

TOWN OF PALM BEACH

Planning, Zoning & Building Department

**MINUTES OF THE ARCHITECTURAL REVIEW COMMISSION
WEDNESDAY, JUNE 26, 2002
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
Floyd L. Wideman, Jr., Vice Chairman
Eric Adams, Member
Leslie A. Shaw, Member
Lindley M.F. Hoffman, Member
Nikita Zukov, Member
Morgan Dix Wheelock, Alternate Member
William J. Strawbridge Jr., Alternate Member
Leslie C. Diver, Alternate Member
John C. Randolph, Town Attorney
Robert L. Moore, Director Planning, Zoning & Building
Veronica Close, Assistant Director Planning, Zoning & Building
Timothy M. Frank, Planning Administrator
Gretchen Dayton, Recording Secretary

ABSENT:

Marvin Rosenberg, Member (unexcused)

Note: In order to fulfill the ordinance requirement of the Architectural Commission membership appointment that at least two members shall be registered architects in the state, Mr. Zukov, who is a registered architect, was moved to regular member status and Mr. Wheelock, who is a registered landscape architect, was moved to alternate member status.

Mr. Wheelock was a voting member throughout the meeting.

III PLEDGE OF ALLEGIANCE

Chairman Schuler led the Pledge of Allegiance

IV. SWEARING IN PERSONS TESTIFYING.

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

V APPROVAL OF THE MINUTES FROM THE MAY 22, 2002 MEETING

MOTION BY MR. WIDEMAN TO APPROVE THE MINUTES.

MOTION SECONDED BY MR. MR. ADAMS.

MOTION CARRIED UNANIMOUSLY.

VI STAFF COMMENTS

Town Attorney Randolph stated that the filing of Quarterly Client Disclosure forms are required by state law if an ARCOM Commission Member represents a client before any other board or council.

Staff requests a revision of the motion regarding item #B40-02, 313 Dunbar Road, relative to the removal of the hedge on the west side. Mr. Frank said that Mr. Wheelock was asked to inspect the hedge and reconsider keeping it.

MOTION BY MR. WIDEMAN TO AMEND THE MOTION THAT WAS MADE AT THE MAY 22, 2002 MEETING, REGARDING ITEM NUMBER B40-02, TO REPLACE THE WORDING “REMOVE THE HEDGE ON THE WEST SIDE” TO “CUT THE HEDGE ON THE WEST SIDE TO THE HEIGHT OF THE WALL.”

MOTION SECONDED BY MR. HOFFMAN.

MOTION CARRIED UNANIMOUSLY.

VII PROJECT DEFERRALS

B15-02 Addition

Applicant:	Norman and Homa Bahary
Address:	168 Kings Road
Architect:	Robert Kolany
Project Description:	Existing one story “Regency” residence. Proposed: To add partial second story and change architectural style to Mediterranean. Increase front yard green space.

This project deferred from the April meeting at the architect’s request, and it was deferred from the February, March and May meetings for restudy. The architect requests deferral to the July meeting.

B21-02 Addition

Applicant: Robert and Elaine Postal
Address: 20 Sloan's Curve Drive
Architect: Giacomelli Architecture, Inc.
Project Description: Partial second floor addition over existing garage and dining addition on the first floor.

This project was deferred from the April and May meetings at the architect's request. The architect requests deferral to the July meeting.

B49-02 Demolition and New Residence

Applicant: Ms. Sandra G. Cofer
Address: 2227 Ibis Isle Road East
Architect: Ames Bennet
Project Description: Demolish existing 1950's California ranch style residence and build a new CBS and frame-stucco, two-story, Bermuda style single family residence and swimming pool.

The architect requests deferral to the July meeting.

B54-02 New Residence

Applicant: Mr. and Mrs. Christopher Larmoyeux
Address: 217 Tangier Avenue
Architect: Smith and Moore Architects
Project Description: Construction of a new two-story residence with pool and two-car garage.

The architect requests deferral to the July meeting.

MOTION BY MR. WIDEMAN TO DEFER PROJECTS B15-02, B21-02, B49-02 AND B54-02 TO THE JULY MEETING.

MOTION SECONDED BY MR. WHEELLOCK.

Chairman Schuler accepted another motion, as a substitute motion, at this time.

MOTION BY MR. SHAW TO REMOVE ITEM NUMBER B21-02 FROM THE AGENDA AND TO DEFER ITEM NUMBERS B15-02, B49-02 AND B54-02 TO THE JULY MEETING.

MOTION SECONDED BY MR. ADAMS.

ROLL CALL:

MR. SHAW YES
MR. ADAMS YES
MR. WIDEMAN NO
MR. HOFFMAN YES
MR. ZUKOV YES
MR. WHELOCK NO
MR. SCHULER YES
MOTION CARRIED 5-2.

VIII PROJECT REVIEW

A22-02 Window and Railings Revisions

Applicant: Redpath Investment Corp.
Address: 437 Chilian Avenue
Architect: SKA Architects
Project Description: Change a window in rear of building. Change railings on house balconies.

This project was directed by the Town Council to return to ARCOM for additional deliberation.

Mr. Shaw, Mr. Wideman, Mr. Hoffman, Mr. Adams, and Mr. Zukov said they met with the attorney. Mr. Schuler stated that he met with the attorney last month.

Attorney Ron Kolins, representing the applicant, stated that the applicants did not get a full and fair hearing at the last ARCOM meeting. He explained how changes to the window and the balcony railing were made in the construction field without ARCOM approval. He read a letter from Mr. and Mrs. Matthew K. Smith, the purchasers of the home, asking for approval of the window and railing. Mr. Kolins asked Architect Eugene Pandula and Architect Harold Smith to give testimony relative to the architectural compatibility of these two items.

Mr. Pandula said the railing profile is typical of this style. The window may not be a pure aesthetic style, but much of this building and others around it are not. The window is in the back of the house and will not be seen from the street.

Architect Harold Smith said there are examples of this type of railing and windows here in the town. He presented photographs of windows on historical buildings that had similar shapes as the window on this building.

I was stated that there should only be one set of approved plans on the construction site and that the architect, the contractor and the developer should all be aware of this fact. The railing was not thought to be a major change, but most of the commissioner's perceived the window with an arched top to be inappropriate for the architecture of the building.

Owner Howard Wexelman addressed the Commission. He stated that this was the first house that he and his brother constructed in town and they were not aware of the procedures.

Project Architect Pat Seagraves stated that he, or someone in his office was asked to change the square window to an arched window. Other changes, including the window in the front, were taken to Tim Frank for staff approval.

Mr. Kolins offered a solution of a rectangular frame around the arched window.

**MOTION BY MR. ZUKOV TO APPROVE THE WINDOW AS IS WITHOUT THE ADDITIONAL STONE WORK, BUT TO SUBMIT TO TIM FRANK A DRAWING OF THE REINFORCING THAT WAS PLACED INSIDE THE ARCH.
MOTION DIED FOR A LACK OF A SECOND.**

MOTION BY MR. HOFFMAN TO APPROVE THE REMOVAL OF THE WINDOW THAT EXISTS NOW AND A SQUARE HEADED WINDOW WILL BE INSERTED IN THE ARCHED OPENING SO THAT IT RESEMBLES THE WINDOW IN THE TOWER IN THE FRONT, MAKING AN ARCHED OPENING WITH STUCCO DOWN TO THE HEAD OF THE SQUARE WINDOW AND TO APPROVE THE BANJO RAILING.

MOTION SECONDED BY MR. WIDEMAN.

ROLL CALL:

MR. HOFFMAN	YES
MR. WIDEMAN	YES
MR. ADAMS	NO
MR. SHAW	NO
MR. ZUKOV	NO
MR. WHELOCK	YES
MR. SCHULER	NO

MOTION FAILED 3-4

MOTION BY MR. SHAW TO APPROVE A MODIFIED WINDOW BY ELIMINATING THE STONE WORK UNDERNEATH IT, THAT THE ARCHED STONE WORK IS REMOVED AND A SIMPLE SQUARE RECTANGULAR BAND IS USED AROUND IT SIMILAR TO THE WAY THE FRONT OF THE HOUSE IS AND THAT THE RAILINGS BE APPROVED.

MOTION SECONDED BY MR. ADAMS.

Mr. Wheelock commented that it may be best if the architect came back to the commission with a well throughout design, somewhat along Mr. Shaw's directions.

Mr. Kolins asked not to have this project delayed another month as they are near completion. After discussion, it was decided to allow the architect to draw the window as discussed and to

return later in the meeting.

MR. SHAW AMENDED HIS MOTION TO DEFER THE PROJECT TO THE END OF THE AGENDA.

MOTION SECONDED BY MR. ADAMS.

MOTION CARRIED UNANIMOUSLY.

This project was heard again after project number A26-02.

Mr. Wideman wanted it noted in the record that when the Commission makes a decision, and when a project is approved, it is incumbent upon the people, (the architects and the owners), to build it the way it was approved.

MOTION BY MR. ZUKOV TO APPROVE THE WINDOW AS PRESENTED NOW, THE DESIGN OF THE CONCRETE ARCH HAS TO BE SHOWN TO TIM FRANK BY STRUCTURAL ENGINEER AND THE HAND RAIL IS OK AS IT IS.

MOTION SECONDED BY MR. HOFFMAN.

ROLL CALL:

MR. ZUKOV	YES
MR. HOFFMAN	YES
MR. ADAMS	NO
MR. SHAW	YES
MR. WHELOCK	NO
MR. STRAWBRIDGE	YES
MR. WIDEMAN	NO

MOTION CARRIED 4-3.

(NOTE: THE REVISION AS SHOWN HAD THE CAST STONE REMOVED AND REPLACED WITH A SIX-INCH SQUARE STUCCO SECTION FRAMING THE WINDOW)

A. DEFERRALS AND CONTINUATIONS MAJOR PROJECTS

B84-01 New Residence

Applicant: Michael J. Civitella
Address: 272 Country Club Road
Architect: Turner/Johnson Architects & Planners
Project Description: Construction of a new two-story single family residence.

This project was deferred from the October and December meetings by staff. It was deferred from the November meeting for lack of representation. The project was deferred from January, February and March meetings at the architect's request. And the project was deferred from the April and May meetings for restudy.

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The Commissioner's indicated that there were no ex-parte communications since the last presentation.

Architect Joel Johnson proposed five palm trees to break up the view of the roof slope from the road on the west elevation.

The Commission noted that not much had been changed to the house since the last presentation. It was suggested to flatten the long sloping roof at the top and to paint the garage doors one color to bring less attention to them.

**MOTION BY MR. ZUKOV TO APPROVE THE PROJECT WITH THE PROVISION TO CHANGE THE MAIN ROOF, (*AS HE DISCUSSED WITH THE ARCHITECT), AND THAT LITTLE PIECE AT THE BOTTOM, AND TONE DOWN THE GARAGE TO BE ALL ONE COLOR, LEAVE THE MOLDINGS AS THEY ARE.
MOTION SECONDED BY MR. WHEELLOCK.**

*Mr. Zukov explained to the architect how to break up the massive roof line by sketching on the elevation drawings.

Mr. Frank stated that if the Commission understands the intention of the motion, perhaps a condition should be added to have it brought back for Mr. Zukov and staff to approve.

MOTION CARRIED UNANIMOUSLY.

B46-02 Addition

Applicant: Stefan B. Richter & Nancy R. Richter
Address: 159 Dunbar Road
Architect: Samuels Richter Architects
Project Description: Two-story addition at rear of home.

This project was deferred from the May meeting for restudy.

Mr. Shaw and Mr. Schuler said they met with the property owner. Mr. Wheelock said he met with the architect. Mr. Adams said he spoke with the owner on the telephone.

Architect Peter Diaz presented elevation drawings of the two-story addition project. He stated that in response to the Commission's comments last month, the windows were revised to be all the same size. After discussion, Mr. Diaz agreed to remove all of the single shutters on the home.

MOTION BY MR. WIDEMAN TO APPROVE THE PROJECT WITH THE PROVISION TO REMOVE THE SHUTTERS ON THE FOUR WINDOWS ON THE SECOND FLOOR, (NORTH ELEVATION).

MOTION SECONDED BY MR. WHELOCK.

MOTION CARRIED UNANIMOUSLY.

B. NEW BUSINESS - MAJOR PROJECTS

B48-02 Demolition

Applicant: Alexander C. Schwartz, Jr.
Address: 995 Adam Road
Architect: Dailey and Partners Architects
Project Description: Demolition of a 3,077 s.f. one-story residence.

There were no ex-parte communications disclosed regarding this project.

Architect Roger Janssen requested approval for the demolition of the single family residence he described as not representative of any significant architectural style. The house was originally designed by Paul E. Kohler in 1950 for Ethel Petinot.

Mr. Wheelock requested, on behalf of the town, to have the property owner donate the palm trees as they did not indicate that any of them will remain.

MOTION BY MR. WIDEMAN TO APPROVE THE DEMOLITION WITH THE PROVISION TO SOD OR SEED AND IRRIGATE THE LOT WITHIN 90 DAYS, TO RETAIN THE PERIMETER HEDGING, AND TO OFFER THE PALM TREES THAT WILL BE REMOVED TO THE TOWN PRIOR TO DEMOLITION.

MOTION SECONDED BY MR. HOFFMAN.

MOTION CARRIED UNANIMOUSLY.

B50-02 Guest House/Garage

Applicant: Arlene G. Kaufman
Address: 5 Via Sunny
Architect: Blue Minges
Project Description: Two-story guest house with garages below.

There were no ex-parte communications disclosed regarding this project.

Architect Blue Minges presented the guest house and garage project to the Commission.

The Commission felt that it was not clear if the neighbors would be affected by the three air-

conditioning units located along the west property line. The window sizes on the east side of the building were thought to be too small. Mr. Minges responded that the owners did not want large windows on the side of the guest house that faces the main house.

MOTION BY MR. WIDEMAN TO APPROVE THE PROJECT WITH THE PROVISION TO BRING BACK THE WINDOW CHANGE ON THE EAST FACADE AND GET CLEARANCE FROM MR. FRANK.

MR. WIDEMAN WITHDREW HIS MOTION.

MOTION BY MR. SHAW TO DEFER THE PROJECT TO THE JULY MEETING TO RESTUDY THE WINDOWS, AND THE LOCATION OF THE AIR-CONDITIONERS AND THE SOUND ISSUE.

MOTION SECONDED BY MR. ADAMS.

MOTION CARRIED UNANIMOUSLY.

B51-02 Addition

Applicant: Heart of Palm, LLC
Address: 160 Royal Palm Way
Architect: The Lawrence Group
Project Description: New second floor addition over existing main lobby and loading area.

Mr. Wheelock stated that he visited the site.

Architect Eugene Lawrence presented color renderings of the proposed project.

Discussion took place regarding the different balcony sizes and the different roof styles on the addition in relation to the existing building.

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

MOTION SECONDED BY MR. HOFFMAN.

MOTION CARRIED UNANIMOUSLY.

Chairman Schuler left the meeting at this time and passed the gavel to Vice-Chairman Wideman. Mr. Strawbridge was a voting member for the remainder of the meeting.

B52-02 New Residence

Applicant: Cart Properties, Inc.
Address: 279 Colonial Lane
Architect: Theodore E. Davis
Project Description: This is a request for extension of approval, and all building plans have not changed from the original approval.

Architect Theodore Davis asked the Commission for a twelve-month extension of the original ARCOM approval for the new residence. This project was approved in May 2001 with a proviso of a deed restriction keeping the hedge along the front of the property at a minimum height of eight feet.

Mr. Adams felt that the approval should only be extended six months.

MOTION BY MR. HOFFMAN TO EXTEND THE PROJECT APPROVAL FOR ONE YEAR WITH THE PROVISIO THAT THE PROJECT MEETS ALL CODE CHANGES THAT MAY BE IN EFFECT AT THE TIME THE PERMIT IS PULLED.

MOTION SECONDED BY WHEELLOCK.

MR. ADAMS OPPOSED.

MOTION CARRIED 6-1.

B53-02 Demolition and New Residence

Applicant: G. G. & F., LP
Address: 270 Ridgeview Drive
Architect: Smith & Moore Architects
Project Description: Demolition of existing residence. Construction of a new two-story Georgian style single family residence.

Mr. Hoffman and Mr. Adams said they met with the architect. Mr. Wheelock said he visited the site.

Architect Harold Smith reviewed the demolition report and said the one-story ranch style house was built in 1951 by Engineer George Brockway.

Landscape Architect Steven Dauber reviewed the landscaping portions of the project with respect to the demolition requirements and the preliminary parameter landscaping of the proposed new building.

MOTION BY MR. HOFFMAN TO APPROVE THE DEMOLITION WITH THE PROVISION TO SOD OR SEED AND IRRIGATE THE LOT WITHING 90 DAYS AND TO RETAIN THE HEDGE ON THE SITE.

MOTION SECONDED BY MR. ADAMS.

MOTION CARRIED UNANIMOUSLY.

Mr. Smith proposed the 8,956 square foot, two-story Georgian style replacement house to the Commission.

Mr. Adams stated that this house would be a very large presence even on North Lake Way.

MOTION BY MR. HOFFMAN TO APPROVE THE PROJECT WITH THE PROVISION TO MOVE THE GARAGE TO THE WEST FIVE FEET, THAT THE ROOF OF THE CENTER PORTION HAVE A FLAT SECTION ON IT TO LOWER THAT SECTION OF THE ROOF, AND SHUTTERS BE PLACE ON THE WIDOWS THAT DON'T HAVE SHUTTERS.

MOTION SECONDED BY MR. WHEELLOCK.

MR. ADAMS OPPOSED.

MOTION CARRIED 6-1.

The meeting was recessed for lunch at 1:00 p.m. and reconvened at 2:10 p.m.

As only three members of the Commission were present at this time, project number B55-02 was called after item number A24-02. This allowed Mr. Hoffman to act as a Commission Member so that a quorum would be assembled in order to continue the meeting.

B55-02 New Residence

Applicant: Marjorie Meek
Address: 255 Ridgeview Drive
Architect: Lindley M.F. Hoffman, P.A. Architect
Project Description: Construction of a new one-story single family house with pool, and harscape and landscape.

Ms. Diver, Mr. Shaw, Mr. Wideman and Mr. Adams said they met with the architect. Mr. Wheelock visited the site. Mr. Schuler was not present at this time, but he indicated by the Ex-Parte Communication form that he met with the architect and discussed the plans.

Mr. Hoffman declared a Conflict of Interest as he is the architect of record and because he is the sole architect in the professional association, he presented the project to the Commission. Mr. Hoffman introduced Landscape architect Jorge Sanchez who presented the preliminary landscape plan.

MOTION BY MR. SHAW TO APPROVE THE PROJECT WITH THE PROVISION TO ADD THREE FOXTAIL PALM TREES, TO REDUCE THE WIDTH OF THE TWO DRIVEWAY OPENINGS TO THIRTEEN-FEET, AND TO USE A SINGLE GARAGE DOOR.

MOTION SECONDED BY MR. WHEELLOCK.

MR. WIDEMAN OPPOSED.

MOTION CARRIED 6-1.

Mr. Frank read a letter into the record from Suzette W. Wexner, 256 Fairveiw Road, asking for adequate protection of run off water from the subject property onto her property.

B. DEFERRALS AND CONTINUATIONS - MINOR PROJECTS

None.

C. NEW BUSINESS - MINOR PROJECTS

A24-02 Site Lighting

Applicant: Ralph Heins
Address: 125 Seagate Road
Contractor: Vernon Daniel Associates
Project Description: Site lighting

This project was heard after item number B53-02.

Mr. Wheelock said he visited the site.

Lighting Consultant Vernon Daniel presented a copper light fixture they propose to use for this lighting project. He explained that they wanted to increase the wattage of the fixtures to 100 watts for ten fixtures.

Mr. Wheelock noted that the fixtures have already been installed. Mr. Daniel said that when he met with Mr. Frank he thought the 75 watt limit was for the lamp and not the fixture. They installed the 100 watt fixtures and are now asking approval for the upgrade.

It was commented that the property had too much lighting and should be reduced by about 20%.

MOTION BY MR. WHEELLOCK TO REDUCE THE SITE LIGHTING BY 20% TO BE BROUGHT TO STAFF FOR REVIEW AND APPROVAL.

MOTION SECONDED BY MR. ADAMS.

MOTION CARRIED UNANIMOUSLY.

A25-02 Landscape, Hardscape & Lighting

Applicant: Mr. and Mrs. Richard Fuscone
Address: 101 Nightingale trail
Architect: Newlands Design Group
Project Description: New landscaping, new hardscape, new site wall along the north property line to match the existing site wall at the south property line, new irrigation and new landscape lighting.

Note: The lighting will be subject to further review by the Chief Code Compliance Officer for conformity of the sea turtle ordinance.

Mr. Wheelock said he visited the site.

Landscape Architect Ray Wall displayed the site plan and reviewed the project. He noted that ten walkway lights and one light above the door are the only lights proposed for this property. The overhead utility line to the cabana was replaced with an underground utility line.

It was thought that an elevation drawing depicting the landscaping would be helpful to determine how it will relate to this building as viewed from the public right-of-way.

**MOTION BY MR. WHEELOCK TO DEFER THE PROJECT TO THE JULY MEETING TO HAVE AN ELEVATION DRAWING OF THE NORTH OCEAN BOULEVARD SIDE, AND A LINE DRAWING/CROSS SECTION OF THE MAIN HOUSE, THE STREET, AND THE CABANA FOR THE PRESENTATION.
MOTION SECONDED BY MR. ADAMS.
MOTION CARRIED UNANIMOUSLY.**

A26-02 Landscape, Hardscape and Lighting

Applicant: John and Sheila Rinker
Address: 5 South Lake Trail
Architect: Parker Yannette Design Group
Project Description: Landscape, hardscape, site lighting and irrigation.

Mr. Wheelock said he visited the site.

Landscape Architect Steve Parker presented color overlay drawings of the landscaping at the street level and at the front of the house. Gates with brick veneer columns are proposed at the driveway entry. Two large pigeon plumb trees and two ligustrum trees will be planted at the front of the property.

Property Owner John Rinker addressed the Commission and agreed to match the color of the

shutters with the proposed driveway entry gate. He remarked that carriage lights will be added to the top of the driveway gateposts.

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

After discussion, it was noted that the lighting needed to be discussed.

Mr. Parker described the site lighting and stated that most of the light fixtures in the trees are existing and that they will be upgraded to the current standards. He offered to have the lighting consultant, who designed the site lighting, come before the Commission with a presentation.

**MR. ADAMS WITHDREW HIS PREVIOUS MOTION.
MR. HOFFMAN WITHDREW HIS SECOND TO THE MOTION.**

**MOTION BY MR. SHAW TO APPROVE THE PROJECT AS PRESENTED WITH THE
EXCEPTION OF THE LANDSCAPE LIGHTING TO BE BROUGHT BACK TO THE
COMMISSION WITH A COLOR DEPICTION OF THE UP LIGHTS VERSUS THE
DOWN LIGHTS AND HAVE STAFF REVIEW AND APPROVE THE GATE
LANTERNS.
MOTION SECONDED BY MR. ADAMS.
MOTION CARRIED UNANIMOUSLY.**

A27-02 Landscape, Hardscape and Lighting

Applicant: Summit Development
Address: 404 Seaspray Avenue
Architect: Jeff Blakely
Project Description: Landscape, lighting, irrigation, and hardscape review.

Mr. Wheelock stated that he visited the site.

Landscape Architect Jeff Blakely presented photographs of the site. He indicated the retention area designed to hold the first inch of rain water and explained that this project was approved before the ordinance change requiring two inches of water retention. Silver buttonwood, African Iris, Australian tree fern and cyperus grass will be used in this area. Mr. Blakely reviewed the site lighting and said that all of the structural trees in the front will have lights.

It was commented that there was a lot of hardscape planned for this property.

**MOTION BY MR. ZUKOV TO APPROVE THE PROJECT WITH THE PROVISION
THE ENTIRE AREA BE INCREASED BY ONE FOOT TO HAVE MORE GREENERY
AND THE DRIVEWAY NOT BE MORE THAN NINE FEET TOTAL, HAVE STAFF**

CHECK THE GREENSPACE CALCULATIONS, RECONSIDER THE THREE-FOOT CLIMB OR RAMP TO MAYBE TWO FEET AND ADD A COUPLE OF STEPS AT THE ENTRANCE.

MOTION DIED FOR LACK OF A SECONDED.

MOTION BY MR. SHAW TO APPROVE THE LANDSCAPE AS PRESENTED, AND TO DEFER THE HARDSCAPE PORTION OF THE PROJECT TO THE JULY MEETING, TO ADDRESS THE WIDTH OF THE DRIVEWAY, TO CONSIDER THE IDEA OF THE CENTER AREA WHERE IT CAN AGAIN BECOME SOME GREENSPACE OR SOME NON HARD PVIOUS SPACE, OR A LOOSE STONE DRIVEWAY, AND TO READDRESS THE RISE ISSUE.

MOTION SECONDED BY MR. WHEELOCK.

ROLL CALL:

MR. SHAW	YES
MR. WHEELOCK	YES
MR. ADAMS	YES
MR. HOFFMAN	NO
MR. ZUKOV	NO
MR. STRAWBRIDGE	YES
MR. WIDEMAN	NO

MOTION CARRIED 4-3.

IX OTHER BUSINESS

Ms. Close reported that the Town Attorney was developing an ordinance regarding the streets north of Orange Grove Road relative to a two-year building moratorium. This proposed ordinance will be reviewed by the Town Council at their 5:01 p.m., July 9, 2002 meeting. She also reported that the Town Attorney interrupted the State's meaning of "Registered Architect" to not include Registered Landscape Architects. The Town Council decided to uphold the ordinance of having two Registered Architects to comprise the seven member commission. They are considering revising the ordinance to include a landscape architect in the seven member commission. In the event a landscape architect is not available, then one member of the commission shall be a master gardener or someone with equivalent expertise in landscape.

X ADJOURNMENT

The meeting was adjourned at 4:37 p.m.

The next meeting of the Architectural Review Commission will be held on July 24, 2002 beginning at 9:00 a.m.

Respectfully submitted,

John S. Schuler, Chairman

CHECK THE GREENSPACE CALCULATIONS, RECONSIDER THE THREE-FOOT CLIMB OR RAMP TO MAYBE TWO FEET AND ADD A COUPLE OF STEPS AT THE ENTRANCE.

MOTION DIED FOR LACK OF A SECONDED.

MOTION BY MR. SHAW TO APPROVE THE LANDSCAPE AS PRESENTED, AND TO DEFER THE HARDSCAPE PORTION OF THE PROJECT TO THE JULY MEETING, TO ADDRESS THE WIDTH OF THE DRIVEWAY, TO CONSIDER THE IDEA OF THE CENTER AREA WHERE IT CAN AGAIN BECOME SOME GREENSPACE OR SOME NON HARD PERVIOUS SPACE, OR A LOOSE STONE DRIVEWAY, AND TO READDRESS THE RISE ISSUE.

MOTION SECONDED BY MR. WHEELOCK.

ROLL CALL:

MR. SHAW	YES
MR. WHEELOCK	YES
MR. ADAMS	YES
MR. HOFFMAN	NO
MR. ZUKOV	NO
MR. STRAWBRIDGE	YES
MR. WIDEMAN	NO

MOTION CARRIED 4-3.

IX OTHER BUSINESS

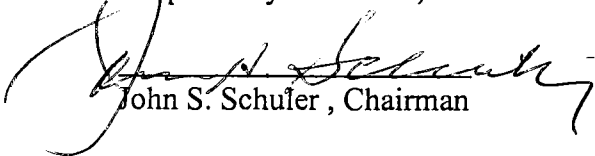
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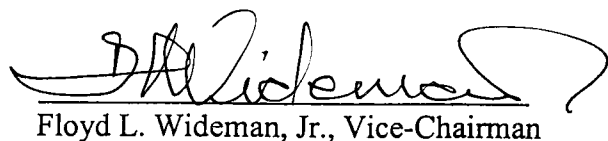
X ADJOURNMENT

The meeting was adjourned at 4:37 p.m.

The next meeting of the Architectural Review Commission will be held on July 24, 2002 beginning at 9:00 a.m.

Respectfully submitted,


John S. Schuier, Chairman


Floyd L. Wideman, Jr., Vice-Chairman

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

NAME—FIRST NAME—MIDDLE NAME HOFFMAN, LINDLEY MURRAY		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ARCHITECTURAL COMMISSION	
MAILING ADDRESS 211 BERMUDA LANE		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 NAME OF POLITICAL SUBDIVISION:	
DATE ON WHICH VOTE OCCURRED		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 inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting 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:

- I 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, LINDLEY M. HOFFMAN, hereby disclose that on JUNE 26, 2002

(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 MRS. MARJORIE MEEK, 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:

APPROVAL OF PLANS FOR A HOUSE FOR MRS. MEEK
FOR WHICH I AM THE ARCHITECT

Date Filed

July 12, 2002

Signature

Lindley M. Hoffman

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.