

**MINUTES
BOARD OF ADJUSTMENT
CITY OF DELRAY BEACH**

MEETING DATE: November 7, 2019

MEETING PLACE: Commission Chambers, City Hall

I. CALL

The meeting was called to order by Christopher Davey, Chairman at 5:01 P.M.

II. ROLL

A quorum was present. Members present were Christopher Davey, Robert Cohen, Michael O'Connor, Vlad Dumitrescu. No one was absent. Staff present were William Bennett, Assistant City Attorney; Scott Pape, Principal Planner, Kent Walia, Senior Planner, Jennifer Buce, Assistant Planner and Diane Miller, Board Secretary.

III. ELECTION OF OFFICERS

William Bennett, Assistant City Attorney announced that the next item on the Agenda will be the Election of Officers and he announced the process of electing officers.

Garland Williams nominated Christopher Davey as Chairman; by acclamation, Christopher Davey is Chairman.

Christopher Davey nominated Robert Cohen as Vice Chairman; by acclamation, Robert Cohen is Vice Chairman.

Christopher Davey nominated Garland Williams as Second Vice Chairman; by acclamation, Garland Williams is Second Vice Chairman.

IV. APPROVAL OF AGENDA

Motion to approve the Agenda, was made by Robert Cohen and seconded by Garland Williams.

ALL IN FAVOR

V. MINUTES – August 1, 2019

Motion to **APPROVE** the minutes of August 1, 2019 was made by Christopher Davey and seconded by Mark Gregory.

ALL IN FAVOR

VI. PRESENTATION

William Bennett, Assistant City Attorney presented information on the Sunshine Laws.

VII. SWEARING IN OF THE PUBLIC

Christopher Davey read the Quasi-Judicial Rules for the City of Delray Beach and Ms. Miller swore in all who wished to give testimony.

VIII. COMMENTS FROM THE PUBLIC - None

NOTE: Comments on items that are NOT on the Agenda will be taken immediately prior to Public Hearing Items. Speakers will be limited to 3 minutes.)

IX. PUBLIC HEARING VARIANCES

A. File Number 2019-193 – 1501 Dale Lane - Consideration of a variance to allow the swimming pool in the required 10-foot side interior setback (5 feet proposed).

Jennifer Buce, Asst. Planner entered the project into the record.

Exparte - None

Applicant Presentation

Darren Moser - Applicant

Staff Presentation

Jennifer Buce presented the projects thru a power point presentation.
All (6) findings must be met.

Public Comments

None

Board Comments

Robert Cohen - Likes the project.
Michael O'Connor – Looks good.
Vlad Dumitrescu – Has a swimming pool been proposed.
Christopher Davey-Likes the project.

Attorney Comments

William Bennett read the findings and the Board of Adjustments adopts these findings and are **ALL** approved.

PASSED 5-0

B. **File Number 2019-238 – 663 Pelican Way** -Consideration of a variance request from Land Development Regulation Section 4.3.4(K) to allow a covered patio to encroach 10ft. into the required 15ft. side interior setback area.

POSTPONED TO A DATE CERTAIN OF DECEMBER 5, 2019.

MOTION to approve the postponement to a date certain of December 5, 2019 for 663 Pelican Way made by Robert Cohen and seconded by Garland Williams.

MOTION PASSED 5-0

C. **File Number 2019-292 – 125 NE 17th Street** – Consideration of a variance request from Land Development regulation (LDR) Section 4.6.9 (C)(2)(a), to allow for one permanent parking space to be located within front setback of a single-family detached residential property located at 125 NE 17th Street.

Ken Walia, Senior Planner entered the project into the record.

Exparte - None

Applicant Presentation

Gary Eliopoulos – Agent

Antonio & Sarah Liguori - Applicant

Staff Presentation

Kent Walia presented the projects thru a power point presentation.

All (6) findings must be met.

Public Comments

Cruz Bogel

Nina Jacobs

Michael Marino

Tim Bogel

Board Comments

Robert Cohen - How did the existing house get the way it is.

Vlad Dumitrescu – When was the LR changed for this problem.

Attorney Comments

William Bennett read the findings and the Board of Adjustments adopts these findings and are **ALL** approved.

PASSED 5-0

IX. REPORTS AND COMMENTS

❖ City Staff –

-Scott Pape – Reminded the board to please continue to use your City emails. Also on the December 5th meeting only have (1) item.

❖ City Attorney – None

- ❖ Board Members – -Danielle Schwabe asked if they could use their own computers.

X. ADJOURN

There being no further business to come before the Board, the meeting was adjourned at 6:30pm

The undersigned is the Secretary of the Board of Adjustments and the information provided herein is the Minutes of the meeting of said body for **November 7, 2019**, which were formally adopted and **APPROVED** by the Board on **March 5, 2020**.

Diane Miller

Diane Miller

If the Minutes you have received are not completed as indicated above, then this means that these are not the official Minutes. They will become so after review and approval, which may involve some changes.

(These Minutes are a record of the proceedings of this Board. The full audio and video recording of these proceedings are available at:

www.mydelraybeach.com/city-commission/av or a digital copy may be purchased at City Hall.)