



TOWN OF PALM BEACH

Town Clerk's Office

SUMMARY OF ACTIONS TAKEN AT THE TOWN COUNCIL MEETING HELD ON WEDNESDAY, APRIL 15, 2015

- I. CALL TO ORDER AND ROLL CALL
- II. INVOCATION AND PLEDGE OF ALLEGIANCE
- III. COMMENTS OF MAYOR GAIL L. CONIGLIO
- IV. COMMENTS OF TOWN COUNCIL MEMBERS AND TOWN MANAGER
- V. COMMUNICATIONS FROM CITIZENS - 3 MINUTE LIMIT PLEASE
- VI. APPROVAL OF AGENDA

**ACTION: ADDED THE ORDINANCES AND RESOLUTIONS DEFERRED FROM
YESTERDAY'S MEETING TO THE END OF THE AGENDA.**

ACTION: APPROVED, AS AMENDED ABOVE

VII. DEVELOPMENT REVIEWS

A. Time Extensions and Waivers

1. Request for One Year Time Extension, Special Exception No. 7- 2014 with
Site Plan Review and Variance 8 Golfview Road
John S. Page, Director of Planning, Zoning, and Building

ACTION: APPROVED

B. Variances, Special Exceptions, and Site Plan Reviews

1. New Business

- a. SPECIAL EXCEPTION #10-2015 WITH SITE PLAN REVIEW
AND VARIANCE The application of Eric Stein, Manager; relative
to property commonly known as 285 Colonial Lane, described as
Lot 35 and the East 50 feet of Lot 36, El Encanto Plat No. 2,
according to the plat thereof, recorded in Plat Book 13, Page 14, of
the Public Records of Palm Beach County, Florida; located in the R-

B Zoning District. The Applicant is requesting Special Exception with Site Plan Review approval to continue demolition and reconstruction of a one story house into a two story house which has exceeded the maximum demolition of more than 50% by cubic footage. The Special Exception with Site Plan Review is required because the house is located on a portion of platted lots that are 84 feet in depth in lieu of the 100 foot minimum required. The request is to allow more demolition of the south first floor wall and roof trusses (which are in disrepair due to termite damage) to accommodate the second floor dormer windows which were previously approved. The following variance is being requested to build back the garage in the same location with a second floor addition: to allow an angle of vision for the house to be 122 degrees (to match existing garage prior to demolition) in lieu of the 116 degree maximum allowed for a lot with a width of 150 feet. [Attorney: Maura Ziska, Esq.]

John S. Page, Director of Planning, Zoning, & Building

ACTION: APPROVED

- b. SPECIAL EXCEPTION #11-2015 WITH VARIANCE The application of Bricktop's Palm Beach (Joe Ledbetter, Owner); relative to properties commonly known as 375 South County Road and 330 Peruvian Avenue, described as lengthy legal descriptions on file; located in the C-TS Zoning District. The Applicant is requesting Special Exception to modify a previously approved special exception and condition of approval to allow for the off-site required parking of twenty two (22) vehicles to be located at 330 Peruvian Avenue in lieu of the Apollo Parking lot which will require the following variance request: Request for a variance to allow the off-site required parking lot to be 1,185 feet as measured along the nearest public or permanent private pedestrian walkway in lieu of the 500 maximum distance. [Attorney: Maura Ziska, Esq.]

ACTION: APPROVED, SUBJECT TO EXECUTION OF A PARKING AGREEMENT, TO BE APPROVED BY STAFF, VERIFYING THE LOCATION OF 22 PARKING SPACES DEDICATED FOR THE EXCLUSIVE USE OF BRICKTOP'S EMPLOYEES AND INCLUDING A MEANS OF READILY IDENTIFYING ALL VEHICLES BELONGING TO BRICKTOP'S EMPLOYEES

(ii) BrickTop's Restaurant Operations: Six Month Review, Special Exception #21-2012, 375 South County Road Deferred from the June 11, 2014, September 10, 2014, October 15, 2014, December 10, 2014, and January 14, 2015, Town Council Meetings

John S. Page, Director of Planning, Zoning, and Building

ACTION: NONE

- c. VARIANCE #8-2015 The application of William H. Sned, III, Manager of 240 Atlantic Ave LLC; relative to property commonly known as 240 Atlantic Avenue, described as Lots 21 and 22, ORANGE GROVE PARK, according to the Plat thereof, as recorded in Plat Book 5, Page 97, of the Public Records of Palm Beach County, Florida; located in the R-C Zoning District. The Applicant is requesting variances to allow construction of a new 3,140 square foot two story residence on a lot with a width of 50 feet in lieu of the 75 foot minimum required and a lot area of 5,000 sq. ft. in lieu of the 10,000 sq. ft. minimum required in the R-C Zoning District; to allow lot coverage to be 32.8% in lieu of the 30% maximum allowed; and, to allow a swimming pool to have a 6.87 foot rear yard setback in lieu of the 10 foot minimum required. [Attorney: Maura Ziska, Esq.]

John S. Page, Director of Planning, Zoning, and Building

ACTION: APPROVED

- d. VARIANCE #9-2015 The application of Meat Market; relative to property commonly known as 191 Bradley Place, described as Lot 19, Block 4, OCEAN PARK H.W. ROBBINS ADDITION TO PALM BEACH, FLORIDA, according to the Plat thereof, as recorded in Plat Book 6, Page 78, of the Public Records of Palm Beach County, Florida; located in the C-TS Zoning District. The Applicant is requesting a variance to allow the air conditioning equipment on the rooftop of the existing restaurant "Meat Market" to have a sound-screening wall to be 7 feet tall in lieu of the 5 foot maximum allowed. [Attorney: Maura Ziska, Esq.]

John S. Page, Director of Planning, Zoning, Building

ACTION: APPROVED

IX. ORDINANCES

A. Second Reading

1. ORDINANCE NO. 5-2015 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending Chapter 134 Of The Town Code Of Ordinances Titled Zoning At Article XI, Signs, Division 2, Residential Districts, Section 134-2409, Temporary Political Signs Pertaining To Specific Elections, At Subparagraph (2) Relating To Maximum Number Of Signs, At Subparagraph (6) Relating To The Time Limit For Placement Of Signs, And At Subparagraph (7) Relating To Illegally Placed Signs; Amending Chapter 134, Article XI, Signs, Divisions 3, Commercial Districts, Section 134-2444, Titled Temporary Signs Pertaining To Time Limits; Amending Section 134-2446 Titled Temporary Political Signs Pertaining To Specific Election At Subparagraph (2)

Relating To Maximum Number Of Signs, At Subparagraph (6) Relating To The Time Limit For Placement Of Signs, And At Subparagraph (7) Relating To Illegally Placed Signs; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

John C. Randolph, Town Attorney

ACTION: ADOPTED

B. First Reading

1. ORDINANCE NO. 13-2015 An Ordinance Of The Town Council Of The Town Of Palm Beach, Palm Beach County, Florida, Amending The Town Code Of Ordinances At Chapter 134, Zoning; Article VI, District Regulations, Section 134-1107(a) To Allow Public Parks As A Permitted Use In The C-TS Commercial Zoning District; Section 134-1109(a) To Allow Private Parks As A Special Exception Use In The C-TS Commercial Zoning District; Providing For Severability; Providing For Repeal Of Ordinances In Conflict; Providing For Codification; Providing An Effective Date.

John S. Page, Director of Planning, Zoning, Building

ACTION: APPROVED

The Following Items were Deferred from the April 14, 2015, Town Council Meeting:

Second Reading

- 1a. ORDINANCE NO. 11-2015 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances to Rescind Chapter 18, Buildings and Building Regulations, in its Entirety and Adopting a New Chapter 18, Buildings and Building Regulations in the Manner and Form Attached Hereto; Providing For Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

ACTION: ADOPTED

- 1b. ORDINANCE NO. 12-2015 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Adopting the Town of Palm Beach Florida Building Code Administrative Amendments in the Manner and Form Attached Hereto; Providing for Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.

ACTION: ADOPTED

- 1c. RESOLUTION NO. 37-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Adopting the ARCOM Project Designation Manual As Referenced In Chapter 18, Article III of the

Code of Ordinances of the Town Of Palm Beach; Providing an Effective Date.

ACTION: APPROVED

- 1d. RESOLUTION NO. 38-2015 A Resolution of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Adopting New Fees Related To Construction Permits; Providing an Effective Date.
John S. Page, Director of Planning, Zoning, and Building

ACTION: APPROVED

2. ORDINANCE NO. 8-2015 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 130, Vehicles for Hire, Article II, Taxicabs and Limousines, at Section 130-31, Definitions, to Include a New Definition of Point of Origin, Amend the Definition or Prearranged Charter and Include a New Definition of Vehicles for Hire; Providing a New Section 130-107 Titles Prearranged Charters; Providing for Severability; Providing for Repeals of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.
Deferred from the March 10, 2015 Town Council Meeting.

ACTION: DEFERRED TO THE MAY 12, 2015, TOWN COUNCIL MEETING

3. ORDINANCE NO. 10-2015 An Ordinance of the Town Council of the Town of Palm Beach, Palm Beach County, Florida, Amending the Town Code of Ordinances at Chapter 2, Administration; Article V, Code Enforcement; Division 3, Procedure; Section 2-439, Citation Fine Schedule, so as to Include From Chapter 130, Vehicles for Hire, Section 130-107 as a Class III Violation; Providing for Severability; Providing for Repeals of Ordinances in Conflict; Providing for Codification; Providing an Effective Date.
Deferred from the March 10, 2015 Town Council Meeting.
Thomas G. Bradford, Town Manager

ACTION: DEFERRED TO THE MAY 12, 2015, TOWN COUNCIL MEETING

First Reading

1. ORDINANCE NO. 14-2015 An Ordinance Rescinding Ordinance No. 2-2015 in its Entirety; Providing For Severability; Providing for Repeal of Ordinances in Conflict; Providing for Codification; Providing An Effective Date.
John C. Randolph, Town Attorney

ACTION: APPROVED

IX. ANY OTHER MATTERS

ACTION: STAFF WAS DIRECTED TO REVIEW THE TOWN CODE FOR POTENTIAL OUTDATED PROVISIONS REGARDING TEMPORARY PLAY STRUCTURES, SKATEBOARDING, BASKETBALL HOOPS, AND SIMILAR MATTERS FOR POSSIBLE REFERRAL TO THE PLANNING & ZONING COMMISSION OR THE ORDINANCES, RULES, & STANDARDS COMMISSION

XI. ADJOURNMENT