



## Legislation Details (With Text)

**File #:** 17-466      **Version:** 1      **Name:**  
**Type:** Request      **Status:** Agenda Ready  
**File created:** 5/10/2017      **In control:** City Commission  
**On agenda:** 6/6/2017      **Final action:**  
**Title:** REPORT OF APPEALABLE LAND USE ITEMS FROM APRIL 24, 2017 THROUGH MAY 5, 2017.  
**Sponsors:** Planning and Zoning Board  
**Indexes:**  
**Code sections:**  
**Attachments:** 1. Location Map.pdf, 2. Dumpster Art Enclosure.pdf, 3. McDonalds.pdf, 4. Abbey Delray.pdf, 5. Lisa Building.pdf, 6. 51 N Swinton Avenue.pdf, 7. 127 SE 7th Avenue.pdf, 8. 799 NE 2nd Avenue.pdf, 9. 219 SE 7th Avenue.pdf

Date	Ver.	Action By	Action	Result
------	------	-----------	--------	--------

**TO:** Mayor and Commissioners  
**FROM:** Timothy Stillings, Planning, Zoning and Building Director  
**THROUGH:** Chief Neal de Jesus, Interim City Manager  
**DATE:** June 6, 2017

REPORT OF APPEALABLE LAND USE ITEMS FROM APRIL 24, 2017 THROUGH MAY 5, 2017.

### **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 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 the 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. DUMPSTER ENCLOSURE ART, 135 East Atlantic Avenue

**Request:** Class I Site Plan Modification for as-built architectural elevation changes (mural) on a dumpster.

**Board Action:** Approved the Class I Site Plan Modification with conditions 4 to 0 (Laura Sullivan and Roger Cope absent).

### ITEM B. McDONALD'S, 1220 Linton Boulevard

**Request:** Class II Site Plan Modification involving ADA improvements and minor architectural changes.

**Board Action:** Approved the Class II Site Plan Modification, Landscape Plan and Architectural Elevation Plan with conditions on a 4 to 0 vote (Laura Sullivan and Roger Cope absent).

### ITEM C. ABBEY DELRAY, 2000 Lowson Boulevard

**Request:** Class IV Site Plan, Landscape Plan and Architectural Elevation Plan associated with the renovation and expansion of an existing building to add 48 assisted living units and 30 memory care units, parking lot reconfiguration, and landscaping modifications.

**Board Action:** Approved the Class IV Site Plan, Landscape Plan and Architectural Elevation Plan with conditions on a 4 to 0 vote (Laura Sullivan and Roger Cope absent).

### ITEM D. LISA BUILDING, 47 SE 5<sup>th</sup> Avenue

**Request:** Class V Site Plan, Landscape Plan and Architectural Elevation Plan to demolish an existing building and construct a new one-story retail building with 7,249 sq. ft. with a waiver request to reduce the landscape terminal island in the parking area from nine feet to one foot.

**Board Action:** Approved the Class V Site Plan, Landscape Plan and Architectural Elevation Plan with conditions on a 4 to 0 vote (Laura Sullivan and Roger Cope absent). The waiver was approved on a 4 to 0 vote.

## HISTORIC PRESERVATION BOARD

### ITEM E. 51 NORTH SWINTON AVENUE, Old School Square Historic District

**Request:** Certificate of Appropriateness for alterations for entrance doors to the Cornell Museum (fka Delray Elementary School) at the Old School Square complex.

**Board Action:** Approved the Certificate of Appropriateness on a 6 to 1 vote (Andrea Harden dissenting).

### ITEM F. 127 SE 7<sup>th</sup> AVENUE, Old School Square Historic District

**Request:** Certificate of Appropriateness for alterations to the existing 4-unit apartment building for the installation of new windows, exterior doors and a color change.

**Board Action:** Approved the Certificate of Appropriateness on a 7 to 0 vote.

### ITEM G. 799 NE 2<sup>nd</sup> AVENUE, Del-Ida Park Historic District

**Request:** Certificate of Appropriateness for a landscape and hardscape plan.

**Board Action:** Approved the Certificate of Appropriateness on a 7 to 0 vote.

**ITEM H. 219 SE 7<sup>th</sup> AVENUE, Marina Historic District**

**Request:** Class II Site Plan Modification for the installation of columns, fencing and gates, a waiver to increase the maximum height of the proposed columns and fence associated with the proposed site plan and landscape plan.

**Board Action:** Approved the Certificate of Appropriateness, the Class II Site Plan Modification, Landscape Plan and Waiver on a 7 to 0 vote.

**City Attorney Review:**

**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.

Attachments:

Location Map

Dumpster Art Enclosure

McDonald's

Abbey Delray

Lisa Building

51 North Swinton Avenue

127 SE 7<sup>th</sup> Avenue

799 NE 2<sup>nd</sup> Avenue

219 SE 7<sup>th</sup> Avenue