

TOWN OF PALM BEACH

Planning, Zoning & Building Department

MINUTES

LANDMARKS PRESERVATION COMMISSION

9:00 a.m., WEDNESDAY, JANUARY 18, 1995

AT THE TOWN COUNCIL CHAMBERS, 360 SOUTH COUNTY ROAD, PALM BEACH

I. Call to Order: The meeting was called to order at 9:03 a.m. by Chairman Lillian Jane Volk.

II. Roll Call:

PRESENT: Lillian Jane Volk, Chairman
Elise P. Mackintosh, Vice Chairman
Sally Gingras, Secretary
William S. Gubelmann, Member
Anne G. Metzger, Member
Jacqueline Albarran de Mendoza, Member
Arthur Silverman, Member
Jane R. Grace, Alternate Member
Anne Keresey, Alternate Member
John C. Randolph, Town Attorney
Robert L. Moore, Director of Planning, Zoning &
Building
Timothy M. Frank, Planner/Projects Coordinator

ABSENT: Elizabeth Shields, Alternate Member
(absence pending classification)

RECORDING SECRETARY: Cynthia M. Delp

III. Approval of the Minutes of the December 21, 1994 Meeting:

A. Clarification relative to CoA #63-94, 1200 South Ocean Boulevard, Palm Beach - Awning approval

Last sentence should read: "Both Mrs. Albarran de Mendoza and Mr. Frank advocated approval of the owner's original awning request, an L-shaped sandy beige awning, covering the existing square courtyard, attached to the east facade and the balcony on the east facade."

MOTION BY MR. SILVERMAN TO APPROVE THE MINUTES AS CLARIFIED.
MOTION SECONDED BY MRS. ALBARRAN DE MENDOZA.
MOTION CARRIED UNANIMOUSLY.

IV. Public Hearings:

A. Application for Certificate of Appropriateness No. 61-94, Miscellaneous Changes

Owner/Applicant: Mr. and Mrs. Lawrence Cummings

Address: 217 Clarke Avenue

Architect: Smith Architectural Group

Project Description: Request approval for renovation of existing residence to include new windows, new french doors, new driveway and courtyard, new landscaping, new frontispiece, and other associated changes as presented.

(Please note that the front facade with frontispiece and the second story addition were approved at the December meeting, with a deferral of the remaining items.)

Though Mr. Jeffery Smith, Architect, was not present when this item was called, later in the meeting he requested a further deferral of the remaining items of this application.

MOTION BY MR. GUBELMANN FOR DEFERRAL OF THIS MATTER TO THE FEBRUARY MEETING.

MOTION SECONDED BY MRS. ALBARRAN DE MENDOZA.

MOTION CARRIED UNANIMOUSLY.

B. Application for Certificate of Appropriateness No. 66-94, Awnings

Owner/Applicant: Flagler Museum

Address: 1 Whitehall Way

Contractor: Awnings by Jay

Project Description: Request approval of seven vertical curtains and valances, and other associated changes as presented

(Deferred from the December 1994 meeting.)

As the applicant was not present when this item was called, nor later in the meeting, this motion was sponsored.

MOTION BY MR. GUBELMANN TO DEFER THIS MATTER TO THE FEBRUARY MEETING.

MOTION SECONDED BY MRS. METZGER.

MOTION CARRIED UNANIMOUSLY.

C. Application for Certificate of Appropriateness No. 67-94,
Site Lighting & Gate Extension

Owner/Applicant: Mr. Donald J. Trump

Address: 1100 South Ocean Boulevard

Project Description: Request approval of site lighting plan and arched extension of gate at end of northern driveway, and other associated changes as presented; Site lighting is for the following areas:

1. Northern driveway
2. Courtyard
3. Lake Wall
4. Tower
5. Northern boundary wall
6. Cartpath
7. Walkway to beach
8. Parking area
9. New Southern Boulevard entrance

(Please note that at the December 1994 meeting, there was an approval of the Alternate "A" lighting of the Southern Boulevard gate, with respect to location of fixtures only; approval to place temporary lighting to alleviate security and safety concerns; and a deferral of all remaining items.)

Mr. Paul Rampell, Esquire addressed the Commission to briefly address statements which have been heard or read in the newspaper which would allege that the Town made a mistake by allowing Mr. Trump to convert Mar-a-Lago to a private club, rather than proceeding with a subdivision. He stated that Mr. Trump has owned the property for approximately ten years, and during that time, has singularly borne the expense of preserving Mar-a-Lago. In an effort to defray some of the expenses, alternative uses were contemplated, i.e., the formerly proposed subdivision and now, the Mar-a-Lago Club. He cited other large estates in Town, the Blossom and Bolton properties, which have been subdivided, and have not been fully developed to date. He felt that if the subdivision had been approved, any single family homes on the site would appear as "guest cottages" in comparison to the mansion. He felt this impression, along with a steady diet of airplane traffic noise, would detract from the marketable features of single family lots produced by a subdivision of Mar-a-Lago. The Club plan retains the landmark property intact aesthetically, while not introducing subdivision. The Club conversion makes the site usable by a reasonable number of people, and turns the property into an income producing property which will sustain itself. He stated that existing Palm Beach clubs have waiting lists, therefore, there is a demand for an additional club. He cited several examples of other large homes which have been converted to private clubs very successfully. He maintained that the club conversion was the right choice for this property.

Mrs. Volk stated, to clarify, that the LPC did not reject subdivision of Mar-a-Lago in all cases. The Commission merely rejected the proposal which had been previously submitted for approval. She stated that the other homes that Mr. Rampell cited, which were converted to clubs, are not national historic landmarks. Mar-a-Lago, on the other hand, is a national historic landmark, and as such, the LPC takes its review of changes to the property very seriously. Mrs. Volk extended the gratitude of the Commission to Mr. Trump for his attempts to abide by the LPC's guidelines within the review process.

Northern Gate:

Mr. Wes Blackman, Mar-a-Lago's Project Manager, proceeded with today's presentation, beginning with discussion relative to the northern gate. Mr. Blackman, at the December 20, 1994 meeting, had proposed a change to the existing northern gate which would add a decorative arched element to the top of the gate. He stated that this gate will now be used as the main exit from the property, and due to its change in function, a design change is now appropriate. The Commission, at the December meeting, would not approve the change to the gate without seeing a drawing showing a scaled comparison of the main gate design and the northern gate design. The Commission also asked to see a sample spindle of the gate. Mr. Blackman submitted a sample of the spindle, as well as the gate comparison rendering. He did acknowledge, however, that it had been drawn incorrectly..."more elongated than we would have liked to have shown", to use his words. The Zoning Code limits the top height of the gate to 10 feet, and the rendering actually shows the gate taller than that. It was pointed out that the two gates are only 75' to 80' apart, and can be viewed at the same time.

Mrs. Volk commented that what is important with regard to this gate is maintaining its historic character. The proposed gate is out of scale with the main gate, and the drawing is incorrect. She felt that the gate's change in function did not necessarily dictate that it be made more grand.

There was no resolve to the gate issue at this meeting, and the following motion occurred later in the Mar-a-Lago discussion:

MOTION BY MR. GUBELMANN TO DEFER THE MATTER OF THE NORTHERN GATE TO THE NEXT MEETING, WITH THE INSTRUCTION THAT A NEW DRAWING, IN CORRECT SCALE, BE PRESENTED NEXT MONTH.

MOTION SECONDED BY MRS. METZGER.

MOTION CARRIED UNANIMOUSLY.

Site lighting:

Mr. Blackman commented that the lighting of this seventeen acre property is not an easy issue, especially considering the number of different uses of the site. He presented two booklets...Mar-A-Lago Site Lighting Plan and Mar-A-Lago Site Lighting Plan Photo Plates, which represent the applicant's "best guess" for the anticipated site lighting needs.

Light Style "A": Name - Beacons Location - Cartpath and walkway to beach

On the cartpath, lights will be placed 20' apart on each side of the path, and they will be staggered in their placement on either side of the road so that effectively, there is a light occurring every 10'. Mr. Blackman stated that shields could be used on one half of each lamp so that all of the light emitted is directed only toward and onto the path. The Commission was in favor of using the shields. These lights are bronze in color and will each hold a 13 watt bulb. Thirty-two (32) fixtures will occur on the beach path and thirty-one (31) on the cart path.

Light Style "B": Name - Bricklytes Location - Northern Boundary Wall

A total of 21 surface mounted, 9 watt fixtures will be placed 20 feet apart, 37" from the top of the wall. These are louvered cast aluminum fixtures which will be painted to match the wall. These lights are needed to clearly identify the wall at night.

Light Style "C": Name - The Biscayne Bay Bollard Series
Location - North Parking area

A total of 8 fixtures will be placed equidistant around the parking area and adjacent driveway. These fixtures are aluminum posts with acrylic, 32" - 36" in height. Lights are needed in this area to illuminate the parking area and the intersection of the two driveways.

Mrs. Albarran de Mendoza requested that a 3' hedge be planted all the way around the parking area to focus the light onto the parking area only.

Light Style "D": Name - American Lantern Location - Northern entrance and driveway, courtyard, Southern Boulevard entrance and lake wall

Proposed Number: 4 @ Northern Entrance/Drive
2 @ Statues at Main entrance
12 @ Courtyard/parking area
19 @ Lake Wall
3 @ Southern Boulevard entrance

Color: White @ lake wall
Gold @ statues
Verde @ all other locations

Mr. Blackman reiterated that the lights, once present on the tower, have been removed at the request of the LPC. Also, the wattage of the lake lights has been reduced, also in keeping with LPC requests. Mr. Blackman noted that they have chosen this fixture as they feel it is an appropriate style, and is, in fact, existing on other Mediterranean Revival landmarked properties in Town.

The Commission noted that this was the third time that these particular fixtures had been presented to them for approval, and on each of the previous two occasions, the Commission had clearly stated their dislike for these fixtures. Mrs. Volk stated that Style "D" is not appropriate in all of the locations where it is proposed. Mrs. Volk re-stated her previous request for an inventory of old site lighting so that a historical record can be maintained. She commented further that too many lights, (4), are proposed for the northern entrance gate.

Mr. Rampell stated that historical records for Mar-a-Lago are unfortunately terribly scarce, and are therefore, difficult to reconstruct. He also stated that the owner has interpreted the LPC Ordinance to give him the latitude to replace lighting fixtures in the form of general maintenance. Mr. Blackman stated that many of the Style "D" fixtures are already in place, and some of the Commissioners who visited the site felt the fixtures were appropriate.

Mr. Frank noted, for the benefit of Mr. Rampell, that the lake wall fixtures were installed without permit. A permit had been issued for wiring, not for fixture replacement. Staff was not, then, aware that this activity was taking place. Neither was the electrical inspector notified of same. When the matter did come to light, discussions began with Mr. Blackman to bring a comprehensive lighting plan before the Commission for review.

Mrs. Jane Day, Staff Consultant, stated that the problem with Mar-a-Lago is that there is not adequate photo documentation of the site as a private home, especially considering that this is one of the most important private homes in the United States. She strongly suggested that when a lighting fixture is going to be taken down, a picture should be taken first to provide necessary documentation. She stated that requiring this documentation is the responsibility of the LPC.

Mr. Rampell responded that the Preservation Easement Deed, being given to the National Trust or another non-profit organization, will have attached to it, as an exhibit, baseline documentation to include several thousand photos of

Mar-a-Lago. He stated that no such photographic journal has ever been compiled relative to a property. He stated that some of the changes Mrs. Post made to the site, including, but not limited to lighting were not necessarily "appropriate", in landmark terms.

Moving on in the discussion, the LPC requested that there only be two (2) fixtures at the northern service gate, rather than four (4)...effectively, to eliminate the inner two fixtures. Mrs. Day pointed out that the doubled fixtures continue as one proceeds west on the property.

Mrs. Albarran de Mendoza stated that she has always felt that the Style "D" fixtures were not in keeping with the other lighting fixtures on the site. She agreed with Mr. Blackman that there are, indeed, many different lighting fixtures on the site, but all of them are more appropriate at the site than the Style "D" fixtures. She hoped that the applicant would present a new fixture for approval, not Style "D".

Mr. Rampell asked the LPC what type of fixture is appealing for the site, and Mrs. Keresey responded that it would depend on the photo documentation to be supplied, both historical and existing conditions. Mr. Frank noted that Mar-a-Lago is probably the only example of Portuguese Mediterranean Revival architecture in Town. The Worth Avenue house, where the Style "D" light is installed is, on the contrary, Italianate in style. Therefore, Style "D", though assumed appropriate on one structure, is not necessarily appropriate on Mar-a-Lago. The LPC is asking for photo documentation to assist both the applicant and the Commission in choosing the correct fixture for Mar-a-Lago.

Mr. Rampell summarized the LPC's viewpoints as follows: Approval of lighting styles "A", "B" and "C"; and additional photo documentation of existing site lighting to assist the LPC in further evaluation of Style "D".

MOTION BY MR. GUBELMANN FOR APPROVAL OF LIGHT STYLES "A", "B" AND "C", WITH THE PROVISIO THAT SHIELDS BE USED ON THE LIGHTING FOR THE CARTPATH AND THE BEACH WALKWAY TO DIRECT THE LIGHTING ONLY ONTO THE PATHS.

MOTION SECONDED BY MR. SILVERMAN.

MOTION CARRIED UNANIMOUSLY.

Mr. Rampell commented, with respect to the lake wall lights, that these fixtures are almost imperceptible either by day or night. Mrs. Grace felt that the lights are still too bright along the lake wall. Mr. Rampell, after discussion, stated that they would reduce the wattage again along the lake if the LPC desires, but he would request an approval of the Style "D" in this location. Mrs. Albarran de Mendoza

stated that she does not like Style "D" along the lake wall because the lights are very much a part of the design of the wall. Mrs. Keresey asked the applicant to return to the LPC with a picture of the fixture on the wall, taken at close range.

MOTION BY MRS. ALBARRAN DE MENDOZA THAT STYLE "D" BE STUDIED AT THE FEBRUARY MEETING, INCLUDING THE WALL ON THE LAKE, WITH A REPORT ON THE WATTAGE CONDITIONS AT THE LAKE WALL.

MOTION SECONDED BY MRS. GRACE.

MOTION CARRIED UNANIMOUSLY.

Let the record show that later in the meeting, Mr. Randolph pointed out that Mrs. Grace's second of the motion above was not appropriate, as a full board was seated for this meeting. He called for another second to this motion.

MOTION SECONDED BY MRS. GINGRAS.

D. Application for Certificate of Appropriateness No. 70-94,
Under deck lighting

Owner/Applicant: Florida Department of Transportation
Mr. James Wolfe

Address: Royal Park Bridge Vista

Architect: Digby Bridges, Marsh & Associates, P.A.

Project Description: Request approval of under deck lighting of bridge arches, and other associated changes as presented

(Please note that this item was deferred from the December 1994 meeting.)

Mr. Digby Bridges, Architect, addressed the Commission. As stated at the previous meeting, the proposed underlighting was done by the DOT so that members of the Town Council and the LPC would have an opportunity to view the lighting and make recommendations regarding same. Mr. Bridges stated that upon his inspection of the lighting, with the current design of the bridge, he could not recommend that the bridge be illuminated as proposed, unless the arches were made the same on both the north and south sides of the bridge. He stated that the view from north of the bridge was fine, but the view from the south was not, as too much of the underside of the structure is seen.

Mr. Silverman stated his opinion that he prefers the bridge in its present form, without the lighting. He felt the addition of the arch makes it look like one is entering an amusement park, destroying the charm and dignity of Palm Beach. Additionally, he did not feel that the Town should assume the financial burden of the maintenance involved. Mrs. Keresey, likewise, preferred to leave the bridge as it is, without underlighting. Mrs. Volk felt that this type of

lighting is not an architectural enhancement, and did not care for the Town to assume the financial responsibility of the project maintenance.

MOTION BY MR. SILVERMAN TO DENY THE LIGHTING OF THE BRIDGE ARCHES, AS IT IS NOT AN ARCHITECTURAL ENHANCEMENT AND THE BURDEN OF THE MAINTENANCE OF SAME SHOULD NOT BE PLACED UPON THE TOWN.

MOTION SECONDED BY MR. GUBELMANN.

There was some confusion over the intent of the motion... did it deny lighting of the bridge arches in any case, or just in the manner as presented today? Mr. Randolph clarified that a vote in favor of the motion sends a message to the Town Council that you are not in favor of under deck lighting under any circumstances. A "No" vote would allow under deck lighting to be discussed at a later time under a different proposal.

ROLL CALL VOTE: MR. SILVERMAN: YES
MR. GUBELMANN: YES
MRS. MACKINTOSH: NO
MRS. GINGRAS: NO
MRS. METZGER: NO
MRS. ALBARRAN DE MENDOZA: NO
MRS. VOLK: YES

MOTION FAILS 3-4-0.

After additional discussion relative to changing the south arches, the following motion was made...

MOTION BY MRS. GINGRAS TO CONSIDER LOOKING AT THE UNDERDECK LIGHTING IF THE DOT WILL CHANGE THE ARCHES SO THAT THE SOUTH PORTION WILL MIMIC THE NORTH PORTION.

MOTION SECONDED BY MRS. ALBARRAN DE MENDOZA.

ROLL CALL VOTE: MRS. GINGRAS: YES
MRS. ALBARRAN DE MENDOZA: YES
MRS. MACKINTOSH: YES
MR. GUBELMANN: YES
MRS. METZGER: YES
MRS. SILVERMAN: NO
MRS. VOLK: NO

MOTION CARRIES 5-2-0.

E. Application for Certificate of Appropriateness No. 1-95,
New beach cabana, arches, golf cart storage

Owner/Applicant: Mr. and Mrs. Lowell Paxson

Address: 780 South Ocean Boulevard

Architect: Smith Architectural Group

Project Description: Request approval of the following:

1. New beach cabana
2. Addition of two trifoil arches over second floor balcony doors
3. Golf cart storage area
4. Other associated changes as presented

Mr. Jeffery W. Smith, Architect, stated that the matter of the beach cabana had received approval by the Town Council for a Special Exception. The cabana will be 20' x 25', the maximum allowed, and will be 16' in height. It will be located in the north corner of the property across South Ocean Boulevard. Mr. Smith reviewed the floor plans and elevations of this simple structure. It has a loggia space and an arched opening where a bar/grill is recessed, with a bath on one side and a storage closet on the other. Mrs. Albarran de Mendoza felt that the top of the arches were too close to the bottom of the fascia, and recommended that the column height be lowered by approximately six inches. Mr. Smith agreed to this change.

Arches over second floor balcony doors Mr. Smith presented same at the owner's request. He noted that these arches are not original to the facade. The Commission preferred the facade as is, without the arches.

*Let the record show that Mrs. Keresey left the meeting at this point, at 10:50 a.m.

Golf cart storage area

The owners would like to place a golf cart near the house so they can drive to the beach. The cart storage will be constructed near the northeast corner of the house, to the east of the north/south site wall in the area. The cart storage area will be roofed and will be accessed via a cypress door.

MOTION BY MRS. ALBARRAN DE MENDOZA TO APPROVE THE CABANA AND THE GOLF CART STORAGE AREA, WITH THE PROVISIO THAT THE COLUMNS ON THE CABANA BE LOWERED BY APPROXIMATELY SIX INCHES.

MOTION SECONDED BY MR. SILVERMAN.

MOTION CARRIED UNANIMOUSLY.

(IT SHOULD BE NOTED THAT THE TRIFOIL ARCHES WERE NOT APPROVED.)

Mr. Smith stated that he will return next month with some additional changes for this property.

F. Application for Certificate of Appropriateness No. 2-95,
Demolition, remodel, renovation

Owners/Applicants: Mrs. Cathleen McFarlane
Mr. Stephen Myers

Address: 458 Worth Avenue

Architect: Smith Architectural Group

Project Description: Request approval of partial demolition, partial remodel, partial renovation and other associated changes as presented

Mr. Smith had been before the Commission informally last month relative to this project. To reiterate, according to the new division of property, Mrs. McFarlane will have sole use of the lake steps, and Mr. Myers will have sole use of the saved arch. The arch will actually link the two parcels, and the second story will be removed over the arch. The Myers portion of 458 Worth Avenue will be attached to the Myers home at 460 Worth Avenue, and it will be renovated to reflect the style of the 460 residence. On the McFarlane portion of the property, a covered porch will be added. Also, the exterior stair on the Worth Avenue side of the house will be removed, and will occur, instead, on the lake side facade. The plans indicate a new property wall dividing the two parcels. Mr. Smith stated that there has been a change to the plan since that time. Mrs. McFarlane has elected to leave the stairs on the north, or Worth Avenue elevation, but in a different form. The existing metal fire stairs will now be stuccoed and spiraled.

MOTION BY MRS. MACKINTOSH FOR APPROVAL AS PRESENTED.

MOTION SECONDED BY MR. GUBELMANN.

MOTION CARRIED UNANIMOUSLY.

G. Application for Certificate of Appropriateness No. 3-95,
Signage

Owner: Paramount Partners

Applicant: Atlantic Satellite

Address: 139 North County Road, Ste. 1

Project Description: Request approval for white window lettering in northwest window to read "ATLANTIC SATELLITE" on first line and "OF PALM BEACH" on the second line, and other associated changes as presented

Mrs. Albarran de Mendoza re-stated her continuing conflict with respect to matters concerning the Paramount, as her husband is the attorney for the owners of the building.
(Voting Conflict form on file)

Mr. Frank stated that he had given staff approval for this pressure sensitive window lettering as it meets all provisions of the Town's Sign Code. As always, however, if

the LPC does not approve of the sign design, it will be removed, and they will return with another design.

MOTION BY MRS. GINGRAS TO APPROVE THE SIGN AS PRESENTED.
MOTION SECONDED BY MRS. METZGER.
MOTION CARRIED UNANIMOUSLY.

H. Application for Certificate of Appropriateness No. 4-95, Signage

Owner: Mr. Joseph Bustani
Applicant: Marisa Del Re Gallery
Address: 350 South County Road
Contractor: Phil Rowe Signs
Project Description: Request approval of 3" white window lettering to read "MARISA DEL RE GALLERY" on first line and "NEW YORK CITY MONTE CARLO PALM BEACH" on the second line, and other associated changes as presented

Mr. Frank stated that this had been reviewed informally last month. Hearing no negative comment, the following motion was made.

MOTION BY MRS. GINGRAS FOR APPROVAL AS PRESENTED.
MOTION SECONDED BY MRS. ALBARRAN DE MENDOZA.
MOTION CARRIED UNANIMOUSLY.

I. Application for Certificate of Appropriateness No. 5-95, Roof change

Owner/Applicant: Mr. Daniel Abraham
Address: 150 Bradley Place, #806
Architect: The Pandula Architects
Project Description: Request approval to lower the height of portions of the mansard roof at the east 8th floor terraces to match the height of the existing adjacent mansard roof, and other associated changes as presented

(Please note that the architect requests deferral of this matter to the February meeting.)

MOTION BY MR. SILVERMAN TO DEFER THIS MATTER TO THE FEBRUARY MEETING.

MOTION SECONDED BY MR. GUBELMANN.

MOTION CARRIED UNANIMOUSLY.

V. Designation Hearings:

Item 1: 1095 North Ocean Boulevard

OWNERS: Mrs. Rose F. Kennedy
Joseph P. Kennedy Jr. Foundation

Please note that this matter has been deferred from the December meeting.

*Please note that Mr. James Brindell, Esquire, on behalf of the owner, has requested deferral of this matter to the February meeting.

MOTION BY MRS. ALBARRAN DE MENDOZA TO DEFER LANDMARK CONSIDERATION OF 1095 NORTH OCEAN BOULEVARD TO THE FEBRUARY MEETING, WITH THE PROVISIO THAT THE OWNER RECOGNIZES SHE IS WAIVING HER RIGHT BY ORDINANCE REQUIRING THE COMMISSION TO ACT WITHIN 30 DAYS.

MOTION SECONDED BY MRS. METZGER.

MOTION CARRIED UNANIMOUSLY.

Item 2: 240 Cocoanut Row

OWNER: Board of Public Instruction

Let the record show that Mr. Gubelmann declared a Conflict of Interest with respect to this matter as he is an officer of the Society of the Four Arts, an organization which may have an interest in this property. (Voting Conflict form on file.)

Mr. Frank stated that staff has received a letter from the School Board objecting to the designation. Staff has also received a letter from the Society of the Four Arts indicating their interest in purchasing some of the school property. Staff has not, at this point, discussed the possible sale of the property with the school or the Four Arts. Staff requested a deferral of this matter to the February meeting. Mr. Frank noted that the February meeting will occur in less than 30 days.

MOTION BY MR. SILVERMAN TO DEFER LANDMARK CONSIDERATION OF 240 COCOANUT ROW TO THE FEBRUARY MEETING.

MOTION SECONDED BY MRS. MACKINTOSH.

MOTION CARRIED UNANIMOUSLY.

VI. Other Business:

A. 256 Worth Avenue - Status signage - Galleria de Casa Corbo

This matter had been before the Commission at the December, 1994 meeting, and the following motion was made: "MOTION BY MRS. MACKINTOSH TO APPROVE THE AESTHETICS OF THE SIGN, SEPARATING THE NAME FROM THE DESIGN, ALL PENDING ZONING APPROVAL." Since that time, the proposed sign was reviewed with respect to zoning. It was determined that the crest design is, in fact, a logo, which is not in conformance to the code. The owner was informed of this decision, and agreed to remove the crest, which was ultimately placed inside the store. The shop name is, however, approved as exterior signage. The owner, asked that the approved shop name be allowed to appear on both sides of the entry door rather than just on one side. Mr. Frank gave staff approval

for same, as the two signs combined were well under the allowed square footage for signage.

Also, with reference to this property, it was mentioned at a previous meeting that a bullfighter mural and fountain were installed in the courtyard without approval. Staff had "red-tagged" these installations, and the mural has been removed. The electric has been disconnected to the fountain. This matter will be discussed further next month.

VII. Adjournment:

MOTION BY MRS. ALBARRAN DE MENDOZA TO ADJOURN THE MEETING AT 11:10 A.M.

MOTION SECONDED BY MR. SILVERMAN.

MOTION CARRIED UNANIMOUSLY.

The next meeting of the Landmarks Preservation Commission will be heard on WEDNESDAY, FEBRUARY 15, 1995 at 9:00 a.m., in the TOWN COUNCIL CHAMBERS, 360 SOUTH COUNTY ROAD, PALM BEACH.

Respectfully submitted,



Sally Gingras, Secretary
LANDMARKS PRESERVATION COMMISSION

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

LAST NAME—FIRST NAME—MIDDLE NAME William S. Gubelmann		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Landmarks Preservation Commission	
MAILING ADDRESS 235 S. county Road, Palm Beach, Fla.		THE BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: CITY COUNTY ☒ OTHER LOCAL AGENCY Town of Palm Beach	
CITY Palm Beach		NAME OF POLITICAL SUBDIVISION: Town of Palm Beach	
DATE ON WHICH VOTE OCCURRED 1/18/95		MY POSITION IS: ☐ ELECTIVE ☒ APPOINTIVE	

MINUTES

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, William S. Gubelmann, hereby disclose that on _____, 19____:

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

___ inured to my special private gain; or

___ inured to the special gain of The Society of The Four Arts, by whom I am retained.

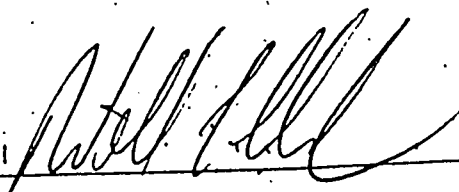
(b) The measure before my agency and the nature of my interest in the measure is as follows:

I am a duly elected officer of The Society of the Four Arts, and as Secretary of that organization, I have excused myself from all participation in discussion and voting on matters which have any bearing on the Society whatsoever.

Filed with respect to Designation Hearing for Palm Beach Public School
240 Cocoanut Row, heard 1/18/95.

1/18/95

Date Filed

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.

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

LAST NAME—FIRST NAME—MIDDLE NAME Olbarran de Mendoza, Jacqueline		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Landmarks Preservation Commission	
MAILING ADDRESS 204 Phipps Plaza		THE BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: : CITY : COUNTY : OTHER LOCAL AGENCY : Town	
CITY Palm Beach, FL	COUNTY Palm Beach	NAME OF POLITICAL SUBDIVISION: Town of Palm Beach	
DATE ON WHICH VOTE OCCURRED 1/18/95		MY POSITION IS: : ELECTIVE : ☒ APPOINTIVE	

MINUTES

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, Jacqueline Albarran de, hereby disclose that on January 18, 19 95:
Mendoza

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

☐ 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:

My husband, Mario G. de Mendoza III, is the attorney for the owner of the property involved with Certificate of Appropriateness #3-95.

Regarding hearing of Certificate of Appropriateness #3-95, for 139 North County Road. (Please note that Mrs. Albarran de Mendoza previously stated her conflict with respect to matters concerning this building at the August, September and October 1993 meetings, and the April and August 1994 meetings of the LPC.) The building is undergoing continuing renovation.

1/18/95

Date Filed

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.