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*"The Capital City of the Palm Beaches"*

## **CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS**

### **LOCAL CONSTRUCTION REGULATION BOARD**

#### **AGENDA**

**July 17, 2008**

The regular meetings of the Construction Board of Adjustment and Appeals and Local Construction Regulation Board will be held on July 17, 2008, at 2 p.m. in the City Commission Chambers, West Palm Beach City Hall, 200 2<sup>nd</sup> Street, West Palm Beach, Florida.

**SHOULD ANY INTERESTED PARTY SEEK TO APPEAL ANY DECISION MADE BY THE BOARD WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH A MEETING OR HEARING, HE WILL NEED A RECORD OF THE PROCEEDINGS AND FOR SUCH PURPOSE HE MAY NEED TO INSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND THE EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. THE CITY OF WEST PALM BEACH DOES NOT PREPARE OR PROVIDE SUCH A RECORD.**

- ▶ **CALL TO ORDER/ROLL CALL**
- ▶ **APPROVAL OF MINUTES** from the CBAA meeting of June 19, 2008
- ▶ **EXPARTE DISCLOSURES**

**Case Number 1309**

5304 Webster Avenue  
Lots 16 & 17  
Block 4 less 67'  
Colonial Estates  
Robert D. Shorr

*"An Equal Opportunity Employer"*

At the meeting of February 21, 2008, the Board issued the following Order: **THE CURRENT MOTION (*APPLICANT IS GRANTED THIRTY (30) DAYS TO SUBMIT PLANS FOR A PERMIT. IF THERE ARE COMMENTS ON THE PLANS THAT NEED TO BE REPLIED TO, RESPONSE IS TO BE MADE WITHIN FIFTEEN (15) DAYS OF NOTIFICATION, IN DILIGENT PURSUIT OF OBTAINING A PERMIT. THIS CASE DOES NOT NEED TO BE RE-HEARD IF SUBSTANTIAL PROGRESS IS CONTINUALLY MADE, IN THE OPINION OF THE BUILDING DEPARTMENT*) IS TO BE REINSTATED, WITH AN AMENDMENT OF FIVE DAYS BEING GRANTED FOR SUBMITTAL OF PLANS. ALONG WITH THE SUBMITTAL OF PLANS, THE APPLICANT SHALL INCLUDE A LETTER TO THE BUILDING OFFICIAL REQUESTING AN EXTENSION OF THE PERMIT, WHICH HAS EXPIRED.**

**CASE NUMBER 1355**

Along Intracoastal Waterway at Flagler Drive from Banyan Street to Flagler Memorial Bridge  
Palm Harbor Marina  
Moffatt & Nichol

The applicant is requesting an appeal of the decision/interpretation of the Building Official. The appeal as to the interpretation is specific to the determination that the seawall is a structure as defined by Chapter 2, Definitions of the Florida Building Code, Buildings, 2004 Edition, therefore governed under the Florida Building Code as stated in Chapter 1, Administration, of the Florida Building Code, 2004 Edition, as amended by the City of West Palm Beach, specifically Section 101.2, Scope. The appeal as to the decision is specific to the determination that a guardrail is required on the seawall according to Section 1012.1 of the Florida Building Code, 2004 Edition.

**LOCAL CONSTRUCTION REGULATION BOARD**

This meeting of the Local Construction Regulation Board will begin immediately following adjournment of the Construction Board of Adjustment and Appeals. Board Members shall remain to hear the following case.

► **CALL TO ORDER/ROLL CALL**

*“An Equal Opportunity Employer”*

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**LCRB CASE NUMBER 5**

John C. Cassidy A/C Inc.  
John C. Cassidy, Jr.

At the meeting of May 15, 2008, the Board issued the following Order: **THIS CASE SHALL BE CONTINUED FOR SIXTY (60) DAYS.**

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Neil K. Melick, CBO  
Building Official