



PALM BEACH COUNTY - BOARD OF ADJUSTMENT - RESULTS LIST

Hearing Date: 2/16/2006

Application No: BA-2005-01448

Control No: 2002-00015

Result: POSTPONED 30 DAYS

Request: To allow an existing roof overhand to exceed the maximum encroachment of 2 feet.

| Code Section / Description | Required | Proposed | Variance |
|--|--|---|-----------------|
| 5.F.2.A Easement Encroachment | 5.F.2.A.2 No portion of any building or structure, designed for human occupancy shall be permitted within any easement. | To allow roof overhangs to encroach into drainage easements. | 6 inches |
| 3.D.2.C Overlays & Zoning Districts, Property Development Regulations, PDR's for Specific Housing Types, Design Standards | 3.D.2.c.8.c.3 roof overhang easements shall not overlap drainage easements | to allow roof overhangs easements to overlap drainage easements | 6 inches |
| 3.D.2.C Overlays & Zoning Districts, Property Development Regulations, PDR's for Specific Housing Types, Design Standards | 3.D.2.c.8.c.2 maximum of 24 inch for roof overhangs easement (24 in max. encroachment) | 30 inch roof overhangs | 6 inches |

Address:

The above variance was POTPONED for a period of 30 days.

PALM BEACH COUNTY - BOARD OF ADJUSTMENT - RESULTS LIST

Hearing Date: 2/16/2006

Application No: BA-2005-01683

Control No: 2005-00583

Result: APPROVED WITH CONDITIONS

Request: To allow an existing single family dwelling to encroach into both required side interior setbacks and front setback.

| Code Section / Description | Required | Proposed | Variance |
|----------------------------------|----------|----------|----------|
| 3.D.1.A Interior side setback | 7.5 ft | 6.9 ft | 0.6 ft |
| 3.D.1.A Interior side setback | 7.5 ft | 6.2 ft | 1.3 ft |
| 3.D.1.A.5 Front setback | 25 ft | 20.9 ft | 4.1 ft |

Address: 5115 Norma Elaine Rd , West Palm Beach, FL - 33417

The above variance was granted subject to the following zoning condition(s):

- 1 Prior to the Development Order expiration (02/16/2007), the project shall have received and passed the first building inspection. (BUILDING: DATE: ZONING)

The development order for this particular variance shall lapse on 2/16/2007, one year from the approval date. (DATE: MONITORING:Zoning)

PALM BEACH COUNTY - BOARD OF ADJUSTMENT - RESULTS LIST

Hearing Date: **2/16/2006**

Application No: BA-2005-01706

Control No: 2005-00594

Result: APPROVED WITH CONDITIONS

Request: To allow the elimination of the requirement for a PUD to have legal access on an arterial street.

| Code Section / Description | Required | Proposed | Variance |
|-------------------------------------|--|--|---|
| 3.E.1 Bldg Height: Airport zones | PUDs shall have legal access on an arterial or collector street. | Site determined not to have access onto an arterial or collector road. | Variance from the requirement to have legal access on to an arterial or collector road. |

Address: 4550 Hooks Rd , Lake Worth, FL - 33467
 4740 Hooks Rd , Lake Worth, FL - 33467
 4750 Polo Rd , Lake Worth, FL - 33467
 4755 Hooks Rd , Lake Worth, FL - 33467
 4782 Polo Rd , Lake Worth, FL - 33467
 4782 Polo Rd , Lake Worth, FL - 33467
 4937 Hooks Rd , Lake Worth, FL - 33467
 4820 Polo Rd , Lake Worth, FL - 33467

The above variance was granted subject to the following zoning condition(s):

- 1 Prior to DRO approval, the variance approval pursuant **BA 2005-1706** shall be reflected on the approved site plan.
(DRO: EVENT: ZONING)

**The development order for this particular variance shall lapse on 2/16/2007, one year from the approval date.
 (DATE: MONITORING:Zoning)**

PALM BEACH COUNTY - BOARD OF ADJUSTMENT - RESULTS LIST

Hearing Date: **2/16/2006**

Application No: BA-2006-00001

Control No: 2000-00080

Result: APPROVED WITH CONDITIONS

Request: To allow a proposed screen enclosure to encroach into the required side interior setback.

| Code Section / Description | Required | Proposed | Variance |
|--|----------|----------|----------|
| 5.B.1.A-4 screen enclosure setbacks | 7.5 ft | 3.2 ft | 4.3 ft |

Address: 5099 Forest Dale Dr , Lake Worth, FL - 33467

The above variance was granted subject to the following zoning condition(s):

- 1 By **02/16/2007**, the applicant shall provide the Building Division with a copy of the Board of Adjustment result letter and a copy of the site plan presented to the Board, simultaneously with the building permit application. **(BUILDING: DATE: ZONING)**
- 2 Prior to the Development Order expiration (**02/16/2007**), the project shall have received and passed the first building inspection. **(BUILDING: DATE: ZONING)**
- 3 By **02/16/2007**, the approved site plan for South Road PUD (P-00-80) shall be amended by the DRO to reflect the variance approval pursuant **BA-2006-01**. **(DRO: DATE: ZONING)**

The development order for this particular variance shall lapse on 2/16/2007, one year from the approval date. (DATE: MONITORING:Zoning)

PALM BEACH COUNTY - BOARD OF ADJUSTMENT - RESULTS LIST

Hearing Date: **2/16/2006**

Application No: BA-2006-00003

Control No: 1994-00077

Result: APPROVED WITH CONDITIONS

Request: To allow a proposed pool to encroach into the required rear setback.

| Code Section / Description | Required | Proposed | Variance |
|------------------------------------|-----------------------|----------|----------|
| Table 5.B.1.A-3 Pool Setback (ZLL) | 5 feet (rear setback) | 3 feet | 2 feet |

Address: 7576 Great Oak Dr , Lake Worth, FL - 33467

The above variance was granted subject to the following zoning condition(s):

- 1 By **04/16/2006**, the approved site plan for Smith Dairy East PUD (95-87) shall be amended through the DRO section of the Zoning Division, to reflect the variance approval pursuant **BA-2006-3. (DRO: DATE: ZONING)**
- 2 By **06/16/2006**, the applicant shall provide the Building Division with a copy of the Board of Adjustment result letter and a copy of the site plan presented to the Board, simultaneously with the building permit application. **(BUILDING: DATE: ZONING)**
- 3 Prior to the Development Order expiration (**02/16/2007**), the project shall have received and passed the first building inspection. **(BUILDING: DATE: ZONING)**

The development order for this particular variance shall lapse on 2/16/2007, one year from the approval date. (DATE: MONITORING:Zoning)

PALM BEACH COUNTY - BOARD OF ADJUSTMENT - RESULTS LIST

Hearing Date: 2/16/2006

Application No: BA-2006-00006

Control No: 2006-00002

Result: APPROVED WITH CONDITIONS

Request: To allow a proposed room addition to encroach into the required side interior setback.

| Code Section / Description | Required | Proposed | Variance |
|--|----------|----------|----------|
| Table 3.D.1.A Property Development Regulations (side interior setback) | 7.5 feet | 6.0 feet | 1.5 feet |

Address: 3218 Palm Dr , Delray Beach, FL - 33483

The above variance was granted subject to the following zoning condition(s):

- 1 By **08/16/2006**, the applicant shall provide the Building Division with a copy of the Board of Adjustment result letter and a copy of the site plan presented to the Board, simultaneously with the building permit application. **(BUILDING: DATE: ZONING)**
- 2 Prior to the Development Order expiration (**02/16/2008**), the project shall have received and passed the first building inspection. **(BUILDING: DATE: ZONING)**

The development order for this particular variance shall lapse on 2/16/2008, two years from the approval date. **(DATE: MONITORING:Zoning)**

PALM BEACH COUNTY - BOARD OF ADJUSTMENT - RESULTS LIST

Hearing Date: **2/16/2006**

Application No: BA-2006-00007

Control No: 1980-00041

Result: APPROVED WITH CONDITIONS

Request: To allow a reduction in the width of the R-O-W and compatibility buffers and to reduce the required foundation plantings and to reduce the width of the required terminal islands.

| Code Section / Description | Required | Proposed | Variance |
|---|--|--|---|
| 7.F.8 Landscape - Compatibility Buffer | Compatibility Buffer 5 feet in width | South: 0 feet West: 0 feet | South 5 feet West 5 feet |
| 7.C.3 U/S Tier Side Facade Foundation Planting | Foundation planting required along 40% of facade | North Elevation 35% | 5% |
| 7.F.7.A Width of R-O-W Buffer | Table 7.F.7.A-5 Minimum width of R-O-W Buffer: 20 feet | Military Trail - 4 feet | 16 feet |
| 7.C.3 U/S Tier Side Facade Foundation Planting | 7.C.3-1 Foundation Planting Width: 5 ft along front facades 8 ft along side facades | Front: 33 ft Side North: 4 feet Side South: 4 feet | Front: None North: 4 feet South: 4 feet |
| 7.G.2.A Landscape Islands | Terminal Islands Landscape Width 8 feet | 3.5 feet | 4.5 feet |

Address: Vacant

The above variance was granted subject to the following zoning condition(s):

- 1 By **02/16/2007**, the applicant shall have the terminal island adjacent to the existing handicap parking space and east side of the building widened to approximately 11 feet.
- 2 By **02/16/2007**, the Approved Site Plan for the Shoppes at Cresthaven MUPD (P-80-41) shall be amended by the DRO to reflect the variance approval pursuant **BA-2006-07. (DRO: DATE: ZONING)**

The development order for this particular variance shall lapse on 2/16/2007, one year from the approval date. (DATE: MONITORING:Zoning)

PALM BEACH COUNTY - BOARD OF ADJUSTMENT - RESULTS LIST

Hearing Date: **2/16/2006**

Application No: BA-2006-00008

Control No: 1985-00137

Result: APPROVED WITH CONDITIONS

Request: To allow a reduction in the width of the ROW buffer, foundation plantings, and terminal islands.

| Code Section / Description | Required | Proposed | Variance |
|--|---|--------------------|-----------------|
| 7.G.2.A Landscape Islands | Terminal Islands Landscape Width 8 feet | 4 feet | 4 feet |
| 7.C.3-1 Foundation Planting | Foundation Planting Width - 5 feet along front facades | Front: 4 feet | Front: 1 foot |
| 7.C.3-1 Foundation Planting | Foundation Planting Width - 8 feet along side facades (north) | Side North: 0 feet | Side: 8 feet |
| 7.F.7.A Width of R-O-W Buffer | Table 7.F.7.A-5 Minimum width of R-O-W Buffer: 20 feet | 4 feet | 16 feet |
| 7.C.3-1 Foundation Planting | Foundation Planting Width - 8 feet along side facades (South) | Side South: 4 feet | Side: 4 feet |
| Address: 3035 N Military Trl , West Palm Beach, FL - 33409 3045 N Military Trl , West Palm Beach, FL - 33409 | | | |

The above variance was granted subject to the following zoning condition(s):

- 1 By **02/16/2007**, the Approved Site Plan for the World Savings Bank MUPD (P-85-137) shall be amended by the DRO to reflect the variance approval pursuant **BA-2006-08. (DRO: DATE: ZONING)**

The development order for this particular variance shall lapse on 2/16/2007, one year from the approval date. (DATE: MONITORING:Zoning)

PALM BEACH COUNTY - BOARD OF ADJUSTMENT - RESULTS LIST

Hearing Date: 2/16/2006

Application No: BA-2006-00009

Control No: 2005-00456

Result: APPROVED WITH CONDITIONS

Request: To allow a reduction in the requirement of open space.

| Code Section / Description | Required | Proposed | Variance |
|------------------------------|--------------------------------------|----------|----------|
| Table 3.E.2.C-15 PUD Use Mix | minimum of 40 % open space for a PUD | 34.9 % | 5.1 % |

Address: NW corner of Jog Rd and Belvedere Rd

The above variance was granted subject to the following zoning condition(s):

- 1 Prior to DRO Approval, the applicant shall have the approved variance, pursuant BA-2006-9, labeled on the Approved Site Plan. (DRO: EVENT: ZONING)

PALM BEACH COUNTY - BOARD OF ADJUSTMENT - RESULTS LIST

Hearing Date: **2/16/2006**

Application No: BA-2006-00010

Control No: 1998-10046

Result: APPROVED WITH CONDITIONS

Request: To allow a proposed pool to encroach into the required side street setback.

| Code Section / Description | Required | Proposed | Variance |
|--------------------------------------|----------------------------|-----------------|-----------------|
| Table 5.B.1.A-3 Pool/Spa Street Side | 18 feet (northeast corner) | 13.5 feet | 4.5 feet |

Address: 4450 N Ocean Blvd, Delray Beach, FL - 33483

The above variance was granted subject to the following zoning condition(s):

- 1 By **02/16/2007**, the applicant shall provide the Building Division with a copy of the Board of Adjustment result letter and a copy of the site plan presented to the Board of Adjustment, simultaneously with the building permit application. (**BUILDING: DATE: ZONING**)
- 2 Prior to the issuance of any Building Permit for the site, the lien associated with the property shall be resolved by the owner. (**EVENT: BUILDING: ZONING**)

The development order for this particular variance shall lapse on **2/16/2009**, three years from the approval date. (**DATE: MONITORING:Zoning**)

PALM BEACH COUNTY - BOARD OF ADJUSTMENT - RESULTS LIST

Hearing Date: **2/16/2006**

Application No: BATE-2006-00102

Control No: 2005-00448

Result: APPROVED WITH CONDITIONS

Request: To allow a 6 month time extension on Condition #1 and 2 on the approved variance BA 2005-1316 which was to allow an existing porch addition to encroach into the side interior setback.

| Code Section / Description | Required | Proposed | Variance |
|---|-----------------|-----------------|-----------------|
| 2.B.3.G.2 Time Extension on Condition #2 | 01/20/2006 | 07/20/2006 | 6 months |
| 2.B.3.G.2 Time Extension on Condition #3 | 01/20/2006 | 07/20/2006 | 6 months |

Address: Vacant

The above variance was granted subject to the following zoning condition(s):

- 1 By **01/20/2006**, the applicant shall obtain a building permit to install a privacy fence along the south property line. The fence shall be installed at the maximum allowable height according to the ULDC. (BUILDING: DATE: ZONING)(**COMPLETED B06000571**)
- 2 By **01/20/2006**, the applicant shall obtain a building permit for the existing solid roof screen enclosure. (BUILDING: DATE: ZONING)

IS HERBY AMENDED TO READ:

By **07/20/2006**, the applicant shall obtain a building permit for the existing solid roof screen enclosure. (BUILDING: DATE: ZONING)

- 3 By **01/20/2006**, the applicant shall provide the Building Division with a copy of the Board of Adjustment result letter and a copy of the site plan presented to the Board, simultaneously with the building permit application. (BUILDING: DATE: ZONING)

IS HEREBY AMEND TO READ:

By **07/20/2006**, the applicant shall provide the Building Division with a copy of the Board of Adjustment result letter and a copy of the site plan presented to the Board, simultaneously with the building permit application. (BUILDING: DATE: ZONING)

- 4 Prior to the Development Order expiration (**10/20/2006**), the project shall have received and passed the first building inspection. (BUILDING: DATE: ZONING)

The development order for this particular variance shall lapse on October 20, 2006, one year from the approval date. (DATE: MONITORING:Zoning)

PALM BEACH COUNTY - BOARD OF ADJUSTMENT - RESULTS LIST

Hearing Date: 2/16/2006

Application No: BATE-2006-00132

Control No: 2005-00003

Result: APPROVED WITH CONDITIONS

Request: To allow a 24-month time extension for Condition #1 for BA 2005-06 which is to allow a reduction of an AGR-PUD right-of-way buffer

| Code Section / Description | Required | Proposed | Variance |
|---|------------|------------|----------|
| 2.B.3.G.2 Time Extension on Condition #1 | 02/17/2006 | 02/17/2008 | 2 years |

Address: 10025 S State Road 7 , Boynton Beach, FL - 33437
10679 Lyons Rd , Boynton Beach, FL - 33437

The above variance was granted subject to the following zoning condition(s):

- 1 By **February 17, 2006**, or prior to DRO certification, the applicant shall amend the site plan to reflect the variance approval pursuant to BA-2005-0006.

IS HEREBY AMENDED TO READ:

By **February 17, 2008**, or prior to DRO certification, the applicant shall amend the site plan to reflect the variance approval pursuant to BA-2005-0006.

- 2 All plant material required by the ULDC within the 50 feet perimeter landscape buffer shall be installed within the approved condensed 15 feet perimeter landscape buffer.

The development order for this particular variance shall lapse on **February 17, 2008**, three years from the approval date. (DATE: MONITORING:Zoning)

PALM BEACH COUNTY - BOARD OF ADJUSTMENT - RESULTS LIST

Hearing Date: **2/16/2006**

Application No: BATE-2006-00151

Control No: 1992-00044

Result: APPROVED WITH CONDITIONS

Request: To allow a 12-month time extension on the Development Order and Condition #1 for the approved variance BA 2004-994 which was to eliminate the required frontage on an arterial or collector roadway

| Code Section / Description | Required | Proposed | Variance |
|--|-----------------|-----------------|-----------------|
| 2.B.3.G.2 Time Extension on Development Order | 02/17/2006 | 02/17/2007 | 12 months |
| 2.B.3.G.2 Time Extension on Condition #1 | 02/17/2006 | 02/17/2007 | 12 month |

Address: 20555 Boca Rio Rd , Boca Raton, FL - 33486

The above variance was granted subject to the following zoning condition(s):

- 1 By **February 17, 2006**, the applicant shall obtain a building permit for the proposed development in order to vest the variance approved pursuant to **BA 2004-994**.

IS HEREBY AMENDED TO READ:

By **February 17, 2007**, the applicant shall obtain a building permit for the proposed development in order to vest the variance approved pursuant to **BA 2004-994**.

The development order for this particular variance shall lapse on **February 17, 2006**, one year from the approval date. (DATE: MONITORING:Zoning)

IS HEREBY AMENDED TO READ:

The development order for this particular variance shall lapse on **February 17, 2007**, one year from the approval date. (DATE: MONITORING:Zoning)

END OF REPORT