



BEAUTIFICATION ADVISORY BOARD
Council Chambers
Community Center, 3048 S. Atlantic Avenue
Daytona Beach Shores, FL 32118
AGENDA
Thursday, October 18, 2007
2:30 p.m.

CALL TO ORDER

AUDIENCE REMARKS

Time for citizens and members of the audience to be heard with regard to items not on the agenda. The audience will be given the opportunity to speak regarding agenda topics prior to each vote before the Beautification Advisory Board.

APPROVAL OF MINUTES

September 20, 2007

ACTION/DISCUSSION ITEMS

1. PAP 2007-20 Appeal (continued): 138 Beachcomber Avenue
2. PAP 2007-38 Appeal: 2707 S. Atlantic Avenue

REMARKS BY STAFF

REMARKS BY BOARD MEMBERS

ADJOURNMENT

NOTICES: Notice is hereby given to all interested parties that if any person should decide to appeal any decision made at the aforementioned meeting of the Beautification Advisory Board, such person will need a recording of the proceedings conducted at such meeting, and for such purpose he or she may need to ensure that a verbatim record of the proceedings was made; such record to include testimony and evidence upon which any appeal shall be based. Individuals covered by the Americans with Disabilities Act of 1990 in need of accommodations for this public meeting should contact the City Clerk, City of Daytona Beach Shores, at least five working days prior to the meeting.



MINUTES
Beautification Advisory Board
Council Chambers
3048 S. Atlantic Avenue
Daytona Beach Shores, FL 32118
October 18, 2007

CALL TO ORDER: **Kay Schwarz, Chair**, called the meeting to order at approximately 2:40 p.m. Board members present were: Marjorie Luciano, Joyce Connor, Marian Fasick, Carol Beaver and Alternate Member Bea Thomas. Sandra Ambrose, City Attorney, Stewart Cruz, Gwyn Herstein, and Terry Griffiths were present to represent staff.

AUDIENCE REMARKS: None.

APPROVAL OF MINUTES: Joyce Connor made a Motion to approve the Minutes of September 20, 2007. Marian Fasick 2nd. Unanimously approved by voice vote 5-0.

ACTION/DISCUSSION ITEMS

1. Continued from Previous Meeting: Paint Permit Application No. PAP-20, Appeal: 138 Beachcomber Street, Janet Ivanhoe. Mr. Stewart Cruz advised that the case was continued from the September 20, 2007, meeting so that Board Members could review the facts of the case in depth. He provided a brief overview of the action for those board members not present at the previous meeting: The subject of the application is an abandoned convenience store (formerly Stop N Go) located at 138 Beachcomber. The building has a frontage facing Beachcomber Street along with a side (east) elevation facing S. Atlantic Avenue. The application is a result of the following events: (1) Code Enforcement cited owner for violating property maintenance requirements of the City's Land Development Code; (2) owner painted the building and this was done without an approved paint permit; (3) Code Enforcement informed the owner that a paint permit was required; (4) applicant submitted a paint permit application to the City (May 4, 2007); (5) staff denied the application due to the repaint color's inconsistency with the approved color palette per sections of the LDC on May 8, 2007; (6) City received a transmittal from the applicant appealing the staff decision on June 1, 2007. Since the owner repainted the entire rear elevation and the trim on the front of the building, Code required the applicant to comply with all of the terms of the ordinance, including utilizing a color

from the approved color palette and the appropriate color for trim and base. The applicant utilized Lowe's 2003-7A (Chocolate Cherry, [aka warm wassail]) on the rear elevation and on the trim in the front. The color does not meet the City's approved color palette or the required colors for bases per the LDC. Staff denied the application for this reason. The applicant noted the purpose of the appeal was to provide a pre-existing color that matched the façade and construction style of the building. Mr. Stewart Cruz advised that staff recommended approval of the appeal on the condition that the applicant improved the building façade consistent with the proposed plan submitted to the City on August 7, 2007, by the applicant.

Ms. Janet Ivanhoe, addressed the board and related that most buildings in Ormond Beach were the dark brown color and felt that a light color would not look good.

Board members discussed the issue and made inquiry re the proposed roof color, trim and elevation issues.

Sandra Ambrose, City Attorney, advised that the duty of the board at this meeting was to decide on the appeal of the paint permit. Under the Ordinance, the Board was called upon to recommend to council to add this color to the color palette approved by the City, or deny. If the recommendation was to approve, the action would go forward to Council with a Resolution to add the color to the City color palette. If they recommended approval of the color and the City Council also approved the appeal, according to our Land Development Code, the color Warm Wassail would be added to the City's color palette.

Motion: Marjorie Luciano made a Motion to recommend to council that the color Chocolate Cherry (now known as Warm Wassail) not be added to the color palette. Carol Beaver 2nd.

Discussion: Board members discussed the issue and related the City should maintain the color palette as it was and felt the dark color used would make the building stand out.

VOTE:

Carol Beaver	Yes
Marian Fasick	Yes
Kay Schwarz	Yes
Joyce Connor	Yes
Marjorie Luciano	Yes

Approved 5-0

2. **PAP 2007-38: Appeal 2707 S. Atlantic Avenue.** Mr. Stewart Cruz reported that staff had received a message from the applicant's attorney and he felt there was potential for the proposed color to be located on the City's color palette. Apparently, the incorrect paint sample was submitted with the application. He was going to meet with

the applicant's attorney the next day to clarify the applicant's position. The Board was asked to continue the action to a future meeting

Marian Fasick made a Motion to continue PAP 2007-38 Appeal to the next meeting. Joyce Connor 2nd. Approved 5-0 by voice vote.

REMARKS BY STAFF: None

REMARKS BY BOARD MEMBERS: Question was asked re who was responsible for the maintenance on an easement given to the City. Staff advised that the responsibility for such items would be covered in the agreement. Marian Fasick related that the improvements to the Court of Flags were appreciated. She asked about the possibility of adding a waterfall/bubbler fountain near the gazebo. Staff advised the issue would be investigated.

Fred Hiatt advised board members that the city had received two matching grants for the two parks and the current designs were for a "chess and checker" park with fountains, and fitness trails.

Kay Schwarz made inquiry re the old handball court and what the plans were for this area. Fred Hiatt responded that nothing at the moment; concrete had been removed and sod was planted in that area.

Marian Fasick asked about the status of the hitting board at the tennis club. Staff advised that a commercial one had been found and would be ordered in the near future.

Marian Fasick made a Motion to adjourn. Marjorie Luciano 2nd. Approved 5-0 by voice vote.

ADJOURNMENT: The meeting was adjourned at approximately 3:15.m.

ATTEST: CITY OF DAYTONA BEACH SHORES

Approved by a vote of 4-0 at the Board Meeting held on November 15, 2007

s/Janice S. McMahan

s/Kay Schwarz

Janice S. McMahan, Recording Secretary

Kay Schwarz, Chair