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Agenda Item #:

4B

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: 6/16/09

Consent

Regular

Workshop

Public Hearing

Department: Planning, Zoning and Building Department

Submitted By: Planning, Zoning and Building Department

Submitted For: Department of Parks and Recreation

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to adopt: A resolution expanding the Dubois Park Historic District by adding the Susan Dubois Kindt Parcel and designating the Pineapple Shack as historic.

Summary: The resolution will authorize adding the Susan Dubois Kindt Estate property to the existing DuBois Park Historic District, located just west of DuBois Road on the south side of Jupiter Inlet. Staff recommends the Pineapple Shack be the only structure designated historic. The Historic Resources Review Board (HRRB) recommends that two structures, the Pineapple Shack and a large rental cabin be designated historic. Parks and Recreation has determined that designating both of the structures would create a financial burden. "The Pineapple Shack" is likely the oldest wood frame building in the County. Therefore, the County Archaeologist does concur with Parks and Recreation that the Pineapple Shack should be the structure saved in lieu of the rental cabin.

This property has been recommended by the County's Historic Resources Review Board (HRRB). If designated, this resource would be added to the existing Dubois Park Historic District on Palm Beach County Register of Historic Places. In addition, any alterations, demolition, renovations or other construction activity would require approval of a "Certificate of Appropriateness" and/or a "Certificate To Dig" from the County Archaeologist. District 1 (RB)

Background and Justification: In accordance with the Unified Land Development Code (ULDC) Article 9, the HRRB has the authority to nominate and accept nominations for public and private properties for historic designation, and recommend historic designations to the Board of County Commissioners. The owners of the property, Palm Beach County Department of Parks and Recreation, enlisted the staff of Palm Beach County Department of Planning, Zoning & Building to apply for the inclusion of the property onto Palm Beach County's Register of Historic Places. The HRRB conducted a public hearing to consider adding the property to the historically designated Dubois Park on February 19, 2009 and voted unanimously to recommend adding this property to the existing Dubois Park Historic District.

Attachments:

1. Resolution with Exhibit A (a map showing the location of the existing DuBois Park Historic District and the property to be added to it.)
2. Designation Application and Report for the DuBois Park Historic District (provided under separate cover)

Recommended By: _____

Dustin Allen
Executive Director

6/2/09
Date

Approved By: _____

J. Baker
Deputy County Administrator

6/10/09
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	20 <u>09</u>	20 <u>10</u>	20 <u>11</u>	20 <u>12</u>	20 <u>13</u>
Capital Expenditures	---	---	---	---	---
Operating Costs	---	---	---	---	---
External Revenues	---	---	---	---	---
Program Income (County)	---	---	---	---	---
In-Kind Match (County)	---	---	---	---	---
NET FISCAL IMPACT	*<u>see below</u>	---	---	---	---
# ADDITIONAL FTE POSITIONS (Cumulative)	---	---	---	---	---

Is Item Included In Current Budget? Yes No
 Budget Account No.: Fund _____ Department _____ Unit _____ Object _____

Reporting Category

B. Recommended Sources of Funds/Summary of Fiscal Impact: There is no direct fiscal impact on the Planning, Zoning and Building Department through the historical designation of the District.

C. Departmental Fiscal Review: Pat DiGiuseppe

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Dev. and Control Comments:

* NO FISCAL IMPACT

MSL 8/1/09
 OFMB def 5/22/09 CA 5/21/09

Dr. J. Jacobson 6/13/09
 Contract Dev. and Control E. Jones 6/2/09

B. Legal Sufficiency:

[Signature]
 Assistant County Attorney

C. Other Department Review:

The Parks and Recreation Department 's management plan approved by the BCC as part of the FCT grant for the Kindt Estate includes the restoration of the original Pineapple Shack structure for adaptive reuse as an educational kiosk. All of the other structures on the Zeke's Marina portion of the site are in such a state of disrepair that the Department cannot undertake the enormous effort and cost for their restoration. Therefore, the Parks and Recreation Department does not support the designation of the large rental cabin and recommends that only the original portion of the Pineapple Shack structure be included under the Historic District designation.

[Signature]
 Parks and Recreation Director

RESOLUTION NO. R-2009-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, EXPANDING THE DUBOIS PARK HISTORIC DISTRICT BY ADDING ONE PROPERTY LOCATED AT THE NORTH END OF DUBOIS ROAD ON THE WEST SIDE SOUTH OF JUPITER INLET IN JUPITER, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners created the Historic Resources Review Board (HRRB) in Ordinance No. 93-4; and

WHEREAS, the HRRB has the power to recommend to the Board of County Commissioners the designation of historic districts and districts located in unincorporated Palm Beach County and County owned properties within municipalities; and

WHEREAS, Objective 4 of the Historic Preservation Element of the 1989 Palm Beach County Comprehensive Plan requires the County to "identify, preserve and protect, on a continuing basis, archaeological and historic resources owned by the County and its agencies;" and

WHEREAS, Article 9 of the Unified Land Development Code requires the County to administer and update an accurate inventory of historic resources in unincorporated Palm Beach County and County owned properties within municipalities; and

WHEREAS, Article 9 of the Unified Land Development Code provides mechanisms to promote historic preservation in the County by the designation of historic sites and districts; and

WHEREAS, Planning, Zoning & Building staff prepared a Designation Application and Report regarding the addition of one property to the DuBois Park Historic District; and

WHEREAS, the HRRB reviewed the Designation Application and Report, held a public hearing on February 19, 2009 and recommended approval of adding one property to the existing DuBois Park Historic District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

1. The Board of County Commissioners hereby approves adding the Susan Dubois Kindt Estate Property to the DuBois Park Historic District located at the north end of DuBois Road on the west side south of the Jupiter Inlet in Jupiter, Florida. A map depicting the district and a description of the location of the district are attached to this resolution as Exhibit A.

2. This district will be identified as historically significant and listed on the Palm Beach County Register of Historic Places, and the resolution will be recorded in the official records of Palm Beach County.

3. The district shall include the archaeological deposits within the soil and one building known as the "Pineapple Shack".

4. The provisions of this resolution shall become effective upon adoption by the Board of County Commissioners.

The foregoing Resolution was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____, and upon being put to a vote, the vote was as follows:

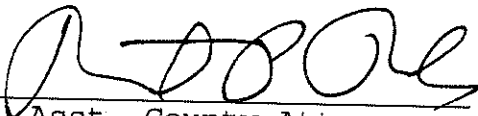
Commissioner John F. Koons, Chairman	-
Commissioner Burt Aaronson, Vice Chairman	-
Commissioner Karen T. Marcus	-
Commissioner Shelley Vana	-
Commissioner Steven L. Abrams	-
Commissioner Jess R. Santamaria	-
District 7	-

The Chairman thereupon declared the Resolution duly passed and adopted this ____ day of _____, 2009.

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

SHARON R. BOCK, CLERK AND COMPTROLLER



BY:  By: _____
Asst. County Attorney Deputy Clerk

Proposed Amendment of DuBois Historic District

Existing DuBois Historic District

Proposed Parcel to be
Added to Existing District

Legend

-  DuBois Historic District
-  Susan DuBois Kindt Parcel

Prepared Date: 05 January 2008
For: Council for Celebration
Re: Kirtl Designation Guidelines

Note: Map is not a legal, for presentation purposes only.

100 0 100 200 Feet



Planning, Zoning
& Building
200 N. Myrtle
West Palm Beach, FL 33411
Phone (561) 239-0200



LEGAL DESCRIPTION

EXHIBIT A-2

The legal description for PCN# 00434031000070070 is as follows:
31-40-43, E 75ft of Gov LT 7 (Less S 390 FT) Official Records Book: 22720
Page: 802

The legal description for PCN # 00434031000070060 is as follows:
31-40-43, N 100ft of S390ft of E150St of Gov Lot 7 in Official Records Book
22720 Page: 802