRED IN ALL DRAINAGE STRUCTURES.

 5. SEE BEDOND CHIAL.
- TYPE C & E INLET DETAIL D 7.1

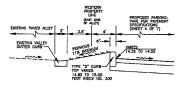
BEDDING MATERIAL COMPACTED TO BBX MAX, DENSITY PER AASHTO T-IBC NOTES: UNSUTABLE IN-SITU MATERIALS SUCH AS MUCK, DEBRIS AND LARGE ROCKS SMALL BE REMOVED; BEDDING MATERIAL AND BACKFILL CONSTING OF WASHED AND GRADED LIMEROCK 3/8* -7/M* STRIKE. THE PIPE AND/OR STRUCTURE SHALL BE FULLY SUPPORTED FOR ITS BYTINE LENGTH WITH APPROPRIATE COMPACTION UNDER THE PIPE HAINCHES. BACKFILL SHALL BE FREE OF UNSUITABLE MATERIAL SUCH AS LARGE ROCK, MUCK, AND DEBRIS.

COMPACTION AND DENSITY TESTS SHALL BE COMPLETED DURING BACKFILL OPERATIONS, CONTRACTORS NOT FOLLOWING THIS PROCEDURE, FOR WHATE-VER REASONS, SHALL BE RECURRED TO RE-EXCAVATE THE AREA IN GUESTION, DOWN TO THE SECONIC MATERIAL THEM BACKFILL FOLLOWING THE ASONE PROCEDURES.

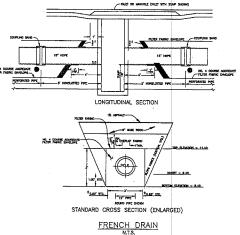
TYPICAL BACKFILL DETAIL GU 2.1



CROSS SECTION 8-B: SOUTHERN PROPERTY LINE



CROSS SECTION C-C: WESTERN PROPERTY LINE



FRENCH DRAIN GENERAL NOTES

- PIPE SHALL BE ANY OF THE OPTIONAL TYPE PERMITTED IN FDOT SECTION 443 OF THE SPECIFICATIONS UNLISS OTHERWISE RESTRICTED IN THE PLANS, DISSIBILIAR TYPES OF PIPE WILL NOT BE PERMITTED IN A CONTINUOUS BRUN OF PIPE.

- ON LAST OFFICE AND A STATE OF THE WALL NOT BE PERMITTED ON THE WALL NOT BE PERMITTED ON THE CONTROL OF THE WALL NOT BE PERMITTED ON THE WALL NOT BE PERMITTED ON THE WALL NOT BE ON THE MEDIA OF THE MED
- FRENCH DRAWS WITH A SIGNIFICANTLY DIFFERENT CROSS SECTION SHALL BE PAID FOR UNDER THE CONTRACT UNIT PRICES FOR SEPARATE IREMS AS FOLLOWS.
 - (A) SLOTTED OR PERFORATED PIPE CULVERT, LF. UNIT PRICE SHALL INCLUDE COST FOR PIPE, PIPE PLUGS AND FITTINGS IN PLACE.
- (8) BULLST TOOK (FREICH DRIVES AGREGATE), CY, UNIT PRICE SHALL INCLUDE COST
 TOO THE PROPERTY OF THE PARTY OF THE PROPERTY OF
- (C) PLASTIC FILTER FABRIC (SUBSURFACE), SY, UNIT PRICE SHALL BE FOR COST OF FABRIC IN PLACE, QUANTITY SHALL BE DETERMINED BY PLAN NEAT DIMENSIONS OF THE FABRIC FARTICIPAL.

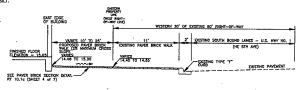
GENERAL NOTES:

- SCOPE: WORK UNDER THIS SECTION SHALL CONSIST OF FURNISHING ALL MATERIALS, EQUIPMENT AND LABOR FOR GRADING, PANING AND DRAINAGE, COURLETE AND READY FOR USE AS FER DRAININGS AND AS SECRIFIED HIERIN, ALL WORK SHALL BE CONSTRUCTED IN A WORKMAN LIKE MANIER AND IN ACCORDANCE WITH THE REQUIATIONS AND PERMITS OF THE CITY OF DELAY BEACHFALM BEACH COUNTY, THE FLORIDA STATE DEPARTMENT OF TRANSPORTATION, ALL LOCAL CODES AND ALL OTHER CONFERNING ADMINISTED STANKED JURISDICTION WHITHIN THE LIBITS OF THE WORK
- 2. THE CONTRACTOR SHALL PROVIDE FACILITIES AND BE RESPONSIBLE FOR THE PROTECTION OF ALL STRUCTURES BUILDINGS AND UTILITIES UNDER GROUND, ON THE SURFACE, OR ABOVE ROPOUR, AMEN'T TENENHIG, DEMOTERING OR ANY OTHER ACTIVITY CONNECTED WITH THE CONSTRUCTION OF THIS PROJECT DURING THE CONSTRUCTION PERIOD AND PROTECT AND PRESERVE THE OWNER HAWBLESS AGAINST ALL CLAUMS FOR SUCH DAMAGE.
- 3. EXCESS MATERIAL SHALL BE DISPOSED OF BY THE CONTRACTOR AS DIRECTED BY THE ENGINEER.
- 4. GRADES SHOWN ARE FINISHED GRADES, UNLESS OTHERWISE NOTED.
- 5. ALL ELEVATIONS ARE BASED ON NATIONAL GEODETIC VERTICAL DATUM OF 1929.
- 6. WRITTEN DIMENSIONS SHALL HAVE PREFERENCE OVER SCALED DIMENSION.
- 7. ALL CONCRETE SHALL HAVE A 28 DAY COMPRESSIVE STRENGTH OF 2,500 PSI, UNLESS OTHERWISE NOTED.
- 8. ALL REINFORCING SHALL BE DEFORMED STEEL
- A. SUBGRADE SHALL BE COMPACTED TO 98% DRY DENSITY AS DETERMINED BY AASHTO T-180.
- PRIME COAT SHALL BE CUT BACK ASPHALT OR TAR APPLIED AT A RATE OF NOT LESS THAN 0.10 GAL, PER SQUARE YARD OVER COMPLETE AND DRY BASE COVERED WITH CLEAN SAND AND ALLOWED TO CURE FOR A MINIMUM OF 72 HOURS.
- GRADING SHALL CONFORM TO THE GRADES ON THE PLANS,
- E. MUCK OR PEAT SHALL BE COMPLETELY REMOVED AS DIRECTED BY THE ENGINEER

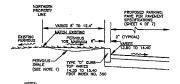
- A. EXCAVATION AND BACKFILL
- THE CONTRACTOR SHALL DO ALL EXCAVATION OF WHATEVER SUBSTANCES ENCOUNTERED TO A DEPTH SHOWN ON DRAWINGS.
- EXCAVATED MATERIALS NOT REQUIRED FOR BACKFILL SHALL BE DISPOSED OF BY THE CONTRACTOR AS DIRECTED BY THE ENGINEER.
- TRENCH EXCAVATION FOR MANHOLES AND INLETS SHALL BE DEWATERED. DEWATERING SHALL BE A CONTINUOUS OPERATION AND SHALL NOT BE INTERRUPTED OR DISCONTINUED UNTIL BACKFILLING IS COMPLETED.
- AFTER PIPE HAVE BEEN LAID AND APPROVED THE TRENCHES SHALL BE BACKFILLED AND COMPACTED WITH CLEAN SAND FREE OF ORGANIC MATERIAL.
- INSURBLE SUBGRUE: IN CASE THE SOL CONTITIONS ENCOUNTERED AT GRADE LINE OF THE PIPE TRENCH ARE FORMTON TO BE UNITIME FOR THE PIPE THE PARTY OF THE PA

11. PIPE MATERIALS

- HDPE TO BE INSTALLED PURSANT TO APPLICABLE REQUIREMENT INCLUDING, BUT NOT LIMITED TO FDOT SECTION 430, ASIM F-477, AASHTO M-294 AND MANUFACTURERS RECOMMENDATIONS, STANDARDS AND SPECIFICATIONS,
- 12. IT IS THE INTENT OF THESE PLANS TO PROVIDE THE DEVELOPER WITH CONSTRUCTION OF IMPROVEMENTS THAT ARE ACCEPTABLE TO THE CITY OF DELRAY BEACH, PAUL BEACH COUNTY, AND/OR OTHER COVERNMENTAL AGENCIES, ALL WORK PERFORMED SHALL CONFORM TO THE REQUIREMENTS OF THE APPLICABLE GOVERNMENTAL STANDARDS
- 13. SILT FENCE TO BE PLACED AS REQUIRED ADJACENT TO ALL PROPERTY LINES FOR EROSION CONTROL AND TO CONTAIN SILT.



CROSS SECTION A-A: EASTERN PROPERTY LINE



∧ CROSS SECTION D-D: NORTHERN PROPERTY LINE

THOMAS F. LUBANOVIC Professional Engineer No. 56659 John A. Grant, Jr., Inc. 3333 N. Federal Hwy., Ste. 3 Boca Roton, FL 33431 Certificate of Authorization No. LB 50 A REVISE CROSS SECTION D-D CBK DEC 2015 NO. REVISION BY DATE GENERAL NOTES, TYPICAL CROSS SECTIONS &

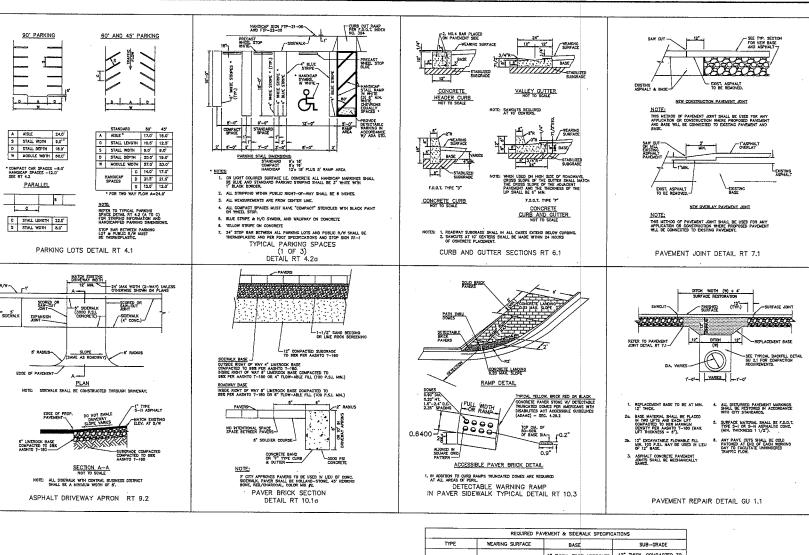
DRAINAGE DETAILS THE FLOSSY B. BUILDING DELRAY SHORES PHARMACY & SODA FOUNTAIN 124 N.E. 5TH AVENUE

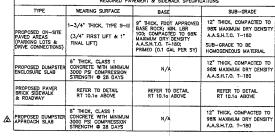
DELRAY BEACH, FLORIDA 33483 JOHN A. GRANT, JR., INC. CONSULTING ENGINEERS

ULANGULING ENGNEERS
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80CA RATON, FLORIDA 33431
PH. NO. 561-395-3333 FAX NO. 561-395-3315
UCENSED BUSINESS NO. LB 50

SCALE N.T.S. PG CBK DATE SEPT 2015 F.B. N/A CHECKED ______DATE _ JOB NO. JG~100-9654

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REQUIRED PAVEMENT & SIDEWALK SPECIFICATIONS

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THOMAS F. LUBANOVIC

Professional Engineer No. 56659 John A. Grant, Jr., Inc. 3333 N. Federal Hwy., Ste. 3 Boca Raton, FL 33431

Certificate of Authorization No. LB 50

CBK FEB 2016

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