

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 an approved Certificate of Appropriateness for **799 NE 2nd Avenue**, has come before the City Commission on July 5, 2017.

2. The Applicant and City Staff presented documentary evidence and testimony to the City Commission pertaining to the appeal of the Certificate of Appropriateness. All of the evidence is part of the record in this case. Required findings are made in accordance with Subsection I.

I. LAND DEVELOPMENT REGULATIONS:

(A) Pursuant to **LDR Section 2.4.5(H)(5), Landscaping Plan Findings**, at the time of action on a landscape plan, the approving body shall make finding with respect to the proposed plan's relationship to the following:

(a) Objectives of landscaping regulations Section 4.6.16;

(b) Site and landscape design standards pursuant to Section 4.6.16

An overall determination of consistency with respect to the above items is required in order for a landscaping plan to be approved.

Are the requirements of LDR Section 2.4.5(H)(5) met?

Yes _____ **No** _____

(B) Pursuant to **LDR Section 2.4.6(H)(5), Certificate of Appropriateness 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, the Delray Beach Historic Preservation Design Guidelines, and the Secretary of the Interior's Standards for Rehabilitation.

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

Yes _____ **No** _____

3. The City Commission has applied the LDR requirements in existence at the time the original site plan 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 __ Class II Site Plan Modification and Landscape Plan associated with COA 2017-131 for **799 NE 7th Avenue, Del-Ida Park Historic District** and hereby adopts this Order this 5th day of July, 2017, by a vote of ____ in favor and ____ opposed.

ATTEST:

Cary D. Glickstein, Mayor

Katerri Johnson, City Clerk

Approved as to legal form
And sufficiency:

City Attorney

Department Head:

Timothy Stillings, Director of Planning & Zoning