



## Cover Memorandum/Staff

**File #:** 19-374

**Agenda Date:** 4/2/2019

**Item #:** 6.K.1.

**TO:** Mayor and Commissioners  
**FROM:** Timothy Stillings, Development Services Director  
**THROUGH:** Neal de Jesus, Interim City Manager  
**DATE:** April 2, 2019

REPORT OF APPEALABLE LAND USE ITEMS FROM FEBRUARY 11, THROUGH MARCH 22, 2019.

**Recommended Action:**

By motion, receive and file this report.

**Background:**

Section 2.4.7(E), Appeals, of the Land Development Regulations applies. This is the method of informing the City of Delray Beach ("City") City Commission of the land use actions which may be appealed to the City Commission.

During the specified period, the Historic Preservation Board (HPB) and the Site Plan Review and appearance Board (SPRAB) considered the project noted below. For the item below, a project report including the Board Staff Report is attached. No other Boards took actions on any appealable applications during this period.

Site Plan Review and appearance Board  
February 13, 2019

Item A. 335 & 365 SE 6<sup>th</sup> Avenue  
Request: Consideration of a building color change from Beige and Medium Grey to SnowBound, Feston Aqua and the fascia will be a custom Grey to match the existing railings.  
Board Action: Approved on a 7 to 0 vote.

Item B. 801 Palm Trail Beautification; 801 Palm Trail  
Request: Consideration of a building color change from pale Yellow to Silver Feather, Gray Marble and the roof Gibraltar Gray. The awnings will be a Phantom Mist, doors a Antique Silver and the Awnings Blue.  
Board Action: Approved on a 7 to 0 vote.

Item C. 524 W. Atlantic Avenue  
Request: Consideration of a Class I Site Plan Modification associated with the painting of a mural.  
Board Action: Approved on a 7 to 0 vote.

Item D. Gunther Volvo; 2201 N. Federal Hwy.  
Request: Consideration of a Class III Site Plan Modification associated with the minor shifting

of the placement of the building, and minor reconfiguration of the site design due to a surveying error during the construction of the building.  
Board Action: Approved on a 7 to 0 vote.

Item E. 36 SE 2<sup>nd</sup> Avenue Parking Lot; 36 SE 2<sup>nd</sup> Avenue.

Request: Consideration of a Class V Site Plan and Landscape plan associated with the construction of a privately owned self-service public parking lot.

Board Action: Approved on a 7 to 0 vote.

Site Plan Review and appearance Board  
February 27, 2019

Item F. 215 NE 7<sup>th</sup> Avenue

Request: Consideration of a V Site Plan, Landscape Plan and Architectural Elevations associated with the construction of three fee simple townhomes.

Board Action: Approved on a Site Plan 6-1, Landscape Plan 5-2  
Denied Architectural Elevations 2-5.

Item G. 7-Eleven; 16000 S. Military Trail

Request: Consideration of a Class V Site Plan, Landscape Plan and Architectural Elevations for the construction of a convenience mart (gasoline station with food sales).

Board Action: Approved on a 7 to 0 vote.

Item H. Ocean Delray; 1901 S. Ocean Blvd.

Request: Consideration of a Class V Site Plan, Landscape Plan and Architectural Elevations associated with the construction of a 19-unit, three-story, luxury condominium building with an underground parking garage, and associated site improvements.

Board Action: Approved on a 7 to 0 vote.

Historic Preservation Board  
March 6, 2019

Item I. Tapas 35 Restaurant; 4 E. Atlantic Avenue

Request: Consideration of an Amendment to a Blanket Sign Program for Tapas 35 Restaurant.

Board Action: Approved on a 6 to 0 vote.

Item J. 102 George Bush Boulevard

Request: Consideration of a Certificate of Appropriateness associated with a 578 square foot addition and minor improvements to the existing single-family residence.

Board Action: Approved on a 6 to 0 vote

Item K. 230 George Bush Boulevard

Request: Consideration of a Certificate of Appropriateness for modification of elevations of previously approved stair tower to now include an elevator shaft.

Board Action: Approved on a 6 to 0 vote.

Item L. 242 SE 7<sup>th</sup> Avenue

Request: Consideration of a Certificate of Appropriateness and Variance to allow a pergola

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structure within the 10' (Side Interior) setback.  
Board Action:       Approved on a 4 to 2 vote.

**City Attorney Review:**

Approved as to form and legal sufficiency.

**Funding Source/Financial Impact:**

N/A

**Timing of Request:**

Action must be taken by the City Commission at the next available meeting following the Board's actions.