

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

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

**IN LIEU PARKING FEE REQUEST FOR
OSTERIA BOSSI RESTAURANT**

1. This in lieu parking fee request for the purchase of 2 parking spaces in-lieu has come before the City Commission on February 20, 2018.

2. The Applicant and City staff presented documentary evidence and testimony to the City Commission pertaining to the In Lieu Parking Fee request for Osteria Bossi restaurant located at 32 E. Atlantic Avenue on the south side of E. Atlantic Avenue, between Swinton Avenue and SE 1st Avenue. All of the evidence is a part of the record in this case. Required findings are made in accordance with Subsection I.

I. IN LIEU PARKING FEE:

Pursuant to LDR Section 4.6.9(E)(3), when additional parking is required due to use conversion to an existing building, and it is impossible or inappropriate to provide such parking, the City Commission may approve the payment of an in lieu fee rather than provide the required parking. In the case of use conversion, there is no maximum limit for eligible required parking for this in lieu option.

Does the In Lieu Parking Fee request for the purchase of 2 parking spaces in-lieu meet the requirements of LDR Section 4.6.9(E)(3) and the condition noted below:

At \$23,660.00 per space totaling \$47,320.00. The full payment is due upon issuance of a building permit.

Yes_____ No_____

3. The City Commission hereby finds that the In-Lieu Parking Fee Request meets the requirements of 4.6.9(E)(3) of the Land Development Regulations, with the condition listed above, if any, and the City Commission has applied the Comprehensive

Plan and finds that its determinations set forth in this Order are consistent with the Comprehensive Plan and Land Development Regulations.

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 in lieu parking fee request as set forth above.

6. Based on the entire record before it, the City Commission hereby adopts this Order this 20th day of February, 2018, by a vote of _____ in favor and _____ opposed.

ATTEST:

Cary D. Glickstein, Mayor

Katerri Johnson, CMC, City Clerk

Approved as to legal form
And sufficiency:

R. Max. Lohman, City Attorney

City Attorney

Department Head:

Timothy Stillings, Planning, Zoning, and Building Director