

TOWN OF PALM BEACH

Information for Town Council Meeting on: November 10, 2021

To: Mayor and Town Council

Via: Kirk Blouin, Town Manager

From: Wayne Bergman, Director of Planning, Zoning & Building



Re: Waiver of Town Code Section 42-199, For Building Permit Extension at 226 Oleander Avenue

Date: November 1, 2021

STAFF RECOMMENDATION

Staff recommends that the Town Council consider the request from Dustin Mizell, regarding a time extension in which to complete a remodel of the house at 226 Oleander Avenue, and approve the request for a permit extension through July 31, 2022 (April 30, 2022 plus 90 days).

GENERAL INFORMATION

403 Brazilian Avenue is currently owned by J & J Realty South, LLC. The property was purchased in December of 2018. Ocean One Marine Resource Co. was issued the construction permit for the interior renovations of units 1 & 2, first and second floors on May 8, 2019.

Due to the size of the building, the duration of the construction permit was limited by Town Code 18-237 to just 16 months. Permit B-19-78397 was issued and stated the 16 month duration. The permit expired on September 7, 2020.

Mr. Mizell is requesting additional time to complete the project. His letter states numerous reasons for the project delays, including revisions to the approved plans, required Arcom applications and Arcom deferrals, FPL delays regarding transformer, ROW permit timing, and a delay with a building permit for the swimming pool. Staff notes that this project has seen four Arcom staff approval applications (three approved), Arcom application A-024-2021 (with four different applications made between March and June, 2021), and four revisions of the building permit. There have been many changes to this project.

Staff has no objection with this request.

Attachments: Letter from Dustin Mizell, dated November 1, 2021
Permit Summary for the Property

Land Planning
Landscape Architecture
Landscape Management

November 1, 2021

Town of Palm Beach

Attn: Mr. Wayne Bergman

Re: Permit extension request
226 Oleander Avenue
Palm Beach, Florida 33480

Mr. Bergman,

We are requesting a building permit extension to be heard at the November 10, 2021 Town Council meeting.


This project was delayed for the following reasons:

- ARCOM approvals were necessary during the course of construction due to some revisions from the original approvals
- The project was deferred twice and took an additional 3 months for ARCOM approvals
- There was an issue with the previously approved pool being denied during the building department submittal – caused an extensive delay with scheduling
- Transformer appointment with electric company was delayed
- Now, due to being in season, we can finish the backyard construction but cannot obtain a ROW permit until April 30
- We need a ROW permit to be able to do the driveway and complete the front yard portion of the project

We are requesting 90 days, upon receipt of the ROW permit, to finish the project.

Thank you for your consideration.

Sincerely,



Master Permit	Permit number	Permit type name	Permit description	Permit Address	Permit Suite	Customer Last Name	Application date	Issue date	Expiration date	Approval
	U-21-08290	U-USE OF/WORK IN ROW	GUNITE TRUCK	226 OLEANDER AVE		SOUTHERN POOLS OF SOUTH FLORIDA INC	9/15/2021	9/21/2021	12/20/2021	issued
	U-21-08009	U-DEWATERING	DEWATERING PERMIT	226 OLEANDER AVE	SITE	SOUTHERN POOLS OF SOUTH FLORIDA INC	8/10/2021	8/19/2021	10/18/2021	issued
B-19-78397	B-20-85908	R-PERMIT UPDATE-CHG OF PLANS & VALUE/CORRECTION	*****PRIVATE PROVIDER***** PERMIT UPDATE-CHANGE PLANS AND VALUE-	226 OLEANDER AVE	BLDG 1	OCEAN ONE MARINE RESOURC CO	9/21/2020	2/4/2021	8/3/2021	final
B-19-78397	B-20-85132	R-REVISION	*****PRIVATE PROVIDER*****REVISION- SITE PLAN-SPA PER PLANS	226 OLEANDER AVE	BLDG 1	OCEAN ONE MARINE RESOURC CO	7/29/2020	1/27/2021	7/29/2020	final
B-19-78397	B-19-82730	R-REVISION	*****PRIVATE PROVIDER***** REVISION BUILDING - REPLACING DECK	226 OLEANDER AVE	BLDG 1	OCEAN ONE MARINE RESOURC CO	12/27/2019	12/30/2019	12/27/2019	final
B-19-78397	B-19-80002	R-REVISION	RE ROOF- NOAS & CUT SHEETS ATTACHED	226 OLEANDER AVE		OCEAN ONE MARINE RESOURC CO	6/21/2019	6/25/2019	6/21/2019	final
	B-19-78397	B-RESIDENTIAL ALTERATION	*****PRIVATE PROVIDER*****INTERIOR RENOVATIONS (PER PLANS, 1ST & 2ND FLOORS, UNITS 1 & 2)	226 OLEANDER AVE	BLDG 1	OCEAN ONE MARINE RESOURC CO	3/27/2019	5/8/2019	9/7/2020	issued
B-19-78397	B-19-77312	D-EXPLORATORY DEMOLITION	*****PRIVATE PROVIDER*****EXPLORATORY INTERIOR DEMO (PER PLANS, 1ST & 2ND FLOORS, UNITS 1 & 2)	226 OLEANDER AVE	BLDG 1	OCEAN ONE MARINE RESOURC CO	1/15/2019	1/18/2019	7/17/2019	issued
B-09-07434	B-18-76815	R-CHANGE OF CONTRACTOR/QUALIFIER	CHANGE OF QUALIFIER FROM ANTHONY CASELLA TO PAUL WELLER	226 OLEANDER AVE	BLDG 1	PHOENIX AIR CONDITIONING LLC	12/5/2018	12/7/2018	12/7/2018	final
	B-09-07434	M-REPLACEMENT	CHANGE OUT: (2) 2.5T 14 SEER RUUD SPLIT SYSTEM A/C SYS W/ 7KW HEAT. MODEL# 13AJL30AO1 (C/U) & MODEL# RBHPITJ06SH2 (AHU)	226 OLEANDER AVE	BLDG 1	PHOENIX AIR CONDITIONING LLC	11/10/2009	11/13/2009	6/9/2019	final
	X-06-21224	X-LEGACY PERMIT	REROUTE A NEW 3/4 GAL IRON NATURAL GAS SUPPLY ATTC TO OUTSIDE FEEDING INTO KITCHEN FOR EXISTG STOVE	226 OLEANDER AVE		HIS PLUMBING SEWER & GAS SERVI	2/23/2006	2/23/2006	10/2/2008	final
	A-19-00572	A-ARCOM STAFF APPROVAL	CHANGING DRIVEWAY AND REMOVING HARDSCAPE FROM FRONT AND BACK.	226 OLEANDER AVE		SKA ARCHITECT & PLANNER INC	7/24/2019		7/18/2020	final
	A-19-00687	A-ARCOM STAFF APPROVAL	ARCOM- REVISIONS TO EXTERIOR ELEVATIONS	226 OLEANDER AVE		SKA ARCHITECT & PLANNER INC	9/27/2019		9/21/2020	final
	A-20-00993	A-ARCOM STAFF APPROVAL	ARCOM- PREVIOUSLY APPROVED DRIVEWAY DEISNG TO BE MODIFIED. ADDITION OF NEW TERRACE AND STEPPING STONES - 18" X 18" NEW FENCE ON TOP OF CURB SHALL NOT EXCEED CODE MAXIMUM IN HEIGHT. ADDITION OF SITE WALL SHALL NOT EXCEED CODE MAXIMUM -OPTIONAL: DRAINAGE BURB IN IEU OF SITE WALL	226 OLEANDER AVE		ENVIRONMENT DESIGN GROUP	5/22/2020		5/17/2021	canceled
	A-21-01403	A-ARCOM STAFF APPROVAL	ARCOM- POOL SIZE REDUCED FROM 18'-0" X 8'X0" DOWN NTO 12'-0" X 7'-6"	226 OLEANDER AVE		ENVIRONMENT DESIGN GROUP	1/8/2021		1/3/2022	final
B-19-78397	B-20-83803	R-REVISION	*****PRIVATE PROVIDER*****REVISION- SITE PLAN- GRADING & DRAINAGE PLAN.	226 OLEANDER AVE	BLDG 1	OCEAN ONE MARINE RESOURC CO	4/14/2020		4/14/2020	pending
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