TOWN OF PALM BEACH

Building and Zoning Department

MINUTES

LANDMARKS PRESERVATION COMMISSION
9:00 a.m., FRIDAY, MAY 18, 1990
AT TOWN COUNCIL CHAMBERS, 360 SOUTH COUNTY ROAD, PALM BEACH

I. Call to Order: The meeting was called to order at 9:05 a.m. by Chairman James V. Sullivan.

II. Roll Call:

PRESENT: James V. Sullivan, Chairman
Donald W. Curl, Vice Chairman
Elise P. Mackintosh, Secretary
Jane Volk, Member
Sally Gingras, Member
Anne G. Metzger, Member
Jacqueline Albarran de Mendoza, Alternate Member
John C. Randolph, Town Attorney
Robert L. Moore, Director of Planning, Zoning & Building
Timothy M. Frank, Planner/Projects Coordinator

ABSENT: William S. Gubelmann, Member
Arthur Silverman, Alternate Member

RECORDING SECRETARY: Cynthia M. Delp

Let the record show that Mr. Sullivan designated Mrs. Albarran de Mendoza to vote in Mr. Gubelmann's stead.

III. Approval of the Minutes of the April 20, 1990 Meeting with Addendum and Approval of Addendum to March 16, 1990 Minutes:

Mr. Sullivan and Mrs. Mackintosh had submitted additions and corrections to the verbatim record of their respective testimonies from the March 16, 1990 Meeting and the April 20, 1990 Meeting. These additions and corrections were distributed to the Commission for approval.

MOTION BY MRS. VOLK THAT THE MINUTES OF THE APRIL 16, 1990 MEETING, AS MAILED, AND THE ADDITIONS TO THE MARCH 16, 1990 BE ACCEPTED.

MOTION SECONDED BY MRS. GINGRAS.

At this point, a new motion was requested to particularly identify which set of Minutes was being corrected.

MOTION BY MRS. VOLK TO APPROVE THE MINUTES OF THE APRIL 20, 1990 MEETING, AS MAILED, WITH THE ADDITIONS AND CORRECTIONS AS DISTRIBUTED TODAY.

MOTION SECONDED BY MRS. GINGRAS.

MOTION CARRIED UNANIMOUSLY.

MOTION BY MRS. VOLK TO APPROVE THE MINUTES OF THE MARCH 16, 1990 MEETING, AS MAILED, WITH THE ADDITIONS AND CORRECTIONS AS DISTRIBUTED TODAY.

MOTION SECONDED BY MRS. MACKINTOSH.

MOTION CARRIED UNANIMOUSLY.

At this point, Mr. Sullivan requested that the Commissioners please speak into the microphones to assure ease and accuracy of transcription.

IV. Public Hearings

A. Application for Certificate of Appropriateness No. 17-90, Utility Building

Applicant: Mr. Gerald Tsai
Owner: Mr. Gerald Tsai
Address: 702 North County Road
Architect: John B. Gosman
Project Description: Request approval to construct a utility building to be located west of the existing service yard and south of the existing drive.

(Please note that this item has been deferred from the April 20, 1990 Meeting.)

Mr. John Gosman presented the plans for this project. At last month's meeting, it was requested that he prepare a west elevation so the Commission could see how the site, with the new construction, would appear. He stated that last year a cascading fountain was approved for the west perimeter wall. He noted that they have now abandoned the fountain idea, and have substituted it with the planting of two palms with a row of bougainvillea between, which more closely matches the original site plan.

Looking at the west elevation, Mr. Gosman stated that since last month, the plan was revised to create a "jog" in the footprint of the structure, which pushed that portion of the structure three feet more into the service yard.

Mr. Gosman noted that the existing garage is about three feet higher than the proposed new garage. In contrast to the old garage, the new garage has no parapet which helps it maintain a low silhouette.

Mr. Sullivan felt that the implementation of the trees and bougainvillea represented a good solution to the problem of masking the proposed new construction.

Mrs. Mackintosh very strongly expressed her displeasure with the protrusion of the new garage. She felt that it destroys the symmetry of the house. Further, she stated that Mr. Gosman has done such a beautiful job up to this point in the renovation of this house, and questioned why he would now elect to make this incongruous addition.

Mr. Gosman replied by saying that the jog in the structure will not be seen until one drives into the property due to existing County Road hedging and proposed tennis court hedging. Further, he said that the whole concept of this design is based on the inside stair of the tower giving instant access from the house to both the old garage and the new garage, an access which is covered and secure.

Mrs. Mackintosh maintained that no one needs access to six cars at a time, and suggested that the extra garage space be added onto the caretaker's cottage, instead of disturbing the house any further.

Mrs. Metzger, along with Mrs. Gingras and Mrs. Albarran de Mendoza were in agreement with Mrs. Mackintosh about failing to see the need for immediate access to six cars, and suggested a different new garage configuration to accommodate a lesser number of cars, with the surplus cars to be housed in an addition to the caretaker's cottage.

Mr. Gosman, despite the Commission's comments, maintained that this design, with the incorporated landscape as proposed, would not distract from the house, and would not disturb the symmetry in any way.

Mr. Sullivan reminded the Commission that the architectural integrity of the house is the issue here, and that the Commission should not debate whether or not the Tsais should access all six cars at one time.

Mrs. Volk had stated earlier that she felt the objectionable jog in the structure's outline could be eliminated or reduced by constructing a planter wall, and thereby still implement the new garage plan, etc. It was also her opinion that in consideration of the wonderful work that had been done so far at this site, these changes would represent a small accommodation to the property owner who has been so cooperative. It was in that spirit that she made the following motion:

MOTION BY MRS. VOLK THAT THE PLANS BE APPROVED WITH THE UNDERSTANDING THAT THE INNER WALL BE NO HIGHER THAN THE SOUTH WALL, AND THAT PLANTING OR A FALSE WALL BE IMPLEMENTED SO THAT THERE IS A STRAIGHT LINE AND NOT A JOG IN THE OUTLINE OF THE STRUCTURE.

MOTION FAILED FOR LACK OF A SECOND.

Dr. Curl stated that he did not feel that the Commission had the right to tell Mr. Gosman how to solve his design problems, and that the Commission can merely make suggestions.

Mr. Sullivan reiterated that there was NO ACTION on the aforementioned motion.

MOTION TO DEFER THIS ITEM TO THE JUNE MEETING BY DR. CURL.

MOTION SECONDED BY MRS. GINGRAS.

MOTION CARRIED UNANIMOUSLY.

B. Application for Certificate of Appropriateness No. 19-90, Balcony Guardrail

Applicant: TransOhio Savings Bank c/o The Allen Morris Commercial Real Estate Services Company
Owner: TransOhio Savings Bank
Address: 139 North County Road (Paramount)
Project Description: Request approval to tear out and rebuild balcony guardrail to match existing guardrail and replace all existing rot damaged materials.

Ms. Chris Unger, Property Manager, and Charlie Snyder of P.F. Gomez Enterprises, Contractor of record, presented this project. They distributed pictures of the railings as they exist now in a deteriorated state.

Mr. Frank reminded the Commission that approximately a year and a half ago, the Code Enforcement Officer of the Town issued a citation regarding this railing as there were aesthetic and safety problems. At that time, the owners did obtain a Certificate of Appropriateness to replace the railing, but that has now since expired. The building has new owners, and they would now like to re-apply for the Certificate of Appropriateness and make the necessary repairs.

The contractor brought a sample of the railing which is pressure treated material to be painted to match the existing railing.

MOTION BY MRS. MACKINTOSH TO APPROVE THE SUGGESTED NEW RAILINGS.

MOTION SECONDED BY DR. CURL.

MOTION CARRIED UNANIMOUSLY.

C. Application for Certificate of Appropriateness No. 20-90, Windows, Steps, and Handrail, New Columns and Gate

Applicant: Mr. and Mrs. E. Burke Ross
Owner: Mr. and Mrs. E. Burke Ross
Address: 172 South Ocean Boulevard
Contractor: Beems Construction Company
Project Description: Request approval to install new windows, exterior steps and handrail off existing kitchen porch; and construct new columns and gate at northeast corner of garage.

Mr. Gene Beems of Beems Construction Company, the company which has been working on this site for over a year, came before the Commission to present additional changes. He mentioned that they also plan to change the driveway and the landscaping, but acknowledged that these items will have to be advertised for the next meeting. The contemplated driveway will replace the existing "U" driveway. They plan to use paver stones with brick in the middle, and make the driveway large enough for just three cars. (The landscaping changes will be discussed later in this record.)

UNADVERTISED: The plan includes making the east and west elevations of the enclosed breezeway symmetrical. In order to do this, two glass doors with aluminum frames will replace two windows on the east elevation. The installation of these doors will cause the east and west breezeway elevations to be identical. The existing windows will also be replaced with new fixed glass windows. The doors and windows will have aluminum frames. The shine of the aluminum will be minimized via scuffing and painting with zinc chromate. The aluminum will then be painted to match the trim so that it appears as a piece of wood.

UNADVERTISED: On the east elevation at the second floor balcony, the window configuration will change along with the corresponding wrought iron trim for those windows. Instead of having two single windows, there will be two double windows.

ADVERTISED: In the courtyard area, south elevation, a larger window was desired for viewing the pool from the breakfast room. The new window will be leaded clear glass and will be in a clover-like shape.

ADVERTISED: At the little porch off the kitchen, existing windows will be removed and replaced with two pairs of new french doors with new keystone steps. The spindles of the railing will alternate, one straight, one twisted, etc. New "old fashioned caps" will top the spindles. The columns flanking the french doors are stucco with a coquina top to match the rest of the house.

ADVERTISED: At the garage east wall, there is an existing 10' wall around the courtyard. The plans include a gate inserted into this wall, large enough to permit entry of a tractor. What is contemplated is a "door within a door" with a latch, large hinges, a small window in the door, and one column at each side of the gate. A new barrel tile roof will top the gate and column structure.

UNADVERTISED: Also on the east garage elevation, the plans include a pair of new french doors with applied stucco arch, a new applied stucco arch only, and a new keystone cap to match existing on the stairs to the second floor.

LET THE RECORD INDICATE THAT THE AFOREMENTIONED "UNADVERTISED" ITEMS WERE DISCUSSED AT THIS MEETING, BUT WILL NEED TO BE ADVERTISED FOR THE JUNE MEETING, ALONG WITH THE LANDSCAPING AND DRIVEWAY CHANGES.

MOTION BY DR. CURL TO APPROVE THE WINDOWS, STEPS AND HANDRAIL OFF THE EXISTING KITCHEN PORCH.

MOTION SECONDED BY MRS. METZGER.

MOTION CARRIED UNANIMOUSLY.

MOTION BY MRS. VOLK TO APPROVE THE NEW COLUMNS AND GATE AT THE NORTHEAST CORNER OF THE GARAGE.

MOTION SECONDED BY MRS. METZGER.

MOTION CARRIED UNANIMOUSLY.

Mr. Phil Maddox of Sanchez and Maddox came forward seeking conceptual approval of the landscape plan which will need to be advertised for next month. Mr. Maddox gave a brief overview of the proposed landscaping to include terracotta urns with plants, the removal and relocation of the citrus trees to the courtyard, the possibility of a fountain in the entry court, etc.

Mr. Moore stated that Staff has not had the opportunity to review this landscape plan as yet, and questioned the percentage of xeriscape plantings. Mr. Maddox estimated that 70% to 80% of the plant material was xeriscape material. Mr. Moore applauded the efforts of the landscape architect to produce a plan which already anticipates the xeriscape requirements.

D. <u>Application for Certificate of Appropriateness No. 21-90, Change storefront configuration, building colors, and exterior lighting</u>

Applicant: Palm Beach Historic Inn, Inc. - Franklin Frank
Owner: Franklin L. Frank
Address: 365 South County Road
Architect: Smith Architectural Group
Project Description: Request approval to change storefront configuration on the east end of the south elevation, change building colors, and replace removed exterior lighting.

Mr. Jeff Smith presented this project as follows:

<u>Exterior Paint Color</u>: The selected paint colors do not represent a dramatic change in color. The building will be light pink, with beige on the stonework and teal on the windows.

MOTION TO APPROVE THE COLOR PALETTE BY MRS. GINGRAS.

MOTION SECONDED BY MRS. VOLK.

MOTION CARRIED UNANIMOUSLY.

<u>Exterior Lamps</u>: The exterior lamps have not yet been selected, so Mr. Smith requested a deferral for this item.

MOTION TO DEFER THE EXTERIOR LAMPS TO THE JUNE MEETING BY MRS. GINGRAS.

MOTION SECONDED BY MRS. MACKINTOSH.

MOTION CARRIED UNANIMOUSLY.

<u>South Facade Changes</u>: At the east end of the south facade, the plans attempt to tie in this section more closely to the rest of the building. The existing arcade cannot be continued on this section as it would need to be constructed in the public right-of-way. Instead, the design shows clay barrel tile canopies over these east end storefronts.

MOTION BY MRS. MACKINTOSH TO APPROVE THE CANOPIES AS SHOWN.

MOTION SECONDED BY MRS. VOLK.

MOTION CARRIED UNANIMOUSLY.

The Commission, in pursuit of their desire for comprehensive plans, questioned whether other changes were contemplated for the exterior of this structure. Mr. Smith replied that very few additional exterior changes are presently contemplated, and those will not be brought forward to the Commission until zoning approvals have been secured.

E. Application for Certificate of Appropriateness No. 22-90, Miscellaneous Changes

Applicant: Mr. and Mrs. Louis D. Root
c/o Robert T. Eigelberger
Owner: Mr. and Mrs. Louis D. Root
c/o Robert T. Eigelberger
Address: 61 Middle Road
Designer: S.D.A. Management, M.J. Ackerman
Project Description: Request approval to remove hot tub in southeast corner of property along with shed room overhang across entire east elevation for re-opening existing circleheads; change railing and flooring on balcony located on the northeast corner of residence on second floor; re-open second floor interior loggia to open into courtyard; create a circular drive in front of residence; add french doors to study to create access to driveway; demolish rear addition to garage and create open loggia and outside stairs using space from existing garage apartment; locate a tea house/loggia and pool in the northeast corner of the property and add courtyards to provide access; convert storage building to bath and dressing room on south side of pool; change north entrance to residence to french doors with lights; and add caps to all chimneys.

Mr. Sullivan reported that the applicant has requested a deferral of this item to the June meeting.

MOTION BY DR. CURL TO DEFER THIS APPLICATION TO THE JUNE MEETING.

MOTION SECONDED BY MRS. VOLK.

MOTION CARRIED UNANIMOUSLY.

F. Application for Certificate of Appropriateness No. 23-90, Miscellaneous Changes

Applicant: Mr. and Mrs. J. Switzer
c/o Robert T. Eigelberger
Owner: Mr. and Mrs. J. Switzer
c/o Robert T. Eigelberger
Address: 10 South Lake Trail
Designer: S.D.A. Management, M. J. Ackerman
Project Description: Request approval to change existing front entrance to have a curved two

story portico with columns and windows; carry existing roof lines and green barrel tile across entire front elevation; construct a one car garage on the southeast corner of the residence; change all second story windows to circleheads; change all jalousie windows to original double hung; relocate the pool from the southwest corner of the property to the center of the west elevation, between existing Royal Palms; add a pool cabana/loggia in the location of the existing pool, and extend coquina patio around entire west side of house and partially on north elevation to provide access from existing doors.

Ms. Michelle Ackerman of S.D.A. Management, Designers, presented this project. Ms. Ackerman first gave a brief overview of the project. Regarding changing the existing front entrance to a curved two story portico with columns and windows, Ms. Ackerman stated that the present entrance has a flat deck suspended by cables. The proposal for the portico implements four 18" smooth stucco columns which will be painted the dark brown color to match the color for the banding on the windows. Dr. Curl commented that the portico looks like "Hollywood", and is completely out of character with the rest of the house. The other Commission members registered their agreement with Dr. Curl's comment. Ms. Ackerman replied that she was here representing the wishes of the owner, and that she will certainly take the comments of the Commission back to the owner for reconsideration.

Regarding the color palette for the house, the house will be a cream color; the rear columns, the front entry columns and the window banding will be a dark brown color; and the existing green barrel tile which is used on the front overhang and parapet will be extended around the entire house for cohesiveness. The Commission commented that they would like to see actual color samples rather than the color rendering presented today, and expressed their displeasure with the dark brown coloring for the front entry columns and rear or lake columns.

MOTION BY DR. CURL TO DEFER THE DESIGN OF THE EAST ENTRY PORTICO AND THE COLOR PALETTE AS PRESENTED TO JUNE, WITH THE EXCEPTION OF THE GREEN BARREL TILE ROOF WHICH WAS APPROVED AS PRESENTED.

MOTION SECONDED BY MRS. MACKINTOSH.

MOTION CARRIED UNANIMOUSLY.

Ms. Ackerman reviewed the following items as well:

ADVERTISED

1) Change existing second floor jalousie windows to single hung windows with circleheads.
2) Replace second floor jalousies on the west elevation of the sunporch wing with casements.
3) Change all existing square windows to circleheads to match the rest of the house.
4) Construct a one car two story garage addition at the same angle to the main facade as already exists on the side of the house.

UNADVERTISED

5) Correct and restore column deterioration in the rear.
6) Replace second floor west balcony jalousie door with a casement door to match the original door.
7) Replace french doors on the south side of the sunporch with casement windows.
8) Fill in all recesses which do not coincide with the rest of the house.
9) Remove a 20' overhang on the south elevation.

LET THE RECORD INDICATE THAT THE AFOREMENTIONED "UNADVERTISED" ITEMS WERE DISCUSSED AND APPROVED AT THIS MEETING, BUT WILL NEED TO BE ADVERTISED FOR THE JUNE MEETING ALONG WITH OTHER ITEMS.

The Commission requested that Ms. Ackerman provide a different east elevation which fully demonstrates the how the angled portions of the structure will appear.

MOTION BY DR. CURL TO APPROVE CARRYING THE EXISTING ROOF LINES AND GREEN BARREL TILE ACROSS THE ENTIRE FRONT ELEVATION; CONSTRUCT A ONE CAR GARAGE ON THE SOUTHEAST CORNER OF THE RESIDENCE; CHANGE ALL SECOND STORY WINDOWS TO CIRCLEHEADS; CHANGE ALL JALOUSIE WINDOWS TO ORIGINAL DOUBLE HUNG, AND ALL OF THE OTHER ITEMS LISTED ABOVE IN NUMBERS 1 THROUGH 9.

MOTION SECONDED BY MRS. VOLK.

MOTION CARRIED UNANIMOUSLY.

Regarding the site plan, Ms. Ackerman stated that they do plan for a fountain and motorcourt in the front of the house. Also, the existing pool is virtually "destroyed", and is inoperable. She emphasized that they really need to proceed with the digging of the pool in its proposed new location between the Royal Palms in the center of the west elevation. It would be prudent to perform the pool work at this time while easy construction access is still available to the pool area, that is, before much of the other construction is begun. The new pool will be a lap pool which will have the appearance of a reflection pond. A coquina deck will surround the pool.

MOTION TO APPROVE THE NEW LOCATION OF THE POOL BY DR. CURL.

MOTION SECONDED BY MRS. GINGRAS.

MOTION CARRIED UNANIMOUSLY.

Ms. Ackerman briefly mentioned that a pool cabana/loggia is contemplated, as well as a formal garden in the present location of the pool. A landscape plan is being developed and will be presented at the June meeting.

MOTION BY MRS. VOLK TO DEFER THE POOL CABANA/LOGGIA, LANDSCAPE PLAN AND SITE PLAN CHANGES TO THE JUNE MEETING.

MOTION SECONDED BY MRS. MACKINTOSH.

MOTION CARRIED UNANIMOUSLY.

VII. Other Business

A. Informal Reviews

1. 206 Phipps Plaza: Owner - Jane Volk
   Contractor - Hurricane Service

   Informal review requested for installation of electric rolling hurricane shutters on the second floor rear windows, and manually operated rolling shutters on the second floor front windows.

   Mrs. Volk, as the Owner of the property, declared her conflict with this matter. Mr. Brian Patterson came forward to describe the hurricane shutters requested. There are a total of six openings to be shuttered on the front of the building and one large opening on the back of the building. The PVC shutters will be painted to match the color of the building.

   MOTION BY MRS. GINGRAS FOR INFORMAL CONCEPTUAL APPROVAL OF THE SHUTTERS.

   MOTION SECONDED BY DR. CURL.

   MOTION CARRIED UNANIMOUSLY.

2. 411 South County Road: Owner - Florida National Bank/ First Union
   Contractor - Don Bell & Company

   Informal review requested for new identification signage necessary for name change of bank. Signage will be replaced over South County Road entrance and on two wall plaques on either side of this entrance. Signage will also be replaced at drive-thru facing Worth Avenue.

Mr. Paul Stanley of Don Bell & Company, Sign Contractor, presented the signage as stated above. Mr. Stanley explained that Florida National Bank will become First Union as of June 1, 1990. The signage must be changed on May 31, 1990 to facilitate the change. Mr. Stanley explained that he had erringly applied for this signage to the Architectural Commission, and when he discovered that he should have applied to the Landmarks Commission instead, the filing deadline had already passed...thus, the request for informal approval. The proposed signage is as follows:

Replace (2) existing 16" x 26" bronze plaques with "First Union" plaques of the same size and finish - west elevation.

Replace (1) set of 16" "Florida National Bank" letters with one set of 12" solid polished brass "First Union" slanted letter on the west elevation.

Replace (1) set of 8" painted aluminum "Florida National Bank" letters with one set of 8" solid polished brass "First Union" letters on the south elevation at the drive-thru.

MOTION BY DR. CURL FOR INFORMAL CONCEPTUAL APPROVAL OF THE SIGNAGE.

MOTION SECONDED BY MRS. GINGRAS.

MOTION CARRIED UNANIMOUSLY.

In light of the fact that applicant considers it a necessity that the signage must be changed on May 31, 1990 prior to the item being legally advertised and heard at the June meeting, the following motion was made:

MOTION BY MRS. GINGRAS FOR APPROVAL OF THE SIGN CHANGES AS INDICATED SUBJECT TO PROPER ADVERTISING WITH THE APPLICANT'S RECOGNITION THAT HE IS MOVING FORWARD AT HIS OWN RISK.

MOTION SECONDED BY DR. CURL.

MOTION CARRIED UNANIMOUSLY.

B. Preservation Celebration

Mr. Sullivan reminded the Commission of this afternoon's festivities at the Memorial Fountain and Plaza, and urged the Commission to attend.

C. June 11, 1990 Town Council Designation Ratification Hearing

Mr. Sullivan stressed the importance of the Commissioners attending the Monday, June 11, 1990 Town Council Designation Ratification Hearing to lend their support for this last effort during this designation season.

D. Designation Priority List for 90/91 Designation Season

A priority list for designations for the 90/91 season was distributed to the Commission for their review and further prioritization. Each Commissioner shall select two nominations from the list and three alternate nominations to Mr. Frank prior to the next meeting, June 15, 1990. Staff will then produce a list of initial priorities for immediate concentration. Mr. Frank also noted that two student interns will be working with us during the summer to assist with designation report preparation. Their assistance will help to insure that designation reports are ready and available well in advance of upcoming designation hearings.

E. Discussion of Town Hall Square Historic District

During the Designation Hearing regarding Town Hall Square Historic District, Mr. Frank noted, there was a petition by the attorney for 400 South County Road to change the report's "conforming" status to "unconforming" for this structure. Staff has reviewed this request and recommends that the Commission make a motion to allow for this change in the Designation Report status of this building.

Mr. Moore commented that Staff is making this recommendation in the spirit of compatibility with the property owner. The time to change the report is now, before the Town Hall Square Designation goes to the Town Council for ratification. Mr. Moore referred to this structure as a "50/50" building, and felt that a classification as "conforming" could not be defended by Staff. Mr. Sullivan was in agreement that it would be prudent to allow this change.

It was noted that the applicant is in favor of the District as a whole, but may have future plans to, in fact, demolish the present structure and construct a new structure which would be well in keeping with the architecture of the District.

Mrs. Volk voiced her opinion that if they do plan to demolish the existing structure, they should give some thought to replacing it with a new structure in the same Georgian style, as Spanish buildings should not be the only style of architecture on the street.

MOTION BY DR. CURL TO CHANGE THE STATUS OF 400 SOUTH COUNTY ROAD TO NON-CONTRIBUTING OR NON-CONFORMING.

MOTION SECONDED BY MRS. GINGRAS.

MOTION CARRIED UNANIMOUSLY.

At 10:50 a.m., there was a MOTION TO ADJOURN THE MEETING BY MRS. MACKINTOSH WHICH WAS SECONDED BY MRS. GINGRAS, AND CARRIED UNANIMOUSLY. At 10:53 a.m.,however, there was a MOTION TO RE-CONVENE THE MEETING BY DR. CURL WHICH WAS SECONDED BY MRS. GINGRAS AND CARRIED UNANIMOUSLY to allow the discussion of a sign at 375 South County Road.

Mr. Steve Rowe of Phil Rowe Signs came forward to discuss proposed signage for 375 South County Road, where the signage for Positive Body Dynamics and Massage Therapy will be removed and replaced with a new doctor's name. The lettering will be in the same color, but in a different style of two inch lettering.

MOTION BY DR. CURL TO APPROVE THE TWO INCH LETTERING OVER THE FRONT, THE FRONT DOOR AND TWO WINDOWS, AND TO DENY THE SIGNAGE ON THE SIDE, ALL SUBJECT TO LEGAL ADVERTISEMENT.

MOTION SECONDED BY MRS. VOLK.

MOTION CARRIED UNANIMOUSLY.

VIII. Adjournment

LET THE RECORD SHOW THAT THE PREVIOUSLY STATED MOTION TO ADJOURN WILL SUFFICE. THE MEETING ADJOURNED AT 10:57 A.M.

The next meeting of the Landmarks Preservation Commission will be held on Friday, June 15, 1990 at 9:00 a.m. in the TOWN COUNCIL CHAMBERS, TOWN HALL, 360 SOUTH COUNTY ROAD, PALM BEACH.

Respectfully submitted,

Elise P. Mackintosh

Elise P. Mackintosh
Secretary

cmd

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

LAST NAME—FIRST NAME—MIDDLE NAME VOLK LILLIAN JANE	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Landmarks Preservation Commission
MAILING ADDRESS 206 PHIPPS PLAZA	THE BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: X CITY [ ] COUNTY [ ] OTHER LOCAL AGENCY
CITY / COUNTY PALM BEACH, FL. 33480	NAME OF POLITICAL SUBDIVISION: Town of Palm Beach
DATE ON WHICH VOTE OCCURRED 5/18/90	MY POSITION IS: [ ] ELECTIVE X 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. The requirements of this law are mandatory; although the use of this particular form is not required by law, you are encouraged to use it in making the disclosure required by law.

Your responsibilities under the law when faced with 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

ELECTED OFFICERS:

A person holding elective county, municipal, or other local public office MUST ABSTAIN from voting on a measure which inures to his special private gain. Each local officer also is prohibited from knowingly voting on a measure which inures to the special gain of a principal (other than a government agency) by whom he is retained.

In either case, you should 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:

A person holding appointive county, municipal, or other local public office MUST ABSTAIN from voting on a measure which inures to his special private gain. Each local officer also is prohibited from knowingly voting on a measure which inures to the special gain of a principal (other than a government agency) by whom he is retained.

A person holding an appointive local office otherwise may participate in a matter in which he has a conflict of interest, but must disclose the nature of the conflict before making any attempt to influence the decision by oral or written communication, whether made by the officer or at his direction.

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

- You should 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 should be provided immediately to the other members of the agency.
- The form should be read publicly at the meeting prior to consideration of the matter in which you have a conflict of interest.

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

- You should disclose orally the nature of your conflict in the measure before participating.
- You should 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 should incorporate the form in the minutes.

DISCLOSURE OF STATE OFFICER'S INTEREST

I, ~~Lillian Jane Volk~~, hereby disclose that on May 18, 1990:

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

X inured to my special private gain; or

___ inured to the special gain of ______________________, by whom I am retained.

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

An item was discussed regarding hurricane shutters on my private residence.

5/18/90
Date Filed

Lillian Jane Volk
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317 (1985), 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 $5,000.