

**BOARD OF ADJUSTMENT MINUTES
THURSDAY, JANUARY 7, 2010, 5:00 P.M.
CITY COMMISSION CHAMBERS**

A regular meeting of the City of Delray Beach Board of Adjustment was called to order by Chairperson, Mr. Sigurdur Hardester, in the City Commission Chambers at 5:12 p.m. on Thursday, January 7, 2010.

1. ROLL CALL SHOWED:

Present:	Sigurdur Hardester Jess Sowards Clifton Miller Mel Pollack Dale Miller	Absent:	Bernard Federgreen
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Also Present: Brian Shutt, City Attorney
Al Berg, Assistant Director, Community Improvement

City Attorney, Brian Shutt, stated that Petition No. 988 is a continuation of the last hearing dated December 3, 2009. Consequently, there is no need to read the quasi-judicial rules or swearing in of the applicant or any witnesses that may be present.

2. APPROVAL OF MINUTES:

Mr. Sowards made a motion to approve the minutes of December 3, 2009, seconded by Mr. Pollack. Said motion passed unanimously.

3. PUBLIC HEARING:

A.	Applicant:	Patricia Sinclair	<u>PETITION NO. 988</u>
	Premises:	2135 NW 15 th Place	
	Request:	Requesting a variance to construct an addition to the house with a side yard setback of 12'9" where 15' is required and a front yard setback of 14' where 20' is required.	

Mr. Al Berg, Assistant Director of Community Improvement, advised that the applicant is appealing Section 4.3.4(K) of the Land Development Regulations to allow a side yard setback of 12'9" where 15' is required and a front yard setback of 14' where 20' is required. The applicant has altered their original request which has been approved by staff.

Mr. Hardester inquired about the receipt of letters of objection.

Mr. Berg stated that there were inquiries but no letters of objection.

Mr. Sowards moved to approve the request for the variance based upon positive findings pursuant to Sections 2.4.7. (a)(5)(A-F) in the Land Development Regulations for the City of Delray Beach. The motion was seconded by Ms. Miller and passed unanimously.

4. COMMENTS AND INQUIRIES ON NON-AGENDA ITEMS:

A. Board Members

None

B. City Attorney

None

There being no further business, Mr. Hardester, Chairperson declared the meeting adjourned at 5:18 p.m.

Venice Cobb, Executive Assistant/Board Liaison

The undersigned is the Secretary of the Board of Adjustment of Delray Beach and the information provided herein is the minutes of the meeting of said Board of January 7, 2010, which minutes were formally approved and adopted by the Board on _____.

Venice Cobb, Executive Assistant/Board Liaison

NOTE TO READER: If the minutes you have received are not completed as indicated above, this means they are not the official minutes of the Board of Adjustment. They will become official minutes only after review and approval, which may involve some amendments, additions or deletions.