



TOWN OF PALM BEACH

PLANNING, ZONING AND BUILDING DEPARTMENT

MINUTES OF THE REGULAR LANDMARKS PRESERVATION COMMISSION MEETING HELD ON FRIDAY, NOVEMBER 16, 2018.

Please be advised that in keeping with a directive from the Town Council, the minutes of all Town Boards and Commissions will be "abbreviated" in style. Persons interested in listening to the meeting, after the fact, may access the audio of that item via the Town's website at www.townofpalmbeach.com.

I. CALL TO ORDER

Chairman Cooney called the meeting to order at 9:31 a.m.

II. ROLL CALL

Edward Austin Cooney, Chairman	PRESENT
Richard Rene Silvin, Vice Chairman	PRESENT
Jacqueline Albarran, Member	PRESENT
Page Lee Hufty, Member	PRESENT
Patrick Segraves, Member	PRESENT
John T. Gannon, Member	PRESENT
Kim Coleman, Member	PRESENT
Jacqueline Weld Drake, Alternate Member	PRESENT (left 11:52 a.m)
Sue Patterson, Alternate Member	PRESENT
Anne Metzger, Alternate Member	PRESENT

Staff Members present were:

John Lindgren, Planning Administrator
Kelly Churney, Secretary to the Landmarks Preservation Commission
Emily Stillings, Preservation Consultant for the Town of Palm Beach
Janet Murphy, Preservation Consultant for the Town of Palm Beach

III. PLEDGE OF ALLEGIANCE

Chairman Cooney led the Pledge of Allegiance.

IV. APPROVAL OF THE MINUTES OF THE OCTOBER 17, 2018 MEETING

Motion made by Mr. Silvin and seconded by Ms. Albarran to approve the minutes of the October 17, 2018 meeting. Motion carried unanimously.

V. APPROVAL OF THE AGENDA

Mr. Cooney requested to defer the following projects to the December 19, 2018 meeting: COA-043-2018, 89 Middle Road, COA-041-2018, 241 Seaview Avenue and

COA-048-2018, 1100 S. Ocean Boulevard. He also asked to withdraw the following project from the agenda: COA-044-2018, 240 Jungle Road.

Mr. Cooney also asked to move project COA-053-2018, 150 Bradley Place #805 to the first place in the agenda. He also requested to move project COA-049-2018, 280 Sunset Avenue to be heard after the designation hearings.

Motion made by Ms. Albarran and seconded by Mr. Silvin to approve the agenda as amended. Motion carried unanimously.

VI. ADMINISTRATION OF THE OATH TO PERSONS WHO WISH TO TESTIFY

Ms. Churney administered the oath at this time and throughout the meeting as necessary.

VII. COMMENTS FROM THE PUBLIC AND COMMISSION MEMBERS: (Please limit comments to 3 minutes):

Mr. Lindgren stated that Mr. Segraves declared a conflict for his project at 212 Seaspray Ave. at the October 17, 2018 meeting and had correctly completed the 8B form in accordance with State Law.

Mr. Lindgren stated that Mr. Segraves declared a conflict for his project at 400 Regents Park at the October 17, 2018 meeting and had correctly completed the 8B form in accordance with State Law.

IX. PUBLIC HEARINGS (project moved up in the agenda)

1. Application for Certificate of Appropriateness #053-2018
Address: 150 Bradley Place #805
Owner/Applicant: S. Daniel and Ewa Abraham
Professional: James A. "Blu" Minges/Blu Minges Architect
Project Description: Installation of 2 (two) retractable awnings on the 8th floor.

A motion carried at the October meeting that implementation of the proposed site plan review and variances will not cause negative architectural impact to the subject landmark property.

Ms. Ziska presented the architectural plans for the project and stated that the Town Council approved the project.

Motion made by Ms. Albarran and seconded by Mr. Gannon to approve the project as presented. This application was approved with the condition that prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area. Motion carried unanimously.

Call for disclosure of ex parte communication: None.

VIII. DESIGNATION HEARINGS

Item 1: 307 Brazilian Avenue

Owner: Peter N Heydon Trust

Call for disclosure of ex parte communication: Disclosure by Mr. Cooney.

Janet Murphy, MurphyStillings, LLC, testified to the architecture and history for this Mediterranean Revival style home. Ms. Murphy pointed out the design features of this building. Ms. Murphy testified that the building met the following criteria for designation as a landmark:

Sec. 54-161 (1) Exemplifies or reflects the broad cultural, political, economic or social history of the nation, state, county or town; and,

Sec. 54-161 (3) Embodies distinguishing characteristics of an architectural type or is a specimen inherently valuable of the study of a period, style, method of construction of use of indigenous materials or craftsmanship; and

Sec. 54-161 (4) Is representative of the notable work of a master builder, designer or architect whose individual ability has been recognized or who influenced his age.

Mr. Silvin expressed his support for the designation. Mr. Gannon agreed.

Mr. Cooney asked for confirmation on proof of publication. Ms. Churney provided confirmation.

Motion made by Ms. Albarran and second by Mr. Silvin that the designation report is made part of the record. Motion carried unanimously.

Mr. Cooney called for any public comment on the designation. There were no comments heard at this time.

Motion made by Mr. Silvin and second by Ms. Hufty to recommend 307 Brazilian Ave. to the Town Council for designation as a Landmark of the Town of Palm Beach based on criteria 1, 3 and 4 in Section 54-161. Motion carried unanimously.

Item 2: 218 Seaspray Avenue

Owner: Richard M. Pollock

Emily Stillings, MurphyStillings, LLC, testified to the architecture and history for this Mediterranean Revival style home. Ms. Stillings pointed out the design features of this building. Ms. Stillings testified that the building met the following criteria for designation as a landmark:

Sec. 54-161 (1) Exemplifies or reflects the broad cultural, political, economic or social history of the nation, state, county or town; and,

Sec. 54-161 (3) Embodies distinguishing characteristics of an architectural type or is a specimen inherently valuable of the study of a period, style, method of construction of use of indigenous materials or craftsmanship;

Mr. Cooney asked for confirmation on proof of publication. Ms. Churney provided confirmation.

Call for disclosure of ex parte communication: None.

Motion made by Mr. Silvin and second by Ms. Hufty that the designation report is made part of the record. Motion carried unanimously.

Mr. Silvin inquired about a porch on the front façade of the home. Ms. Stillings responded with more explanation.

Ms. Albarran and Mr. Cooney stated they were in favor of the designation of this home.

Mr. Cooney called for any public comment on the designation. There were no comments heard at this time.

Motion made by Mr. Silvin and second by Ms. Hufty to recommend 218 Seaspray Ave. to the Town Council for designation as a Landmark of the Town of Palm Beach based on criteria 1 and 3 in Section 54-161. Motion carried unanimously.

IX. PUBLIC HEARINGS

Please note: All approved projects will now include the following condition in the motion – *Prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area. This shall be required prior to the issuance of a building permit.*

2. Application for Certificate of Appropriateness #049-2018

***LPC TO MAKE RECOMMENDATION RELATIVE TO SITE PLAN
REVIEW WITH VARIANCE(S)* - Done 10/17/18**

Address: 280 Sunset Ave.

Owner/Applicant: Bradley Park Owner LLC

Professional: Keith Spina/Glidden Spina + Partners

Project Description: The Bradley Park Hotel, also known as Bradley House and originally built under the name The Algomac Hotel, was constructed in 1923 by Colonel F.T. Bradley. The architect is unknown. The Hotel was constructed immediately adjacent to F.T. Bradley's famous Beach Club gambling casino as a private hotel for his friends and guests. The hotel is now separated from Bradley Park where the casino stood. It is one of the earliest hotels designed in the Mediterranean motif in Palm Beach. The building is "U" shaped with the center being 4 stories and the wings three stories with a Belvedere on the northwest wing. Site improvements include: Reconfiguration of the central courtyard to accommodate a new pool and patio; redesign of the parking lot; relocated exterior approach to entrance. Parking lot improvements include new landscaping, paving materials and drainage. The proposed changes to the building interior include: Demolition of interior partitions, as

required, to accommodate the reconfiguration of guest rooms, support space and lobby. Proposed exterior alterations include replacement of doors and windows; removal of wall mounted A/C units; reinstallation of rooftop equipment and removal of adjacent unsightly metal mesh screen; and alteration to elevator penthouse. Redesign of these roof elements results in a well-balanced architectural treatment to the top of the building and can be seen as one enters into Palm Beach. All mechanical equipment will be screened from view. ****Please note this is a tax abatement project****

Motions carried at the October meeting that implementation of the proposed site plan review with variances will not cause negative architectural impact to the subject landmarked property and that the proposed development will not preclude the building's continued designation as a historic building and the variance is the minimum necessary to preserve the historic character and design of the building.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Spina stated that the Town Council approved the project at the November meeting. Mr. Spina presented the architectural modifications to the commercial building and tried to address the Commissioners' comments from the last meeting.

A discussion regarding the proposed guard railings ensued and several commission members provided their comments. Mr. Segraves and Ms. Albarran suggested a different design for the guardrails.

Ned Grace, Ausmerica, LLC, addressed the criticisms of the guardrail design. More discussion continued on the guardrails. Some commission members were in favor of the proposed guardrails while others asked for a restudy of the railings.

Mr. Grace presented the addition of east and west viewing corridors for the courtyard. He also addressed previous criticisms of the courtyard design. He presented a drawing of the proposed view corridors on the overhead projector.

Mr. Cooney stated he was not in favor of the proposed fencing for the view corridors. Mr. Segraves agreed with Mr. Cooney about the fencing material. Mr. Segraves suggested softening the west façade.

Ms. Coleman suggested mimicking the barrel tile railing in the fence design. Mr. Grace stated he would consider into the suggestion.

Ms. Hufty suggested that the design team should restudy the metalwork.

Ms. Albarran suggested breaking up the hedge in the front of the courtyard. Mr. Grace responded.

Ms. Coleman asked about the columns proposed in the view corridors. Mr. Spina responded and further explained the design. Mr. Spina showed two photos of the existing courtyard of the hotel on the overhead projector.

Ms. Metzger asked about the hedge material proposed. Mr. Spina responded and stated he believed Clusia was proposed. Some of the Commissioners recommended Podocarpus or Green Island Ficus in lieu of the Clusia. Mr. Grace stated he would consider the suggestions.

Ms. Hufty was in favor of the courtyard and pool design but still thought the metalwork needed to be restudied.

Mr. Cooney stated he was not in favor of the courtyard and pool design.

Ms. Stillings questioned the louvered awnings on the west side of the property and felt that they were not in keeping with the architecture. Mr. Grace stated he would be happy to change the awnings to canvas.

Ms. Drake was in favor of the project.

Ms. Coleman asked if there would be an entrance to the hotel on the west side. Mr. Grace stated that it was undetermined at that time.

Motion made by Mr. Segraves and seconded by Ms. Hufty to approve the project as presented with the caveat that the details for the balcony railings, fencing and gates will return at the December 19, 2018 meeting. This application was approved with the condition that prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area. Motion carried 6-1, with Mr. Cooney opposed.

3. Application for Certificate of Appropriateness #043-2018
Address: 89 Middle Rd.
Owner/Applicant: Larry Morassutti, C/O The Cury Group
Professional: Jose Luis Gonzalez-Perotti/Portuondo Perotti Architects
Project Description: Modifications to previously approved project to include minor aesthetic elements (including exterior railing design, cast stone profiles, deletion of windows at pool cabana), revision to site walls and other miscellaneous items.

A motion carried at the October meeting to approve the project as presented, with the exception of the tile work in the transoms, which was deferred to the November 16, 2018 meeting.

Please note: This item was deferred at the approval of the agenda, Item V.

4. Application for Certificate of Appropriateness #046-2018
***LPC TO MAKE RECOMMENDATION RELATIVE TO SITE PLAN REVIEW WITH VARIANCE(S)* - Done 10/17/18**
Address: 212 Seaspray Ave.
Owner/Applicant: 212 Seaspray LLC, C/O Guy Rabideau, Manager
Professional: Patrick Segraves/SKA Architect + Planner
Project Description: Selective demolition, renovation and reconstruction to existing 4,200 sq. ft. home. Home will consist of four bedrooms, four and one half bathrooms, kitchen, family room, living room, dining room, laundry room, loggia and balcony; new pool and patios; new porte cochère or awning on west front; garden patio on North side; new windows and doors throughout. Landscape and hardscape to be included.

Motions carried at the October meeting that implementation of the proposed site plan review with variances will not cause negative architectural impact to the subject landmarked property and that the proposed development will not preclude the building's continued designation as a historic building and the variance is the minimum necessary to preserve the historic character and design of the building.

Call for disclosure of ex parte communication: Disclosure by Mr. Cooney.

Please note: Mr. Segraves declared a conflict of interest with the project and recused himself.

Daniel Clavijo, SKA Architect + Planner, presented the architectural changes since the last time the project was presented. He added that the Town Council approved the site plan review with variances as requested.

Matt Jackman, Nievera Williams Design, presented the modifications to the landscape and hardscape.

Ms. Metzger asked about the restoration of the cast stone design over the front entrance. Mr. Clavijo responded.

Motion made by Mr. Silvin and seconded by Ms. Albarran to approve the project as presented. This application was approved with the condition that prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area. Motion carried unanimously.

5. Application for Certificate of Appropriateness #047-2018
*LPC TO MAKE RECOMMENDATION RELATIVE TO SITE PLAN
REVIEW WITH VARIANCE(S)* - Done 10/17/18
Address: 400 Regents Park Rd.
Owner/Applicant: Lara J. Coraci as Trustee of the Anthony Coraci Martial Trust
Professional: Patrick Segraves/SKA Architect + Planner
Project Description: Selective demolition, renovation, reconstruction, and addition to existing home of approximately 12,000 sq. ft. Work will include elevator, living room, dining room, Florida room, library, kitchen, butlers pantry, family room, breakfast room, laundry room, powder room, six bedrooms, six bathrooms, two half bathrooms, master suite; his and hers closets; guest house with living room, kitchen, two bedrooms, two baths; cabana with pool bath, barbeque and storage. Landscape and hardscape to be included.

Motions carried at the October meeting that implementation of the proposed site plan review with variances will not cause negative architectural impact to the subject landmarked property and that the proposed development will not preclude the building's continued designation as a historic building and the variance is the minimum necessary to preserve the historic character and design of the building.

Call for disclosure of ex parte communication Disclosure by several members.

Please note: Mr. Segraves declared a conflict of interest with the project and recused himself.

Daniel Clavijo, SKA Architect + Planner, presented the architectural changes since the last time the project was presented. He added that the Town Council approved the site plan review with variances as requested.

Matt Jackman, Nievera Williams Design, presented the modifications to the landscape and hardscape.

Mr. Silvin expressed his support for the project.

Ms. Hufty inquired about the material proposed for the hedge. Mr. Jackman responded. She also asked about the Gumbo Limbo proposed. Mr. Jackman stated that the Gumbo Limbo tree was existing.

Jorge Sanchez, SMI Landscape Architecture, Inc. stated he sent a letter to the Town requesting the elimination of use of Ficus Benjamina within the Town. He commented on other Ficus hedges that were acceptable.

Mr. Cooney was in favor of many of the changes that had been made in response to the Commissioners' comments from the last meeting.

Mr. Cooney asked if there were any public comments. There were no comments heard at this time.

Motion made by Ms. Albarran and seconded by Mr. Silvin to approve the project as presented. This application was approved with the condition that prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area. Motion carried unanimously.

6. Application for Certificate of Appropriateness #050-2018
LPC TO MAKE RECOMMENDATION RELATIVE TO VARIANCE(S) -
Done 10/17/18
Address: 16 Golfview Rd.
Owner/Applicant: 16 Golfview Rd, LLC
Professional: Richard Sammons/Fairfax, Sammons and Partners
Project Description: Additions and renovations to the property located at 16 Golfview Rd. All additions to occur on the west and north sides of the existing structure. Landscape & hardscape changes to occur at the south and west sides of the property and at the courtyard.

A motion carried at the October meeting that implementation of the proposed variances will not cause negative architectural impact to the subject landmarked property.

Call for disclosure of ex parte communication: Disclosure by several members.

Jaime Torres, Fairfax, Sammons and Partners, presented the architectural plans for the project. He presented an addition to the basement on the overhead projector.

Mr. Cooney asked about the wall design on the west side of the property in front of the pool. Mr. Torres responded and stated the wall would be 6 feet in height.

Mr. Cooney asked Mr. Lindgren about the requirements for wall heights to be compliant with the Code. Mr. Lindgren responded. There was a short discussion about the proposed wall.

Matt Jackman, Nievera Williams Design, further explained the wall design on the west side of the property.

Mr. Cooney expressed his support for the project.

Motion made by Ms. Albarran and seconded by Mr. Silvin to approve the project as presented. This application was approved with the condition that prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area. Motion carried unanimously.

7. Application for Certificate of Appropriateness #044-2018
Address: 240 Jungle Rd.
Owner/Applicant: Jungle Road LLC, C/O Gina D. Silvestri
Professional: LeBerge & Ménard, Inc.
Project Description: Reconfigure interior rooms, ground floor and second floor addition, new accessory building, new trellis at pool area.

A motion carried at the October meeting to defer the project for one month to the November 16, 2018 meeting at the request of the architect.

Please note: This item was withdrawn at the approval of the agenda, Item V.

8. Application for Certificate of Appropriateness #052-2018
Address: 691 N. County Rd.
Owner/Applicant: James S. Cohen, Harriet Cohen & Robert B. Cohen
Professional: Thomas M. Kirchhoff/Kirchhoff & Associates
Project Description: The garage/gate house was designed in 1930 for Otto H. Kahn by Treanor & Fatio. The request for the certificate of appropriateness is for the following: 1) Replace existing windows and doors with impact rated windows and doors. 2) Modify several windows and doors to accommodate interior changes. 3) Other associated changes.

Call for disclosure of ex parte communication: Disclosure by Mr. Cooney.

Mr. Kirchhoff presented the architectural modifications for the gatehouse.

Mr. Cooney asked about the material proposed for the windows. Mr. Kirchhoff responded.

Ms. Hufty inquired about the rooms located on the first floor. Mr. Kirchhoff responded and further explained the floor plans.

Ms. Albarran asked if the owners would consider adding shutters to the gatehouse to match the main house. Mr. Kirchhoff responded. Mr. Cooney added that he appreciated the cohesiveness that Mr. Kirchhoff brought to the project and could accept the design without shutters. A short discussion ensued about the shutters.

Mr. Cooney asked if there were any public comments. There were no comments heard at this time.

Motion made by Mr. Segraves and seconded by Ms. Coleman to approve the project as presented. This application was approved with the condition that prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area. Motion carried unanimously.

9. Application for Certificate of Appropriateness #054-2018
Address: 100 Bradley Place (Bradley Park)
Owner/Applicant: Brian Vertesch, Agent for the Preservation Foundation of Palm Beach
Professional: Brian Vertesch/SMI Landscape Architecture
Project Description: Requesting approval for bronze donor recognition plaques that are to be placed in the Teahouse within Bradley Park. The current proposed plaque quantity and layout varies from prior Landmark approval. The donor recognition plaques will recognize the groups and individuals that donated toward the \$2.7 million renovation of the park.

Call for disclosure of ex parte communication: Disclosure by Mr. Cooney.

Amanda Skier, Preservation Foundation of Palm Beach, introduced the project to the Commissioners.

Mr. Vertesch presented the architectural plans for the donor plaques proposed for installation at the Teahouse.

Mr. Cooney suggested a different arrangement for the plaques so it does not crowd the existing windows. Mr. Vertesch agreed with the suggestion and asked if Mr. Lindgren could administratively approve the new design if submitted. Mr. Cooney stated that an administrative approval would be acceptable.

Mr. Cooney asked if there were any public comments.

Anita Seltzer, 44 Cocoanut Row, expressed concern for the condition of the Artemis Fountain in the park. She requested that the Commission address the maintenance of the fountain. Mr. Cooney stated that he would look into the condition of the fountain. Mr. Vertesch also commented on the condition of the fountain.

Motion made by Mr. Segraves and seconded by Mr. Silvin to approve the project as presented with the caveat that the plaques are rearranged at the suggestion of Mr. Cooney and that staff, in coordination with Mr. Cooney, would administratively approve the new design. This application was approved with the condition that prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement,

or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area. Motion carried unanimously.

10. Application for Certificate of Appropriateness #041-2018
LPC TO MAKE RECOMMENDATION RELATIVE TO SPECIAL EXCEPTION WITH SITE PLAN REVIEW AND VARIANCE(S) - Done 9/21/18
Address: 241 Seaview Avenue
Owner/Applicant: Palm Beach Day Academy, Inc.
Professional: Nievera Williams Design
Project Description: Addition of paved parking lot, landscape improvements and drainage improvements.

A motion carried at the October meeting to defer the project for one month to the November 16, 2018 meeting at the request of the attorney.

Please note: This item was deferred at the approval of the agenda, Item V.

Please note: A short break was taken at 11:21 a.m. The meeting resumed at 11:27 a.m.

11. Application for Certificate of Appropriateness #045-2018
LPC TO MAKE RECOMMENDATION RELATIVE TO SPECIAL EXCEPTION WITH SITE PLAN REVIEW - Done 10/17/18
Address: 360 S. County Rd.
Owner/Applicant: Palm Beach Centennial Commission, Inc. on behalf of the Town of Palm Beach
Professional: Brian Vertesch/SMI Landscape Architecture
Project Description: Proposed addition of steps to south blank wall of existing Mizner Memorial Fountain. Addition of steps will require a 12' wide x 27" tall section of wall at the rear (south) side of the upper terrace to be removed in order to extend the terrace onto the proposed steps. The steps and wall repair will match the existing cast stone wall facade. One landscape down light is proposed to be added to an existing Tabebuia tree where 2 landscape down lights currently exist. Addition of 21 parking spaces and travel lane adjustments within the Town Hall Square Historic District and associated infrastructure adjustments. The parking on west side of S.R. A1A as well as add parking along the Memorial Fountain area will be adjusted. The parking modifications require travel lane modifications including: The dedicated right turn lane on northbound S.R. A 1A to eastbound Brazilian will be eliminated: however the ability to make a right turn at this intersection will be preserved. A traffic study is contained in the record file for this application that provides justification for removal of the dedicated right turn lane. The length of the lane shift on the northbound and southbound just south of Brazilian Avenue will be extended. However, the deflection angle of the lane shift will remain the same as the existing conditions in both cases. This will reduce the aggressiveness of the maneuver by lengthening the distance between the jogs in lanes. Signage to

control traffic and parking will be implemented in accordance with FOOT and Town of Palm Beach Public Works requirements.

A motion carried at the October meeting that implementation of the proposed special exception with site plan review will not cause negative architectural impact to the subject landmarked property.

Call for disclosure of ex parte communication: Disclosure by several members.

Mr. Vertesch stated that the previously proposed parking would not be included in the application. He showed the Commission a rendering of the fountain with the addition of the stairs.

Mr. Cooney stated he was not in favor of the proposed stairs and explained the reasons he could not support the project.

Mr. Segraves thought the stairs were a nice addition with the location of the park.

Ms. Hufty thought the addition of the stairs made the whole fountain work as a unit.

Addison Linck, 251 Esplanade Way, expressed his opposition to the proposed stairs and suggested beautifying the park in lieu of the stairs addition. He presented pictures of historic designs by Addison Mizner.

Mr. Silvin supported the design of the stairs.

Anita Seltzer, 44 Cocoanut Row, inquired about new tables and chairs for the park. She expressed her opposition to the proposed stairs.

Bill Metzger, 277 Esplanade Way and Director of the Palm Beach Centennial Commission, passed on regrets from Bill Bone for his absence. He added that he was thankful for the approval that the project received from the Town Council.

Ms. Hufty expressed her dismay for the tables and chairs that currently exist in the park. Mr. Sanchez responded.

Ms. Coleman suggested using color in the plantings around the fountain.

Mr. Silvin expressed frustration for the four basins around the fountain that never work. Mr. Sanchez responded.

Ms. Murphy stated that the newly proposed stairs were not as prominent as the ones proposed years ago. Ms. Murphy stated that the State would ultimately make a decision on the stairs.

Motion made by Mr. Silvin and seconded by Mr. Gannon to approve the project as presented with the understanding that the parking spaces are not part of the application, the acknowledgement that the Town Council approved the project and that special attention is given to the maintenance of the fountain as well as the furniture in the park. This application was approved with the condition that prior to the issuance of a building permit, the applicant shall either dedicate and record a utility easement, or enter into an agreement ensuring said easement, if necessary to facilitate utility undergrounding in the area. Motion carried 6-1, with Mr. Cooney opposed.

A second motion made by Ms. Albarran and seconded by Mr. Silvin to request a follow up presentation from the Public Works department at the December 19, 2018 Landmarks meeting on the status of the four failing fountain basins. Motion carried unanimously.

X. OTHER BUSINESS

1. Informal Review - Application for Certificate of Appropriateness #048-2018
LPC TO MAKE RECOMMENDATION RELATIVE TO SPECIAL EXCEPTION WITH SITE PLAN REVIEW
Address: 1100 S. Ocean Blvd.
Owner/Applicant: Harvey E. Oyer, III on behalf of Mar-a-Lago Club, Inc.
Professional: Rich Gonzalez/REG Architects, Inc.
Project Description: The Applicant seeks approval to add an accessory dock. It is to be located at the northwest corner of the site and projects 25 feet from the existing seawall into the Lake Worth Lagoon. The proposed dock will not be visible from the historic home, does not violate the preservation easement granted to the National Trust for Historic Preservation, and is generally located where the property's prior historic dock was previously located.

A motion carried at the October meeting to defer the project for one month to the November 16, 2018 meeting.

SPECIAL EXCEPTION WITH SITE PLAN REVIEW INFORMATION: 1. The Applicant seeks approval of a Special Exception with Site Plan Review to add an accessory dock to the property in the approximate location of the prior historic dock. The dock is to be located at the northwest corner of the site and projects 25 feet from the existing seawall into the Lake Worth Lagoon.

Please note: This item was deferred at the approval of the agenda, Item V.

XI. COMMENTS OF THE LANDMARKS PRESERVATION COMMISSION AND PLANNING, ZONING & BUILDING DEPARTMENT DIRECTOR.

Mr. Cooney reviewed the Landmark projects that were heard at the November Town Council meeting.

Mr. Cooney stated that he made a request to the Town Council to continue approving the new variance relating to the flood plain issue for landmarked homes.

Bill Metzger, 277 Esplanade Way, expressed appreciation for the new language regarding the easement requirement for all future projects. Mr. Lindgren provided further comments on the easement requirements.

XII. ADJOURNMENT

A motion made by Ms. Albarran and seconded by Mr. Segraves to adjourn the meeting at 11:59 a.m. Motion carried unanimously.

The next meeting of the Landmarks Preservation Commission will be held on Wednesday, December 19, 2018 at 9:30 a.m. in the Town Council Chambers, 2nd floor, Town Hall, 360 South County Rd. Palm Beach.

Respectfully submitted,



Edward Cooney, Chairman
LANDMARKS PRESERVATION COMMISSION

kmc

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <i>Segraves, Patrick</i>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>Landmarks Preservation Commission</i>
MAILING ADDRESS <i>2500 S. Ocean Blvd. #2A1</i>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: ☐ CITY ☐ COUNTY ☒ TOWN ☐ OTHER LOCAL AGENCY
CITY <i>Palm Beach</i>	COUNTY <i>Palm Beach</i>
NAME OF POLITICAL SUBDIVISION: <i>Town of Palm Beach</i>	
DATE ON WHICH VOTE OCCURRED <i>November 16, 2018</i>	MY POSITION IS: ☐ ELECTIVE ☒ APPOINTEE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Patrick Segares, hereby disclose that on November 16, 20 18:

(a) A measure came or will come before my agency which (check one or more)

- ☒ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☐ inured to the special gain or loss of my relative, _____;
- ☐ inured to the special gain or loss of _____, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Continuing conflict
application for certificate of appropriateness #046-2018
212 Seaspray Ave.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

11-16-18

Date Filed

Patrick Segares

Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <i>Sennars, Patrick</i>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>Landmarks Preservation Commission</i>
MAILING ADDRESS <i>2900 S. Ocean Blvd. # 2A1</i>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: ☐ CITY ☐ COUNTY ☒ <i>Town</i> OTHER LOCAL AGENCY
CITY COUNTY <i>Palm Beach Palm Beach</i>	NAME OF POLITICAL SUBDIVISION: <i>Town of Palm Beach</i>
DATE ON WHICH VOTE OCCURRED <i>November 16, 2018</i>	MY POSITION IS: ☐ ELECTIVE ☒ APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Patrick Segrano, hereby disclose that on November 16, 20 18:

(a) A measure came or will come before my agency which (check one or more)

- ☒ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☐ inured to the special gain or loss of my relative, _____;
- ☐ inured to the special gain or loss of _____, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Continuing Conflict
application for certificate of appropriateness # 047-2018
400 Regents Park Road

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

11.16.18
Date Filed

Patrick Segrano
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.