



## Legislation Details (With Text)

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**On agenda:** 11/15/2022      **Final action:** 11/15/2022  
**Title:** REPORT OF APPEALABLE DEVELOPMENT APPLICATION ACTIONS FROM OCTOBER 24, 2022 THROUGH NOVEMBER 4, 2022.  
**Sponsors:** Development Services Department  
**Indexes:**  
**Code sections:**  
**Attachments:** 1. Agenda Cover Report, 2. Appealable Items: Location Map, 3. PAAB Agenda: October 24, 2022, 4. SPRAB Agenda: October 26, 2022, 5. HPB Agenda: November 2, 2022

Date	Ver.	Action By	Action	Result
11/15/2022	1	City Commission	approved	

**TO:** Mayor and Commissioners  
**FROM:** Anthea Gianniotis, Development Services Director  
**THROUGH:** Terrence R. Moore, ICMA-CM  
**DATE:** November 15, 2022

REPORT OF APPEALABLE DEVELOPMENT APPLICATION ACTIONS FROM OCTOBER 24, 2022 THROUGH NOVEMBER 4, 2022.

### **Recommended Action:**

By motion, receive and file this report for actions from October 24, 2022, through November 4, 2022.

### **Background:**

This report is the method of informing the City of Delray Beach ("City") City Commission of the land use actions, which may be appealed, by the City Commission. During the specified period, the following Boards acted on the noted requests. Section 2.4.7(E), Appeals, of the Land Development Regulations (LDR) applies.

The agenda for each Board meeting listed is provided as an attachment. The agendas provide links to the backup information for each item, including the Staff Report or Memo and associated attachments or plans. Note: Items identified on the agenda(s) that are not listed on the appealable report mean that the Board did not take action on that item, or the item is one that provides a recommendation to the City Commission for final action. For example, the item may have been continued with direction or postponed at the request of the applicant.

### **Public Arts Advisory Board (PAAB)**

**Meeting date:** October 24, 2022, Bettina Mamone and Agnese Kaulina-Feldmanis absent.

#### **A. 1133 West Atlantic Avenue, Vapes N Smoke (2022-244)**

**Request:** Consideration of four individual Murals titled "Reconnect with Nature", each on the

north (rear), south (front, facing West Atlantic Avenue), east (side), and west (side, facing NW 12<sup>th</sup> Avenue). The proposed murals will be airbrushed on all the elevations. The artwork is inspired by everyday living, themed with a sun, flowers, bees, dragonfly, birds, and the sky. Some of the drawings are abstract. The north elevation is a depiction of Deacon Ernest Byrd, who owned and operated Byrd's Paint and Body Shop at this location.

Board Action: Denied each of the murals, 5-0.

## **Site Plan Review and Appearance Board (SPRAB)**

**Meeting Date:** October 26, 2022

### **Consent Applications**

#### **A. The Grove Condominium (2022-270):**

Request: Color change from the existing building color of sand yellow to woodland green on the body of the structures for The Grove Condominium located at 30 Andrews Avenue.

Board Action: Approved, 7-0.

#### **B. San Sebastian (2022-095)**

Request: Material change from the cross-gabled barrel tile roof to a new metal roof with a regal white finish for all structures within the San Sebastian development located at 295 NE 5th Avenue

Board Action: Approved, 7-0.

### **Quasi-Judicial Hearing Items**

#### **A. 290 SE 2<sup>nd</sup> Avenue (2022-246)**

Request: Class I Site Plan Modification for an addition of a rooftop appurtenance above the 2nd story to accommodate rooftop access for maintenance purposes only.

Board Action: Approved, 6-0 (Carol Perez stepped down).

#### **B. Delray Landing Plaza (2022-259)**

Request: Class I Site Plan Modification associated with modifications to the architectural elevations of the Delray Landing Plaza (new anchor tenant is Sprouts) located at 5026 West Atlantic Avenue in the Four Corners Overlay District, primarily to eliminate previously approved modifications, including decorative columns and storefront "bump-outs."

Board Action: Approved, 5-2 Benjamin Baffer and Steve Cohen dissenting.

## **Historic Preservation Board (HPB)**

**Meeting Date:** November 2, 2022, Rhonda Sexton and Bryan Weber absent

#### **A. 3 NE 1<sup>st</sup> Street (Delray Beach Historical Society), Old School Square Historic District (2022-132)**

Request: Certificate of Appropriateness and Class I Site Plan Modification associated with the construction of an 80 square foot shed between two existing one-story contributing commercial structures.

Board Action: Approved, 5-0