

**Historic Preservation Board  
August 24, 2021 Meeting Minutes  
Commission Chambers**

**MEMBERS PRESENT:** Amanda Skier, Chairperson  
Kristin Kellogg, Vice-Chairperson  
Dan Pichney, Member  
Gabriel Jaroslavsky, Member  
Kenneth Breslauer, Member  
Keith Williams, Member

**MEMBERS ABSENT:** Reginald Stambaugh, Member  
Donna Tomaszewski, 1<sup>st</sup> Alternate

**STAFF PRESENT:** Friederike Mittner, City Historic Preservation Planner  
Hope White, Board Secretary

**BOARD ATTORNEY:** Denise Haire, Assistant City Attorney

**I. CALL TO ORDER/ROLL CALL**

Chairperson Amanda Skier, called the regular meeting of the Historic Preservation Board to order at 5:02 P.M. Hope White, Board Secretary, called the roll and it was determined that a quorum was present.

**II. APPROVAL OF AGENDA/MINUTES**

Chairperson Amanda Skier requested a motion to approve the Agenda.

Vice-Chairperson Kristin Kellogg made a **motion to approve** the Agenda for August 24, 2021. Mr. Keith Williams seconded the motion; **the motion passed 6-0.**

Chairperson Skier then asked if there were any changes to the Minutes of the July 27, 2021 meeting.

Vice-Chairperson Kellogg made a **motion to approve** the Minutes for July 27, 2021. Mr. Gabriel Jaroslavsky **seconded the motion; the motion passed 6-0.**

**III. REPORT OF THE HISTORIC PRESERVATION PLANNER**

Ms. Friederike Mittner, City Historic Preservation Planner, reported that since the last meeting of June 2021, Staff had reviewed 79 Level I applications, and 25 zoning reviews.

Ms. Mittner stated she sent an email to some webinars that the National Trust For Historic Preservation was offering.

#### IV. REMARKS BY THE CHAIRPERSON/DECLARATION

Chairperson Amanda Skier stated that the matters before the public are quasi-judicial in nature. The decisions of the Board are made from competent and substantial evidence that comes before them. For each case, after the applicant presents their case, Staff will provide a presentation and then the public will have an opportunity to speak or have their comments read into the record from previously received correspondence. The applicant can make a 10-minute presentation for regular cases or take 15 minutes for a proposed demolition. After Staff's presentation, the Board will open up the floor for public comment, which is restricted to three minutes per speaker. The applicant may have a short rebuttal after the public speaks. The Board will then go into executive session. Prior to rendering a decision, the Board will confirm no additional public comments have been received by Staff. Members of the Board need to disclose if they have discussed the cases with anyone prior to tonight's meeting.

##### A. EX-PARTE COMMUNICATION

- Mr. Keith Williams – disclosed he had communications regarding HPB Case No. 21-59 at 3140 Washington Road, and would need to recuse himself. *(3140 Washington Road was stated but should have been HPB Case No. 21-67 at 3110 Washington Road.)*
- Mr. Gabriel Jaroslavsky – disclosed that he had spoken with the design team and the owner of HPB Case Nos. 21-57, 21-58, and 21-59. He stated he spoke with Mr. Hooligan regarding HPB Case No. 20-56A, and Mr. Smith regarding HPB Case No. 21-67. Mr. Jaroslavsky indicated that he had spoken with Ms. Mittner regarding cases on the agenda, but that he would make his decisions based upon the evidence presented.
- Vice-Chairperson Kristin Kellogg – disclosed she had spoken with the applicant regarding HPB Case No. 20-56A. She indicated that for HPB Case Nos. 21-65 and 21-67, she had a conflict and would not be voting. Ms. Kellogg stated the appropriate forms were completed and forwarded to the Clerk for the record. She stated for HPB Case Nos. 21-57, 21-58, and 21-59, she received emails from the applicant; had spoken to a reporter from the Palm Beach Post and had received several calls and correspondence from citizens regarding the project. Ms. Kellogg stated she had spoken to Ms. Mittner regarding cases on the agenda, but that she would make her decisions based upon the testimony presented.
- Chairperson Amanda Skier – disclosed she had communications with the architect regarding HPB Case Nos. 21-57, 21-58 and 21-59, and had spoken with the same reporter regarding these cases. Ms. Skier indicated she had spoken with the architect of record regarding HPB Case No. 21-68. She stated she had spoken with Ms. Friederike Mittner regarding all of the cases on the agenda, but that she could make her decision based on the evidence presented at the meeting.
- Mr. Daniel Pichney – disclosed he received a telephone call from the architect of record regarding HPB Case Nos. 21-57, 21-58 and 21-59, but the projects

were not discussed. He indicated that he would make his decisions based upon the testimony and evidence presented.

- Mr. Ken Breslauer – disclosed he had received an email regarding HPB Case No. 21-57 and had no further ex-parte communications.

## V. PUBLIC COMMENT

None.

### A. SWEARING IN OF SPEAKERS

Ms. Hope White, Board Secretary, swore in Staff and members of the public who wished to speak.

## VI. CONSENT CASES

1. **Historic Preservation Board Case No. 21-65**: 222 Almeria Road  
The property located on the south side of the street at 222 Almeria Road is in the El Cid Historic District, consisting of a contributing primary Mission Revival style two-story structure and a one-story accessory structure both built circa 1925.

The applicant is requesting an Ad Valorem Preconstruction approval for the following:

1. Second floor addition to guest house of approximately 281 square feet.

City Staff recommended **APPROVAL** of the application as submitted.

## EXECUTIVE SESSION

Mr. Gabriel Jaroslavsky **made a motion to APPROVE** Consent Case No. 21-65, at 222 Almeria Road.

Mr. Keith Williams **seconded the motion; the motion passed 5-1.**

*Vice Chairperson Kristin Kellogg recused herself from this application.*

## VII. CONTINUED CASES

1. **Historic Preservation Board Case No. 20-56A**: 253 Barcelona Road  
Update: The Board continued this case for the applicant to identify a closer replacement product. The applicant is presenting the same product for approval; therefore, staff's recommendation has not changed.

This large and significant property at 253 Barcelona Road is in the El Cid Historic District, consisting of multiple structures including Ann Norton's home and studio

and now functions as a non-profit known as the Ann Norton Sculpture Garden displaying many of her works outdoors. The house was originally designed by Maurice Fatio, built by E. B. Walton in 1924 and is classified in the Monterey style.

On September 22, 2020, the applicant received approval for the following from the Historic Preservation Board:

1. Window and door replacement with Kolbe aluminum clad Basil finish frames in impact to match existing styles.
2. Removal of small (approximately 60 square feet) rear non-original addition.
3. Balcony repairs.
4. General wood, stucco repairs and repainting.

With the following conditions:

1. All south facing windows except those in the enclosed second floor porch shall be retained and repaired.
2. All replacement windows shall feature clear glass, no low-e or tinting of any kind.
3. All balcony components that require replacement instead of repair shall be submitted to staff for review and approval of replacement component.

The applicant is currently asking for a reconsideration of condition number one due to overall resiliency for the structure.

Harvey E. Oyer III and Tim Hullihan, gave a presentation on behalf of the applicant.

Ms. Friederike Mittner presented Historic Preservation Board Case No. 20-56A.

City Staff recommended **APPROVAL** with condition(s), believing that the initial condition was still appropriate.

*On September 22, 2020, HPB granted APPROVAL with conditions:*

- 1. All south facing windows except those in the enclosed second floor shall be retained and repaired.*
- 2. All replacement windows shall feature clear glass, no low-e or tinting of any kind.*
- 3. All balcony components that require replacement instead of repair shall be submitted to Staff for review and approval of replacement component.*

*The applicant is requesting approval of condition #1 for retaining front six openings. Staff maintains that this condition is appropriate and applicable.*

**See the Staff Report for detailed history, background and analysis information**



**pertaining to this case.**

Chairperson Amanda Skier opened the floor to public comment.

There were no members of the public providing public comments.

Tim Hoolihan provided a rebuttal to Mr. Pichney's comments regarding a particular slide making the window look out of scale from the existing.

## **EXECUTIVE SESSION**

Mr. Gabriel Jaroslavsky **made a motion to APPROVE** Historic Preservation Case No. 20-56A, at 253 Barcelona Road, for alterations, in accordance with Standards 6 as set forth in Section 94-49, of the City's Zoning and Land Development Regulations (ZLDRs). The motion is based upon the testimony presented, along with the application submitted and the Staff Report which constitute competent substantial evidence. In addition, the approval of this request is made conditional upon the following restrictions, stipulations, and/or safeguards that I move are necessary to ensure compliance with the purpose and intent of the Historic Preservation Ordinance, the Historic Preservation Element of the Comprehensive Plan of the City of West Palm Beach, the Secretary of the Interior's Standards for Rehabilitation, as well as the additional compatibility criteria as set forth in the Historic Preservation Ordinance Section 94-49, of the City's Zoning and Land Development Regulations (ZLDRs). The conditions include the following:

1. All replacement windows shall feature clear glass, no low-e or tinting of any kind.
2. All balcony components that require replacement instead of repair shall be submitted to Staff for review and approval of replacement component.

Mr. Keith Williams **seconded the motion; the motion FAILED 3-3.** *Chairperson Amanda Skier, Vice-Chairperson Kristin Kellogg and Mr. Daniel Pichney were in opposition.*

2. **Historic Preservation Board Case No. 19-58:** 227 Rugby Road  
This case was continued to the September 2021 Historic Preservation Board meeting.

*Historic Preservation Board Case Nos. 21-57, 21-58 and 21-59 were presented simultaneously.*

3. **Historic Preservation Board Case No. 21-57:** 3120 Washington Road  
Update: This case was continued to further explore building locations. The applicant has revised the request to shift this building closer to the road but is now proposing to keep it in closer proximity to its existing lot. They are retaining the original garage and curved entry feature.

This is a prominent site on the east side of Washington Road in the Prospect Park/Southland Park Historic District. The structure on site was built in 1939 in the Colonial Revival style and is known as the E.R. Anderson house. It was designed

by society architect Belford Shoumate. Courtesy of the Preservation Foundation archives we have learned it was actually designed for Mr. and Mrs. W.B. Leak. The structure has had some alterations over the years. Additionally, many proposals have been brought forth to the Historic Preservation Board over the years for alterations, demolition and/or relocation with varying degrees of support. The current owner owns and resides in the contributing property adjacent to the southern property line.

The applicant is requesting approval for:

1. Relocation of the main body of the house towards the front of the lot with an approximately 30' front setback.

City Staff recommended **APPROVAL** of the application as submitted with the condition that:

1. All relocations and new construction shall be subject to subdivision of the property in accordance with all applicable statutes, regulations, and the City's policies and procedures. Approval of the relocations and new construction by the Historic Preservation Board shall not constitute, nor guarantee, the approval of said subdivision by the City.
4. **Historic Preservation Board Case No. 21-58**: 3130 Washington Road  
Update: This case was continued to further explore building locations for the adjacent properties. The applicant has revised this request for two different options of accessory structure locations towards the Washington Road streetscape.

This is a prominent site on the east side of Washington Road in the Prospect Park/Southland Park Historic District. The structure on site was built in 1939 in the Colonial Revival style and is known as the E.R. Anderson house. It was designed by society architect Belford Shoumate. Courtesy of the Preservation Foundation archives we have learned it was actually designed for Mr. and Mrs. W.B. Leak. The structure has had some alterations over the years. Additionally, many proposals have been brought forth to the Historic Preservation Board over the years for alterations, demolition and/or relocation with varying degrees of support. The current owner owns and resides in the contributing property adjacent to the southern property line.

On May 28, 2019, under HPB Case 18-66, the current applicant received approval for the following:

1. Demolition of covered curved breezeway, pool cabana space (formerly the garage) and any other non-original additions.
2. Relocation of original house to the front of the lot with an approximately 48' front setback.
3. Construction of a new two-story single-family home with a semi attached

two story garage and a colonnaded breezeway connecting the new construction with the original house. All new construction is in a traditional Georgian style with complex hip roofs surfaced in white flat concrete tile. The maximum height will be 30'-0". Windows are multi-lite, primarily 6/6, all wood impact Hartman windows. The windows will be flanked by colonial shutters. The exterior wall will be surfaced with horizontal hardi-board lap siding on the second floor and smooth stucco on the ground floor.

4. Site work including a 6'-0" wall, motor court, driveway and pool.

The proposal has changed somewhat, and the applicant is requesting to modify lot lines that would result in separate parcels. This along with some design considerations resulted in the request for a similar but different new construction request. A request for relocation of the existing structure is being presented under HPB Case 21-57.

The applicant is requesting approval for:

1. Construction of a new two-story single-family home with a semidetached two-story garage of approximately 12,736 SF. All new construction is in a traditional British/Anglo Caribbean style with complex hip roofs surfaced in white flat concrete tile. The maximum height will be 34'-0". Windows are multi-lite, primarily 6/6, all wood impact Hartman windows. Some windows will be flanked by colonial shutters. The exterior wall will be surfaced with horizontal hardi-board lap siding on the second floor and smooth stucco on the ground floor.

City Staff recommended **APPROVAL** of the application with the condition:

1. All relocations and new construction shall be subject to subdivision of the property in accordance with all applicable statutes, regulations, and the City's policies and procedures. Approval of the relocations and new construction by the Historic Preservation Board shall not constitute, nor guarantee, the approval of said subdivision by the City.

5. **Historic Preservation Board Case No. 21-59:** 3140 Washington Road

Update: This case was continued to further explore building locations. The applicant has revised the request to shift this building closer to the road but on generally its existing lot and keep the relationship of the main and accessory more in line with the existing condition.

The house currently located at 3120 Washington Road is listed in the designation report for the Prospect Park/Southland Park Historic District as the Gerrit and Margaret Blydenstein house and accessory structure both built circa 1939 in the Vernacular style. The recent past owners have made minimal changes but enhanced the Mediterranean Revival feel of the house. The structures sit very far back from the road and are barely visible from the street.

The applicant is requesting approval for:

1. Relocation of the two structures currently at 3120 Washington Road to a newly formed lot in front of 3140 Washington Road.

City Staff recommended **APPROVAL** of the application with the condition that:

1. All relocations and new construction shall be subject to subdivision of the property in accordance with all applicable statutes, regulations, and the City's policies and procedures. Approval of the relocations and new construction by the Historic Preservation Board shall not constitute, nor guarantee, the approval of said subdivision by the City.

David Lawrence and Raphael Saladrigas, the applicant's representatives, gave a presentation.

Ms. Friederike presented Historic Preservation Case Nos. 21-57, 21-58, and 21-59. She indicated that two (2) emails were received regarding these cases and were provided to the Board members at this meeting.

**See the Staff Reports for detailed history, background and analysis information pertaining to this case.**

Chairperson Amanda Skier opened the floor to public comment.

There were approximately eight (8) members of the public who provided public comments. Ms. Hope White, Board Secretary, read the email into the record three (3) public comments received by Staff.

David Lawrence provided a rebuttal to public comments.

## **EXECUTIVE SESSION**

Vice-Chairperson Kristin Kellogg **made a motion to CONTINUE** Historic Preservation Case Nos. 21-57, 21-58, and 21-59, at 3120, 3130 and 3140 Washington Road, to see a proposal at the September 2021 meeting, to have the historic structures to operate as accessory structures which would require a variance.

Mr. Gabriel Jaroslavsky **seconded the motion; the motion passed 5-1**. *Mr. Keith Williams opposed.*

## **VIII. NEW BUSINESS**

*Historic Preservation Board Case Nos. 21-62 and 21-63 were presented simultaneously.*

*Vice-Chairperson Kristin Kellogg presided over this case at approximately 7:02 p.m.*

*Chairperson Amanda Skier returned to the meeting at approximately 7:05 p.m.*

1. **Historic Preservation Board Case No. 21-62: 301 Clematis Street**

This application is for the designation of the structure at 301-307 Clematis Street, West Palm Beach, Florida, (formerly known as Hatch's Department Store) which is a three-story, square plan, commercial building and its associated land. The building rests on a concrete foundation, has a poured concrete frame, stucco walls, and a flat, asphalt roof. The building achieved its current Art Moderne expression in 1936 and 1940, when two earlier buildings were remodeled into this unified structure.

Hatch's Department Store gained its current form and architectural significance when it was expanded in 1936, an act that took unprecedented courage and vision during the Great Depression years. Hatch intended to transform his business in anticipation of economic recovery from the depression. The progressive attitudes of the owner guided him in selecting his architect, John L. Volk, who responded to the difficult times with a dramatically new architectural style applied with subtle economy. Volk's design introduced the modern aesthetic to commercial West Palm Beach. The newly remodeled store was the largest local building project since the boom-time era. Contractor for the remodeling was C.J. Trevail. The building was owned by Bernard H. Kroger, of Palm Beach and Cincinnati, founder of the Kroger chain of supermarkets, and leased for a long period of years to Hatch's, Inc. This expansion, the fifth since 1912, gave the store 40 percent more floor space and the ability to display more merchandise. Kawneer show windows were installed on the ground floor, and Hope steel windows on the floors above. The remodeled store was considered to feature the latest advances in architecture and engineering. At the time it was the only department store in Florida, and the fourth in the entire southeast, to be completely equipped for year-round temperature and humidity control and air conditioning.

The structure has seen modifications over the years but not enough to lose its architectural integrity of the Art Moderne style. The structure was listed on the National Register of Historic Places in 1994.

The applicant is also seeking to redevelop this property and the parking to the north and is pursuing an Ad Valorem Tax Abatement via HPB Case 21-63.

Harvey E. Oyer III and Keith Spina, the applicant's representatives, gave a presentation.

Assistant City Attorney Denise Haire asked the applicant if 301 Clematis Street and 300 Banyan Boulevard were two (2) separate lots, and eligible for the tax exemption. It was determined that Staff would research this issue to determine the status.



Harvey E. Oyer III stated he wanted to enter into the record that the proposed new building could be built now, with no designation of the Clematis building.

Ms. Friederike Mittner presented Historic Preservation Board Case No. 21-62.

City Staff recommended that the Board **APPROVE** the request to designate 301 Clematis Street as a Historic Property.

**See the Staff Report for detailed history, background and analysis information pertaining to this case.**

There was extensive discussion between the Board, Staff and the applicant.

Chairperson Amanda Skier opened the floor to public comment.

Nancy Pullum provided public comments regarding the project.

No rebuttal to public comments was given.

2. **Historic Preservation Board Case No. 21-63**: 301 Clematis Street and 300 Banyan Boulevard

The structure at 301 Clematis Street has a long history but is primarily associated with the John Volk design from 1936 of Hatch's Department Store. The applicant is requesting to place this structure on the Local Register of Historic Places in the preceding application. The application would also like to make modifications to the structure that bring it closer to its original design. Additionally, the same owner has purchased the property immediately to the north of 301 Clematis at 300 Banyan that has served as a surface parking lot for many years. The applicant wishes to construct a new building there and have a synergy and circulation between the buildings across the alley.

The applicant is requesting an Ad Valorem Preconstruction approval for the following:

1. Window and door replacement at 301 Clematis Street
2. Removal of existing non-original vinyl awnings and installation of metal shield.
3. Complete interior remodel.
4. Construction of new 12-story office, parking and restaurant structure north of alley.

Ms. Friederike Mittner presented Historic Preservation Board Case No. 21-63.

City Staff recommended **APPROVAL** of the request with the following conditions:

1. The window pattern at 301 Clematis shall match the original exactly, preferably utilizing the same manufacturer.
2. The “Hatch’s” sign shall be reintroduced to the Clematis Street elevation.
3. The stone base materials shall match the original.
4. The pilaster on the east elevation shall not be removed.
5. All DAC and PPRC conditions shall be met.
6. The Ad Valorem Tax Exemption program shall only be applicable to the 301 Clematis Street project, unless 300 Banyan Boulevard is redesigned to have more elements and lines that relate to the existing structure, such as the use of marble and aligning the horizontal floor levels.

**See the Staff Report for detailed history, background and analysis information pertaining to this case.**

## **EXECUTIVE SESSION**

Vice-Chairperson Kristin Kellogg **made a motion to CONTINUE** Historic Preservation Case Nos. 21-62 and 21-63, at 301 Clematis Street (Hatch’s Department Store) and 301 Clematis Street and 300 Banyan Boulevard, to the September 2021 meeting, with the revisions noted by Staff and the direction of the Board at this meeting.

Mr. Daniel Pichney **seconded the motion; the motion passed 6-0.**

3. **Historic Preservation Board Case No. 21-64**: 806 Park Place  
This property was built by and is known as the Joseph Reese house built in 1934 in the Mission Revival Style. Both the primary and accessory structure are one story and contribute to the Flamingo Park Historic District. Until recently it had been in the Murray Family since before 1979. Very little had been done to the property until the current owner acquired it and replaced all the windows, changed opening sizes, removed window sills, added Bahamas shutters, added a metal trellis, restuccoed the house and completed miscellaneous interior and site work without permits or historic approval.

The applicant is requesting approval for the work retroactively.

Steve Knight and Sam Bauer gave a presentation on behalf of the applicant.

Ms. Friederike Mittner presented Historic Preservation Board Case No. 21-64.

There was extensive discussion between the Board, Staff and the applicant.

City Staff recommended **APPROVAL** of the request with the following conditions:

1. The structure shall be re-stuccoed to a more appropriate Mission Style texture

2. The Bahamas awnings shall either be fixed in the “open” position or removed.
3. The windowsills shall be reinstalled on the front/north elevation.

**See the Staff Report for detailed history, background and analysis information pertaining to this case.**

Chairperson Amanda Skier opened the floor to public comment.

Nancy Pullum provided public comments regarding the project.

No rebuttal to public comments was given.

## **EXECUTIVE SESSION**

Vice-Chairperson Kristin Kellogg **made a motion to CONTINUE** Historic Preservation Case No. 21-64, at 806 Park Place, to the September 2021 meeting.

Mr. Gabriel Jaroslavsky **seconded the motion; the motion passed 6-0.**

4. **Historic Preservation Board Case No. 21-66**: 721 Claremore Drive

This Monterey style property was built in 1939 and contributes to the Flamingo Park Historic District. Typical of this style it is a two-story structure with a character defining feature of a second-floor balcony. The applicant has replaced all windows and doors without a permit. They have submitted photos of the wood rot on the windows. However, the window lite pattern has changed.

The applicant is requesting approval for the work retroactively.

Mary Baylor, the applicant, gave a presentation.

Ms. Friederike Mittner presented Historic Preservation Board Case No. 21-66.

City Staff recommended **APPROVAL** of the request with the following condition:

1. The ground floor window shall be replaced with a 6/9 single hung and dimensional muntins shall be applied to all other windows to replicate the original pattern.

**See the Staff Report for detailed history, background and analysis information pertaining to this case.**

Chairperson Amanda Skier opened the floor to public comment.

No public comments were provided regarding the project.

## EXECUTIVE SESSION

Vice-Chairperson Kristin Kellogg **made a motion to APPROVE** Historic Preservation Case No. 21-66, at 721 Claremore Drive, for alterations, in accordance with Standards 9 and 10 as set forth in Section 94-49, of the City's Zoning and Land Development Regulations (ZLDRs). The motion is based upon the testimony presented, along with the application submitted and the Staff Report which constitute competent substantial evidence. In addition, the approval of this request is made conditional upon the following restrictions, stipulations, and/or safeguards that I move are necessary to ensure compliance with the purpose and intent of the Historic Preservation Ordinance, the Historic Preservation Element of the Comprehensive Plan of the City of West Palm Beach, the Secretary of the Interior's Standards for Rehabilitation, as well as the additional compatibility criteria as set forth in the Historic Preservation Ordinance Section 94-49, of the City's Zoning and Land Development Regulations (ZLDRs). The conditions include the following:

1. The ground floor window shall be replaced with a 6/9 single hung and dimensional muntins shall be applied to all other windows to replicate the original pattern.

Mr. Kenneth Breslauer **seconded the motion; the motion passed 6-0.**

*Vice-Chairperson Kristin Kellogg and Mr. Keith Williams recused themselves from this application.*

5. **Historic Preservation Board Case No. 21-67**: 3110 Washington Road  
This is another site on the east side of Washington Road in the Prospect Park/Southland Park Historic District proposed for redevelopment, where there seems to be a proliferation of modern new construction. The structure currently on site was built circa 1961 in the Colonial style. The structure is non-contributing. It's most noticeable feature from the street is the two-story square columned porch with a brick base and siding on the second level.

The applicant is requesting approval for the following:

1. Demolition of existing structure.
2. Construction of a new two-story single-family home with a detached cabana of approximately 10,449 square feet. The new construction is modern and broken down into multiple box-like massing elements.
3. Site work including 6'-0" wall, motor court, driveway and pool with open gazebo.

David Lawrence gave a presentation on behalf of the applicant.

Ms. Friederike Mittner presented Historic Preservation Board Case No. 21-67.

City Staff recommended **APPROVAL** of the application as submitted for demolition and new construction as presented in the plans with the following

conditions:

1. The permanent materials selected on the exterior shall exhibit a warmer tone such as the light rose, or tan depicted in the rendering vs. the harsh white shown on the material selection page.
2. The glass facing Washington Road shall be clear.
3. The west elevation shall be modified to address the blank wall of the side loading garage.

**See the Staff Report for detailed history, background and analysis information pertaining to this case.**

Chairperson Amanda Skier opened the floor to public comment.

Lila Young provided public comments regarding the project.

David Lawrence provided a rebuttal to public comments.

*This case was postponed due to the lack of a quorum.*

6. **Historic Preservation Board Case No. 21-68:** 2415 South Flagler Drive  
This is a non-contributing ranch style home mid-block along South Flagler Drive. There are no real character defining features and spiral columns were added after original construction.

The applicant is requesting approval for the following:

1. Demolition of existing structure.
2. Construction of a new two-story single-family home with an attached pool house via covered walkways of approximately 6,874 square feet. The new construction is in the Art Moderne style and broken down into multiple massing elements.
3. Site work including multiple retaining walls and pool.

David Lawrence, the applicant's representative, gave a presentation.

Ms. Friederike presented Historic Preservation Board Case No. 21-68.

City Staff recommended **APPROVAL** of the applications as submitted for demolition and new construction as presented in the plans with the following conditions:

1. The front facing windows shall have a transom line.
2. The glass facing Flagler Drive shall be clear.
3. No trellis shall be installed on roof.
4. The overall building shall be reduced in height by at least 3' and no



- components including the elevator shall exceed 33’.
5. The retaining walls shall not exceed 4’ in height in the front setback.

**See the Staff Report for detailed history, background and analysis information pertaining to this case.**

Chairperson Amanda Skier opened the floor to public comment.

Lila Young provided public comments.

David Lawrence provided a rebuttal to public comments.

There was additional discussion between the Board, Staff and the applicant.

## **EXECUTIVE SESSION**

Vice-Chairperson Kristin Kellogg **made a motion to CONTINUE** Historic Preservation Case No. 21-68, at 2415 South Flagler Drive, to the September 2021 Board meeting.

Mr. Gabriel Jaroslavsky **seconded the motion; the motion passed 6-0.**

### **7. Historic Preservation Board Case No. 21-69: 300 Valencia Road**

A request by Paul A. Krasker, Esq., on behalf of Holly Ross for a Class B Special Use Permit, with one (1) waiver request from Section 94-304(d)(2) of the Zoning and Land Development Regulations, to allow for the construction of an accessory swimming pool approximately 6’-6” from the front lot line where a minimum of 25’ is required.

Paul Krasker and Bart Cook, the applicant’s representatives, gave a presentation.

Ms. Friederike presented Historic Preservation Board Case No. 21-69.

City Staff recommended **APPROVAL** with conditions – based on the findings that the application meets all of the standards in General Special Use Standards in Section 94-36(e)(3), Residential District Standards in Section 94-36(e)(5), Additional Standards in Section 94-304(d)(2), and Waiver Standards in Section 94-273(a)(2) of the City of West Palm Beach Zoning and Land Development Regulations (ZLDRs) provided in attachments.

The recommended conditions are that:

1. The applicant shall reduce the width of the pool to be no closer than 10’-0” to the Valencia Road property line.
2. The requirement of 1,000SF of greenspace in the front yard shall still be met.

**See the Staff Report for detailed history, background and analysis information pertaining to this case.**

Chairperson Amanda Skier opened the floor to public comment.

No public comments were provided regarding the project.

## **EXECUTIVE SESSION**

Mr. Gabriel Jaroslavsky **made a motion to APPROVE** Historic Preservation Case No. 21-69, at 300 Valencia Road, a request by Holly Ross, for a Class B Special Use Permit to allow a swimming pool within the front setback. The motion is based upon the testimony presented along with the application submitted and staff report, which constitute competent, substantial evidence. The Board hereby makes findings of fact that each of the criteria in Article II, Section 94-36(e)(3) and (4) and (5) has been met.

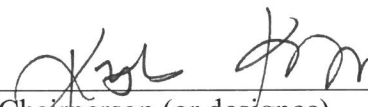
Mr. Keith Williams **seconded the motion; the motion passed 6-0.**

## **IX. ADJOURNMENT**

Chairperson Amanda Skier adjourned the meeting at approximately 10:04 P.M. Please be advised that these minutes are not verbatim. An audio copy of the meeting may be requested through the City of West Palm Beach City Clerk's office at 822-1210. There is a fee.

\* \* \* \* \*

This signature is to attest that the undersigned is the Chairperson, or designee, of the **Historic Preservation Board Meeting** and that the information provided herein is the true and correct Minutes for the **August 24, 2021**, meeting of the **Historic Preservation Board Meeting**, dated this 24 day of OCTOBER, 2021.

  
\_\_\_\_\_  
Chairperson (or designee)

# FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <b>Kellogg Kristin Herschell</b>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <b>Historic Preservation Board</b>
MAILING ADDRESS <b>161 Elwa PL</b>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY <b>W Palm Beach</b>	COUNTY <b>Palm Beach</b>
DATE ON WHICH VOTE OCCURRED <b>8/24/2021</b>	NAME OF POLITICAL SUBDIVISION:  MY POSITION IS: <input type="checkbox"/> ELECTIVE <input checked="" type="checkbox"/> APPOINTIVE

## WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

## INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

\* \* \* \* \*

### ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

\* \* \* \* \*

### APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

**IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:**

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

## APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

## DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Kristin Kellogg, hereby disclose that on 8/24, 20 21 :

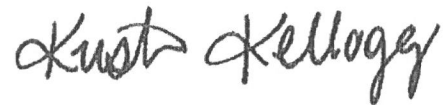
(a) A measure came or will come before my agency which (check one or more)

- ☒ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, \_\_\_\_\_ ;
- ☐ inured to the special gain or loss of my relative, \_\_\_\_\_ ;
- ☒ inured to the special gain or loss of Smith Kellogg Architecture, Inc., by whom I am retained; or
- ☐ inured to the special gain or loss of \_\_\_\_\_ , which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

The architectural firm, Smith Kellogg Architecture, Inc., of which I am a partner represents the client and project Case No. 21-65 - 222 ALMERIA

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.



8/24/2021

Date Filed

Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

# FORM 2 QUARTERLY CLIENT DISCLOSURE

LAST NAME—FIRST NAME—MIDDLE NAME KELLOGG KRISTIN HERSHELL		NAME OF AGENCY HISTORIC PRESERVATION BOARD	
MAILING ADDRESS 161 ELWA PLACE		<input type="checkbox"/> ELECTED CONSTITUTIONAL OFFICER <input type="checkbox"/> STATE OFFICER <input type="checkbox"/> LOCAL OFFICER <input type="checkbox"/> SPECIFIED STATE EMPLOYEE	
CITY WEST PALM BEACH	ZIP 33405	COUNTY PALM BEACH	OFFICE HELD 1 OF 2 DESIGNATED ARCHITECTS + VICE CHAIR, HISTORIC PRESERVATION BOARD POSITION HELD
FOR QUARTER ENDING (Check One) <input type="checkbox"/> MARCH <input type="checkbox"/> JUNE <input checked="" type="checkbox"/> SEPTEMBER <input type="checkbox"/> DECEMBER		YEAR 2021	

## DISCLOSURE OF CLIENTS REPRESENTED BEFORE AGENCIES [Required by Fla. Stat. § 112.3145(5)]

[NOTE: Under Art. II, §8(e), Fla. Const., and §112.313(9), Fla. Stat., members of the Legislature are prohibited from personally representing another person or entity for compensation before State agencies (other than judicial tribunals). However, members of the Legislature are required to list below any such appearances before State agencies made by any partner or associate of a professional firm of which the legislator is a member. Also, public officers and their firms are prohibited by §112.313(7), Fla. Stat., from representing clients before boards on which they serve. Note also that local government attorneys and their firms are prohibited by §112.313(16), Fla. Stat., from representing private clients before the local governments they serve.]

### 1. If you are a state officer, elected constitutional officer of state government, or specified employee—

Please list below the names of all clients who were represented for a fee or commission during the previous calendar quarter before any agency at the state level of government either by you or by any partner or associate of a professional firm of which you are a member and of which representation you have actual knowledge. Also list the name of the agencies before which such clients were represented.

### 2. If you are a local officer or elected constitutional officer of local government—


Please list below the names of all clients who were represented for a fee or commission during the previous calendar quarter before any agency within the political subdivision you serve either by you or by any partner or associate of a professional firm of which you are a member and of which representation you have actual knowledge. Also list the names of the agencies before which such clients were represented.

**NOTE:** "Representation" includes actual physical attendance on behalf of a client in an agency proceeding, letters written or documents filed on behalf of a client, and personal communications made with the officers or employees of any agency on behalf of a client. "Representation" DOES NOT include appearances before any court, or Chief Judges of Compensation Claims or judges of compensation claims, representations on behalf of your agency in your official capacity, the preparation and filing of forms and applications merely for the purpose of obtaining or transferring a license based on a quota or a franchise of such agency, or a license or operation permit to engage in a profession, business or occupation, so long as the issuance or granting of such license, permit, or transfer, a variance, a special consideration, or a certificate of public convenience and necessity does not require substantial discretion.

You are NOT required to disclose appearances in ministerial matters, i.e., where the person before whom you represent a client takes action in a prescribed manner in obedience to the mandate of legal authority, without the exercise of the person's own judgement or discretion as to the propriety of the action taken. For example, filing a document with a Circuit Court Clerk is a ministerial matter since it requires no discretionary action by the Clerk.

NAME OF CLIENTS	NAME OF AGENCIES	CHECK IF REPRESENTED BY YOU
MR. + MRS. JOE CHASE	HISTORIC PRESERVATION BOARD	
LEE + CHARLOTTE MUNDER	HISTORIC PRESERVATION BOARD	

☐ CHECK IF CONTINUED ON SEPARATE SHEET

SIGNATURE: 

DATE: 2021-08-24

**NOTICE:** UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

### FILING INSTRUCTIONS

**Local officers:** This form, when completed and signed, should be filed with the Supervisor of Elections of the county in which you are principally employed or a resident.

**State officers, elected constitutional officers, or specified state employees:** Please file with the Commission on Ethics, P.O. Drawer 15709, Tallahassee, Florida 32317-5709.

It is due not later than the last day of the calendar quarter following the calendar quarter during which the representation was made. (Example: If a representation was made in March, the form disclosing it should be filed by June 30.) **This form need not be filed if no reportable representations were made during the quarter.**



# FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <b>Kellogg Kristin Herschell</b>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <b>Historic Preservation Board</b>
MAILING ADDRESS <b>161 Elwa PL</b>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY <b>W Palm Beach</b>	COUNTY <b>Palm Beach</b>
DATE ON WHICH VOTE OCCURRED <b>8/24/2021</b>	NAME OF POLITICAL SUBDIVISION:  MY POSITION IS: <input type="checkbox"/> ELECTIVE <input checked="" type="checkbox"/> APPOINTIVE

## WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

## INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

### ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

### APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

**IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:**

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

## APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

## DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Kristin Kellogg, hereby disclose that on 8/24, 20 21 :

(a) A measure came or will come before my agency which (check one or more)

- ☐ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, \_\_\_\_\_ ;
- ☒ inured to the special gain or loss of my relative, HAROLD SMITH + TAYLOR SMITH ;
- ☐ inured to the special gain or loss of \_\_\_\_\_ , by  
whom I am retained; or
- ☐ inured to the special gain or loss of \_\_\_\_\_ , which  
is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

The architectural firm, Smith + MOORE ARCHITECTS INC., OF WHICH MY HUSBAND, TAYLOR SMITH, IS EMPLOYED AND MY FATHER-IN-LAW, HAROLD SMITH OWNS, REPRESENTS THE CLIENTS FOR CASE # 21-67 3110 WASHINGTON ROAD.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

*Kristin Kellogg*

8/24/2021

Date Filed

Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

# FORM 2 QUARTERLY CLIENT DISCLOSURE

LAST NAME—FIRST NAME—MIDDLE NAME KELLOGG KRISTIN HERSHELL		NAME OF AGENCY HISTORIC PRESERVATION BOARD	
MAILING ADDRESS 161 ELWA PLACE		<input type="checkbox"/> ELECTED CONSTITUTIONAL OFFICER <input type="checkbox"/> STATE OFFICER <input type="checkbox"/> LOCAL OFFICER <input type="checkbox"/> SPECIFIED STATE EMPLOYEE	
CITY WEST PALM BEACH	ZIP 33405	COUNTY PALM BEACH	OFFICE HELD 1 OF 2 DESIGNATED ARCHITECTS + VICE CHAIR, HISTORIC PRESERVATION POSITION HELD BOARD
FOR QUARTER ENDING (Check One) <input type="checkbox"/> MARCH <input type="checkbox"/> JUNE <input checked="" type="checkbox"/> SEPTEMBER <input type="checkbox"/> DECEMBER		YEAR 2021	

## DISCLOSURE OF CLIENTS REPRESENTED BEFORE AGENCIES

[Required by Fla. Stat. § 112.3145(5)]

[NOTE: Under Art. II, §8(e), Fla. Const., and §112.313(9), Fla. Stat., members of the Legislature are prohibited from personally representing another person or entity for compensation before State agencies (other than judicial tribunals). However, members of the Legislature are required to list below any such appearances before State agencies made by any partner or associate of a professional firm of which the legislator is a member. Also, public officers and their firms are prohibited by §112.313(7), Fla. Stat., from representing clients before boards on which they serve. Note also that local government attorneys and their firms are prohibited by §112.313(16), Fla. Stat., from representing private clients before the local governments they serve.]

### 1. If you are a state officer, elected constitutional officer of state government, or specified employee—

Please list below the names of all clients who were represented for a fee or commission during the previous calendar quarter before any agency at the state level of government either by you or by any partner or associate of a professional firm of which you are a member and of which representation you have actual knowledge. Also list the name of the agencies before which such clients were represented.

### 2. If you are a local officer or elected constitutional officer of local government—

Please list below the names of all clients who were represented for a fee or commission during the previous calendar quarter before any agency within the political subdivision you serve either by you or by any partner or associate of a professional firm of which you are a member and of which representation you have actual knowledge. Also list the names of the agencies before which such clients were represented.

**NOTE:** "Representation" includes actual physical attendance on behalf of a client in an agency proceeding, letters written or documents filed on behalf of a client, and personal communications made with the officers or employees of any agency on behalf of a client. "Representation" DOES NOT include appearances before any court, or Chief Judges of Compensation Claims or judges of compensation claims, representations on behalf of your agency in your official capacity, the preparation and filing of forms and applications merely for the purpose of obtaining or transferring a license based on a quota or a franchise of such agency, or a license or operation permit to engage in a profession, business or occupation, so long as the issuance or granting of such license, permit, or transfer, a variance, a special consideration, or a certificate of public convenience and necessity does not require substantial discretion.

You are NOT required to disclose appearances in ministerial matters, i.e., where the person before whom you represent a client takes action in a prescribed manner in obedience to the mandate of legal authority, without the exercise of the person's own judgement or discretion as to the propriety of the action taken. For example, filing a document with a Circuit Court Clerk is a ministerial matter since it requires no discretionary action by the Clerk.

NAME OF CLIENTS	NAME OF AGENCIES	CHECK IF REPRESENTED BY YOU
MR. + MRS. JOE CHASE	HISTORIC PRESERVATION BOARD	
LEE + CHARLOTTE MUNDER	HISTORIC PRESERVATION BOARD	

☐ CHECK IF CONTINUED ON SEPARATE SHEET

SIGNATURE: 

DATE: 2021-08-24

**NOTICE:** UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

### FILING INSTRUCTIONS

**Local officers:** This form, when completed and signed, should be filed with the Supervisor of Elections of the county in which you are principally employed or a resident.

**State officers, elected constitutional officers, or specified state employees:** Please file with the Commission on Ethics, P.O. Drawer 15709, Tallahassee, Florida 32317-5709.

It is due not later than the last day of the calendar quarter following the calendar quarter during which the representation was made. (Example: If a representation was made in March, the form disclosing it should be filed by June 30.) **This form need not be filed if no reportable representations were made during the quarter.**

# FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <b>WILLIAMS KEITH LELAND</b>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <b>Hispanic Representation Run</b>
MAILING ADDRESS <b>125 ALDAMBA PL</b>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY <b>WPR</b>	NAME OF POLITICAL SUBDIVISION:  
COUNTY <b>PR</b>	MY POSITION IS: <input type="checkbox"/> ELECTIVE <input checked="" type="checkbox"/> APPOINTIVE
DATE ON WHICH VOTE OCCURRED <b>24 AUG 21</b>	

## WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

## INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

\* \* \* \* \*

### ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

\* \* \* \* \*

### APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)



## APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

## DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, KEITH WILLIAMS, hereby disclose that on Aug 24, 20 21:

(a) A measure came or will come before my agency which (check one or more)

- ☒ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, \_\_\_\_\_;
- ☐ inured to the special gain or loss of my relative, \_\_\_\_\_;
- ☐ inured to the special gain or loss of \_\_\_\_\_, by whom I am retained; or
- ☐ inured to the special gain or loss of \_\_\_\_\_, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

CRF # ~~2159~~ 21-67      3110 WASHINGTON AVE  
3110 WASHINGTON RD

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

24 AUG 21

Date Filed

[Signature]

Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.