

TOWN OF PALM BEACH

Planning, Zoning & Building Department

**MINUTES OF THE ARCHITECTURAL COMMISSION MEETING
FRIDAY NOVEMBER 22, 1996
TOWN COUNCIL CHAMBERS, 360 SOUTH COUNTY ROAD, PALM BEACH**

I. CALL TO ORDER

The meeting was called to order at 9:00 a.m.

II. ROLL CALL

PRESENT: Leighton A. Rosenthal, Chairman
Ethel Kinsella, Member
Sally Gingras, Member
John H. Schuler, Member
Lowry M. Bell Jr., Member
Robert E. Deziel, Member
Floyd Wideman, Alternate Member
Marvin Rosenberg, Alternate Member
Eric Adams, Alternate Member
Timothy M. Frank, Planner/Projects Coordinator
Harry Ackerman, Assistant Building Official

ABSENT: Laurel Baker, Vice Chairman
Robert L. Moore, Director of Planning, Zoning & Building
John C. Randolph, Town Attorney

III. APPROVAL OF THE MINUTES FROM THE OCTOBER 23, 1996 MEETING.

Mrs. Gingras said the minutes reflect that the "original" presentation was approved for Item #B70-96. She said the plans that were approved were changed from the original plans.

MOTION BY MRS. KINSELLA TO APPROVE THE MINUTES WITH THE ABOVE STATED CORRECTIONS.

MOTION SECONDED BY MR. SCHULER.

MOTION CARRIED UNANIMOUSLY.

IV. PROJECT REVIEW

A. DEFERRALS AND CONTINUATIONS - MAJOR PROJECTS

B57-96 New Two-Story Duplex

Applicant: Euro-Homes, Inc.
Address: 242/246 Everglade Ave.
Architects: Randall Stofft
Project Description: New two-story duplex

This project was deferred from the July, August, September and October meetings.

Mr. Schuler disclosed ex-parte communications with the architect. Mr. Deziel declared a conflict of interest and left the meeting during the presentation.

Architect Randall Stofft stated the project was simplified with an asymmetrical facade. He said the stone detailing around the two entries are different and both of the garages will be side loading.

The Commission felt the front doors were too similar and suggested squaring off the stone work around the front door of the right unit and leave the other stone work arched.

**MOTION BY MR. WIDEMAN TO APPROVE THE PROJECT WITH THE PROVISION TO USE A FLAT HEAD DOOR SURROUND FOR THE RIGHT UNIT.
MOTION SECONDED BY MRS. KINSELLA.
MOTION CARRIED UNANIMOUSLY.**

B76-96 New Residence

Applicant: John L. McDonald
Address: 2258 Ibis Isle Road
Architect: Brower Architectural Assoc.
Project Description: New single story residence.

This project was deferred from the October meeting.

Mrs. Gingras and Mr. Wideman stated they had ex-parte communications with the architect.

Architect Raphael Saladrigas presented a photo board of the surrounding properties. Mr.

ARCOM Minutes 11/22/96

Saladrigras stated the house is "U" shaped with a central court yard. A privacy wall will enclose the pool and court yard. The roofing material will be an Altousa clay "S" tile, variegated with five colors.

The roof configuration was discussed and it was felt the roof looks chopped off at one end. Mr. Saladrigras said the roof was deliberately chopped off to accommodate the bay window. It was felt by some of the commission that the clay "S" tile was not appropriate for the style of the house.

MOTION BY MR. WIDEMAN TO APPROVE THE PROJECT AS PRESENTED.

MOTION SECONDED BY MR. SCHULER.

ROLL CALL VOTE:

MR. WIDEMAN	YES
MR. SCHULER	YES
MRS. KINSELLA	YES
MRS. GINGRAS	YES
MR. BELL	NO
MR. DEZIEL	NO
MR. ROSENTHAL	YES

MOTION CARRIED 5-2.

B80-96 New Residence

Applicant: Lodar, Inc.
Address: 107 Indian Road
Architect: Thomas Kirchoff
Project Description: New construction of 5,584 sq. ft. one story residence.

Applicant requests review of the replacement house deferred to the December meeting.

MOTION BY MR. SCHULER TO DEFER THE PROJECT TO THE DECEMBER MEETING.

MOTION SECONDED BY MRS. KINSELLA.

MOTION CARRIED UNANIMOUSLY.

B81-96 Addition

Applicant: Mr. and Mrs. Sullivan
Address: 246 Monterey Road
Architect: Robert Henry
Project Description: 275 sq. ft. addition to increase the size of kitchen. Remove some second story windows.

This project was deferred from the October meeting.

No one was present to represent the project.

MOTION BY MR. SCHULER TO DEFER THE PROJECT TO THE DECEMBER MEETING.

MOTION SECONDED BY MRS. KINSELLA.

MOTION CARRIED UNANIMOUSLY.

B82-96 Demolition and New Residence

Applicant: Sylvia Chilton
Address: 446 Brazilian Avenue
Architect: Donald Lang/Joe Handley
Project Description: Demolition of existing structure and a new two family dwelling.

This project was deferred from the October meeting.

Architect Donald Lang and Landscape Architect Joe Handley presented the project. Mr. Lang said he has filed a demolition report with the staff and then asked for demolition approval. He said the new project has completely different front entrances. A wall will be placed around the mechanical equipment and there will be heavy landscaping to buffer any noise. One of front doors will have applied wood blocks and the other will be paneled. Mr. Lang said the roof will have Altousa "S" clay tile. It was felt the door with the applied wood blocks looked heavy and it was agreed to have staff approve the redesign of the door. Barrel tile roofing material was preferred by some of the commission.

MOTION BY MR. BELL TO APPROVE DEMOLITION OF THE EXISTING BUILDING WITH THE USUAL CONDITIONS AND THE PROJECT WITH THE REDESIGN OF ONE OF THE FRONT DOORS WHICH THE STAFF WILL REVIEW.

MOTION SECONDED BY MR. WIDEMAN.

MR. DEZIEL OPPOSED.

MOTION CARRIED 6-1.

B. NEW BUSINESS - MAJOR PROJECT

B84-96 Renovations

Applicant: Tom Turner
Address: 411 Seabreeze Avenue
Architect: The Pandula Architects
Project Description: Renovations to the front facade of the structure.

Mr. Deziel declared a conflict of interest and left the meeting during the presentation.

Architect Eugene Pandula presented a revised sketch showing the fixed transom windows deleted above the front door and front windows from the plans previously submitted. Mr. Pandula stated the aluminum awnings and jalousie windows and door will be removed and replaced with double hung windows with shutters and a new solid front door. He said three small dormer windows will be replaced with a large fan like window.

**MOTION BY MR. SCHULER TO APPROVE THE PROJECT AS PRESENTED.
MOTION SECONDED BY MR. WIDEMAN.
MOTION CARRIED UNANIMOUSLY.**

B85-96 Renovation

Applicant: Frederick J. Keitel III
Address: 230 Royal Palm Way
Architect: SKA Architects
Project Description: Renovation of building and style change.

Staff recommends deferral of this project.

**MOTION BY MRS. KINSELLA TO DEFER THE PROJECT TO THE DECEMBER MEETING.
MOTION SECONDED BY MR. SCHULER.
MOTION CARRIED UNANIMOUSLY.**

B86-96 Addition

Applicant: Townsend Wright
Address: 332 Seaspray Avenue
Architect: Gerhard Selzer
Project Description: Addition and open porches

Architect Gerhard Selzer stated a new kitchen will be added allowing room for a second bedroom. A new porch area will be added to the front elevation. The building material will match the existing house. He said roll down shutters concealed in the roof line under the porch area will be installed on the windows that have no shutters.

**MOTION BY MR. DEZIEL TO APPROVE THE PROJECT AS PRESENTED.
MOTION SECONDED BY MR. SCHULER.
MOTION CARRIED UNANIMOUSLY.**

B87-96 Demolition

Applicant: Jeffrey Fisher
Address: 146 Seminole Avenue
Realtor: McCann, Coyner & Clarke Real Estate
Project Description: Demolition of existing residence

Designer Joe Brennan presented the project. Mr. Brennan stated the house has no historical value and requested demolition for the applicant. He said his client would like to build a single family home approximately 4,000 square feet.

Mr. Deziel stated that he felt a registered architect should present major projects to the commission, and demolition is a major application.

**MOTION BY MR. DEZIEL TO DEFER THE PROJECT TO THE DECEMBER MEETING
FOR PRESENTATION BY A REGISTERED ARCHITECT.
MOTION DIED FOR THE LACK OF A SECOND.**

Further discussion took place regarding registered architects presenting demolition requests. It was stated that a registered architect would be able to determine if an existing structure has any architectural significance, and would have the expertise for the preparation of the plans for the replacement structure. Mrs. Kinsella stated she is familiar with the house and there is no historical value to the house. Mr. Frank stated a proper demolition report has been filed. Mr. Frank said the ARCOM application states an architect may be required by the Commission, if they do not have a registered architect they may be deferred until a registered architect is in attendance. He further

ARCOM Minutes 11/22/96

stated the policy has been in effect for approximately three months that a registered architect is required to present projects. He said the commission has not confronted the situation for a demolition request by a non registered architect. Mr. Frank said he felt this is a situation that should be reviewed on a case by case basis. If the commission felt comfortable with the demolition, they may not feel that it is necessary to review the replacement house.

MOTION BY MR. WIDEMAN TO APPROVE THE DEMOLITION WITH THE PROVISION TO SOD OR SEED AND IRRIGATE THE VACANT LOT WITHIN 90 DAYS. MOTION SECONDED BY MRS. KINSELLA. MR. DEZIEL OPPOSED. MOTION CARRIED 6-1.

Note for the record: The ARCOM application states as follows under Procedures for Presenting Projects to the Town Council Architectural Commission and Landmarks Preservation Commission of the Town of Palm Beach:

“Licensed architects must present their proposal to the applicable Commission.
FAILURE TO HAVE A LICENSED ARCHITECT IN ATTENDANCE AT THE MEETING WILL RESULT IN EITHER A DEFERRAL OR DENIAL OF THE APPLICATION.”

MOTION BY MR. BELL TO ALLOW ONLY PROPERTY OWNERS OR REGISTERED ARCHITECTS TO PRESENT DEMOLITION REQUESTS. MOTION SECONDED BY MR. DEZIEL. MR. WIDEMAN OPPOSED. MOTION CARRIED 6-1.

C. DEFERRALS AND CONTINUATIONS - MINOR PROJECTS

A79-96 Driveway

Applicant:	Marvin Rosenberg
Address:	101 Nightingale Trail
Architect:	John Lang
Project Description:	Driveway

The architect was not in attendance when the project was called.

MOTION BY MR. DEZIEL TO DEFER THE PROJECT TO THE END OF THE MEETING. MOTION SECONDED BY MR. BELL. MOTION CARRIED UNANIMOUSLY.

ARCOM Minutes 11/22/96

This project was heard after item #A96-96.

Dr. Marvin Rosenberg has a conflict of interest regarding this project, he then presented the project. Dr. Rosenberg stated the pool and patio have been previously approved. He said there is a steep grade of approximately 35 degrees from North Ocean Blvd. onto Nightingale Trail. Therefore, a separate driveway entrance from Nightingale Trail into the garage is necessary. The other driveway will have a curb cut on North Ocean Blvd. and a curb cut on Nightingale Trail. (Three curb cuts) He said he met with Jim Bowser from the Public Works Dept. and has a letter of approval for the curb cuts.

MOTION BY MR. BELL TO APPROVE THE PROJECT AS PRESENTED.

MOTION SECONDED BY MR. WIDEMAN.

MRS. KINSELLA OPPOSED.

MOTION CARRIED 6-1.

A83-96 Front Entry

Applicant:	Homa Bahary
Address:	160 Kings Road
Architect:	Robert Bell
Project Description:	Remodel front entry with pre cast stone

This project was deferred from the September and October meetings.

MOTION BY MR. SCHULER TO DEFER THE PROJECT TO THE DECEMBER MEETING.

MOTION SECONDED BY MR. WIDEMAN.

MOTION CARRIED UNANIMOUSLY.

Architect Robert Bell requested an informal review of the project and stated the owner wanted to change the style of the home from contemporary to Mediterranean. He asked for commission comments and stated the drawings will be ready for formal review next month.

The architect was encouraged to follow through with the design change as the house is very contemporary inside as well as outside.

Discussion took place regarding roofing material for Mediterranean style buildings. It was decided to ask three architects to present a history of Mediterranean style architecture at next month's meeting at 9:00 a.m. and to begin the regular meeting at 9:30 a.m.

ARCOM Minutes 11/22/96

MOTION BY MR. DEZIEL TO HAVE THREE ARCHITECTS DISCUSS ROOFING MATERIAL FOR MEDITERRANEAN STYLE BUILDINGS AT THE DECEMBER MEETING AND BEGIN THE REGULAR MEETING AT 9:30 A.M.

MOTION SECONDED BY MRS. KINSELLA.

MOTION CARRIED UNANIMOUSLY.

A88-96 Hurricane Shutters

Applicant: Mary Weiss
Address: 340 Brazilian Avenue
Contractor: Rolladen
Project Description: Hurricane shutters

This project was deferred from the October meeting.

No one was present to represent this project, project #A89-96 and project #A90-96.

MOTION BY MR. SCHULER TO REMOVE THE PROJECT FROM THE AGENDA AND TO HAVE MR. DEZIEL AND STAFF REVIEW THE PROJECT.

MOTION SECONDED BY MRS. KINSELLA.

MOTION CARRIED UNANIMOUSLY.

D. NEW BUSINESS - MINOR PROJECTS

A89-96 Hurricane Shutters

Applicant: E. G. Watkins
Address: 150 North Ocean Blvd., PH #3
Contractor: Rolladen
Project Description: Hurricane Shutters

MOTION BY MR. SCHULER TO REMOVE THE PROJECT FROM THE AGENDA AND TO HAVE MR. DEZIEL AND STAFF REVIEW THE PROJECT.

MOTION SECONDED BY MRS. KINSELLA.

MOTION CARRIED UNANIMOUSLY.

A90-96 Hurricane Shutters

Applicant: Lisbeth Barron
Address: 227 Ocean Terrace
Contractor: Rolladen
Project Description: Hurricane Shutters

MOTION BY MR. SCHULER TO REMOVE THE PROJECT FROM THE AGENDA AND TO HAVE MR. DEZIEL AND STAFF REVIEW THE PROJECT.
MOTION SECONDED BY MRS. KINSELLA.
MOTION CARRIED UNANIMOUSLY.

A91-96 Revisions to Previously Approved Plans

Applicant: Malasky Homes
Address: 167 Dolphin Road
Architect: Steven Bruh
Project Description: Change the single front door to double doors and add Bermuda shutters to the front of the house.

This project was heard after project #A95-96.

Mrs. Gingras declared a previous conflict of interest and left the dais during the presentation. Mr. Deziel disclosed ex-parte communications with Mr. Malasky.

Donald Malasky presented the project and said a double door and shutters were added to the front elevation.

MOTION BY MR. SCHULER TO APPROVE THE PROJECT AS PRESENTED.
MOTION SECONDED BY MR. WIDEMAN.
MOTION CARRIED UNANIMOUSLY.

A92-96 Revisions to Previously Approved Plans

Applicant: Mr. and Mrs. Pellitieri
Address: 180 Atlantic Avenue
Contractor: Wittmann Building
Project Description: Change the balcony railing on the rear elevation.

Building Contractor Paul Wittmann stated he would like a revision to the rear balcony railing. He said the original approval was a barrel tile railing with balustrades with. Mr. Wittmann said the owners would like to match the aluminum railing on the front of the house. The commission felt the railing was too long and should be broken up. It was agreed to keep the concrete pilasters and replace the barrel tile with the aluminum railing.

MOTION BY MR. DEZIEL TO APPROVE THE NEW RAILING ON THE REAR BALCONY KEEPING THE ORIGINAL CONCRETE PILASTERS IN PLACE.
MOTION SECONDED BY
MOTION CARRIED UNANIMOUSLY.

A93-96 Landscape

Applicant: Mr. and Mrs. Grant
Address: 137 Peruvian Avenue
Architect: Linda Zylman
Project Description: Landscape plans

No one was present to represent the project.

**MOTION BY DEZIEL TO REMOVE THIS ITEM FROM THE AGENDA AND HAVE MRS. KINSELLA AND STAFF REVIEW THE PLANS FOR APPROVAL.
MOTION SECONDED BY MR. WIDEMAN.
MOTION CARRIED UNANIMOUSLY.**

A94-96 ATM Machine, Lighting and Awning

Applicant: Suntrust Bank
Address: 300 Royal Poinciana Plaza
Architect: Lewis & Associates
Project Description: Installation of an ATM machine, light fixtures and an awning.

The representative for this project was not in attendance at this time. Mr. Frank stated due to the amount of lighting required by the State for ATM machines, he recommended not delegating this project to staff for approval. Mr. Frank said he asked the architect to restudy the lighting and bring it back for review. He said the architect later submitted essentially the same scheme.

The architect was telephoned and he agreed to restudy the lighting and present the project next month.

**MOTION BY MR. DEZIEL TO DEFER THE PROJECT TO THE DECEMBER MEETING.
MOTION SECONDED BY MR. BELL.
MOTION CARRIED UNANIMOUSLY.**

A95-96 New Entry Portico and Windows

Applicant: Mr. and Mrs. Hunt
Address: 1467 Laurie Lane
Architect: Craig Hallonquist
Project Description: Addition of a new front entry portico and replacement of jalousie windows with double hung windows.

This project was heard after project #A83-96.

Architect Craig Hallonquist stated the jalousie windows will be replaced with double hung windows with true divided lites. An entrance portico with smooth cement columns and brick columns at the ends of the portico will be added. The front door will be relocated with two windows on either side. Smooth stucco will be placed at the entry and the brick veneer will remain on the rest of the house.

**MOTION BY MR. DEZIEL TO APPROVE THE PROJECT AS PRESENTED.
MOTION SECONDED BY MR. WIDEMAN.
MOTION CARRIED UNANIMOUSLY.**

A96-96 Landscape/Hardscape

Applicant: Rori and Dilow Estates
Address: 700 South County Road
Architect: Lowry Bell
Project Description: Landscape and hardscape plans.

Mr. Bell has a conflict of interest regarding this project, he then presented the project to the commission. Mr. Bell said the xeriscape for this project is 26% and the green space is 44%. Mr. Bell presented salmon and sand colors pavers which will be used for the hardscape. He said there is an existing hedge with existing trees along the property lines. Mr. Ackerman asked Mr. Bell if the existing hedge was on the property line and a shared hedge between two properties as the drawings reflect. Mr. Bell said the hedge is on this property and not on the property line. Mr. Bell was asked how the pool will be protected as no walls or fences are shown on the drawings. Mr. Bell said he will use a chain link fence in the hedges.

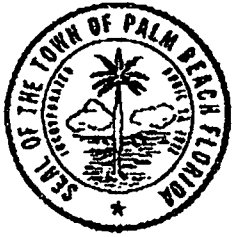
**MOTION BY MRS. KINSELLA TO APPROVE THE PROJECT WITH THE ADDITION
OF A CHAIN LINK FENCE ALONG THE PROPERTY LINES.
MOTION SECONDED BY MR. DEZIEL.
MOTION CARRIED UNANIMOUSLY.**

V. OTHER BUSINESS

There was no discussion under Other Business.

VI. ADJOURNMENT

**MOTION BY MR. BELL TO ADJOURN THE MEETING AT 11:40 A.M.
MOTION SECONDED BY MR. DEZIEL.
MOTION CARRIED UNANIMOUSLY.**



TOWN OF PALM BEACH

Public Works Department

① / [unclear] file
② / plan 2

③ Attached to 11/22/96 PERCOM mtr.

October 15, 1996

FAKED
10/18/96

Dr. Marvin Rosenberg
125 Chateaux Drive
Palm Beach, FL 33480

RE: 101 NIGHTINGALE TRAIL, PALM BEACH

Dear Mr. Rosenberg:

The Public Works Department has reviewed your site plan, in particular, the proposed driveway locations at 101 Nightingale Trail. The Public Works Department offers the following comments.

1. The driveway exit/entrance on Ocean Boulevard would be acceptable to the Public Works Department provided that adequate sight distance can be established for oncoming traffic at that location. Please have an engineer certify that a safe stopping distance can be maintained at that location.
2. With respect to Item No. 1, any and all sight triangles necessary for the driveway must be established. If a line of sight is necessary over private property, a sight easement must be granted which would restrict the placement of structures and plantings that are capable of growing in excess of 30 inches.

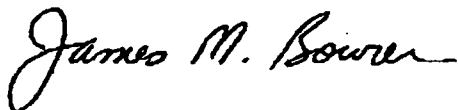
The Public Works Department has also expressed its concern about the finished floor elevation of the garage with respect to the roadway elevation. Without providing significant review of this, be advised that similar installations in the Town have flooded. The Town of Palm Beach will not be responsible for modification of the roadway or improvements to its drainage system other than what now exists in the field. Construction of a garage finished floor below the existing roadway elevations is not recommended or endorsed by the Public Works Department.

Dr. Marvin Rosenberg
October 15, 1996
Page Two

The proper sight triangle must also be established on the corner whereby no structures may exist nor any plantings that could grow in excess of 30 inches. It is noted, however, that the existing Jamaican Palm at this location may remain. However, should the palm die, you would not be permitted to replace with another tree.

If you have any further questions, please give me a call.

Sincerely,

A handwritten signature in cursive script that reads "James M. Bowser".

James M. Bowser, P.E.
Town Engineer

JMB/ck

c: Albert P. Dusey, Director of Public Works & P.W. File
 Robert L. Moore, Director of Planning, Zoning & Building
 Michael Eterginio, Public Works Inspector

TOWN OF PALM BEACH

ATTENDANCE RECORD (19 96)

												Fri	Tue
MEMBERS	1/24	2/28	3/27	4/24	5/22	6/26	7/24	8/28	9/25	10/23	11/22	12/12	
LEIGHTON ROSENTHAL	P	P	P	P	E	E	E	P	P	P	P		
LAUREL BAKER	P	P	P	P	P	P	P	P	P	P	A		
LINDLEY HOFFMAN	P	P	/	/	/	/	/	/	/	/	/	/	/
BRUCE HELANDER	P	P	P	P	P	P	P	/	/	/	/	/	/
ETHEL KINSELLA	P	P	P	P	P	U	P	P	P	P	P		
SALLY GINGRAS	P	P	P	P	A	P	A	E	P	P	P		
JOHN SCHULER	P	P	P	P	P	P	P	P	P	P	P		
LOWRY BELL	/	/	P	P	P	P	P	U	P	P	P		
ALTERNATES	1/24	2/28	3/27	4/24	5/22	6/26	7/24	8/28	9/25	10/23	11/22	12/12	
LOWRY BELL	P	P	/	/	/	/	/	/	/	/	/	/	/
/25 MEMBER- ROBERT DEZIEL	E	P	P	P	P	P	P	P	P	P	P		
MARVIN ROSENBERG	/	/	P	P	P	P	P	A	P	P	P		
FLOYD WIDEMAN	/	/	P	P	P	P	P	P	P	P	P		
ERIC ADAMS	/	/	/	/	/	/	/	/	P	P			

LEGEND: P = Present

E = Excused Absence

U = Unexcused Absence

A = Absence Pending Classification as "Excused" or "Unexcused"

TOWN OF PALM BEACH

RECORD OF VOTING CONFLICTS (19 96)

MEMBERS	1/ 24	2/ 28	3/27	4/ 24	5/ 22	6/ 26	7/ 24	8/ 28	9/ 25	10/23	Fri 11/22	Tue 12/ 12
LEIGHTON A. ROSENTHAL												
LAUREL BAKER												
LINDLEY HOFFMAN			/	/	/	/	/	/	/	/	/	/
BRUCE HELANDER												
ETHEL												
SALLY GINGRAS						2V					VPD	
JOHN SCHULER					V							
LOWRY BELL			V	V2				✓	VPD		VPD	
ALTERNATES	1/24	2/ 28	3/ 27	4/24	5/22	6/26	7/24	8/28	9/25	10/23	11/22	12/12
LOWRY BELL	V	VPD	/	/	/	/	/	/	/	/	/	/
ROBERT DEZIEL		* ✓	V3	VPD	VPD/V	VPD	VPD-V		V	V2	V	
MARVIN ROSENBERG	/	/	V	VPD	VPD	VPD			V		VPD	
FLOYD WIDEMAN	/	/										

* No Conflict was necessary at this time.

LEGEND: V = One Voting Conflict during a meeting
 V2 = Two Voting Conflicts during a meeting
 V3 = Three Voting Conflicts during a meeting
 And so on...

VPD = Voting Conflict Previously Declared
 (This category to be used when a conflict has been declared at a previous meeting, and the changes being reviewed are part of an ongoing renovation project. ONLY COUNT ORIG. DECLARED CONFLICT FOR ONGOING PROJECT PER JOHN C. RANDOLPH, TOWN ATTORNEY)

1384-96

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

ST NAME—FIRST NAME—MIDDLE NAME DEZIEL ROBERT E.		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Anti-Bullying Commission	
MAILING ADDRESS P.O. Box 936		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY Palm Beach	COUNTY Palm Beach	☐ CITY ☐ COUNTY ☒ OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED 11-22-96		NAME OF POLITICAL SUBDIVISION: Town of Palm Beach	
		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 equally 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 the reverse side 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 inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate 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 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:

You must abstain from voting and disclose the conflict in the situations described above and in the manner described for elected officers. In order to participate in these matters, 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.

- 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, ROBERT DEZIEL, hereby disclose that on 11-22, 1996:

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

- ☐ 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 TOM TURNER, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent 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:

TOM TURNER WAS A LAW CLIENT
OF MY FIRM.

11-22-96
Date Filed

ROBERT DEZIEL
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.