# PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

### **BOARD APPOINTMENT SUMMARY**

**Meeting Date:** 

May 7, 2024

**Department:** 

Planning, Zoning & Building Department

**Submitted By:** 

**Planning Division** 

**Advisory Board:** 

**Historic Resources Review Board (HRRB)** 

### I. EXECUTIVE BRIEF

**Motion and Title: Staff recommends motion to approve:** New appointment of one (1) member to the Historic Resources Review Board (HRRB).

AppointmentSeatRequirementRecommended ByTermSteven G.9AttorneyMayor Sachs5/7/2024 - 5/7/2027RappaportCommissioner Weiss

**Summary:** The HRRB was established by the Historic Preservation Ordinance adopted on February 2, 1993, to make recommendations to the Board of County Commissioners (BCC) regarding historic designations and related matters. The Unified Land Development Code (ULDC) Article 2.G.3.H specifies the membership of the HRRB. The term of office of each member is for three years. HRRB seats are at-large positions appointed by the BCC. The Planning Division forwarded a memo (dated February 9, 2024) to the BCC notifying the BCC of the vacancies, and requesting nominations.

The advisory board has nine seats, seven currently filled, and two vacancies, and a diversity count of Caucasian: 7 (100%). The gender ratio (male: female) is 1:6. The nominee is Steven G. Rappaport, who is a Caucasian male. Staff has addressed the need to increase diversity within our boards and will continue to encourage this in an effort to expand the Board's diversity. Unincorporated (DL)

Background and Justification: The HRRB was established by the Historic Preservation Ordinance adopted on February 2, 1993, to make recommendations to the BCC regarding historic designations and related matters. The ULDC provides for the HRRB to be composed of nine members. However, the HRRB has five seats with specific professional requirements per the Certified Local Government Program, and one seat designated by the BCC for a resident living west of Twenty-mile Bend. All professional and the BCC required seats on the HRRB are currently filled. The remaining seats are among those with no specific professional requirements, but consideration is to be given to individuals with a demonstrated interest in history, architecture, or the following related disciplines: businessperson, engineer, contractor in a construction trade, landscape architect, urban planner, and/or attorney.

# **Attachments:**

- 1. Boards/Committees Application
- 2. Resume/Biography
- 3. List of Current Historic Resources Review Board (HRRB) Members
- 4. Memorandum to the Board of County Commissioners, February 9, 2024
- 5. Unified Land Development Code (ULDC) Article 2.G.3.H

Recommended by: 🖖

Department Director

Date

Approved By:

County/Deputy/Assistant County Attorney

Date

# II. REVIEW COMMENTS

Department Director	

Other Department Review:

A.

# PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS BOARDS/COMMITTEES APPLICATION

The information provided on this form will be used in considering your nomination. Please COMPLETE SECTION II IN FULL. Answer "none" or "not applicable" where appropriate. Please attach a biography or résumé to this form.

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Board Name:	Historic Resource	o Review Bo	ard		Advisory [X]	Not Advisory [ ]
,X At La	rgė Appointment		or	[ ] District A	.ppointment /District #: _	
orm of Appointment	: <u>3</u>	Years.	From:	5/4/2024	To: 5/	7/2027
Seat Requirement	: Historic Pro	eservation Pr	ofessional	-	Seat #: 9	r market for the first for the property of the second control of the second control of the second control of the
[]*Reapp	ointment		or	[X] New App	ointment	
or [ ] to c	-	of		Due to:	[ ] resignation	[ ] other
*When a person is term shall be cons				the number of previous dissioners: <u>N/A</u>	lisclosed voting conflict	s during the previous
Section II (Applie APPLICANT, UN	LESS EXEMPTI	ed, must b		and a		
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	Last	17:	chi	First	Middle	
Occupation/Affili						
	Ov	vner 🖂 (	PARTN	ER) Employee [ ]	Officer	[]
Business Name:		SACHS	SAY	CAPLAN, P.L		
Business Addres	s: (	6111 1	BROKE	N SOUND PL	WY NW, STI	5 200
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		clony: Yes_		No.		

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#### Section 11 Continued:

CONTRACTUAL RELATIONSHIPS: Pursuant to Article XIII, Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under sealed competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business. This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

Contract/Transaction No.	Department/Division	Description of Services	<u>Term</u>
Example: (R//XX-XX/PO-XX)	Parks & Recreation	General Maintenance	10/01/00-09/30/2100
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	(Attach Addition	al Sheet(s), if necessary) OR	
NONE		NOT APPLICABLE/ (Governmental Entity)	
Ethios, and read the State Guide at: <a href="http://www.palmbeach.cou">http://www.palmbeach.cou</a> required before appointment,	to the Sunshine Amendment, A ntyethics.com/training.htm. E and upon reappointment.	and complete training on Article XIII. rticle XIII, and the training requir thics training is on-going, and p	ement can be found on the wob oursuant to PPM CW-P-79 is
		rstand, and agree to abide by Articl s training (in the manner checked l	
By we attend	atching the training program on ling a live presentation given on	the Web, DVD or VHS on 1/30/	24_By
	AND	•	
By signing below I ackno & State of Florida Code		stand and agree to abide by the Gui	de to the Sunshine Amendment
*Applicant's Signature:	SN. Auppapt Prin	ited Name; Soven b. LARIA	for $1/30/24$
Any questions and/or concerns rewebsite			

# PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS BOARDS/COMMITTEES APPLICATION

The information provided on this form will be used in considering your nomination. Please COMPLETE SECTION II IN FULL.

Answer "none" or "not applicable" where appropriate, Please attach a biography or resume to this form.

Section I (Department	<u>):</u> (Please Print)				
Board Name: Histo	oric Resource Review Bo	ard		Advisory [X]	Not Advisory [ ]
At Large A	Appointment	or	[ ] District Appo	ointment /District #: _	
erm of Appointment:	3 Years,	From: <u>5/7</u>	12024	To: 5/	7/2027
Seat Requirement:	Historic Preservation Pro	ofessional		Seat#: 9	- Andrews
[ ]*Reappoint	ment	or	[X] New Appoint	ment	
or [ ] to compl Completion of term to			Due to; [	] tesignation	[] other
	ng considered for reappo ed by the Board of Coun			losed voting conflicts	during the previous
Section II (Applicant): APPLICANT, UNLES	: (Please Print) S EXEMPTED, MUST B	E A COUNTY AL	ESIDENT		
Name:	APPAPORT	Srev First	EN	GREGUR	/
Last Occupation/Affiliation	ATTOKK	/EY		Middle	
		AARTNER)		Officer	[ ]
Business Name:			PLAN, P.L.		
Business Address:	6111	BLOKEN -	SOUND PROU	INW, STE	200
City & State	BOCAKA	TON, TL	Zlp C	Pode: 331	187
Residence Address:	12110 C	OLONY PK	ESERVE D	R.	
City & State	BOYNTON S	EACH FL	Zip:C	lode: 3343	4
Home Phone:		Bı	isiness Phone:(	541 237-60	288
Cell Phone:	1954, 348- L	707 Fa	x;(	561 994-4	985
Email Address:	Srappaparte	ssclawfi.	m. com		
Mailing Address Profes	ence: [ ] Business [X]	Residence		:	
Have you ever been con If Yes, state the court, h	nvicted of a folony: Yes nature of offense, dispositi	on of case and dat	(W)	·	
Minority Identification		Americia [ ]	] Female Asian-American (	] African-American	[R] Caucasian

Page 1 of 2

#### Section II Continued:

CONTRACTUAL RELATIONSHIPS: Pursuant to Article XIII, Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under senied competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business. This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are elligible to serve or if you may be elligible for an exception or none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

Contract/Transaction No.	<u>Department/Division</u>	Description of Services	<u>Teim</u>
Example: (RUXX-XXVPO XX)	Parks & Recreation	General Maintenance	10/01/00-09/30/2100
	<del></del>		
**************************************	(Attach Addition	ial Sheet(s), if necessary)	
NONE		NOT APPLICABLE (Governmental Entity)	
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Code of Ethics, and I he	ive received the required Ethio	erstand, and agree to abide by Artic is training (in the manner checked in the Web, DVD or VHS on 1/30/	below):
attend	ding a live presentation given or	1 20 /	<i></i> ·
	AND	v	
& State of Florida Code	of Ethics:	rstand and agree to abide by the Gui	i .
*Applicant's Signature:	Spl. apport Pris	nted Name: Soven b. KAPA	Date: 1/30/24
		Beach County Code of Bilics, please all at athics@palmbeachcountycinics.	
	Christian Davenport/ Nors Vi	this FORM to: a Acord, PZ&B Planning Division sta Center Vost Palm Beach, FL 33411	,
Section III (Commissioner, it and Appointment to be made at BCC)	Meeting on: 5-7-20	24	lance
Commissioner's Signature:	my a W	Dáte:	2/2024
Pursuant to Florida's Public Records Law	w, this document may be reviewed and p	hotócópled by members of the public;	Revised 02/01/2016





# Steven G. Rappaport, Equity Partner

# Community Association Law

E: srappaport@ssclawfirm.com

P: (561) 237-6888

F: (561) 994-4985

Steven G. Rappaport is a Partner in the Community Associations Practice Group. Mr. Rappaport handles transactional matters for the firm's community association clients, including drafting amendments to governing documents, attending Board meetings and elections, handling covenant enforcement disputes, and providing opinions on all aspects of association issues.

#### **Bar Admissions**

Florida, 2003 District of Columbia, 2001

# **Education**

J.D., Georgetown University Law Center, 2001 (American Criminal Law Review, 1999-2001; Georgetown Journal of Law and Public Policy, 1999-2001)

B.A., Political Science, *magna cum laude*, University of Florida, 1998

## **Professional Memberships and Activities**

- Board Member, Palm Beach County Fair Housing and Equal Employment Board, 2017-2022
  - Vice Chair, 2022
- South Palm Beach County Bar Association
  - Board of Directors, 2020-present
  - Community Association Law Committee Chair, 2012-2015
  - Real Estate, Land Use and Community Association Law Committee Chair, 2017-2019
- Palm Beach County Bar Association
  - Community Association Law Committee 2023 present
- Community Associations Institute (CAI)
  - Gold Coast Chapter Board Member 2014-2019; 2024 present
  - Vice President, 2019
- CAI Florida Legislative Alliance
  - Legislative Action Committee, Gold Coast Chapter Delegate, 2014-2024
- The Forum Club of the Palm Beaches
- Florida Bar 15<sup>th</sup> Judicial Circuit Grievance Panel, 2023-present
- Palm Beach Sheriff's Office Citizen Advisory Board Member, 2020-present

# **Published Works**

Co-Author: Federal Food & Drug Act Violations, 37 Am. Crim. L. Rev 529, 2000

# Historic Resources Review Board Appointments

# Updated 03/20/2024

District	Seat	Member Name	Expiration	Latest-Appt	Original-Appt	Title
At Large	1	Aimee Sunny	09/12/2025	09/13/2022	06/04/2019	Chair 01/20/2023
At Large	2	Helen Vogt Greene	10/07/2024	10/05/2021	6/1/2002	
At Large	3	Anne Hamilton	04/02/2027	04/02/2024	04/02/2024	Prev. A. Alvarez
At Large	4	Friederike Mittner	09/12/2025	09/13/2022	5/18/2002	
At Large	5	Clifford Brown	12/09/2024	12/07/2021	6/6/2006	
At Large	6	Meredith Ellis	09/12/2025	9/13/2022	07/13/2021	
At Large	7	Rose Guerrero	07/15/2024	7/13/2021	07/13/2021	
At Large	8	Steve Weeks	10/07/2024	10/05/2021	10/18/2012	Vice Chair 01/20/2023
At Large	9	VACANT				

#### Notes:

- 1. The term of office of each member shall be three (3) years.
- 2. The appointment of a new member to fill the vacancy of a departing member, the new member's term shall end at the expiration date of the departing member.
- 3. Members shall hold office until the first Tuesday after the first Monday in June of expiration year.

T: /Planning/Archaeology/County Departments/HRRB/HRRB Appointments/2-2024



#### Department of Planning, Zoning & Building

2300 North Jog Road West Palm Beach, FL 33411-2741 (561) 233-5000

Planning Division 233-5300
Zoning Division 233-5200
Building Division 233-5100
Code Enforcement 233-5500
Contractors Certification 233-5525
Administration Office 233-5005
Executive Office 233-5228
www.pbcgov.com/pzb

#### Palm Beach County Board of County Commissioners

Maria Sachs, Mayor

Maria G. Marino, Vice Mayor

Gregg K. Weiss

Michael A. Barnett

Marci Woodward

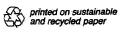
Sara Baxter

Mack Bernard

# **County Administrator**

Verdenia C. Baker

"An Equal Opportunity Affirmative Action Employer"



#### **MEMORANDUM**

TO:

The Honorable Mayor Maria Sachs, and the

Members of the Board of County Commissioners

**FROM** 

Kevin Fischer, AICP, Planning Director

Planning Division

DATE:

February 9, 2024

RE:

At-Large Nomination to the Historic Resources Review

**Board** 

ITEM: The purpose of this memo is to request an At-Large nomination for the Historic Resources Review Board.

BACKGROUND: The primary function of the Historic Resources Review Board (HRRB) is to make recommendations to the Board of County Commissioners (BCC) regarding historic and archaeological resources. The HRRB fulfills the requirements of the Certified Local Government (CLG) program set forth by the State of Florida and the National Preservation Act Section 1019(a.) The ULDC provides for the HRRB to be composed of nine members. The HRRB currently consists of seven members, all are appointed by the BCC, and there are no non-voting representatives. The term of office of each member is three years, and members may be reappointed upon approval by the BCC. The board meetings are held four times per year. The qualifications for this board appointment are: five with professional experience, three with an interest in historic preservation and one Palm Beach County resident living west of 20-Mile Bend.

DISPOSITION: The following candidate Mr. Rappaport has expressed an interest. The application and résumé for the candidate are attached for your review and signature. If you would like to nominate a different candidate, please provide us with the candidate(s) contact information. Please return your nomination to the Planning Division, Nora Acord, HRRB recording secretary by email or inter-office mail on or before March 4, 2024. Staff will prepare an agenda item for the May 3, 2024 BCC meeting.

Should you have any questions regarding this appointment or nomination, please contact Christian Davenport, Palm Beach County Archaeologist, 233-5331, cdavenpo@pbcgov.org.

Attachments: PBC BOCC Boards/Committees Application and Resume

CC:

Patrick W. Rutter, Deputy County Administrator
Whitney Carroll, Esq., AICP, Executive Director, PZB
Cindy Hoskin, JD, Deputy Director, PZB
Darren Leiser, Asst. Land Use County Attorney
Yvonne Wamsley, PBC Agenda Coordinator
Jeff Gagnon, Deputy Director, PBC Planning Division
Bryan Davis, Principal Planner, CNU-A, PBC Planning Division
Christian Davenport, PBC Archaeologist, Historic Preservation Officer

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## H. Historic Resources Review Board

#### 1. Establishment

There is hereby established a Historic Resources Review Board (HRRB).

The HRRB shall have the following powers and duties under the provisions of this Code:

- a. develop, administer, and update an accurate inventory of historic resources in unincorporated PBC and on PBC-owned property in municipalities. The inventory shall be used to formulate a map of historic district boundaries and historically significant properties meriting protection to be incorporated into the Land Use Element of the Plan;
- b. pursuant to Art. 9.B, Historic Preservation Procedures, nominate and accept nominations for public and private properties for designation and regulate and administer such properties, structures, buildings, sites, districts, etc. so designated as historic sites and/or districts. The Department, in conjunction with the HRRB, shall establish a schedule for nominations for public and private properties for designation;
- participate in the National Register program in Florida to the greatest possible extent, as defined by the 1981 and subsequent amendments to the National Historic Preservation Act of 1966 and regulations and rules drafted pursuant to those amendments by the National Park Service and the Florida State Bureau of Historic Preservation;
- act as a regulatory body to approve, deny, or modify Certificates of Appropriateness as specified by Art. 9, Archaeological and Historic Preservation;
- make recommendations concerning amendments to the Plan, this Code, Building, and other development-related codes as they relate to the preservation of historic resources;
- make recommendations regarding historic and archeological resources on property owned by PBC;
- pursuant to Art. 9.B.4.B, Waiver of the Code Provisions, review and comment to the BCC concerning waiver of Code provisions for properties within historic districts and for properties designated as historic or archaeological sites or listed on the PBC Register of Historic Places; [Ord. 2012-0271
- h. develop, establish, and administer guidelines concerning contemporaneous architectural styles, colors, building materials, and so forth for historic sites and historic districts. Such guidelines will be subject to approval by the BCC;
- coordinate with other entities to support increased public awareness of the value of historic preservation;
- after PBC qualifies as a Certified Local Government, make recommendations to the PBC Commission concerning the use of grants from Federal and State agencies, to augment PBC funding in order to promote the preservation and conservation of archaeological sites of historic significance, historic sites, and historic districts;
- cooperate and coordinate with Property Owners, public and private organizations, businesses, and other individuals to help ensure the conservation and preservation of archaeological sites, contents within said sites, buildings, structures, and districts of historic significance, especially those for which demolition or destruction is proposed;
- create and approve the design of standardized historic markers and plaques and issue recognition I. to designated historic sites and historic districts within PBC;
- m. execute any other needed and appropriate historic resource preservation functions which may be approved by the BCC;
- develop and administer a Historic Preservation Manual for PBC to help Property Owners fulfill the regulations and requirements of this Ordinance;
- hear, consider, and approve, approve with conditions, or deny applications for Certificate to Dig; ٥.
- make recommendations to the BCC regarding proposed amendments to the Map of Known p. Archeological Sites;
- initial resources shall be dedicated to those functions which shall qualify PBC as a Certified Local q. Government;
- make every effort to be represented at meetings, conferences, and workshops pertaining to the functions of the HRRB scheduled by the State Historic Preservation Offices or the Florida Conference of Preservation Boards and Commissions;
- seek expertise or proposals of matters requiring evaluation by a professional of a discipline not represented on the HRRB; and,
- the HRRB's responsibilities shall be complementary to the powers of the State Historic Preservation Office.

#### 3. Board Membership

#### a. Qualifications

There shall be nine members of the HRRB. Members of the HRRB shall be residents of PBC, Florida and demonstrate an interest in local history. One member with professional experience shall be appointed from each of the following five professional disciplines: history, architecture, archeology, architectural history, and historic architecture. Other historic preservation-related disciplines, such as urban planning, American studies, American civilization, cultural geography, or cultural anthropology shall be considered when choosing appointments for these five of the nine members of the HRRB. Each of these five positions shall meet the requirements outlined in the Professional Qualifications Standards of the Florida Certified Local Government Guidelines. In addition to the above five positions, there shall be a sixth person with a demonstrated interest, degree, or experience in one of the above professional disciplines who is also a resident of the area of PBC west of Twenty Mile Bend, including any of the incorporated or unincorporated communities in proximity to Lake Okeechobee. There are no specific requirements for the other three positions as a prerequisite to appointment but consideration shall be given to the following with a demonstrated interest in history, architecture, or related disciplines: businessperson, engineer, contractor in a construction trade, landscape architect, urban planner, attorney, and resident of areas identified by the 1990 PBC Historic Sites Survey as containing 25 or more structures with potential for historic preservation. Persons seeking appointment to the HRRB shall be willing to invest time to assist Staff in site evaluations, establishing priorities, public education efforts, survey and planning activities of the Certified Local Government Program, and the other responsibilities of the HRRB. Board members shall attend pertinent educational conferences and seminars.

#### b. Appointment

The members of the HRRB shall be appointed at large by the BCC.

#### **Terms of Office**

Each appointment shall be made for a term of three years. Any member may be reappointed upon approval of the BCC as provided for herein. [Ord. 2013-001]

#### Secretary and Staff

#### Secretary

The Planning Director of the PZB shall serve as Secretary to the HRRB.

#### Staff

The Planning Division shall be the professional staff of the HRRB. The Board shall make every effort to minimize demands on staffing in consideration of budgetary constraints.

#### Meetings

General meetings of the HRRB shall be held at least four times per year. Special meetings may be called by the Chair of the HRRB, or in writing by a majority of the members of the Board. Staff shall provide 24-hour written notice to each Board member prior to a special meeting. [Ord. 2020-001]

The presence of a majority of the appointed members of the HRRB shall constitute a quorum necessary to take action and transact business. [Ord. 2020-001]

### Impact Fee Review Committee

#### **Establishment**

There is hereby created an Impact Fee Review Committee (IFRC).

#### 2. Powers and Duties

The IFRC shall have the following powers and duties under the provisions of this Code:

- a. submit a Report to the BCC whenever PBC conducts a full review or update of the impact fee system relating to:
  - 1) the implementation of Art. 13, Impact Fees;
  - 2) actual levels of service for the impact fees exacted in Art. 13, Impact Fees;
  - 3) the collection, encumbrance, and expenditure of all impact fees collected pursuant to Art. 13, Impact Fees;
  - 4) the validity and assumptions in the technical memoranda used to support the impact fee schedules in Art. 13, Impact Fees; and,
  - 5) any recommended amendment to Art. 13, Impact Fees.
- b. review amendments to Art. 13, Impact Fees prior to their consideration by the BCC; and,
- perform such other duties as the BCC deems appropriate.