



Legislation Details (With Text)

File #: 17-037 **Version:** 1 **Name:**
Type: Request **Status:** Agenda Ready
File created: 12/20/2016 **In control:** City Commission
On agenda: 1/10/2017 **Final action:**
Title: REPORT OF APPEALABLE LAND USE ITEMS NOVEMBER 26, 2016 THROUGH DECEMBER 9, 2016
Sponsors: Planning and Zoning Board
Indexes:
Code sections:

Attachments: 1. Location Map .pdf, 2. Wheels From the Heart 12212016, 3. D&B Tile 12212016, 4. SilverBall Museum 12212016, 5. Seaglass Cottages - Appealable Report, 6. Seaglass Cottages CLV - SPRAB Report - 11-30-16.pdf, 7. 231 NE 1st Avenue Appealable Report.pdf, 8. 218 NE 5th Court Demolition Appealable Report.pdf

Date	Ver.	Action By	Action	Result
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TO: Mayor and Commissioners
FROM: Timothy Stillings, Planning, Zoning and Building Director
THROUGH: Chief Neal deJesus, Interim City Manager
DATE: January 10, 2017

REPORT OF APPEALABLE LAND USE ITEMS NOVEMBER 26, 2016 THROUGH DECEMBER 9, 2016

Recommended Action:

Motion to 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 Commission of the land use actions which may be appealed to the City Commission. After this meeting, the Commission's appeal opportunity shall expire. An appeal by an aggrieved party must be made within 10 working days of the action. To appeal:

- ☐ The item must be raised by a Commission member.
- ☐ By motion, an affirmative action must be taken to place the item on the next available meeting of the Commission as an appealed item.

During the specified period, the Site Plan Review and Appearance Board and Historic Preservation Board considered the projects noted below. For the items below, a project report including the Board Staff Report is attached. No other Boards took action on any

appealable applications during this period.

SITE PLAN REVIEW AND APPEARANCE BOARD

ITEM A. WHEELS FROM THE HEART, 360 NE 4th Street

Request: Consideration of a Color change of the building from yellow to black and white, with a red accent color and trim.

Board Action: Approved with conditions on a 6 to 0 vote (one vacant seat).

ITEM B. D & B TILE, 781 South Congress Avenue

Request: Consideration of a color change of the building from dark red and tan to dark blue and light grey.

Board Action: Approved on a 6 to 0 vote.

ITEM C. SILVER BALL MUSEUM, 19 NE 3rd Avenue

Request: Class I Site Plan Modification for architectural elevations changes (mural). At the City Commission meeting of December 6, 2016, the City Commission was advised that the applicant had submitted a request to allow the painting of the mural to proceed prior to the formal review of this appealable report.

Board Action: Approved on a 5 to 1 vote (Shannon Dawson dissenting).

ITEM D. SEAGLASS COTTAGES, 104 Andrews Avenue

Request: Class V Site Plan, Landscape Plan and Architectural Elevation Plan for the construction of a 5-unit townhome development, each consisting of three stories with a 2-car garage and swimming pool.

Board Action: Approved with conditions the Class V Site Plan, Landscape Plan and Architectural Elevation on a 6 to 0 vote.

HISTORIC PRESERVATION BOARD

ITEM E. 231 NE 1st AVENUE, Old School Square Historic District

Request: Certificate of Appropriateness for additions and alterations to a contributing structure.

Board Action: Approved with conditions on a 7 to 0 vote.

ITEM F. 218 NE 5th COURT, Del-Ida Park Historic District

Request: Certificate of Appropriateness for the demolition of a contributing principal and accessory structure, new construction of a single-family residence.

Board Action: Denied on a 7 to 0 vote.
The applicant has filed an appeal to the denial of the request.

Attachments:

Location Map
Wheels from the Heart
D & B Tile
Silver Ball Museum
Seaglass Cottages
231 NE 1st Avenue
218 NE 5th Court

City Attorney Review:
Approved as to form and legal sufficiency.

Finance Department Review:
N/A

Funding Source:
N/A

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