

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

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

**Certificate of Appropriateness for signs
For Tin Roof located at
8 East Atlantic Avenue**

1. The consideration of a Certificate of Appropriateness (COA) for signs at the property located at 8 E Atlantic Avenue has come before the City Commission on January 15, 2019. The consideration of the COA was considered by the City Commission as an appeal of the Historic Preservation Board (HPB) action on this COA for signs.

2. The Applicant and City staff presented documentary evidence and testimony to the City Commission pertaining to the Certificate of Appropriateness for signs for the business known as "Tin Roof", located at 8 East Atlantic Avenue. All the evidence is part of the record in this case. Required findings are made in accordance with Subsection I.

I. Land Development Regulations (LDR):

- a) Pursuant to LDR 4.5.1(E)(7) *Visual compatibility standards*. New construction and all improvements to both contributing and noncontributing buildings, structures and appurtenances thereto within a designated historic district or on an individually designated property shall be visually compatible. In addition to the Zoning District Regulations, the Historic Preservation Board shall apply the visual compatibility standards provided for in this Section with regard to height, width, mass, scale, façade, openings, rhythm, material, color, texture, roof shape, direction, and other criteria set forth elsewhere in Section 4.5.1. Visual compatibility for minor and major development as referenced in Section 4.5.1(E)(2) shall be determined by utilizing criteria contained in (a) through (m) below. Visual compatibility for all development on individually designated properties outside the district shall be determined by comparison to other structures within the site.

Are the requirements of LDR Section 4.5.1(E)(7) met?

Yes_____ No_____

- b) Pursuant to LDR 4.6.7(E)(7) *Design standards matrix*. The following matrix sets forth the standards for various types of signs when located in various zoning districts or defined by use. The standards set forth therein are subject to descriptions, interpretations, exceptions, and limitations as provided for elsewhere in these LDRs.

| Signing Located in CF, All Historic Districts, OS, OSR, OSSHAD and RO | | | | | |
|--|--|---------------------|----------------------------------|--------|--------------|
| Type of Sign | Quantity | Area (max.) | Location | Height | Illumination |
| Wall | Not more than two per lot, parcel or development | 30 square feet | on building face | — | Allowed |
| Projecting | | 30 square feet/face | from building or under canopy | — | Allowed |
| Free-standing | | 30 square feet/face | may be in the front yard setback | 8' | Allowed |
| Under canopy | | 4 sq. ft/face | Under canopy | — | Allowed |

Are the requirements of LDR Section 4.6.7(E) met?

Yes_____ No_____

3. The City Commission has applied the Comprehensive Plan and LDR requirements in existence at the time the application for the Certificate of Appropriateness for signs 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 for signs for Tin Roof, located at 8 East Atlantic Avenue, and hereby adopts this Order this **15th** day of January 2019, by a vote of ____ in favor and _____ opposed.

ATTEST:

Shelly Petrolia, Mayor

Katerri Johnson, City Clerk

Approved as to legal form
And sufficiency:

Lynn Gelin, Interim City Attorney