

IN THE CITY COMMISSION  
CHAMBERS OF THE CITY OF  
DELRAY BEACH, FLORIDA

**ORDER OF THE CITY COMMISSION  
OF THE CITY OF DELRAY BEACH, FLORIDA**

1. This appeal of a denial of a Certificate of Appropriateness (COA) for the demolition of a contributing structure on the property located at 218 NE 5<sup>th</sup> Court, located within the Del-Ida Park Historic District, has come before the City Commission on January 24, 2017.

2. The Applicant and City staff presented documentary evidence and testimony to the City Commission pertaining to the appeal of the COA. All of the evidence is part of the record in this case. Required findings are made in accordance with the following:

a. Pursuant to **LDR Section 2.4.6(H)(5), Procedures for Obtaining Permits and Approvals, Certificate of Appropriateness for Individually Designated Historic Structures and all Properties Located within Historic Districts, Findings**, prior to approval, a finding must be made that any Certificate of Appropriateness which is to be approved is consistent with Historic Preservation purposes pursuant to Objective A-4 of the Land Use Element of the Comprehensive Plan and specifically with provisions of Section 4.5.1, and the Secretary of the Interior's Standards for Rehabilitation.

**Are the requirements of LDR Section 2.4.6(H)(5) met?**

Yes \_\_\_\_\_ No \_\_\_\_\_

b. Pursuant to **LDR Section 4.5.1(F)(6), Demolitions**, The Board upon a request for demolition by a property owner, shall consider the following guidelines in evaluating applications for a Certificate of Appropriateness for demolition of designated historic sites, historic interiors, or buildings, structures, or appurtenances within designated historic districts;

(a) Whether the structure is of such interest or quality that it would reasonably fulfill criteria for designation for listing on the national register.

(b) Whether the structure is of such design, craftsmanship, or material that it could be reproduced only with great difficulty or economically nonviable expense.

(c) Whether the structure is one of the last remaining examples of its kind in the designated historic district within the city.

(d) Whether retaining the structure would promote the general and value of a particular culture and heritage.

(e) Whether there are approved plans for immediate reuse of the property if the proposed demolition is carried out, and what effect those plans will have on the historic district designation or the individual designation of the property.

**Are the requirements of LDR Section 4.5.1(F)(6) met?**

Yes \_\_\_\_\_ No \_\_\_\_\_

3. The City Commission has applied the LDR requirements in existence at the time the COA request was submitted.

4. The City Commission finds there is ample and competent substantial evidence to support its findings in the record submitted and adopts the facts contained in the record including but not limited to the staff reports, testimony of experts and other competent witnesses supporting these findings.

5. Based on the entire record before it, the City Commission approves \_\_\_\_\_ denies \_\_\_\_\_ the Certificate of Appropriateness and hereby adopts this Order this 24<sup>th</sup> day of January, 2017 by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ opposed.

ATTEST:

\_\_\_\_\_  
Cary D. Glickstein, Mayor

\_\_\_\_\_  
Chevelle Nubin, City Clerk

Approved as to legal form  
And sufficiency:

\_\_\_\_\_  
City Attorney

Department Head:

\_\_\_\_\_  
Timothy Stillings, Director of Planning & Zoning