

**MINUTES OF THE ARCHITECTURAL COMMISSION MEETING
WEDNESDAY SEPTEMBER 22, 1999
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:

John H. Schuler, Chairman
Ethel Kinsella, Member
Lowry M. Bell, Jr., Member
Robert Deziel, Member
Joanna Frost-Golino, Member
Eric Adams, Member
Marvin Rosenberg, Alternate Member
Gilbert Messing, Alternate Member
John C. Randolph, Town Attorney
Robert L. Moore, Director Planning Zoning and Building
Harry Ackerman, Assistant Building Official
Paul Castro, Zoning Administrator
Gretchen Dayton, Recording Secretary

ABSENT:

Sally Gingras, Vice-Chairman
Floyd Wideman, Alternate Member
Timothy M. Frank, Planner/Projects Coordinator

Note: The Commission Member's absences were classified as excused.

III. APPROVAL OF THE MINUTES FROM THE AUGUST 25, 1999 MEETING.

MOTION BY MRS. KINSELLA TO APPROVE THE MINUTES.

MOTION SECONDED BY MR. ADAMS.

MOTION CARRIED UNANIMOUSLY.

IV. SWEARING IN OF PERSONS TESTIFYING

Persons testifying were sworn in at this time and periodically throughout the meeting.

V. CONSENT AGENDA

There were no consent agenda items to be heard.

VI. PROJECT REVIEW

Mr. Moore said the Commission Member terms will change from two, three-year terms to three, three-year terms. At the last Town Council meeting he said there was discussion about the concept of a month off in August for ARCOM. To make up for this time off, the Commission would have to hold longer meetings either in July or September or hold two day meetings in July or September.

Some of the Commission Members felt that they are here to serve the public and by not meeting in August, it would put a burden upon the residents and the building contractors. The projects reviewed in July and/or September would be pushed through without the proper review and without the proper scrutiny because they do not want to put them under a hardship until September. It was felt that the current system worked by giving the alternate members voting experience.

Mr. Bell mentioned that the August 1999 meeting adjourned at 2:40 p.m. and that it is not a very busy month. He said that he and other Commissioners travel in the summer and he felt that it was a terrible inconvenience for them to come back for the meeting in August.

Mr. Moore said the Town Council wanted feedback from the Commission, but they will make the ultimate decision. He said if ARCOM approval is taken out of the August mix, it would make the Worth Avenue construction deadline of November 1st a very difficult and complex problem to solve.

A. DEFERRALS AND CONTINUATIONS - MAJOR PROJECTS

B24-99 New Office Building

Applicant: 179 Corporation
Address: 420 Royal Palm Way
Architect: Robert Bell
Project Description: Construction of new two-story office building of approximately 12,500 square feet with an underground parking garage.

Demolition of the existing office building was approved at the April meeting.
This project was deferred from the May, June, July and August meetings.

The applicant requests deferral to the October meeting.

MOTION BY MRS. KINSELLA TO DEFER THE PROJECT TO THE OCTOBER MEETING.

MOTION SECONDED BY MR. BELL.

MOTION CARRIED UNANIMOUSLY.

B47-99 Demolition New Residence

Applicant: Tom Turner
Address: 579 North Lake Way
Architect: SKA Architect & Planner
Project Description: Demolition of existing residence and construction of a new residence

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

Mr. Schuler said he met with the architect and the attorney. Mr. Messing said he met with the architect.

Attorney Ron Kolins said the project required, and received, a site plan approval from the Town Council.

Mr. Moore said the Town Council approved the project with the provision to keep the driveway loose gravel as it crosses a utility easement.

Architect Pat Seagraves presented photographs of the existing house. He said the architect is unknown and the existing house is a wood frame.

MOTION BY MR. BELL TO APPROVE DEMOLITION OF THE EXISTING BUILDING WITH THE PROVISION TO SOD OR SEED AND IRRIGATE THE LOT WITHIN 90 DAYS.

MOTION SECONDED BY MR. KINSELLA.

MOTION CARRIED UNANIMOUSLY.

Mr. Seagraves said the lot is non-conforming. The new house will be set back five feet farther the existing house. The house will be "L" shaped to focus around the swimming pool. It will have flat concrete tile roof and floor to ceiling casement windows with functional shutters. There will be arched head windows above the entry door with a Chippendale railing along the balcony above. The house will have a two-story section facing North Lake way which will taper down to a one story section at the lake side.

Dr. Rosenberg was concerned with the blank wall at the garage. Mr. Seagraves said to accommodate the neighbors they left the windows out, but they will landscape heavily in this area.

Mr. Deziel asked them to miter the roof in the corners. Mr. Seagraves agreed that it would look better.

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

MOTION SECONDED BY MR. ADAMS.

MOTION CARRIED UNANIMOUSLY.

B51-99 Demolition and New Residence

Applicant:	Vicker's Development Corporation
Address:	242 Country Club Road
Architect:	SKA Architect
Project Description:	Demolition of existing residence and construction of new residence.

This project was deferred from the July and August meetings.

Mr. Schuler and Mr. Bell said they met with the architect and the attorney. Mr. Messing said he met with the architect.

Attorney Ron Kolins said the house was redesigned from the last presentation.

Architect Pat Seagraves said the owner felt very strongly about having a two-story house. They decided to reduce the house to 4,550 square feet and it was designed to be a Bermuda style home. Mr. Seagraves said the house will have site walls projecting on either side on the front elevation. It will have casement windows on the front and french doors along the rear elevation. He presented a street scape drawing of the neighboring properties.

Mr. Kolins said there was a favorable letter in the file from the next door neighbor and others in the neighborhood.

Mr. Moore was concerned with the height of the parapet entry feature and said that it should be a conditional approval to meet the zoning requirements.

Mr. Seagraves said the proposed project has a floor area of 37%, and the cubic content ratio of 3.88, and that the neighborhood average FAR is 2.5%. He said the house will be set back 30' at the front and 45' from the rear.

Mrs. Frost-Golino felt the size issue has not been resolved from the last meeting and she suggested adding some one-story wings. She said she would have liked a simpler and smaller proposal.

Mr. Deziel said this project should be looked at closely as it may be put before the Commission many times in the future as a basis for redeveloped in that four or five block area. He said out of one-hundred homes in the area there may only be a couple of two-story homes. He said this house reads as a big two-story home from the street.

**MOTION BY MR. BELL TO APPROVE THE PROJECT AS PRESENTED.
MOTION SECONDED BY MR. ADAMS.**

ROLL CALL:

MR. BELL	YES
MR. ADAMS	YES
MRS. KINSELLA	NO
MR. DEZIEL	NO
MRS. FROST-GOLINO	NO
DR. ROSENBERG	YES
MR. SCHULER	YES

MOTION CARRIED 4-3.

B62-99 New Residence

Applicant: Mr. and Mrs. Patrick Guarini
Address: 260 Southland Road
Architect: Shane Ames
Project Description: Construction of a new one-story single family residence.

Demolition of the existing residence was approved at the July meeting and the construction portion of the project was deferred from August meeting.

Attorney Joel Koeppel asked for project deferral.

MOTION BY MRS. KINSELLA TO DEFER THE PROJECT TO THE OCTOBER MEETING.

MOTION SECONDED BY MR. ADAMS.

MOTION CARRIED UNANIMOUSLY.

B63-99 Additions

Applicant: James B. Vandergrift
Address: 428 Chilian Avenue
Architect: J. R. Saunders
Project Description: Proposed three-car garage addition with a master bedroom above and proposed loggia extension

This project was deferred from the July and August meetings.

No one was present to represent the project.

MOTION BY MRS. KINSELLA TO DEFER THE PROJECT TO THE OCTOBER MEETING.

MOTION SECONDED BY DR. ROSENBERG.

MOTION CARRIED UNANIMOUSLY.

B67-99 New Residence

Applicant: Durach Development
Address: 220 Fairview Road
Architect: Smith & Moore Architects
Project Description: New Residence

The demolition portion of the project was approved at the August meeting.

Mr. Schuler said he met with the architect.

Architects Harold Smith and Jeff Brasser presented the project.

Mr. Smith said the project is a one-story, 3,922 square foot Bermuda style home. He said the average CCR for the neighborhood is 2.24 and this project is 3.24. The house will have a sand flow stucco finish and a white flat concrete tile roof. The windows will be double hung with true divided lites. The shutters will be operable and removable panels will be provided for the windows without shutters. The front door and the garage doors will be made of mahogany with raised panels. There will be a copper roof copula over the garage.

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It was stated that by looking at the street scape and the numbers, the project fits in the neighborhood. It was suggested to add a site wall and change the driveway cuts.

Mr. Smith said that a single entry into the property makes it cumbersome and makes it difficult for cars to pull in and out of the property safely. Mr. Smith said they will study a center driveway cut, but he felt it would eliminate a lot of greenspace in the front yard. Mr. Deziel said there will be more concrete with a center cut driveway than what is being proposed.

Mr. Bell suggested moving the left driveway over, putting in a larger site wall and leaving the

two curb cuts. Mr. Smith said they will study how the cars back out of the garage and they will move the left curb cut over as far as they can, landscape heavily and possibly introduce a wall.

MOTION BY DR. ROSENBERG TO APPROVE THE PROJECT WITH THE PROVISION TO MOVE THE LEFT DRIVEWAY CUT AS MUCH AS POSSIBLE, ADD A SITE WALL IN FRONT AND LANDSCAPE TO SCREEN THE GARAGE DOORS.

MOTION SECONDED BY MR. ADAMS.

MOTION CARRIED UNANIMOUSLY.

B68-99 New Residence

Applicant:	Durach Development
Address:	226 Fairview Road
Architect:	Smith & Moore Architects
Project Description:	New Residence

The demolition portion of the project was approved at the August meeting.

Mr. Schuler said he met with the architect.

Architect Harold Smith said the project is a one-story Bermuda style with a reverse floor plan of the previous project. They modified it as to room sizes and the location of the master bathroom and bedroom. The roof shape was drastically changed and the exterior of the house was given a different appearance. He said the total square footage of this project is 3,934 and the CCR is 3.24. There will be a Dutch gable at the front entry with french doors flanking the entry element. There will be full circle transom windows above the french doors on the rear elevation.

Some of the Commission Members felt that this project was tasteful and that the mass and size does fit in with what is existing in the neighborhood. It was stated that a mitered roof edge would look smoother and not have the bulkiness of caps. Mrs. Frost-Golino felt that the garage doors and some of the massing were too similar to the house next door.

Mr. Smith agreed to change the look of the posts at the driveway entrance walls from the project next door.

MOTION BY MR. BELL TO APPROVE THE PROJECT WITH THE PROVISION TO MODIFY THE DRIVEWAYS TO HIDE AS MUCH OF THE FRONT LOADING

**GARAGE AS POSSIBLE, TO BE PRESENTED ALONG WITH THE LANDSCAPE AND HARDSCAPE PLANS, TO PRESENT A SAMPLE OF THE LIGHT GREEN ROOFING MATERIAL FOR APPROVAL AT A LATER DATE AND TO APPROVE MITER CUT ROOF RIDGES.
MOTION SECONDED BY MRS. KINSELLA.
MOTION CARRIED UNANIMOUSLY.**

B80-99 Addition

Applicant: Lynne Kaiser
Address: 1515 North Ocean Way
Architect: Richard Henry Behr
Project Description: Renovation of front entry, addition of two, two-story wings in back of house.

This project was deferred from the August meeting.

Mr. Mark Behr, representing the architect's office, asked to have the project heard later on the agenda as the architect was not present at this time.

**MOTION BY MR. BELL TO DEFER THE PROJECT TO LATER ON THE AGENDA.
MOTION SECONDED BY MRS. KINSELLA.
MOTION CARRIED UNANIMOUSLY.**

This item was heard after project number B84-99.

Mr. Deziel was not in attendance at this time as he had a Conflict of Interest regarding this project.

Mr. Schuler said he met with the architect and the attorney. Mr. Messing said he met with the architect.

Architect Richard Behr presented photographs of the existing house and said it was built in the 1970's and it did not have any distinctive architectural style. He said the neighbor to the north has voiced some concern with the proposed additions and they have tried to be sensitive with the design even though the house cannot be seen by the neighbors. He presented photographs of the subject property and the vegetation on the north side.

Mr. Moore said they received a point of measurement variance from the Town Council with the proviso not to exceed the height of the existing tie beam.

Mr. Behr said the current house has basically one bedroom on the second floor and the pool area has no shade. The owners wanted a new entry and they wanted to orient the house around the pool to create a court yard concept. He said the service access and the large glass sliding doors between the two properties were eliminated. All of the windows and doors will be changed to have true divided lites. There will be a full width balcony that will tie the bedrooms together. He presented a building material sample board which indicated beige stucco for the building, white trim material and coquina stone.

Mr. Schuler read a letter of objection from Attorney Maura Ziska. (A copy of the letter is attached to these Minutes.)

Mr. Randolph said that Mr. Deziel has to declare a Conflict of Interest in regard to this project as he represents someone who is objecting.

Mr. Deziel entered the meeting room, recused himself and stated the letter was written by his law firm on behalf of a client. He again left the meeting during the discussion of this project.

Attorney Maura Ziska, representing Mr. Frederick McCarthy, who resides at 1519 North Ocean Way, addressed the Commission. She said they object to the proposed additions as they are massive and invasive on her client's property. She said the two additions are not consistent with Palm Beach architecture with the appearance of being built on top of "stilts." She suggested moving the addition back in line with the rear facade.

Mr. McCarthy addressed the Commission at this time.

Attorney Peter Broberg said the case law in Florida is clear on opinions of neighbors and read 560 Southern Second, 1358, Pollard V. Palm Beach County, "Opinions of residents are not factual evidence and not a sound basis for consideration in a zoning hearing." He said they are adding only 1,800 square feet to the house and said that the photographs from the first and second floors show that the house next door cannot be seen.

Mr. Randolph said the Commission does not base their decision on the opinions of others, they base it on facts. He told the Commission to base their decision on the criteria that are set forth in the ARCOM ordinance.

The meeting was reconvened at 2:00 p.m. after a lunch break.

Mr. Randolph was not in attendance at this time.

Mr. Schuler asked if there were any ex-parte communications during the lunch break. There were none.

Mr. Behr said the existing vegetation offers sufficient barrier for privacy, but offered to record a deed restriction to ensure that the vegetation remains and to eliminate the two small windows on either side of the bed on the north elevation.

Mr. McCarthy said they were nice gestures, but he didn't think it solved the problem.

Mrs. Frost-Golino felt the proposed project was an improvement, but she suggested making the project more of a classic Mediterranean style. She suggested bringing the second story portions of the house over the existing first story, without having to over step it on stilts, and then put a loggia across the back for shade around the pool.

Richard Behr said they have pushed the additions as far back as they possibly can on the north side. Mark Behr said the space between the two barring walls is cathedral space, if they infringe into this space they would have to demolish the house. He said that the DEP did require the additions be placed on columns. Mr. Richard Behr added that the DEP required the additions to be on full pilings all the way down.

Mr. Bell said he did not like the stilts and said they need to confirm with the DEP that the additions are required to be on stilts or come up with a design that can be submitted to them for approval. He said the house does not impact the neighbors to the north as much as the neighbor's house impacts this property.

Mr. Adams suggested revising the stilts to columns by adding a capital and a base.

Dr. Rosenberg said the house next door cannot be seen from this property.

MOTION BY MR. BELL TO DEFER, (TO THE OCTOBER MEETING), FOR FURTHER STUDY OF REMOVING THE STILTS AND PUTTING IN MORE OF

**AN ARCHED, TYPICAL MEDITERRANEAN STYLE LOGGIA, STILL OPEN TO THE ELEMENTS AND NOT TO REDUCE ANYTHING IN SIZE.
MOTION SECONDED BY DR. ROSENBERG.**

Peter Broberg asked to amend the motion to approve it subject to creating arches.

Mr. Moore wanted to clarify the offer for the deed restriction and the offer for the removal of the windows. He said that rear elevation can only be seen from the beach.

Mr. Schuler said they should see the changes before they approve it.

Ms. Ziska requested to defer the whole project to next month so that they may discuss the deed restriction, the windows, and meet with the members of the commission.

Mr. Bell felt that a deed restriction would be unnecessary.

Ms. Ziska felt that the deletion of the two windows would be an improvement and asked that it be part of the approval.

Mr. Bell said he did not think the windows would be a problem with the landscaping and he said his motion was subject to their return with the arches.

Mrs. Frost-Golino felt the entry way should be proportioned a bit more and the dormer windows were not part of the Mediterranean details.

Note: the vote for Mrs. Frost-Golino's motion was called first.

**MOTION BY MRS. FROST-GOLINO TO DEFER THE PROJECT TO THE OCTOBER MEETING TO BRING BACK THE ARCADE, THE FRONT ENTRY, THE TWO DORMER WINDOWS AND WORK OUT WITH THE NEIGHBORS ANY POSSIBLE FURTHER DISCUSSION THAT MAY BE GOING ON THAT WAY AND TO DEFER PRIMARILY BECAUSE OF THE ARCHITECTURAL ELEMENTS.
MOTION SECONDED BY MRS. KINSELLA.**

ROLL CALL:

MRS. FROST-GOLINO	YES
MRS. KINSELLA	YES

MR. BELL	NO
MR. ADAMS	NO
DR. ROSENBERG	NO
MR. MESSING	NO
MR. SCHLER	YES

MOTION FAILED 3-4.

Mr. Bell restated his motion to approve the project as presented with the condition that they come back with eliminating the stilts and putting an arched loggia underneath the whole area facing the ocean.

ROLL CALL:

MR. BELL	YES
DR. ROSENBERG	YES
MRS. KINSELLA	NO
MRS. FROST-GOLINO	NO
MR. ADAMS	YES
MR. MESSING	YES
MR. SCHULER	NO

MOTION CARRIED 4-3.

B. NEW BUSINESS - MAJOR PROJECTS

B81-99 Addition

Applicant:	Catherine Broderick
Address:	313 Clarke Avenue
Architect:	Robert Bell
Project Description:	in fill stucco finish walls with single hung windows to replace jalousie window wall and addition at the second floor over the entry area.

Mr. Schuler said he spoke with the architect.

Architect Robert Bell said there is an existing jalousie window wall they plan to remove and in-

fill with a smooth stucco finish with engaged columns going up to a new fascia that will run across the front and drop slightly to align with the overhang on the rear elevation. The windows will be single hung with operable shutters. They propose a covered entry and an addition of a sitting room off of the second floor master bedroom.

Mr. Schuler felt the windows should go all the way to the floor.

Mr. Ackerman read a favorable letter from Denise Hummel.

Kinsella felt the house was a great improvement and asked the architect to work with the vertical element on the east side of the building to make it look less predominate.

Bob Bell said they would explore removing this section and to make a clean wrap around the building. He said they will use louvered shutters, divided lite windows and a smooth stucco finish to match the existing building.

It was suggested to add a railing at the terrace and create a portico all the way across the front of the house rather than applying the false columns to the face of the building.

Mr. Bell said they could create a shallow portico as the front plane of the house is 3.5 feet from the required set back.

The architect was asked to put the proper proportions of the lites in the windows.

MOTION BY MR. ADAMS TO DEFER THE PROJECT TO THE OCTOBER MEETING.

MOTION SECONDED BY MRS. KINSELLA.

MOTION CARRIED UNANIMOUSLY.

B82-99 Addition

Applicant:	Mrs. Donna Ward
Address:	1564 South Ocean Blvd.
Architect:	SKA Architects
Project Description:	New second floor additions to existing residence, approximately 515 square feet.

Mr. Bell said he met with the architect and the attorney. Mr. Schuler and Mr. Messing said they met with the architect.

Attorney Ron Kolins addressed the Commission.

Architect Pat Seagraves presented photographs of the existing house and the houses around it. He said the style of the house will be changed from a Ranch style to a Mediterranean style and the driveway configuration will be changed. The fenestration will be entirely rearranged at the front of the house. He presented an alternate drawing of the roof line at the garage which showed a sun deck with a cast stone balustrade railing.

It was felt that the balustrade railing was out of scale with the rest of the house and that it should match the other railings. Mr. Seagraves presented an alternate drawing of the stairs at the garage/guest house.

After much discussion it was decided to restudy the railing at the garage/guest house.

MOTION BY DR. ROSENBERG TO APPROVE THE SECOND FLOOR IN-FILL PORTION OF THE PROJECT AND DEFER THE GARAGE ELEMENT TO THE OCTOBER MEETING.

MOTION SECONDED BY MR. DEZIEL.

Attorney Ron Kolins asked for a complete project approval if they design a railing at the garage which would match the balconies on the main house.

The Commission felt the problem could not be resolved at this meeting.

MOTION CARRIED UNANIMOUSLY.

B83-99 Renovation

Applicant:	Anthony L. Thibaut
Address:	1 Golf Road
Architect:	Ames Bennett
Project Description:	Renovation of a single story 1950's modern ranch style home into a two-story Mediterranean style home.

Note for the record: There was some discussion regarding the street name being either Golfview Road or Golf Road. The plat map indicates Golf Road located in the Golf View subdivision, but Golf View Road is imprinted on the street sign.

Architect Ames Bennett presented the project. He said the proposed project consists of a second floor bedroom addition and a tower addition. The CCR will be 4.1, and the FAR will be 37% with the additions. He said that 7' or 8' of the garage will be removed at the rear of the property to make room for the tower which will lead to the master bedroom suite and a balcony. He said the windows on the first floor will be solid glass.

Mr. Moore said the Town Council approved several variance requests for this project.

It was felt the balcony was a detraction and if it were eliminated it would expose more of the tower. The windows in the front were discussed and it was felt that the plate glass was not an enhancement to the project. The Commission liked the roofing material and the proposed building color change, but it was felt the second story addition could be studied further so that it will not look like an addition to an existing house.

**MOTION BY DR. ROSENBERG TO APPROVE THE PROJECT AS PRESENTED.
MOTION SECONDED BY MR. ADAMS.**

ROLL CALL:

DR. ROSENBERG	YES
MR. ADAMS	YES
MRS. KINSELLA	NO
MR. BELL	NO
MR. DEZIEL	NO
MRS. FROST-GOLINO	NO
MR. SCHULER	NO

MOTION FAILED 2-5.

**MOTION BY MR. BELL TO DEFER THE PROJECT TO THE OCTOBER MEETING FOR FURTHER STUDY OF THE AREA WHERE THE BALCONY IS, AS THE COMMISSION FELT THERE WAS NOTHING WRONG WITH THE REST OF THE PROJECT, BUT IT SHOULD BE MORE IN KEEPING WITH THE TRUE MEDITERRANEAN DESIGN.
MOTION SECONDED BY KINSELLA.**

MOTION CARRIED UNANIMOUSLY.

B84-99 Demolition

Applicant: One Hundred El Vedado Way, Inc.
Address: 100 El Vedado Way
Architect: Smith & Moore Architects
Project Description: Demolition of existing residence.

Mr. Deziel declared a Conflict of Interest and left the room during the presentation.

Architect Harold Smith presented the project and said Clarence Mack designed the house in 1953 and John Volk designed a pool house addition in 1955.

MOTION BY MRS. KINSELLA TO APPROVE THE DEMOLITION WITH THE PROVISION TO SOD OR SEED AND IRRIGATE THE LOT WITHIN 90 DAYS. MOTION SECONDED BY MRS. FROST-GOLINO. MOTION CARRIED UNANIMOUSLY.

B85-99 Addition

Applicant: Mr. And Mrs. Patrick Henry
Address: 630 Crest Road
Architect: Smith & Moore Architects
Project Description: Second story addition.

Architect Jeff Brasser presented the 680 square foot second floor addition project.

There was some discussion regarding the new window location on the front elevation. Architect Jon Moore said they explored moving the window in other locations, but it did not work proportionally with the shutters.

Mrs. Frost-Golino felt the window location was not that noticeable, and from a massing point of view, the addition looks like it has always been there.

MOTION BY MR. BELL TO APPROVE THE PROJECT AS PRESENTED. MOTION SECONDED BY MRS. FROST-GOLINO. MOTION CARRIED UNANIMOUSLY.

Mrs. Frost-Golino left the meeting at this time and Mr. Messing was a voting member for the remainder of the meeting.

B86-99 Addition

Applicant: Consolidated Equities
Address: 317 Garden Road
Architect: Brower Architectural Associates, Inc.
Project Description: A master bath, a terrace and two bedrooms over the garage.

Architect Raphael Saladrigas submitted project booklets. A master bathroom addition will be added to the east side of the house. A loggia will be added on the rear elevation and will be connected to what was an open area between the kitchen and the existing maids room. The garage addition on the second floor will be done on the west side yard. Mr. Saladrigas said they agreed not to put windows on the second floor garage addition and to provide landscape screening.

Mr. Bell said the garage addition on the west elevation looks too massive without windows and suggested to put the windows back at the lower portion of the garage.

Ted Hepburn addressed the Commission and said he is the neighbor to the west of this project. He was concerned with the privacy issue regarding the new addition, but did not have a problem with windows on the lower level of the garage.

Carlos Bruder of Brower Architectural Group addressed the Commission and said that 20% of the hexagon shape entry will protrude from the existing residence.

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

MOTION SECONDED BY MRS. KINSELLA.

MOTION CARRIED UNANIMOUSLY.

B87-99 Additions

Applicant: James and Susan Collins
Address: 1085 North Lake Way
Architect: James C. Paine, Jr.
Project Description: Single story master bath/garage wing addition to existing two story residence and single story dining room addition.

The architect requests deferral to the October meeting.

**MOTION BY MRS. KINSELLA TO APPROVE THE PROJECT AS PRESENTED.
MOTION SECONDED BY MR. BELL.
MOTION CARRIED UNANIMOUSLY.**

B88-99 Demolition

Applicant: Kean Investments, Inc.
Address: 260 Miraflores Drive
Project Description: Demolition approval.

Homer Marshman representing Kean Investments stated the 2,272 square foot ranch style home was designed by Howard Chilton.

**MOTION BY DR. ROSENBERG TO APPROVE THE DEMOLITION WITH THE
USUAL PROVISIONS.
MOTION SECONDED BY MRS. KINSELLA.
MOTION CARRIED UNANIMOUSLY.**

Mr. Moore advised Mr. Marshman to sod or seed and irrigate the lot within 30 days.

B89-99 Modifications

Applicant: Carol B. Wheeler
Address: 226 Merrain Road
Project Description: Replace square wooded porch columns with round cast stone columns.
Install 7" wide cast stone trim around the garage doors and on either side of front entrance door and install cast stone seals under windows.
Change of roofing material.

Mr. Schuler said he discussed the project with the owner.

Mr. Wheeler said when they bought the house the roof was leaking so they tried to put a roof on as soon as possible. He said he told the roofer he wanted a red tile roof and he did not know he had to come before the Commission to change the style of the roof. He said they had to replace the front porch columns and instead of putting the square wooden columns back, they used round stone columns. They added the window sills, and the trim work around the garage door and on either side of the front door. He said he was asking for permission to do what he has already done.

Mr. Moore said this project extended beyond what the original permit was. It is an owner/builder who was able to pass the owner/builder test. He was not familiar enough with all of the rules and regulations of the town to know when to stop. He said there was a pergola that has been removed as it required a variance.

Mr. Wheeler said he was used to dealing with subdivision's restrictions and not accustomed to a town having restrictions.

Mr. Bell said he is opposed to putting a barrel type roof on a single story building, and because it is concrete and not a true barrel tile. He felt the columns on the front were way over done and look inappropriate for the house. The cast stone around the garage door and window sills were not a problem even though he felt they were way out of scale. He suggested going back to the white flat tile roof and he said the two columns by the street were huge.

Mr. Wheeler said a building permit was issued for the columns and they were inspected.

Mr. Moore said walls, fences and columns do not have to have the Commission's approval and that 8' tall columns are permitted in the code.

Mr. Deziel said from the roof to the cast stone, so many things have taken place and has evolved

quite far without ARCOM approval.

Mr. Castro said the code is not specific regarding columns, but there is a requirement to have a 4' hedge in front of them. He said that the pergola extended from the house to the street and he was told it would need a variance if he wanted to keep it.

MOTION BY MR. BELL TO REPLACE THE ROOF TO THE ORIGINAL WHITE FLAT TILE ROOFING MATERIAL.

After further discussion Mr. Bell withdrew his motion.

Dr. Rosenberg suggested deferring the project to next month so that the town attorney can be present.

Mr. Moore said the homeowner has recourse to appeal ARCOM's decision and that the columns in the front would have received a staff approval. He said the issue of the roof should be concluded at today's meeting as the homeowner may have some recourse with the roofing contractor.

Mr. Deziel suggested taking a month to study what elements were staff approved and to determine how this house got to where it is.

MOTION BY MR. DEZIEL TO DEFER THE PROJECT TO THE OCTOBER MEETING AND TO DO AN INTERNAL STUDY BETWEEN MR. ACKERMAN, MR. CASTRO AND MR. FRANK TO DETERMINE WHO DECIDED WHAT HE COULD DO AND WHAT DECISIONS HE MADE HIMSELF TO GET INTO THIS CURRENT POSITION.

MOTION SECONDED BY MR. BELL.

MOTION CARRIED UNANIMOUSLY.

Mr. Wheeler asked the commission if they wanted him to take the roof off.

The Commission felt the house was inappropriate for the concrete barrel tile.

Mr. Wheeler offered to replace the barrel tile with a red flat cement on the front and to leave the barrel tile on the rear of the house.

Mr. Deziel said that Mr. Wheeler should have known to check with the local community before making these level of changes. Mr. Wheeler said he has financed on subdivisions, developments

and thousands of homes. He said it's hard to find a town that regulates these matters.

Mr. Wheeler asked the commission to reconsider the issue of the roof tile.

MOTION BY MR. ADAMS TO RECONSIDER THE ROOF TILE PORTION OF THE PROJECT.

MOTION SECONDED BY MR. MESSING.

MOTION CARRIED UNANIMOUSLY.

Mr. Wheeler was asked if he would be willing to replace the tile with flat cement. He said he would rather not as it would be very costly.

After much discussion:

MOTION BY MRS. KINSELLA TO DENY THE ROOFING MATERIAL CHANGE IN ACCORDANCE WITH THE CRITERIA SET FORTH IN ARTICLE III ARCHITECTURAL REVIEW AND PROCEDURE, SECTION 18-205 A. THE PLAN FOR THE PROPOSED BUILDING OR STRUCTURE IS NOT IN CONFORMITY WITH GOOD TASTE, GOOD DESIGN, AND IN GENERAL DOES NOT CONTRIBUTE TO THE IMAGE OF PALM BEACH AS A PLACE OF BEAUTY, SPACIOUSNESS, BALANCE, TASTE, FITNESS, CHARM AND HIGH QUALITY. AND C. THE PROPOSED BUILDING OR STRUCTURE IS, IN ITS EXTERIOR DESIGN AND APPEARANCE, INFERIOR IN QUALITY SUCH AS TO CAUSE THE NATURE OF THE LOCAL ENVIRONMENT TO MATERIALLY DEPRECIATE IN APPEARANCE AND VALUE, AND TO REPLACE THE ROOF WITH A WHITE FLAT CONCRETE TILE ROOFING MATERIAL.

MOTION SECONDED BY MR. ADAMS.

ROLL CALL:

MRS. KINSELLA YES

MR. ADAMS YES

MR. BELL YES

MR. DEZIEL YES

DR. ROSENBERG YES

MR. MESSING NO

MR. SCHULER YES

MOTION CARRIED 6-1

Mr. Moore said there are columns on the main house that also need to be approved.

**MOTION BY MR. DEZIEL TO DENY ALL OF THE OTHER ELEMENTS ON THE HOUSE, THE WINDOW SILLS, THE BRACKETS AND THE DOOR TRIM.
MOTION SECONDED BY MR. BELL.**

Mr. Moore suggested giving the applicant 30 days to try to solve the other issues with the staff. He said his strong opinion was that this project will come back exactly the same in 30 days.

**MOTION BY DR. ROSENBERG TO DEFER THE OTHER ELEMENTS ON THE HOUSE TO THE OCTOBER MEETING.
MOTION SECONDED BY MRS. KINSELLA.**

Mr. Moore said this motion was a substitute motion replacing Mr. Deziel's previous motion.

MOTION CARRIED UNANIMOUSLY.

B90-99 Demolition and New Residence

Applicant:	Michael and Betsy Kaiser
Address:	225 Dunbar Road
Architect:	Peter Mullen
Project Description:	Demolish one story residential structure and construct a new two-story block and stucco home with one and two story accessory structure. Existing garage and bedroom unit to remain.

Architect Peter Mullen said the existing ranch style house designed by Engineer Earl Martin in 1963, has no historical value. He said there is an existing garage building that will remain on the lot.

**MOTION BY MRS. KINSELLA TO APPROVE THE DEMOLITION WITH THE PROVISION TO SOD OR SEED AND IRRIGATE THE LOT WITHIN 30 DAYS OR COMMENCE WITH THE CONSTRUCTION.
MOTION SECONDED BY MR. ADAMS.
MOTION CARRIED UNANIMOUSLY.**

Mr. Mullen said they propose a "hybrid Mediterranean" style home for the "L" shaped lot. The house will have glazed, green, Ludowici clay tile roofing material and the windows will be aluminum clad. He said the variety of roof heights help to reduce the mass of the two-story

structure on the street. The north elevation will have a recessed loggia, a projecting dining bay area and a projecting library bay on the first floor. The secondary structure on the lot will be a studio with two guest bedrooms and a living room. He passed out the neighborhood CCR information and a street scape drawing.

Mr. Bell said the style was not Mediterranean as there are no mullions in the windows, it has a lot of tiles under the windows and on the walls, and it has a green tile roof. He felt the massing was larger than the others as it has no one-story portions to it and he suggested putting more of the massing at the rear of the house.

Mr. Deziel said there are so many elements to this project. The tile fascia and the extent that the tile was used on the exterior facades were unusual for a Mediterranean style. He felt the house was too big for the site, the lot was roughly 20% larger than the others and the proposed home was 50% larger than the average in the neighborhood.

Dr. Rosenberg said the square footage was not much of a problem, but the appearance of mass was. If the project were broken up with one and two-story elements, it would have a more favorable response from the Commission.

Mrs. Kinsella and Mr. Adams felt the project was massive and confusing.

Mr. Deziel left the meeting at 4:40 p.m.

MOTION BY MR. BELL TO DEFER THE PROJECT AND COME BACK WITH LESS MASSIVENESS ON THE STREET, THE FLOOR PLAN SHOULD BE PRESENTED IN 1/4 INCH SCALE, PICK A STYLE THAT IS 90% TOWARD A PARTICULAR (ARCHITECTURAL) STYLE AND NOT TO MODIFY THE PROJECT, BUT TO START OVER.

MOTION SECONDED BY MRS. KINSELLA.

MOTION CARRIED UNANIMOUSLY.

B91 Demolition

Applicant:	Helen W. Pecori
Address:	300 Arabian Road
Project Description:	Demolish all existing structures.

Attorney Ron Kolins presented the project and said there are two structures on the lot. It was built in 1939 and designed by Gustov Maass.

MOTION BY DR. ROSENBERG TO APPROVE THE DEMOLITION WITH THE PROVISION TO SOD OR SEED AND IRRIGATE THE LOT WITHIN 90 DAYS. MOTION SECONDED BY MRS. KINSELLA. MOTION CARRIED UNANIMOUSLY.

B92-99 Demolition

Applicant: Sunset Avenue partners, LLC.
Address: 152 & 160 Sunset Avenue
Project Description: Demolition of structure at 152 & 160 Sunset Avenue

Attorney Ron Kolins presented the project and said they could not determine who the architects were for these properties and there was no indication of any historical value for either of these structures. He said the client plans to redevelop the area.

MOTION BY DR. ROSENBERG TO APPROVE THE DEMOLITION WITH THE PROVISION TO SOD OR SEED AND IRRIGATE THE LOT WITHIN 90 DAYS. MOTION SECONDED BY MRS. KINSELLA. MOTION CARRIED UNANIMOUSLY.

B93-99 Demolition

Applicant: L. Frank Chopin, Trustee
Address: 345 North Lake Way
Project Description: Demolish current structure. Thereafter develop pursuant to approved ARCOM application B50-99. (New family residence.)

Attorney Frank Chopin said the replacement house was approved at a previous meeting. He said it was a timing issue that prompted them to file the application for redevelopment prior to filing the application for demolition. The ranch style house was added onto in 1939, in the 1960's and in the 1970's.

MOTION BY MR. BELL TO APPROVE THE DEMOLITION WITH THE STANDARD CONDITIONS. MOTION SECONDED BY MRS. KINSELLA.

MOTION CARRIED UNANIMOUSLY.

C. DEFERRALS AND CONTINUATIONS - MINOR PROJECTS

There are no deferred minor projects to be heard

D. NEW BUSINESS - MINOR PROJECTS

A39-99 Sign

Applicant: Santos Lumia
Address: 125 Worth Avenue
Project Description: Sign

The applicant requests removal from the agenda.

MOTION BY MRS. KINSELLA TO REMOVE THE PROJECT FROM THE AGENDA.

MOTION SECONDED BY MR. BELL.

MOTION CARRIED UNANIMOUSLY.

A40-99 Awning

Applicant: Three Seventy Five South County Road
Address: 375 South County Road
Contractor: American Awning Company
Project Description: A patio awning on the south side of the building

Awning Contractor Joe Matti presented the 60' solid vinyl awning.

Mr. Castro said the Town Council required the east side of the awning to have a wall run along the street up to the awning to buffer the noise from the outdoor patio.

MOTION BY MRS. KINSELLA TO APPROVE THE PROJECT AS PRESENTED INCLUDING THE REQUIRED WALL.

MOTION SECONDED BY MR. MESSING.

MOTION CARRIED UNANIMOUSLY.

A41-99 Landscape/Hardscape

Applicant: Doyle and Barbara M. Rogers
Address: 230 Clarke Avenue
Architect: Sanchez & Maddox
Project Description: Hardscape and landscape for new two-story residence.

Mrs. Kinsella said she met with the architect.

Landscape Architect Jorge Sanchez said there will be a wall along the street with a wrought iron fence. Brick pavers and white egg rock embedded in cement will be used for hardscape material. The swimming pool will be a “No Wake” pool with two pergola elements and patio at the end of the pool. A hummingbird tree and magnolia trees will be part of the landscaping material.

It was noticed that the location of the site wall was not in compliance with the code.
Mr. Sanchez said he will move the wall

**MOTION BY MRS. KINSELLA TO APPROVE THE PROJECT AS PRESENTED
WITH THE SITE WALL MEETING THE CODE REQUIREMENTS.
MOTION SECONDED BY MR. ADAMS.
MOTION CARRIED UNANIMOUSLY.**

A42-99 Modifications

Applicant: S. Spiegel, Trustee
Address: 336 Royal Poinciana Way
Architect: John Wheeler
Project Description: Awning color change, expanded landscaping, Porte cochere (entry canopy) new windows with black frames and clear glass, Palm Beach Grill sign and new handicap parking.

Fred Henighausen representing Palm Beach Grill presented the project. He said the awning colors were approved at a previous ARCOM meeting. They propose some terrazzo-slab benches under the awnings. They plan to plant three oak trees and six dwarf palm and six benches on the west and north side. They would like to extend the curb along the north side about 4' which will not eliminate any parking spaces. The handicap parking will be located

closer to the south entry. They propose uplighting on the ivy on the two facades, underlight the awnings, light the trunk of the palm trees, and two to three lights that will get as high as possible and move out as far as possible on the drip line to create shadows on the ground. Path lighting with small copper fixtures along the path.

The Commission did not like the idea of benches on the outside for a waiting area. They felt the entry doors had a commercial look to them and it was felt that if the windows had not been staff approved, they should present them again for approval.

It was determined the lighting plan was not part of the original package, therefore the plans have not been reviewed by the staff.

The Commission decided to vote on each of the issues.

THE FOLLOWING MOTIONS WERE MADE BY MR. BELL TO:

- 1. APPROVE BLACK WINDOW FRAMES WITH CLEAR GLASS BECAUSE IT HAS BEEN STAMPED APPROVED ONLY. IF MR. FRANK HAS NOT APPROVED THE WINDOWS, THE MOTION WOULD BE TO APPROVE A DARK GREEN WINDOW FRAME.**
- 2. DEFER THE LANDSCAPING TO THE OCTOBER MEETING.**
- 3. APPROVE THE PORTE COHERE AWNING WITH THE DIAGONAL POLES ON EITHER SIDE.**
- 4. APPROVE THE WINDOW FRAMES IF APPROVED AND ORDERED BY STAFF, BUT OTHERWISE THE COMMISSION WOULD PREFER DARK GREEN WINDOW FRAMES. IF NOT STAFF APPROVED THE ISSUE OF THE WINDOW FRAMES WILL BE DEFERRED TO THE OCTOBER MEETING.**
- 5. DEFER THE SIGN TO THE OCTOBER MEETING.**
- 6. APPROVE THE HANDICAP PARKING.**
- 7. DEFER THE ENTRY DOORS TO THE OCTOBER MEETING.**
- 8. DEFER THE LIGHTING PLAN TO THE OCTOBER MEETING.**

9. DENY THE BENCHES IN THE FRONT OF THE RESTAURANT.

10. APPROVE THE 4' EXTENSION OF THE SIDEWALK

**THE MOTIONS WERE SECONDED BY MR. ADAMS
THE MOTIONS CARRIED UNANIMOUSLY.**

VII. OTHER BUSINESS

There was no other business to be heard.

VIII. ADJOURNMENT

The meeting was adjourned at 6:10 p.m.

1884-99

North Dade

100 El Vodado

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

LAST NAME—FIRST NAME—MIDDLE NAME DEZIER ROBERT EDWARD		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ARCOM	
MAILING ADDRESS 239 S. County Rd.		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: ☐ CITY ☐ COUNTY ☒ TOWN	
CITY	COUNTY	NAME OF POLITICAL SUBDIVISION: PALM BEACH	
DATE ON WHICH VOTE OCCURRED 9.22.99		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 on 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 E. DEZUR, hereby disclose that on SEPT. 22, 19 99:

(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 ~~XXXX~~ 100 El Vedado Tr., 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:

The Applicant is a client of my law firm.

Date Filed

9. 22 99

Signature

Robert Dezur

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 DEZIER ROSEMARY EDWARDS		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ANCOM	
MAILING ADDRESS 239 South County Rd.		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: TOWN	
CITY PANAMA BEACH FL.	COUNTY FL.	☐ CITY ☐ COUNTY ☒ OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED 9.22.99		NAME OF POLITICAL SUBDIVISION: PANAMA BEACH	
		MY POSITION IS: ☐ ELECTIVE ☒ APPOINTIVE	

WHO MUST FILE FORM 8B

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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:

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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.
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DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, ROBERT E. DENZEL, hereby disclose that on 9.22, 19 99:

(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 Fred McCarthy, 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:

Fred McCarthy is an Applicant of my law firm.

9.22-99
Date Filed

Robert Denzel
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

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MAILING ADDRESS 239 S. County Rd.	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: ☐ CITY ☐ COUNTY ☒ Town OTHER LOCAL AGENCY
CITY 9.22.99	NAME OF POLITICAL SUBDIVISION: PALM BEACH
DATE ON WHICH VOTE OCCURRED	MY POSITION IS: ☐ ELECTIVE ☒ APPOINTIVE

WHO MUST FILE FORM 8B

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ELECTED OFFICERS:

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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.

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You must disclose orally the nature of your conflict in the measure before participating.

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DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Rosene E. Dezel, hereby disclose that on SEPT. 22, 19 99:

(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 ~~100 El Vedado Trl.~~ 100 El Vedado Trl. 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:

The Applicant is a client of my law firm.

Date Filed

9.22.99

Signature

Rosene E. Dezel

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