

# Planning, Zoning and Building Department

#### **BOARD ACTION REPORT - APPEALABLE ITEM**

Project Name: 799 NE 2<sup>nd</sup> Avenue Project Location: 799 NE 2<sup>nd</sup> Avenue Request: Class II Site Plan

Board: Historic Preservation Board

Meeting Date: July 19, 2017

# **Board Action:**

Approved Class II Site Plan modification for a Landscape Plan, on a 6 to 0 vote (Harden Absent).

# **Project Description:**

The property consists of Lots 1 & 2, Block 12, Del-Ida Park and is situated at the southeast corner of NE 2nd Avenue and George Bush Boulevard. The 2,000 square foot (single story) masonry vernacular style structure was built in September 1950 and is considered a non-contributing dwelling within the Del-Ida Park Historic District. The property is zoned RO (Residential Office) and is currently in use as an office.

In June of 2015, the new property owner began renovations and updates to the structure, which included new windows that were administratively approved via a building permit. In 2016, COA 2016-075 was approved by the HPB for the installation of horizontal Hardie Board plank siding to the exterior of the structure. Then, in March of 2017 a new sign face was administratively approved via a building permit and COA 2017-116 was administratively approved for the installation of new black, aluminum, louvered shutters. Finally, on May 3, 2017, the HPB reviewed a request for approval of a new landscape and hardscape plan. The HPB took action on the COA and the item moved forward to the City Commission as an appealable item.

At its meeting of June 6, 2017, the City Commission appealed HPB's approval of the COA item, scheduling review of the appeal for the July 6<sup>th</sup> Commission meeting. Upon reviewing the Board action and backup documentation in preparation of the City Commission appeal report, staff identified that while positive findings were made for the COA application, positive findings were not made for the landscape plan; hence, it needed to be scheduled for HPB's re-review and action.

The Commission reviewed the appeal at its July 6<sup>th</sup> meeting and the Commissioner who initially appealed the item withdrew his objections after further reviewing the request and meeting with the property owner. The Commission approved the COA request; thus, denying the appeal. The Class II Site Plan modification for the Landscape Plan was reviewed at the July 19<sup>th</sup> Historic Preservation Board meeting. Staff supported the Class II Site Plan modification request.

# **Board Comments:**

The Board comments were supportive.

# **Public Comments:**

No members of the public spoke for or against the project.

**Associated Actions:** All required actions were taken.

**Next Action**: HPB action is final.

# HISTORIC PRESERVATION BOARD CITY OF DELRAY BEACH STAFF REPORT

**MEETING DATE:** July 19, 2017

**ITEM:** 799 NE 2<sup>nd</sup> Avenue, Del-Ida Park Historic District- Class II Site Plan Modification

for the Landscape Plan.

**RECOMMENDATION:** Approve the Landscape Plan

# **GENERAL DATA:**

Owner:..... Peggy Gotte

Agent:.... Peggy Gotte

Location: 799 NE 2<sup>nd</sup> Avenue

Historic District. .......... Del-Ida Park Historic District

Current Zoning:..... RO (Residential Office)

Adjacent Zoning:....

North: R-1-A (Single Family Res)

South: RL (Residential Low Density)

East: RO West: R-1-AA

Existing Future Land LD – Low Density Residential –

Use Designation:.... 0-5 DU/Acre

Water Service: Public water service is provided

on site.

Sewer Service:..... Public sewer service is provided

on site.



#### ITEM BEFORE THE BOARD

The item before the Board is the consideration of Class II Site Plan modification for a Landscape Plan for property located at 799 NE 2<sup>nd</sup> Avenue, **Del-Ida Park Historic District**, pursuant to Land Development Regulations (LDR) 2.4.5(H).

# **BACKGROUND/PROJECT DESCRIPTION**

The property consists of Lots 1 & 2, Block 12, Del-Ida Park and is situated at the southeast corner of NE 2nd Avenue and George Bush Boulevard. The structure is a 2,000 square foot (single story) masonry vernacular style structure completed in September 1950 according to the City building records. It is considered a non-contributing dwelling within the Del-Ida Park Historic District. The property is zoned RO (Residential Office) and is currently in use as an office.

# Past history of Property (permits and COA's)

In June 1985 the structure was remodeled, the improvements included a new cedar shake roof and vertical rough-cut cedar siding to the fascia, overhangs and walls. This request was prior to the formation of the Del-Ida Park Historic District in March 1988.

In January 2005, COA-044 was approved by the Historic Preservation Board (HPB) for the replacement of the wood shake roof with metal roofing, subject to the condition that the metal be a chromatic color within a recommended palette.

In June of 2015, the property was purchased and the new owner began renovations and updates to the structure which included new windows that were administratively approved via a building permit. In 2016, COA 2016-075 was approved by the HPB for the installation of horizontal Hardie Board plank siding to the exterior of the structure. Then, in March of 2017 a new sign face was administratively approved via a building permit. Finally, in March of 2017 COA 2017-116 was administratively approved for the installation of new black, aluminum, louvered shutters.

On May 3, 2017, the HPB reviewed a request for approval of a new landscape and hardscape plan. These improvements are planned to be the final phase of improvements involved with the conversion of the subject property from the former Dr. Domeyer's dentist's office to a general office for I.V. Access. The HPB took action on the request and the item moved forward to the City Commission as an appealable item. At its meeting of June 6, 2017, the City Commission appealed HPB's approval of the item and then reviewed the appeal at its meeting of July 6<sup>th</sup> and expressed concern with the type of landscaping provided for on the subject property in relation to the amount of proposed native vegetation. The Commissioner who appealed the item withdrew his objections after further reviewing the request and meeting with the property owner at the subject property. The Commission approved the COA request; thus, denying the appeal.

Upon reviewing the Board action and backup documentation in preparation of the City Commission appeal report, staff identified that while positive findings were made for the COA application, positive findings were not made for the landscape plan. It is noted that pursuant to LDR Section 2.4.5(G)(1)(b), findings are not required for Class II Site Plan applications as no review of Performance Standards as listed in LDR Section 3.1.1 is necessary; however, such application requires action by a Board. The requirements for Landscape Plan Findings, as listed in LDR Section 2.4.5(H)(5) need to be acted upon by the Board and are discussed below.

#### **ANALYSIS**

Pursuant to LDR Section 2.4.5(H)(5), <u>Findings</u>: 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.

An overall determination of consistency and positive findings can be made with respect to the landscape plan as the plan meets the objectives and site & landscape design standards as outlined in LDR Section 4.6.16. Additionally, the landscape plan has been reviewed for compliance with LDR Sections 4.6.14 (Site Visibility) and has been noted to be compliant.

Based upon the above, formal approval of the Landscape Plan associated with the Class II Site Plan modification is needed and is before the board for formal action.

The HPB Staff Report for the COA request from May 3, 2017 is attached.

#### **ALTERNATIVE ACTIONS**

- A. Continue with direction
- B. Move approval of Class II Site Plan modification for the Landscape Plan for property located at **799 NE 2<sup>nd</sup> Avenue**, **Del Ida Park Historic District**, by adopting the findings of fact and law contained in the staff report, and finding that the request and approval thereof meets the criteria set forth in the Land Development Regulations Sections 2.4.5(H)(5) and demonstrates compliance with LDR Section 4.6.16.
- C. Move denial of the Class II Site Plan modification for the Landscape Plan for property located at **799 NE 2nd Avenue**, **Del Ida Park Historic District**, based upon a failure to make positive findings with respect to Land Development Regulations Sections 2.4.5(H)(5) and does not demonstrates compliance with LDR Section 4.6.16.

# **RECOMMENDATION**

Approve the Class II Site Plan modification for the Landscape Plan for property located at **799 NE 2nd Avenue**, **Del Ida Park Historic District**, by adopting the findings of fact and law contained in the staff report, and finding that the request and approval thereof meets the criteria set forth in the Land Development Regulations Sections 2.4.5(H)(5) and demonstrates compliance with LDR Section 4.6.16.

Attachments: May 3, 2017 HPB Staff Report Landscape Plan Survey

Prepared by Michelle Hoyland, Historic Preservation Planner

# HISTORIC PRESERVATION BOARD CITY OF DELRAY BEACH STAFF REPORT

**MEETING DATE:** May 3, 2017

**ITEM:** 799 NE 2<sup>nd</sup> Avenue, Del-Ida Park Historic District-Certificate of Appropriateness,

(2017-131) for landscape and hardscape alterations.

**RECOMMENDATION:** Approve the Certificate of

**Appropriateness** 

# **GENERAL DATA:**

Owner:..... Peggy Gotte

Agent:.... Peggy Gotte

Location: 799 NE 2<sup>nd</sup> Avenue

Current Zoning:..... RO (Residential Office)

Adjacent Zoning:....

North: R-1-A (Single Family Res)
South: RL (Residential Low Density)

East: RO West: R-1-AA

Existing Future Land LD – Low Density Residential –

Use Designation:.... 0-5 DU/Acre

Water Service:..... On site

Sewer Service:..... On site



#### ITEM BEFORE THE BOARD

The item before the Board is the consideration of Certificate of Appropriateness (COA) 2017-131 associated with landscaping and hardscaping alterations to the property located at 799 NE 2<sup>nd</sup> Avenue, **Del-Ida Park Historic District**, pursuant to Land Development Regulations (LDR) Section 2.4.6(H).

# **BACKGROUND/PROJECT DESCRIPTION**

The property consists of Lots 1 & 2, Block 12, Del-Ida Park and is situated at the southeast corner of NE 2nd Avenue and George Bush Boulevard. The structure is a 2,000 square foot (single story) masonry vernacular style structure completed in September 1950 according to the City building records. It is considered a non-contributing dwelling within the Del-Ida Park Historic District. The property is zoned RO (Residential Office) and is currently in use as an office.

# Past history of Property (permits and COA's)

In June 1985 the structure was remodeled, the improvements included a new cedar shake roof and vertical rough-cut cedar siding to the fascia, overhangs and walls. This request was prior to the formation of the Del-Ida Park Historic District in March 1988.

In January 2005, COA-044 was approved by the Historic Preservation Board (HPB) for the replacement of the wood shake roof with metal roofing, subject to the condition that the metal be a chromatic color within a recommended palette.

In June of 2015, the property was purchased and the new owner began renovations and updates to the structure which included new windows that were administratively approved via a building permit. In 2016, COA 2016-075 was approved by the HPB for the installation of horizontal Hardie Board plank siding to the exterior of the structure. Then in March of 2017 a new sign face was administratively approved via a building permit. Finally, in March of 2017 COA-116 was administratively approved for the installation of new black, aluminum, louvered shutters.

The current request is for approval of a new landscape and hardscape plan and will be the final phase of improvements involved with the conversion of the subject property from the former Dr. Domeyer's dentist's office to a general office for I.V. Access.

## **ANALYSIS**

Pursuant to LDR Section 2.4.6(H)(5), Prior to approval, a finding must be made that any Certificate of Appropriateness 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.

A review of the applicable code sections has been completed and the proposal can be found to be compliant with the purposes of Objective A-4 of the Land Use Element of the Comprehensive Plan and with the provisions of Land Development Regulation Section 4.5.1 as well as the Secretary of the Interior's Standards for Rehabilitation.

Additionally, the landscape plan has been reviewed for compliance with LDR Sections 4.6.14 (Site Visibility), 4.6.16 (Landscape Regulations) and has been noted to be compliant.

#### **ALTERNATIVE ACTIONS**

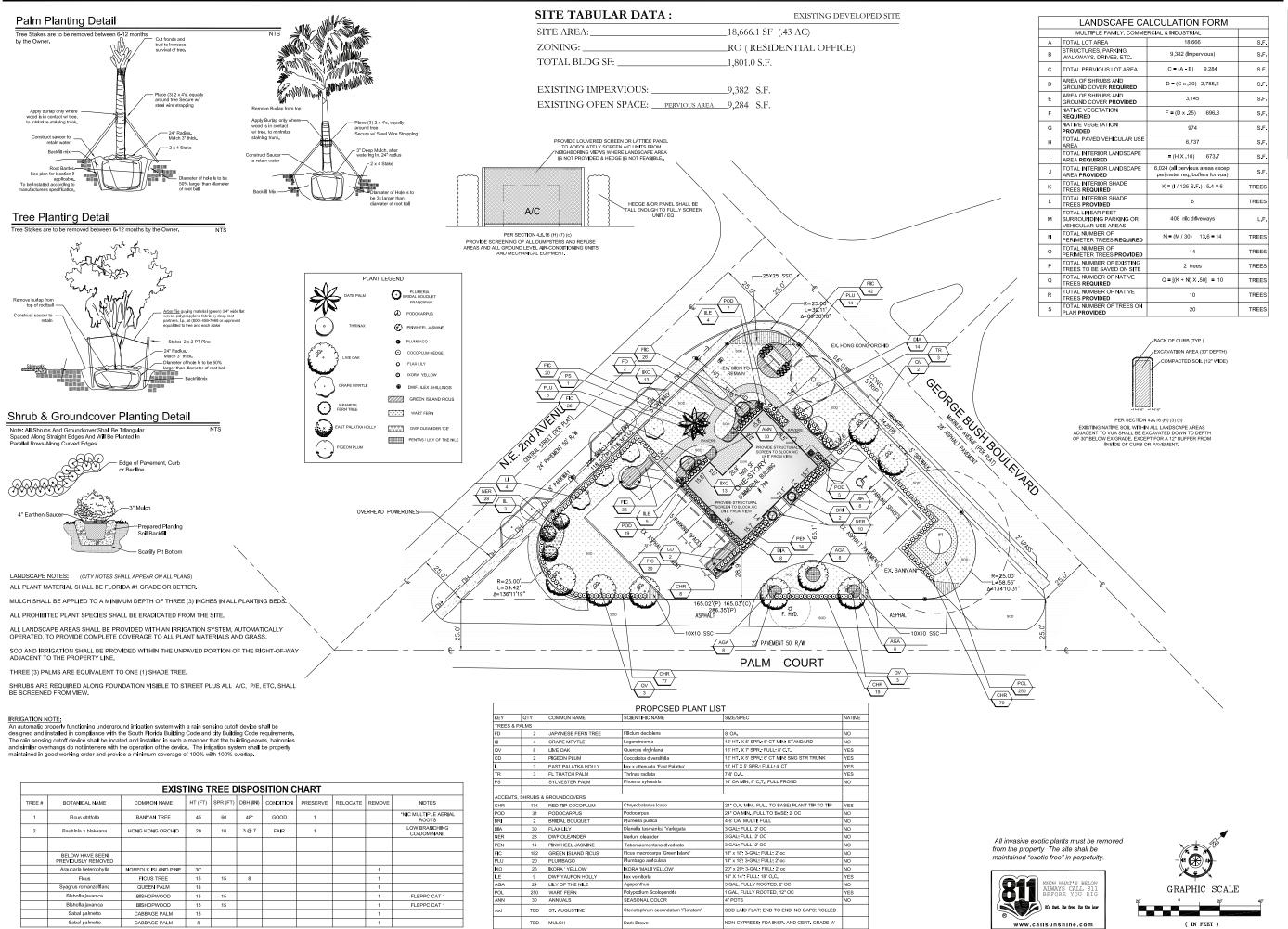
- A. Continue with direction
- B. Move approval of Certificate of Appropriateness (2017-131) for landscaping and hardscaping changes to the property located at **799 NE 2<sup>nd</sup> Avenue**, **Del Ida Park Historic District**, by adopting the findings of fact and law contained in the staff report, and finding that the request and approval thereof meets the criteria set forth in the Land Development Regulations Section 2.4.6(H)(5).
- C. Move denial of the Certificate of Appropriateness (2017-131) for landscaping and hardscaping changes to the property located at **799 NE 2nd Avenue**, **Del Ida Park Historic District**, based upon a failure to make positive findings with respect to Land Development Regulations Section 2.4.6(H)(5).

#### RECOMMENDATION

Approve the Certificate of Appropriateness (2017-131) for landscaping and hardscaping changes to the property located at **799 NE 2nd Avenue**, **Del Ida Park Historic District**, by adopting the findings of fact and law contained in the staff report, and finding that the request and approval thereof meets the criteria set forth in the Land Development Regulations Section 2.4.6(H)(5).

Attachments; Landscape Plan Survey

Prepared by Michelle Hoyland, Historic Preservation Planner





Lynn Bender Landscape Architecture

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# 799 NE 2ND AVENUE CITY OF DELRAY BEACH, FLORIDA PROPOSED LANDSCAPE PLAN

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