MIAMIBEACH

PLANNING DEPARTMENT

Staff Report & Recommendation

Historic Preservation Board

DATE: September 9, 2019

TO:

Chairperson and Members

Historic Preservation Board

FROM:

Thomas R. Mooney, AICF

Planning Director

SUBJECT:

HPB19-0314, 743 Washington Avenue.

An application has been filed requesting a Certificate of Appropriateness for exterior modifications to north and west facades of the existing structure and a

variance to exceed the maximum sign area for a projecting sign.

STAFF RECOMMENDATION

Approval of the Certificate of Appropriateness with conditions Approval of the variance.

EXISTING STRUCTURE

Local Historic District:

Classification:

Flamingo Park Non-Contributing

Original Construction Date:

1957

Original Architect:

Edwin T. Reeder

ZONING / SITE DATA

Legal Description:

Lots 14 thru 16, Block 33, of the Ocean Beach Addition No 1, According to the Plat Thereof, as Recorded in Plat Book 3, Page 11, of the Public Records of Miami-Dade County.

Florida.

Zoning:

CD-2, Commercial, medium intensity

Future Land Use Designation:

CD-2, Commercial, medium intensity

Existing Use/Condition:

Commercial

Proposed Use:

No change

THE PROJECT

The applicant has submitted plans entitled "743 Washington Avenue", as prepared by MAKwork, dated July 8, 2019.

The applicant is requesting the following variance:

- 1. A variance to exceed by 15 s.f. the maximum permitted area of 15 s.f. for a projecting sign in order to permit the installation of a projecting sign for a single tenant (option 1) with a sign area of 30 s.f. facing 8th Street.
 - Variance requested from:

Section 138-18. Projecting sign.

Projecting signs are signs attached to and projecting more than 12 inches from the face of a wall of a building. This includes marquee signs. A projecting sign which extends more than 36 inches above a roof line or parapet wall shall be designated as a roof sign. Maximum area, Zoning District, CD-2 – 15 square feet.

The applicant is proposing two (2) options for business signs facing 8th Street. Option 1 is for a single tenant with a frontage of 61'-0" and Option 2 is for two tenants facing 8th Street. Other signs are also proposed on the side facing Washington Avenue. Option 1 includes one vertical sign with an area of 15 sf and a lower horizontal sign with an area of 30 sf on the eyebrow above the main entrance. Both signs are considered projecting signs, as they are located more than 12" from the building walls. The maximum aggregate sign area allowed for the tenant space with a frontage of 61'-0" is 45 sf, including a wall sign. In this case, although the signs do not exceed the maximum aggregate sign area allowed and a 30-sf wall sign attached to the building would be permitted without a variance, the horizontal sign which is offset more than 12" from the building wall, exceeds the maximum 15 sf allowed for a projecting sign. The exterior wall on this side is a curved wall with an increased setback at the center. Considering that the projecting sign at the proposed location would have a minimal impact in reference to the same sign attached to the building walls, which could be permitted without variances, staff has no objection to the applicant's request. Staff finds that the curved wall with variable front setback creates difficulties when placing a wall sign on the building walls. The horizontal sign as proposed will not have any negative impact on the character of the surrounding properties and may increase the store visibility when seen from Washington Avenue. Staff finds that the applicant's request satisfies the practical difficulties for the granting of this variance.

PRACTICAL DIFFICULTY AND HARDSHIP CRITERIA

The applicant has submitted plans and documents with the application that staff has concluded satisfy Article 1, Section 2 of the Related Special Acts.

Additionally, staff has concluded that the plans and documents submitted with the application satisfy the following hardship criteria, as they relate to the requirements of Section 118-353(d), Miami Beach City Code:

- That special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same zoning district;
- That the special conditions and circumstances do not result from the action of the applicant;
- That granting the variance requested will not confer on the applicant any special privilege
 that is denied by this Ordinance to other lands, buildings, or structures in the same zoning

district;

- That literal interpretation of the provisions of this Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same zoning district under the terms of this Ordinance and would work unnecessary and undue hardship on the applicant;
- That the variance granted is the minimum variance that will make possible the reasonable use of the land, building or structure;
- That the granting of the variance will be in harmony with the general intent and purpose of this Ordinance and that such variance will not be injurious to the area involved or otherwise detrimental to the public welfare; and
- That the granting of this request is consistent with the comprehensive plan and does not reduce the levels of service as set forth in the plan.
- The granting of the variance will result in a structure and site that complies with the sea level rise and resiliency review criteria in chapter 133, article II, as applicable.

COMPLIANCE WITH ZONING CODE

The application, as submitted, with the exception of the variances requested herein, appears to be consistent with the applicable requirements of the City Code.

This shall not be considered final zoning review or approval. These and all zoning matters shall require final review and verification by the Zoning Administrator prior to the issuance of a Building Permit.

CONSISTENCY WITH 2025 COMPREHENSIVE PLAN

A preliminary review of the project indicates that the existing **commerical use** appears to be **consistent** with the Future Land Use Map of the Comprehensive Plan.

COMPLIANCE WITH SEA LEVEL RISE AND RESILIENCY REVIEW CRITERIA

Section 133-50(a) of the Land Development establishes review criteria for sea level rise and resiliency that must be considered as part of the review process for board orders. The following is an analysis of the request based upon these criteria:

- (1) A recycling or salvage plan for partial or total demolition shall be provided.
 - **Not Satisfied**
 - A recycling or salvage plan has not been provided.
- (2) Windows that are proposed to be replaced shall be hurricane proof impact windows.
 - Satisfied
- (3) Where feasible and appropriate, passive cooling systems, such as operable windows, shall be provided.
 - **Not Applicable**

- (4) Whether resilient landscaping (salt tolerant, highly water-absorbent, native or Florida friendly plants) will be provided.

 Not Applicable
- (5) Whether adopted sea level rise projections in the Southeast Florida Regional Climate Action Plan, as may be revised from time-to-time by the Southeast Florida Regional Climate Change Compact, including a study of land elevation and elevation of surrounding properties were considered.

 Not Applicable
- (6) The ground floor, driveways, and garage ramping for new construction shall be adaptable to the raising of public rights-of-ways and adjacent land.

 Not Applicable
- (7) Where feasible and appropriate, all critical mechanical and electrical systems shall be located above base flood elevation. Not Applicable
- (8) Existing buildings shall be, where reasonably feasible and appropriate, elevated to the base flood elevation.
 Not Applicable
- (9) When habitable space is located below the base flood elevation plus City of Miami Beach Freeboard, wet or dry flood proofing systems will be provided in accordance with Chapter of 54 of the City Code. Not Applicable
- (10) Where feasible and appropriate, water retention systems shall be provided. **Not Applicable**

COMPLIANCE WITH CERTIFICATE OF APPROPRIATENESS CRITERIA

A decision on an application for a Certificate of Appropriateness shall be based upon the following:

- I. Evaluation of the compatibility of the physical alteration or improvement with surrounding properties and where applicable, compliance with the following criteria pursuant to Section 118-564(a)(1) of the Miami Beach Code (it is recommended that the listed criteria be found Satisfied, Not Satisfied or Not Applicable, as so noted):
 - a. The Secretary of Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings as revised from time to time.
 Not Applicable
 - Other guidelines/policies/plans adopted or approved by Resolution or Ordinance by the City Commission.
 Satisfied
- II. In determining whether a particular application is compatible with surrounding properties, the Board shall consider the following criteria pursuant to Section 118-564(a)(2) of the

Miami Beach Code (it is recommended that the listed criteria be found Satisfied, Not Satisfied or Not Applicable, as so noted):

a. Exterior architectural features.

Not Satisfied

The projecting vertical blade signs have an adverse impact on the character of the building.

- b. General design, scale, massing and arrangement. **Satisfied**
- c. Texture and material and color.

Not Satisfied

The colors and finished selected could be more consistent with the original design.

- d. The relationship of a, b, c, above, to other structures and features of the district. **Satisfied**
- e. The purpose for which the district was created.

Satisfied

- f. The relationship of the size, design and siting of any new or reconstructed structure to the landscape of the district.

 Satisfied
- g. An historic resources report, containing all available data and historic documentation regarding the building, site or feature.
 Not Applicable
- h. The original architectural design or any subsequent modifications that have acquired significance.

Not Applicable

- III. The examination of architectural drawings for consistency with the criteria pursuant to Section 118-564(a)(3) of the Miami Beach Code and stated below, with regard to the aesthetics, appearances, safety, and function of any new or existing structure, public interior space and physical attributes of the project in relation to the site, adjacent structures and properties, and surrounding community. The criteria referenced above are as follows (it is recommended that the listed criteria be found Satisfied, Not Satisfied or Not Applicable, as so noted):
 - a. The location of all existing and proposed buildings, drives, parking spaces, walkways, means of ingress and egress, drainage facilities, utility services, landscaping structures, signs, and lighting and screening devices.

 Satisfied
 - b. The dimensions of all buildings, structures, setbacks, parking spaces, floor area ratio, height, lot coverage and any other information that may be reasonably

necessary to determine compliance with the requirements of the underlying zoning district, and any applicable overlays, for a particular application or project. **Not Satisfied**

The applicant has requested variances.

c. The color, design, surface finishes and selection of landscape materials and architectural elements of the exterior of all buildings and structures and primary public interior areas for developments requiring a building permit in areas of the city identified in section 118-503.

Not Satisfied

The colors and finished selected could be more consistent with the original design.

The projecting vertical blade signs have an adverse impact on the character of the building.

d. The proposed structure, and/or additions to an existing structure is appropriate to and compatible with the environment and adjacent structures, and enhances the appearance of the surrounding properties, or the purposes for which the district was created.

Satisfied

e. The design and layout of the proposed site plan, as well as all new and existing buildings and public interior spaces shall be reviewed so as to provide an efficient arrangement of land uses. Particular attention shall be given to safety, crime prevention and fire protection, relationship to the surrounding neighborhood, impact on preserving historic character of the neighborhood and district, contiguous and adjacent buildings and lands, pedestrian sight lines and view corridors.

Satisfied

f. Pedestrian and vehicular traffic movement within and adjacent to the site shall be reviewed to ensure that clearly defined, segregated pedestrian access to the site and all buildings is provided for and that any driveways and parking spaces are usable, safely and conveniently arranged and have a minimal impact on pedestrian circulation throughout the site. Access to the site from adjacent roads shall be designed so as to interfere as little as possible with vehicular traffic flow on these roads and pedestrian movement onto and within the site, as well as permit both pedestrians and vehicles a safe ingress and egress to the site.

Not Applicable

g. Lighting shall be reviewed to ensure safe movement of persons and vehicles and reflection on public property for security purposes and to minimize glare and reflection on adjacent properties and consistent with a City master plan, where applicable.

Satisfied

h. Landscape and paving materials shall be reviewed to ensure an adequate relationship with and enhancement of the overall site plan design.

Not Applicable

- Buffering materials shall be reviewed to ensure that headlights of vehicles, noise, and light from Structures are adequately shielded from public view, adjacent properties and pedestrian areas.
 Satisfied
- j. Any proposed new structure shall have an orientation and massing which is sensitive to and compatible with the building site and surrounding area and which creates or maintains important view corridor(s).
 Not Applicable
- k. All buildings shall have, to the greatest extent possible, space in that part of the ground floor fronting a sidewalk, street or streets which is to be occupied for residential or commercial uses; likewise, the upper floors of the pedestal portion of the proposed building fronting a sidewalk street, or streets shall have residential or commercial spaces, or shall have the appearance of being a residential or commercial space or shall have an architectural treatment which shall buffer the appearance of a parking structure from the surrounding area and is integrated with the overall appearance of the project.

 Satisfied
- All buildings shall have an appropriate and fully integrated rooftop architectural treatment which substantially screens all mechanical equipment, stairs and elevator towers.
 Not Applicable
- Any addition on a building site shall be designed, sited and massed in a manner which is sensitive to and compatible with the existing improvement(s).
 Satisfied
- n. All portions of a project fronting a street or sidewalk shall incorporate an amount of transparency at the first level necessary to achieve pedestrian compatibility.

 Satisfied
- o. The location, design, screening and buffering of all required service bays, delivery bays, trash and refuse receptacles, as well as trash rooms shall be arranged so as to have a minimal impact on adjacent properties.

 Not Applicable

CERTIFICATE OF APPROPRIATENESS FOR DEMOLITION EVALUATION CRITERIA

Section 118-564 (f)(4) of the Land Development Regulations of the Miami Beach Code provides criteria by which the Historic Preservation Board evaluates requests for a Certificate of Appropriateness for Demolition. The following is an analysis of the request based upon these criteria:

a. The Building, Structure, Improvement, or Site is designated on either a national or state level as a part of an Historic Preservation District or as a Historic Architectural Landmark or Site, or is designated pursuant to Division 4, Article X, Chapter 118 of the Miami Beach Code as a Historic Building, Historic Structure or Historic Site, Historic

Improvement, Historic Landscape Feature, historic interior or the Structure is of such historic/architectural interest or quality that it would reasonably meet national, state or local criteria for such designation.

Satisfied

The existing structure is located within the Flamingo Park Local Historic District.

b. The Building, Structure, Improvement, or Site is of such design, craftsmanship, or material that it could be reproduced only with great difficulty and/or expense.

Satisfied

The existing structure is of such design, craftsmanship, or material that it could be reproduced only with great difficulty and/or expense.

c. The Building, Structure, Improvement, or Site is one of the last remaining examples of its kind in the neighborhood, the country, or the region, or is a distinctive example of an architectural or design style which contributes to the character of the district.

Satisfied

Although classified as Non-Contributing, the existing structure is one of the last remaining examples of its kind and does contribute to the character of the district.

d. The building, structure, improvement, or site is a contributing building, structure, improvement, site or landscape feature rather than a noncontributing building, structure, improvement, site or landscape feature in a historic district as defined in section 114-1, or is an architecturally significant feature of a public area of the interior of a historic or contributing building.

Not Satisfied

The existing structure is designated as a Non-Contributing building in the Miami Beach Historic Properties Database.

e. Retention of the Building, Structure, Improvement, Landscape Feature or Site promotes the general welfare of the City by providing an opportunity for study of local history, architecture, and design or by developing an understanding of the importance and value of a particular culture and heritage.

Satisfied

Although classified as Non-Contributing, the retention of the subject structure is critical to developing an understanding of an important Miami Beach architectural style.

f. If the proposed demolition is for the purpose of constructing a parking garage, the Board shall consider it if the parking garage is designed in a manner that is consistent with the Secretary of the Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings, U.S. Department of the Interior (1983), as amended, and/or the design review guidelines for that particular district.

Not Applicable

The demolition proposed is not for the purpose of constructing a parking garage.

g. In the event an applicant or property owner proposes the total demolition of a contributing structure, historic structure or architecturally significant feature, there shall be definite plans presented to the board for the reuse of the property if the proposed demolition is approved and carried out.

Not Applicable

The applicant is not proposing the total demolition of the building.

ANALYSIS

The subject building was constructed in 1957 and is classified as Non-Contributing in the Miami Beach Historic Properties Database, primarily due to the date of construction. However, the structure is very good example of the Post War Modern style of architecture. The applicant is proposing a number of modest interventions to the primary facades fronting Washington Avenue and 8th Street.

First, along 8th Street, the applicant is proposing remove the existing black tile along the curved wall. The applicant has met with staff and has provided evidence that the tile is delaminating from the wall. As such, the applicant has applied for a building permit to remove the existing tile and replace it in-kind (BC1911431). However, as a part of this application, the applicant is requesting to provide a painted stucco finish with vertical scoring in lieu of replacing the tile with a similar material. Staff recommends a dark color paint or other dark color material to be more consistent with the original design.

Additionally, the applicant is proposing to replace the existing doors and windows along this façade with a new window and door configuration that more closely recalls the original design, including the reintroduction of the metal overhang. While supportive of this modification, staff would recommend that the finish for the door and window frames and the metal canopy be clear anodized aluminum to be more consistent with the original design. In the event a larger scale development of the property is proposed, including the restoration of the Washington Avenue façade, the 8th Street storefront design would be consistent with the original character of the building.

Second, along the Washington Avenue façade, the applicant is proposing to remove the existing screening installed along the upper façade and install pipe and canvas canopies within each bay of the building. Staff has no objection to this minor intervention until such a time when full restoration of the glass curtainwall can be achieved.

Finally, the applicant is proposing to install a series of vertical blade signs along both the Washington Avenue and 8th Street facades. Staff finds that these blade signs have an adverse impact on the architectural character of the building and appear particularly out of place along the 8th Street façade. As such, staff recommends that the projecting vertical blade signs not be approved.

Staff is confident that the above noted recommendations can be addressed administratively and recommends that the project be approved as indicated below.

VARIANCE ANALYSIS

A variance is required for the installation of a sign on the eyebrow of the façade facing 8th Street for Option 1. The sign would be allowed without a variance if it is installed less than 12" from the building walls. However, because the proposed offset exceeds 12" from the building walls at any specific point, the sign is considered a projecting sign which is limited to 15 sf. As the size of the sign at 30 sf is equivalent to the size of a wall sign which could be permitted without variance, and the building features a curved façade, staff finds that the variance request satisfies the practical difficulties criteria. As such, staff recommends approval of the variance.

RECOMMENDATION

In view of the foregoing analysis, staff recommends the application be <u>approved</u> as to the Certificate of Appropriateness and variance requests, subject to the conditions enumerated in the attached draft Order, which address the inconsistencies with the aforementioned Certificate of Appropriateness criteria and Practical Difficulty and Hardship criteria, as applicable.

HISTORIC PRESERVATION BOARD City of Miami Beach, Florida

MEETING DATE: September 9, 2019

FILE NO: HPB19-0314

PROPERTY: 743 Washington Avenue

APPLICANT: Jamestown Premier 755 Washington Avenue LLC

LEGAL: Lots 14 thru 16, Block 33, of the Ocean Beach Addition No 1, According to

the Plat Thereof, as Recorded in Plat Book 3, Page 11, of the Public

Records of Miami-Dade County, Florida.

IN RE: The application for a Certificate of Appropriateness for exterior

modifications to north and west facades of the existing structure and a

variance to exceed the maximum sign area for a projecting sign.

ORDER

The City of Miami Beach Historic Preservation Board makes the following FINDINGS OF FACT, based upon the evidence, information, testimony and materials presented at the public hearing and which are part of the record for this matter:

I. Certificate of Appropriateness

- A. The subject site is located within the Flamingo Park Local Historic District.
- B. Based on the plans and documents submitted with the application, testimony and information provided by the applicant, and the reasons set forth in the Planning Department Staff Report, the project as submitted:
 - 1. Is not consistent with Sea Level Rise and Resiliency Review Criteria (1) in Section 133-50(a) of the Miami Beach Code.
 - 2. Is consistent with the Certificate of Appropriateness Criteria in Section 118-564(a)(1) of the Miami Beach Code.
 - 3. Is not consistent with Certificate of Appropriateness Criteria 'a' & 'c' in Section 118-564(a)(2) of the Miami Beach Code.
 - 4. Is not consistent with Certificate of Appropriateness Criteria 'b' & 'c' in Section 118-564(a)(3) of the Miami Beach Code.
 - 5. Is consistent with Certificate of Appropriateness Criteria 'd' in Section 118-564(f)(4) of the Miami Beach Code.

Page 2 of 6 HPB19-0314

Meeting Date: September 9, 2019

- C. The project would be consistent with the criteria and requirements of section 118-564 and 133-50(a) if the following conditions are met:
 - 1. Revised elevation, site plan and floor plan drawings shall be submitted and, at a minimum, such drawings shall incorporate the following:
 - a. Projecting vertical blade signs shall not be permitted.
 - b. The stucco wall shall be painted a dark color, in a **man**ner to be reviewed and approved by staff consistent with the Certificate of Appropriateness Criteria and/or the directions from the Board.
 - c. The finish for the door and window frames and the metal canopy along 8th Street shall be clear anodized aluminum, in a manner to be reviewed and approved by staff consistent with the Certificate of Appropriateness Criteria and/or the directions from the Board.
 - d. Final details of all exterior surface finishes and materials, including samples, shall be submitted, in a manner to be reviewed and approved by staff consistent with the Certificate of Appropriateness Criteria and/or the directions from the Board.

In accordance with Section 118-537, the applicant, the owner(s) of the subject property, the City Manager, Miami Design Preservation League, Dade Heritage Trust, or an affected person may appeal the Board's decision on a Certificate of Appropriateness to a special master appointed by the City Commission.

II. Variance(s)

- A. The applicant filed an application with the Planning Department for the following variance(s):
 - 1. A variance to exceed by 15 s.f. the maximum permitted area of 15 s.f. for a projecting sign in order to permit the installation of a projecting sign for a single tenant (option 1) with a sign area of 30 s.f. facing 8th Street.
- B. The applicant has submitted plans and documents with the application that satisfy Article 1, Section 2 of the Related Special Acts allowing the granting of a variance if the Board finds that practical difficulties exist with respect to implementing the proposed project at the subject property.

The applicant has submitted plans and documents with the application that also indicate the following, as they relate to the requirements of Section 118-353(d), Miami Beach City Code:

That special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same zoning district;

Page 3 of 6 HPB19-0314

Meeting Date: September 9, 2019

That the special conditions and circumstances do not result from the action of the applicant;

That granting the variance requested will not confer on the applicant any special privilege that is denied by this Ordinance to other lands, buildings, or structures in the same zoning district;

That literal interpretation of the provisions of this Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same zoning district under the terms of this Ordinance and would work unnecessary and undue hardship on the applicant;

That the variance granted is the minimum variance that will make possible the reasonable use of the land, building or structure;

That the granting of the variance will be in harmony with the general intent and purpose of this Ordinance and that such variance will not be injurious to the area involved or otherwise detrimental to the public welfare; and

That the granting of this request is consistent with the comprehensive plan and does not reduce the levels of service as set forth in the plan.

The granting of the variance will result in a structure and site that complies with the sea level rise and resiliency review criteria in chapter 133, article II, as applicable.

The decision of the Board regarding variances shall be final and there shall be no further review thereof except by resort to a court of competent jurisdiction by petition for writ of certiorari.

III. General Terms and Conditions applying to both 'I. Certificate of Appropriateness' and 'II. Variances' noted above.

- A. The applicant agrees and shall be required to provide access to areas subject to this approval (not including private residences or hotel rooms) for inspection by the City (i.e.: Planning, Code Compliance, Building Department, Fire Safety), to ensure compliance with the plans approved by the Board and conditions of this order.
- B. The relocation of any tree shall be subject to the approval of the Environment & Sustainability Director and/or Urban Forester, as applicable.
- C. Where one or more parcels are unified for a single development, the property owner shall execute and record a unity of title or a covenant in lieu of unity of title, as may be applicable, in a form acceptable to the City Attorney.
- D. A copy of all pages of the recorded Final Order shall be scanned into the plans submitted for building permit, and shall be located immediately after the front cover page of the permit plans.

Page 4 of 6 HPB19-0314

Meeting Date: September 9, 2019

- E. The Final Order shall be recorded in the Public Records of Miami-Dade County, prior to the issuance of a Building Permit.
- F. Satisfaction of all conditions is required for the Planning Department to give its approval on a Certificate of Occupancy; a Temporary Certificate of Occupancy or Partial Certificate of Occupancy may also be conditionally granted Planning Departmental approval.
- G. The Final Order is not severable, and if any provision or condition hereof is held void or unconstitutional in a final decision by a court of competent jurisdiction, the order shall be returned to the Board for reconsideration as to whether the order meets the criteria for approval absent the stricken provision or condition, and/or it is appropriate to modify the remaining conditions or impose new conditions.
- H. The conditions of approval herein are binding on the applicant, the property's owners, operators, and all successors in interest and assigns.
- I. Nothing in this order authorizes a violation of the City Code or other applicable law, nor allows a relaxation of any requirement or standard set forth in the City Code.
- J. Upon the issuance of a final Certificate of Occupancy or Certificate of Completion, as applicable, the project approved herein shall be maintained in accordance with the plans approved by the board, and shall be subject to all conditions of approval herein, unless otherwise modified by the Board. Failure to maintain shall result in the issuance of a Code Compliance citation, and continued failure to comply may result in revocation of the Certificate of Occupancy, Completion and Business Tax Receipt.

IT IS HEREBY ORDERED, based upon the foregoing findings of fact, the evidence, information, testimony and materials presented at the public hearing, which are part of the record for this matter, and the staff report and analysis, which are adopted herein, including the staff recommendations, which were amended and adopted by the Board, that the application is GRANTED for the above-referenced project subject to those certain conditions specified in Paragraph I, II,III of the Findings of Fact, to which the applicant has agreed.

PROVIDED, the applicant shall build substantially in accordance with the plans entitled "743 Washington Avenue", as prepared by MAKwork, dated July 8, 2019, as approved by the Historic Preservation Board, as determined by staff.

When requesting a building permit, the plans submitted to the Building Department for permit shall be consistent with the plans approved by the Board, modified in accordance with the conditions set forth in this Order. No building permit may be issued unless and until all conditions of approval that must be satisfied prior to permit issuance, as set forth in this Order, have been met.

The issuance of the approval does not relieve the applicant from obtaining all other required Municipal, County and/or State reviews and permits, including final zoning approval. If adequate handicapped access is not provided on the Board-approved plans, this approval does not mean that such handicapped access is not required. When requesting a building permit,

Page 5 of 6 HPB19-0314

Meeting Date: September 9, 2019

the plans submitted to the Building Department for permit shall be consistent with the plans approved by the Board, modified in accordance with the conditions set forth in this Order.

If the Full Building Permit for the project is not issued within eighteen (18) months of the meeting date at which the original approval was granted, the application will expire and become null and void, unless the applicant makes an application to the Board for an extension of time, in accordance with the requirements and procedures of Chapter 118 of the City Code; the granting of any such extension of time shall be at the discretion of the Board. If the Full Building Permit for the project should expire for any reason (including but not limited to construction not commencing and continuing, with required inspections, in accordance with the applicable Building Code), the application will expire and become null and void.

In accordance with Chapter 118 of the City Code, the violation of any conditions and safeguards that are a part of this Order shall be deemed a violation of the land development regulations of the City Code. Failure to comply with this **Order** shall subject the application to Chapter 118 of the City Code, for revocation or modification of the application.

Dated th	nis day of	, 20	
		HISTORIC PRESERVATION BOARD THE CITY OF MIAMI BEACH, FLORI	
		BY:	
	A CONTROL OF THE CONT	FOR THE CHAIR	
STATE	OF FLORIDA)	and an employed more of the common of the co	
COUNT)SS Y OF MIAMI-DADE)		
		acknowledged before me this _ by Deborah Tackett, Chief of F	
Planning of the co	p Department, City of Miam prporation. She is personally	i Beach, Florida, a Florida Municipal C vknown to me.	Corporation, on behalf
		NOTARY PUBLIC	
		Miami-Dade County, Florida My commission expires:	
	d As To Form: rney's Office:	()

Page 6 of 6 HPB19-0314 Meeting Date: September 9, 2019

Filed with the Clerk of the Historic Preservation Board on ____

