

City of Delray Beach

100 NW 1st Avenue - Delray Beach, Florida 33444

Phone: (561) 243-7000 - Fax: (561) 243-3774

www.mydelraybeach.com



Regular Commission Meeting

Regular Meeting at 4:00 PM

Tuesday, October 20, 2020

Commission Chambers
Delray Beach City Hall

City Commission

Mayor Shelly Petrolia

Vice Mayor Ryan Boylston

Deputy Vice Mayor Shirley Ervin Johnson

Commissioner Adam Frankel

Commissioner Juli Casale

RULES FOR PUBLIC PARTICIPATION

PUBLIC COMMENT: City Commission meetings are business meetings and the right to limit discussion rests with the Commission. **Generally, remarks by an individual will be limited to three minutes or less.** The Mayor, presiding officer or a consensus of the City Commission has discretion to adjust the amount of time allocated.

Public comment shall be allowed as follows:

- A.** Comments and Inquiries on Non-Agenda and Agenda Items (excluding public hearing or quasi-judicial hearing items) from the Public: Any citizen is entitled to be heard concerning any matter within the scope of jurisdiction of the Commission under this section. The Commission may withhold comment or direct the City Manager to take action on requests or comments.
- B.** Public Hearings/Quasi-Judicial Hearings: Any citizen is entitled to speak on items under these sections at the time these items are heard by the Commission.
- C.** All persons desiring to do a presentation on agenda or non-agenda items that are on a portable flash drive device or a CD/DVD, must provide their media to the City Clerk no later than 12:00 p.m. one day prior to the meeting where they wish to present.

SIGN IN SHEET: Prior to the start of the Commission Meeting, individuals wishing to address the Commission should sign in on the sheet located on the right side of the dais. If you are not able to do so prior to the start of the meeting, you may still address the Commission. The primary purpose of the sign-in sheet is to assist staff with record keeping. Therefore, when you come up to the to speak, please complete the sign-in sheet if you have not already done so.

ADDRESSING THE COMMISSION: At the appropriate time, please step up to the lectern and state your name and address for the record. All comments must be addressed to the Commission as a body and not to individuals. Any person making impertinent or slanderous remarks or who becomes boisterous while addressing the Commission shall be barred by the presiding officer from speaking further, unless permission to continue or again address the Commission is granted by a majority vote of the Commission members present.

APPELLATE PROCEDURES

Please be advised that if a person decides to appeal any decision made by the City Commission with respect to any matter considered at this meeting, such person will need to ensure that a verbatim record includes the testimony and evidence upon which the appeal is based. The City neither provides nor prepares such record.

0. ROLL CALL**1. PLEDGE OF ALLEGIANCE TO THE FLAG****2. CITY COMMISSION MEETING PROCEDURES DURING COVID-19****2.A. REVIEW AND ADOPTION OF DELRAY BEACH CITY COMMISSION MEETING PROCEDURES DURING COVID-19 STATE OF EMERGENCY DATED OCTOBER 20, 2020**

Recommendation: Motion to Approve and Adopt the Delray Beach City Commission Meeting Procedures During Covid-19 State of Emergency dated October 20, 2020.

Sponsors: City Attorney Department

Attachments: [Agenda Cover Report](#)
[ADDITIONAL MEETING PROCEDURES DURING COVID](#)
[InPerson Meetings Memo to Commission 10.15.20](#)

3. AGENDA APPROVAL**4. PRESENTATIONS:****4.A. RESOLUTION NO. 169-20 RECOGNIZING SGT. RICHARD JACOBSON FOR 30 YEARS OF SERVICE**

Recommendation: Motion to Approve Resolution No. 169-20 honoring Sgt. Richard Jacobson for 30 years of service.

Sponsors: Human Resources Department

Attachments: [Agenda Cover Report](#)
[Resolution 169.20 Richard Jacobson 10.20.20](#)

4.B. PRESENTING MIGLENA HOOKS, INFRASTRUCTURE ENGINEER, WITH EMPLOYEE OF THE MONTH FOR APRIL 2020.

Recommendation: Motion to present MIGLENA HOOKS, INFRASTRUCTURE ENGINEER, WITH EMPLOYEE OF THE MONTH FOR APRIL 2020.

Sponsors: Human Resources Department

Attachments: [Agenda Cover Report](#)
[Employee of The Month Nomination Form .pdf](#)

4.C. RECOGNITION OF ROY M. SIMON

Recommendation: Motion to recognize Roy M. Simon for years of dedicated service in the City of Delray Beach.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Roy Simon Proclamation](#)

5. COMMENTS AND INQUIRIES ON AGENDA AND NON-AGENDA ITEMS FROM THE PUBLIC- IMMEDIATELY FOLLOWING PRESENTATIONS:

A. City Manager's response to prior public comments and inquiries

B. From the Public

6. CONSENT AGENDA: City Manager Recommends Approval

6.A. RESOLUTION NO. 173-20: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, GRANTING AN AD VALOREM TAX EXEMPTION TO HIDEAWAY BY THE SEA, LLC, FOR THE HISTORIC REHABILITATION OF THE PROPERTY LOCATED AT 126 SE 7TH AVENUE, AS FURTHER DESCRIBED HEREIN; DETERMINING THAT THE COMPLETED IMPROVEMENTS ARE CONSISTENT WITH LAND DEVELOPMENT REGULATION (LDR) SECTION 4.5.1(J), TAX EXEMPTION FOR HISTORIC PROPERTIES; AND PROVIDING AN EFFECTIVE DATE.

Recommendation: Review and consider Resolution No. 173-20; approving a Historic Property Ad Valorem Tax Exemption request for improvements to the contributing structure and property located at 126 SE 7th Avenue.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Ad Valorem Tax Exemption Application- 126 SE 7th Ave-2020-08-05](#)
[Warranty Deed & Tax Bill- 126 SE 7th Ave-2020-08-05](#)
[Certificate of Occupancy- 126 SE 7th Ave-2020-08-05](#)
[Site Plan Elevations-126 SE 7th Ave-2020-08-05](#)
[Photographs- 126 SE 7th Ave-2020-08-05](#)
[City Approval Letter-126 SE 7th Avenue-2020-08-05](#)
[HPB Staff Report-126 SE 7th Ave-2020-08-05](#)
[Simple Legal Review Approval 173-20.pdf](#)
[Resolution 173-20-126 SE 7th Avenue](#)

- 6.B.** RESOLUTION NO. 174-20: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, GRANTING AN AD VALOREM TAX EXEMPTION TO HIDEAWAY BY THE SEA, LLC, FOR THE HISTORIC REHABILITATION OF THE PROPERTY LOCATED AT 128 SE 7TH AVENUE, AS FURTHER DESCRIBED HEREIN; DETERMINING THAT THE COMPLETED IMPROVEMENTS ARE CONSISTENT WITH LAND DEVELOPMENT REGULATION (LDR) SECTION 4.5.1(J), TAX EXEMPTION FOR HISTORIC PROPERTIES; AND PROVIDING AN EFFECTIVE DATE.

Recommendation: Review and consider Resolution No. 174-20; approving a Historic Property Ad Valorem Tax Exemption request for improvements to the contributing structure and property located at 128 SE 7th Avenue.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Resolution 174-20-128 SE 7th Avenue](#)
[Ad Valorem Tax Exemption Application- 128 SE 7th Ave- 2020-08-05](#)
[Warranty Deed & Tax Bill- 128 SE 7th Ave-2020-08-05](#)
[Certificate of Occupancy- 128 SE 7th Ave- 2020-08-05](#)
[Site Plan Elevations-128 SE 7th Ave-2020-08-05](#)
[Photographs- 128 SE 7th Ave-2020-08-05](#)
[City Approval Letter-128 SE 7th Avenue-2020-08-05](#)
[HPB Staff Report-128 SE 7th Ave-2020-08-05](#)
[Simple Legal Review Approval 174-20.pdf](#)

- 6.C.** APPROVAL FOR AN INCREASED AMOUNT OF \$258,324 TO THE INITIAL CONTRACT TERM FOR A MODIFIED NEW INITIAL TERM VALUE OF \$749,157 WITH PROLIME CORPORATION FOR WET LIME SLUDGE HAULING FROM THE WATER TREATMENT PROCESS FOR THE UTILITIES DEPARTMENT.

Recommendation: Motion to approve an increased amount of \$258,324 to the initial contract term with Prolime Corporation for an overall revised initial term total of \$749,157 and for a total estimated amount of \$1,679,157 over the extended term if all renewal options are exercised within the contract, for wet lime sludge hauling from the water treatment process for the Utilities Department.

Sponsors: Purchasing Department

Attachments: [Agenda Cover Report](#)
[Res No. 95-19 and Executed Agreement](#)
[Correct Prolime Agenda Memo](#)

6.D. PROCLAMATIONS:

6.D.1. PROCLAMATION FOR FLORIDA CITY GOVERNMENT WEEK

Recommendation: Motion to proclaim October 19-25, 2020 as Florida City Government Week.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Proclamation FLORIDA CITY GOVERNMENT WEEK 2019](#)

6.D.2. DELRAY READS DAY - PROCLAMATION

Recommendation: Motion to approve the Delray Reads Day Proclamation.

Sponsors: Neighborhood & Community Services

Attachments: [Agenda Cover Report](#)
[Delray Reads Day Proclamation](#)

6.E. REVIEW OF APPEALABLE LAND DEVELOPMENT BOARD ACTIONS:**6.E.1. REPORT OF APPEALABLE LAND USE ITEMS FROM SEPTEMBER 14, THROUGH SEPTEMBER 25, 2020.**

Recommendation: By motion, receive and file this report.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Appealable Items Map](#)
[A - Appealable Report - Spice Office Building](#)
[B - Appealable Item - 415, 417 and 419 E Atlantic Ave](#)
[C- Appealable Item - Amar Restaurant](#)
[D- Appealable Item - Verano at Delray Condominium](#)
[E - Appealable Report - Lionfish Restaurant](#)
[F - Appealable Report - Delray City Market](#)

6.F. AWARD OF BIDS AND CONTRACTS:

6.F.1. APPROVAL OF RESOLUTION NO. 165-20 TO AWARD AN AGREEMENT WITH ENTERPRISE LEASING COMPANY OF FLORIDA, LLC FOR UNDERCOVER VEHICLE RENTAL SERVICES UTILIZING THE CITY OF CORAL SPRINGS SOLICITATION RFP NO. 17-C-053 - \$105,000

Recommendation: Motion to Approve Resolution No. 165-20 to award an Agreement to Enterprise Leasing Company of Florida, LLC, for undercover vehicle rental services in the estimated amount of \$105,000 utilizing the City of Coral Springs RFP No. 17-C-053 and authorize the City Manager to exercise renewal options, in the amounts below, contingent upon appropriation of funds.

Sponsors: Police Department and Purchasing Department

Attachments: [Agenda Cover Report](#)
[Legal Review Checklist_Enterprise Undercover_lw_9.24](#)
[Resolution 165-20 Award of Agreement_lw rev](#)
[PD Undercover Vehicles - Agreement Gov Contract_lw rev_10.13](#)

7. REGULAR AGENDA:

7.A. RESOLUTION NO. 105-20: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, ADOPTING THE WEST ATLANTIC MASTER PLAN; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Recommendation: Review and consider Resolution No. 105-20, adopting the West Atlantic Master Plan.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Resolution 105-20 W Atlantic Master Plan](#)
[West Atlantic Master Plan](#)
[West Atlantic Master Plan PZB Staff Report](#)

7.B. NOMINATION FOR APPOINTMENT TO THE AFFORDABLE HOUSING ADVISORY COMMITTEE

Recommendation: Motion to approve the nomination for appointment for one (1) regular member to serve on the Affordable Housing Advisory Committee for a two (2) year term ending July 31, 2022.

Sponsors: City Clerk Department

Attachments: [Agenda Cover Report](#)
[Exhibit A](#)
[Affordable Housing Advisory Committee 2020](#)
[Byrns](#)
[Cherelus](#)
[Donohue](#)
[McGinnis](#)
[Nesi](#)
[Parsons](#)
[Pasquale](#)
[Sefer](#)

7.C. RATIFICATION OF EMERGENCY REGULATIONS RELATED TO COVID-19 ACTIVATED UNDER CHAPTER 95 OF THE DELRAY BEACH CODE OF ORDINANCES

Recommendation: Motion to Ratify the 29th and 30th Extensions of the State of Emergency for COVID -19 and Resolution Number 186-20.

Sponsors: City Attorney Department

Attachments: [Agenda Cover Report](#)
[29th Extension Emergency Declaration - COVID -19](#)
[30th Extension Emergency Declaration - COVID -19](#)
[Reso No. 186-20](#)

7.D. ACCEPTANCE OF INVESTIGATIVE REPORT

Recommendation: Motion to accept the Investigative Report completed by the Internal Auditor, Dr. Julia Davidyan, dated October 12, 2020.

Sponsors: City Attorney Department

Attachments: [Agenda Cover Report](#)
[City of Delray Beach Investigative Report 101220](#)

7.E. HEARING PROCEDURE FOR PUBLIC HEARING CONCERNING GEORGE GRETSAS**Recommendation:**

1. The attorney shall read the Written Charges adopted by the Commission on August 24, 2020.
2. The public shall have an opportunity for comments (3 minutes per speaker).
3. Mr. Gretsas shall have an opportunity to present evidence and/or testimony, including the testimony of third parties, to rebut the Written Charges.
4. The attorney for the City shall have the opportunity to question Mr. Gretsas and any witnesses presented by Mr. Gretsas.
5. The public hearing shall be closed and a motion to terminate Mr. Gretsas with or without cause should be made and discussed by the Mayor and Commissioners. In the alternative, the Commission can move to reinstate Mr. Gretsas as the City Manager or make a motion to direct staff to negotiate a severance agreement with Mr. Gretsas.
6. The Mayor shall then call for a roll call.

Sponsors: City Attorney Department

Attachments: [Agenda Cover Report](#)
[Gretsas FINAL10-2019](#)

8. PUBLIC HEARINGS:

- 8.A.** ORDINANCE NO. 12-20: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES BY AMENDING SECTION 4.4.13 "CENTRAL BUSINESS DISTRICT", SUBSECTION 4.4.13(C)(3)(b) "CENTRAL CORE AND BEACH SUB-DISTRICTS", TO AMEND THE BASIS FOR GROUND FLOOR RETAIL REQUIREMENTS; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES (SECOND READING).

Recommendation: Review and consider Ordinance No. 12-20, a City-initiated amendment to the Land Development Regulations, Section 4.4.13 "Central Business District," subsection 4.4.13(C)(3)(b), to provide exception to the retail requirement within the Central Core and Beach Sub-districts for properties that have 80 percent or more of frontage at a setback of 25 feet or greater.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Ord. 12-20 - Required Retail Frontage](#)
[Ord. No. 12-20 - PZB Staff Report](#)
[Ord. No. 12-20 - Map of Area Impacted by the Amendment](#)
[Legal Review - Ord. 12-20 Required Retail Frontage](#)

- 8.B.** ORDINANCE NO. 50-20: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING CHAPTER 7, "BUILDING REGULATIONS," ARTICLE 7.1, "BUILDING REGULATIONS," OF THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES, BY AMENDING SECTION 7.1.8, "CONSTRUCTION PARKING," AMENDING THE TITLE TO INCLUDE CONSTRUCTION STAGING; BY AMENDING SECTION 7.1.8(A), "CONSTRUCTION PARKING," TO CLARIFY OFFSITE PARKING REQUIREMENTS DURING CONSTRUCTION; BY AMENDING SECTION 7.1.8(B), "ENFORCEMENT," BY DELETING THE EXISTING SECTION AND ENACTING A NEW SECTION 7.1.8(B), "CONSTRUCTION STAGING," TO PROVIDE PROCEDURES AND STANDARDS FOR STAGING MATERIALS AND EQUIPMENT AT CONSTRUCTION SITES; BY ENACTING A NEW SECTION 7.1.8(C), "MAINTENANCE OF TRAFFIC (MOT) PLAN," TO PROVIDE SUBMISSION REQUIREMENTS FOR CONSTRUCTION PARKING AND STAGING THAT INVOLVES A TRAVEL LANE, BIKE LANE, OR SIDEWALK CLOSURE; BY ENACTING A NEW SECTION 7.1.8(D), "ENFORCEMENT," TO ESTABLISH PENALTIES FOR VIOLATIONS OF APPROVED CONSTRUCTION PARKING MANAGEMENT PLANS; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AUTHORITY TO CODIFY; AND PROVIDING AN EFFECTIVE DATE. (SECOND READING)

Recommendation: Review and consider a request to approve Ordinance No. 50-20, a City-initiated amendment to Section 7.1.8 "Construction parking" of the Land Development Regulations to modify existing language governing construction parking and provide new regulations for construction staging.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Ordinance No. 50-20: Construction Parking and Staging](#)
[Ordinance No. 50-20: PZB Staff Report](#)
[Ordinance No. 50-20 Legal Review](#)

- 8.C.** ORDINANCE NO. 41-20: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF DELRAY BEACH CODE OF ORDINANCES BY AMENDING CHAPTER 2, "ADMINISTRATIVE PROVISIONS," ARTICLE 2.4, "GENERAL PROCEDURES," SECTION 2.4.3, "SUBMISSION REQUIREMENTS," TO REMOVE THE DEVELOPMENT SERVICES FEE SCHEDULE FROM THE LAND DEVELOPMENT REGULATIONS AND TO UPDATE THE PROCEDURES FOR ESTABLISHING AND AMENDING DEVELOPMENT APPLICATION PROCESSING FEES; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AUTHORITY TO CODIFY; AND PROVIDING AN EFFECTIVE DATE (SECOND READING).

Recommendation: Review and consider a request to approve Ordinance No. 41-20, a City-initiated amendment to LDR Section 2.4.3(K), Fees, to remove the Delray Beach Development Services Fee Schedule from the Land Development Regulations (LDRs) and establish procedures for adopting Development Services Fees.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Ordinance No. 41-20, Fees](#)
[P&Z Board Report Ordinance No. 41-20, Fees](#)
[Legal Review Ordinance No. 41-20, Fees](#)

- 8.C.1.** RESOLUTION NO. 133-20: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, ESTABLISHING A SCHEDULE OF FEES FOR DEVELOPMENT APPLICATIONS, PURSUANT TO THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF DELRAY BEACH, FLORIDA SECTION 2.4.5, "PROCEDURES FOR OBTAINING DEVELOPMENT APPROVALS, ADOPTING DEVELOPMENT APPLICATION FEES FOR THE DEVELOPMENT SERVICES DEPARTMENT; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

Recommendation: Review and consider a request to approve Resolution No. 133-20, adopting a Development Services Fee Schedule.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Resolution 133-20, Adopting Fees](#)
[P&Z Board Report - Fees](#)
[P&Z Board Report - Exhibit A, Fee Comparison](#)
[P&Z Board Report - Exhibit B, Fee Proposal](#)
[Legal Review Resolution No. 133-20, Adopting Fees](#)

9. FIRST READINGS:

- 9.A.** ORDINANCE NO. 29-20: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES, BY AMENDING CHAPTER 4, "ZONING REGULATIONS", ARTICLE 4.4, "BASE ZONING DISTRICT"; SECTION 4.4.13, "CENTRAL BUSINESS (CBD) DISTRICT", SUBSECTION (G), "CIVIC OPEN SPACES" AND SUBSECTION (I), "CBD PARKING SPACES", TO AMEND REQUIREMENTS FOR BICYCLE PARKING IN CIVIC OPEN SPACES, TO AMEND THE MINIMUM NUMBER OF BICYCLE PARKING SPACES, TO PROVIDE SPACE LOCATION AND STREETScape, AND TO PROVIDE FOR SPACING REQUIREMENTS TO MEET SECTION 4.6.9 FOR LOCATION OF BICYCLE PARKING; AMENDING SECTION 4.6.9, "OFF-STREET PARKING REGULATIONS," SUBSECTION (C), "NUMBER OF PARKING SPACES REQUIRED," SUBSECTION (D), "DESIGN STANDARDS," AND SUBSECTION (E), "LOCATION OF PARKING SPACES", TO AMEND REQUIREMENTS FOR THE NUMBER OF BICYCLE PARKING SPACES REQUIRED, CREATE BICYCLE PARKING TYPOLOGIES FOR SHORT AND LONG TERM PARKING, AND PROVIDE LOCATION AND SPACING REQUIREMENTS FOR BICYCLE PARKING; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AUTHORITY TO CODIFY, AND PROVIDING AN EFFECTIVE DATE. (FIRST READING)

Recommendation: Review and consider Ordinance No. 29-20 on first reading, a City-initiated request to amend and update the Land Development Regulations (LDR) regarding the citywide requirements for bicycle parking and accompanying facilities.

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Ordinance No. 29-20: Bicycle Racks and Facilities](#)
[PZB STAFF REPORT - Bike Racks and Facilities](#)
[Ordinance No. 29-20: Legal Review Approval](#)

- 9.B.** ORDINANCE NO. 46-20: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, ANNEXING INTO THE CITY OF DELRAY BEACH, ONE PARCEL OF LAND LOCATED IMMEDIATELY WEST OF BARWICK ROAD AND IMMEDIATELY SOUTH OF CANAL L-30 AT 13029 BARWICK ROAD, WITH THE SAME BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS HEREIN; COMPRISING APPROXIMATELY ONE ACRE IN SIZE AND SITUATED CONTIGUOUS TO THE EXISTING MUNICIPAL LIMITS OF THE CITY OF DELRAY BEACH; PROVIDING FOR INCLUSION OF THIS ONE (1) PARCEL INTO THE CITY AND A REDEFINITION OF THE CITY BOUNDARIES PURSUANT TO SUB-SECTION 171.044(2), FLORIDA STATUTES; PROVIDING FOR CONFORMANCE WITH ALL VOLUNTARY ANNEXATION PROCEDURES AS SET FORTH IN SECTION 171.044, FLORIDA STATUTES; PROVIDING FOR FILING WITH PALM BEACH COUNTY AND THE DEPARTMENT OF STATE; PROVIDING A CONFLICTS CLAUSE; AND A SEVERABILITY CLAUSE, PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (FIRST READING)

Recommendation: Review and consider Ordinance No. 46-20 on first reading, a privately initiated request for annexation of a parcel of land located at 13029 Barwick Road, subject to Florida Statutes Section 171 and the City of Delray Beach Land Development Regulations Section 2.4.5(C)(1).

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Ordinance 46-20 - Annexation 13029 Barwick Road](#)
[Ordinance 46-20 -PZB Staff Report](#)
[Ordinance 46-20 - Applicant's Justification Statement](#)
[Ordinance 46-20 - Property Survey](#)
[Ordinance 46-20 - Comprehensive Plan Maps](#)
[Legal Review Ord 46-20 47-20 and 48-20](#)

- 9.C.** ORDINANCE NO. 47-20: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, ADOPTING A SMALL SCALE LAND USE MAP AMENDMENT FOR ONE PARCEL OF LAND RE-DESIGNATING LAND APPROXIMATELY ONE ACRE IN SIZE FROM PALM BEACH COUNTY MEDIUM RESIDENTIAL (MR-5) TO CITY OF DELRAY BEACH LOW DENSITY (LD), PURSUANT TO SECTION 163.3187 FOR THE PROPERTY LOCATED AT 13029 BARWICK ROAD, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (FIRST READING)

Recommendation: Review and consider Ordinance No. 47-20 on First Reading, a privately initiated land use map amendment redesignating the property located at 13029 Barwick Road from Palm Beach County Medium Residential (MR-5) to Delray Beach Low Density (LD).

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Ord. No. 47-20 - Proposed Ordinance](#)
[Ord. No. 47-20 - PZB Staff Report](#)
[Ord. No. 47-20 - Survey](#)
[Ord. No. 47-20 - Applicant's Justification Statement](#)
[Ordinance 47-20 - Comprehensive Plan Maps](#)
[Legal Review Ord 46-20 47-20 and 48-20](#)

- 9.D.** ORDINANCE NO. 48-20: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, REZONING AND RE-DESIGNATING PORTIONS OF LAND PRESENTLY ZONED PALM BEACH COUNTY AGRICULTURAL RESIDENTIAL (AR) TO CITY OF DELRAY BEACH SINGLE FAMILY RESIDENTIAL (R-1-AA); FOR A PARCEL OF LAND LOCATED AT 13029 BARWICK ROAD, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (FIRST READING)

Recommendation: Review and consider Ordinance No. 48-20 on First Reading, a privately initiated rezoning request for the property located at 13029 Barwick Road from Palm Beach County Agricultural Residential (AR) to Delray Beach Single Family Residential (R-1-AA).

Sponsors: Development Services Department

Attachments: [Agenda Cover Report](#)
[Ord. No. 48-20 - Proposed Ordinance](#)
[Ord. No. 48-20 - PZB Staff Report](#)
[Ord. No. 48-20 - Applicant's Justification Statement](#)
[Ordinance 48-20 - Survey](#)
[Legal Review Ord 46-20 47-20 and 48-20](#)

10. COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:

A. City Manager

B. City Attorney

C. City Commission