MINUTES OF THE SPECIAL TOWN COUNCIL MEETING HELD ON FEBRUARY 7, 2000 AT 5:01 P.M.

I. CALL TO ORDER AND ROLL CALL

President Lesly Smith called the meeting to order at 5:17 p.m. on Monday, February 7, 2000, in the Town Council Chambers.

On roll call, the following Elected Officials were found to be in attendance: Mayor Paul R. Ilyinsky, President Lesly S. Smith, Councilman Jack L. McDonald, Councilman Sam McLendon, and Councilman Leslie A. Shaw. President Pro-Tem Allen Wyett was absent. Others attending the meeting were: Town Manager Robert J. Doney; Town Attorney John C. Randolph; Director of Planning, Zoning & Building Robert L. Moore; Assistant Director of Planning, Zoning & Building Veronica Close; Zoning Administrator Paul Castro; Public Works Director Albert P. Dusey; and Town Clerk Mary A. Pollitt.

II. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Town Clerk Pollitt, and President Smith led the Pledge of Allegiance.

III. PROOF OF PUBLICATION

Town Clerk Pollitt verified that proof of publication was received.

IV. APPROVAL OF AGENDA

Councilman Shaw made a motion to approve the agenda. The motion was seconded by Councilman McLendon and carried 4-0 as President Pro-Tem Wyett was absent from the meeting.

V. PROCEDURES FOR COMMENTS BY GENERAL PUBLIC

President Smith announced that anyone who wished to speak would be heard.

VI. ADOPTION OF RESOLUTION NO. 3-00 MODIFYING THE BREAKERS PUD

Town Attorney read Resolution No. 3-00 by title:

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING RESOLUTION NUMBER 1-98, THE BREAKERS PUD, BY MODIFYING THE PUD MASTER PLAN TO REDESIGN THE GOLF COURSE AND INCLUDE A GOLF AND TENNIS CLUBHOUSE WITH RELATED FACILITIES WEST OF SOUTH COUNTY ROAD.

Councilman McLendon made a motion to approve Resolution No. 3-00. The motion was seconded by Councilman McDonald and carried 4-0 as President Pro-Tem Wyett was absent from the meeting.

VII. FIRST READING OF ORDINANCE NO. 1-00, ZONING AMENDMENTS, MODIFICATIONS AND ADDITIONS

Town Attorney Randolph read Ordinance No. 1-00 by title:

AN ORDINANCE OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 134, ZONING, OF THE CODE OF ORDINANCES OF THE TOWN OF PALM BEACH BY AMENDING SECTION 134-622 TO ALLOW IN THE PUD-A DISTRICT THE SAME USES AS ALLOWED IN THE R-D(2) ZONING DISTRICT; BY AMENDING SECTIONS 134-1119, 134-1169, 134-1218, 134-1267 AND 134-1313 TO ALLOW TOWERS AS ONLY ARCHITECTURAL FEATURES IN THE COMMERCIAL ZONING DISTRICTS; BY AMENDING SECTION 134-1207,

PERMITTED USES, IN THE C-OPI ZONING DISTRICT TO CONDITIONALLY ALLOW YACHT BROKERAGE IN SAID DISTRICT; BY AMENDING SECTION 134-1666, 134-1667, 134-1669, 134-1670 AND 134-1671, GARDEN WALLS AND FENCES, TO ELIMINATE THE REFERENCES TO "GARDEN", CLARIFY REQUIREMENTS FOR WALLS AND FENCES IN STREET SIDE AND REAR YARD SETBACKS AND CREATE REGULATIONS FOR RETAINING WALLS; BY AMENDING SECTION 134-1728, AIR CONDITIONING EQUIPMENT, TO CONDITIONALLY ALLOW AN EXCEPTION FOR MORE THAN ONE AIR CONDITIONING UNIT IN A STREET SIDE OR REAR YARD SETBACK ON A LOT THAT FRONTS ON TWO OR MORE STREETS; BY AMENDING SECTION 134-1729, GENERATORS AND SWIMMING POOL EQUIPMENT, TO CONDITIONALLY ALLOW AN EXCEPTION FOR POOL EQUIPMENT IN A STREET SIDE OR REAR YARD SETBACK ON A LOT THAT FRONTS ON TWO OR MORE STREETS; BY AMENDING SECTION 134-1756, SUPPLEMENTAL AND INCIDENTAL TO PRINCIPAL USE; LOCATION , BY CREATING A NEW PROVISION TO ALLOW ACCESSORY STRUCTURES FOR SINGLE-FAMILY USES TO BE ON A LOT DIRECTLY ACROSS A STREET OR PUBLIC WAY OR ABUTTING THE LOT ON WHICH THE PRINCIPAL STRUCTURE IS LOCATED; BY AMENDING SECTION 134-2175, NUMBER OF PARKING SPACES REQUIRED - GENERALLY, BY EXEMPTING LANDMARK COMMERCIAL STRUCTURES FROM PROVIDING ADDITIONAL REQUIRED PARKING FOR INTERIOR IMPROVEMENTS; BY AMENDING SECTION 134-2176 SAME - GENERALLY BY INCREASING THE PARKING REQUIREMENT FOR HOUSES OF WORSHIP FROM ONE SPACE PER SEVEN TO ONE SPACE PER THREE PERMANENT SEATS; PROVIDING FOR A PENALTY FOR A VIOLATION HEREOF; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREOF; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE.

Councilman Shaw moved approval of the first reading of Ordinance No. 1-00. The motion was seconded by Councilman McLendon and carried 4-0 as President Pro Tem Wyett was absent from the meeting.

VIII. ANY OTHER ITEMS

There were none.

IX. ADJOURNMENT

The meeting was adjourned at 5:22 p.m.

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Mary A. Pollitt, Town Clerk