



SITE PLAN REVIEW AND APPEARANCE BOARD STAFF REPORT

DEVELOPMENT SERVICES DEPARTMENT

100 NW 1ST AVENUE, DELRAY BEACH, FLORIDA 33444

PLANNING & ZONING DIVISION: (561) 243-7040 • BUILDING DIVISION: (561) 243-7200

SITE PLAN REVIEW AND APPEARANCE BOARD

Meeting: May 22, 2019

File No. 2019-111

Application Type: Class I Site Plan Modification

Agent: Mark Gregory / MG Concepts, LLC

Address: 75 SE 4th Avenue

Location: East side of SE 4th Ave, between E. Atlantic Ave and SE 1st St.

PCN: 12-43-46-16-01-101-0112

Property Size: 705 SF

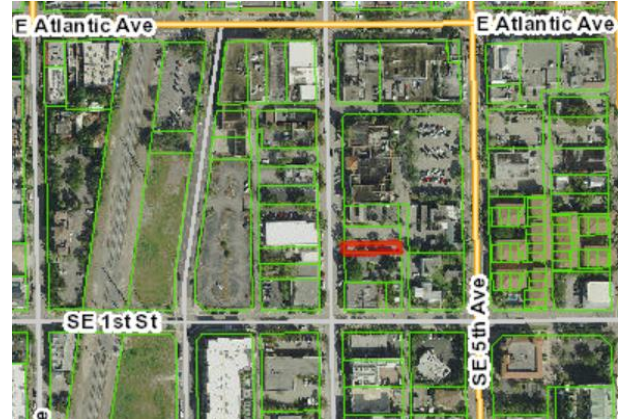
FLUM: CC (Central Core)

Zoning: CBD (Central Business District)

Adjacent Zoning:

- (North) CBD
- (West) CBD
- (South) CBD
- (East) CBD

Existing Land Use: Commercial Use/ Ice Cream Shop



Item before the Board:

Consideration of a Class I Site Plan Modification associated with architectural elevation changes to paint a mural on the north elevation of the existing ice cream shop building.

Recommendation:

Review and consideration of the Class I Site Plan Modification associated with architectural elevation changes to paint a mural on the north elevation of the existing building for **Proper Ice Cream**.

Background:

The subject 0.06 acres property is located on the east side of SE 4th Avenue between Atlantic Avenue and SE 1st Street. The property is located in the Central Business District (CBD) within the Central Core (CC) sub-district and has a CC Future Land Use Map (FLUM) designation. The property is described as Lot 11 (less north 43ft and west 8.17 ft. of SE 4th Ave. right-of-way) Block 101 as shown on Plat of Original Town of Linton, according to the Plat Book 1 Page 3 of the Palm Beach County. The one-story, 705 sf commercial building was constructed in 1950. The existing land use is an ice cream shop (commercial use) known as Proper Ice Cream.

Project Description:

- Introduction of a mural (artwork) on the north elevation.

Architectural Elevation Analysis:

LDR Section 4.6.18(E) – Criteria for Board Action: The following criteria shall be considered, by the Site Plan Review and Appearance Board (SPRAB), in the review of plans for building permits. If the following criteria are not met, the application shall be disapproved:

1. The plan or the proposed structure is in conformity with good taste; good design, and in general contributes to the image of the City as a place of beauty, spaciousness, harmony, taste, fitness, broad vistas, and high quality.
2. The proposed structure, or project, is in its exterior design and appearance of quality such as not to cause the nature of the local environment or evolving environment to materially depreciate in appearance and value.

Project Planner:

Debora Slaski; SlaskiD@mydelraybeach.com,
561-243-7040

Review Dates:

SPRAB Board 5/22/19

Attachments:

1. Proposed Renderings



3. The proposed structure, or project, is in harmony with the proposed developments in the general area, with the Comprehensive Plan, and with the supplemental criteria which may be set forth for the Board from time to time.

The proposed mural (artwork), already painted on a blank wall, is located on the north elevation of the existing building. The subject wall faces a parking lot located to the north of the subject property and is visible from the SE 4th Avenue sidewalk and from the alley located to the east. Per LDR Section 4.4.13(B)(4)(2)(c), design treatments to blank walls, such as murals, are recommended in the CBD to increase pedestrian comfort and create visual interest. The proposed mural displays three cartoon images: scientist holding a beaker, pink rabbit, and gray rat. The background behind the cartoon images appears to be a laboratory. The content of the proposed mural is neutral and does not appear to be offensive or related to the commercial establishment where it is located.

Review by Others:

The proposed mural was reviewed by the Downtown Development Authority (DDA) on May 13th, 2019. The DDA Board recommended approval of the proposal.

Alternative Actions:

- A. Continue with direction.
- B. Move approval of the request for a Class I Site Plan Modification for architectural elevation changes for **Proper Ice Cream (2019-111)**, by adopting the findings of fact and law contained in the staff report and finding that the request is consistent with the Comprehensive Plan and meets criteria set forth in Section 4.6.18(E) of the Land Development Regulations
- C. Move denial of the request for a Class I Site Plan Modification for architectural elevation changes for **Proper Ice Cream (2019-111)**, by adopting the findings of fact and law contained in the staff report and finding that the request is inconsistent with the Comprehensive Plan and does not meet criteria set forth in Section 4.6.18(E) of the Land Development Regulations.