



The CITY OF DAYTONA BEACH

Historic Preservation Board Agenda

November 16, 2021

City Hall
Regular Meeting
Commission Chambers

301 South Ridgewood Avenue
Tuesday, November 16, 2021
6:00 P.M.

NOTICE – Pursuant to Section 286.0105, Florida Statutes, if any person decides to appeal any decision made by this Board at this public meeting, such person will need a record of the proceedings and, for that purpose, such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The City does not prepare or provide such a record.

	<p>For special accommodations, please notify the City Clerk's Office at least 72 hours in advance. (386) 671-8023</p>		<p>Help for the hearing impaired is available through the Assistive Listening System. Receivers can be obtained from the City Clerk's Office.</p>
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In accordance with the Americans with Disabilities Act (ADA), persons with a disability needing a special accommodation to participate in the Board meeting should contact the City Clerk's Office, 301 S. Ridgewood Ave, Room 210, Daytona Beach, FL 32114, Ph: (386) 671-8023, Email: clerk@codb.us not later than 72 hours prior to the proceedings. If you are hearing or voice impaired contact the relay operator at 1-800-955-9771.

- 1) **Call to Order**
- 2) **Roll Call**
- 3) **Approval of Minutes: 10/05/2021**
- 4) **A. Action Item:** Election of the Historic Preservation Board Vice-Chair.
B. Action Item: (Quasi-Judicial Hearing): DEV2021-140: Coast 2 Coast Promotional Marketing LLC, Property Owner, for a Major Certificate of Appropriateness for exterior alterations on a contributing structure in a local historic district located at 350 S Palmetto, Daytona Beach, Florida, 32114.
C. Action Item: Approval of the 2021 Historic Preservation Board Meeting Calendar.
- 5) **Discussion Item:**
- 6) **Other Business:**
 - A. Heritage Preservation Trust Liaison- Mr. Trager

7) **Staff Update:**

A. Presentation of the Annual CLG Report.

B. Staff Memorandum – Emergency Order for 200 S. Beach Street, Daytona Beach FL.

8) **Public Comments**

9) **Board Comments**

10) **Adjourn**

Next Meeting – December 21, 2021, 6:00 p.m. in the City Commission Chamber

MINUTES

SPECIAL MEETING – HISTORIC PRESERVATION

October 5, 2021

Minutes of the Special Meeting of the Historic Preservation Board of The City of Daytona Beach, Florida, held on Tuesday, October 5, 2021 at 6:00 p.m., in the Commission Chambers, City Hall, 301 South Ridgewood Avenue, Daytona Beach, Florida.

1. Call to Order

Ms. Remark, Vice Chair, called the meeting to order.

2. Roll Call

Delia Krimmel	Present
Allysia Mompoint	Present
Tracey Remark (Vice Chair)	Present
Warren Trager (Secretary)	Present
Joseph Vetter	Present

Board Members Absent

Fernando Neves	Absent
Roman Yurkiewicz	Absent

Also Present:

Kira Honse, Assistant City Attorney
 Steven Bapp, Historic Preservation Planner
 Vanessa Trimble, Planning Technician

3. Approval of the Minutes - August 17, 2021

Mr. Trager made a motion to approve the minutes of the August 17, 2021 meeting as edited. Ms. Krimmel seconded the motion. The motion passed 5-0 with the breakdown as follows:

Delia Krimmel	Yea
Allysia Mompoint	Yea
Tracey Remark (Vice Chair)	Yea
Warren Trager (Secretary)	Yea
Joseph Vetter	Yea

4. Action Item

- A **DEV2021-096:** A request by David and Barbara Ann Taylor, property owners of a developed parcel in the Seabreeze Local Historic District, for a Major Certificate of Appropriateness, to install a four-foot vinyl fence/railing, a six-foot vinyl fence, and a 528-square-foot synthetic deck located at 410 Jessamine Boulevard, Daytona Beach, Florida 32118.

Staff Presentation

Steven Bapp, Historic Preservation Planner, presented the staff report that was included as part of the packet. He stated the applicant is requesting to install an above ground deck, which is thirty-nine inches tall and 528-square-feet of a synthetic material.

Mr. Vetter asked if they were compromising historic preservation by using synthetic materials, and do we need the advice of perhaps the historic architect, or are they accepting it because it's mirroring the other structures around it that have been replaced.

Mr. Bapp stated traditionally, a Mediterranean revival would use a combination of natural materials, usually stone and then some wrought iron. He stated the fence is not obstructive, it is behind the front facade of the structure, and it is on an elevated hill. He stated staff does not believe it's going to change the pattern or texture of the neighborhood. He stated they are preserving the property.

Ms. Krimmel stated the house across the street has a similar fence in their backyard looping around. She stated they would give a nice balance of continuity in the neighborhood. She mentioned other locations. She stated as long as the fence, even though it's tracks of synthetic material, some form of plastic, maybe steel as long as it has these slats that delineate kind of wood and, you know, they'll stay white, you can rinse off there and they will look nice and clean. There is also the aspect of the permanence, the sustainability of the fence, how long it will last and remain nice and add an aspect of cleanliness to the neighborhoods.

Mr. Vetter stated he does agree with the staff recommendation, he just want some clarification.

Applicant Presentation

Ann Taylor, 410 Jessamine thanked the board for having a quorum. She stated the fence is PVC material, which is exactly like the neighbor, just a different height.

Ms. Krimmel asked if the front of the house faced north.

Ms. Taylor stated yes.

Ms. Krimmel stated it looks like Jessamine has the shortest section of the fence, and everything else is in the neighborhood abutting to other households.

Ms. Taylor stated it's then behind her house is the long full length of our property.

Mr. Trager stated he doesn't like it, but it's going to be just like the windows. Windows are being changed from wood to metal. He stated times change and you can't have everything like it used to

be. He stated plastic fence will last much longer than the wooden one would. He stated he doesn't like it, but it's going to happen.

Ms. Remark stated the applicant is retaining the historic Stone wall and the Coquina wall in the front.

Ms. Krimmel asked for clarity with the height.

Mr. Bapp stated her deck, which is the Trex® material, is thirty-nine inches above ground, would abut up to the side door of her home. The deck was going to be behind a six-foot fence that runs on the side yard and the part of the rear. The other measurement is four-foot, which is an interior fence of synthetic material, which is going to be put upon the retaining wall for a pool.

Board Action

It was moved by Mr. Trager to approve the request per staff recommendations as presented. Ms. Krimmel seconded the motion. The motion passed 5-0 with the breakdown as follows:

Delia Krimmel	Yea
Allysia Mompont	Yea
Tracey Remark (Vice Chair)	Yea
Warren Trager (Secretary)	Yea
Joseph Vetter	Yea

- B** **DEV2021-101:** A request by Tabitha Miller, property owner of a developed parcel in the Seabreeze Local Historic District, for a Major Certificate of Appropriateness, to allow installation of two metal awnings at the rear of the principal structure at 211 Jessamine Blvd, Daytona Beach, FL 32118.

Staff Presentation

Steven Bapp, Historic Preservation Planner, presented the staff report that was included as part of the packet. He stated the reason this is coming before the board, is because the awning is made out of aluminum. He stated the property is on Jessamine Blvd between Halifax and Peninsula.

Ms. Krimmel asked if the awning were straight.

Mr. Bapp stated the awnings do have a slight slope for rain, it's not exactly flat.

Ms. Krimmel made reference to terracotta tiles and asked if there was availability and a large price difference between having curved awnings versus a flat profile. She stated not the tilt or pitch going downwards, but the overall structure, the architecture. She asked are they able to see the back of the house.

Mr. Bapp provide clarification.

Ms. Remark asked if they were aluminum color.

Mr. Bapp stated the plans did not reflect any colorization.

Applicant Presentation

Tabitha and Steve Miller, 101 Lenox Avenue stated the color will be white.

Ms. Remark asked if they looked at something with more design to it.

Mr. Miller stated originally, he was going to go with cloth, but with hurricane codes they didn't. He stated with the terracotta, the pitch is too flat for that.

Ms. Remark asked if they would eventually be living there.

Ms. Miller stated maybe when they downsize.

Mr. Trager asked if there was a basement where they have the awning going.

Ms. Miller stated yes.

Mr. Trager asked if the B-awning would cover the entire structure, so water doesn't get in.

Ms. Miller stated hopefully.

Ms. Mompoint asked if the material debate mattered so much as the preservation of the structure. For example, if the aluminum was a greater preservation than the terracotta, then would there be greater significance in the actual materials.

Ms. Krimmel stated she doesn't have experience with terracotta roofs. She stated she'd imagine if anything falls on it, it is the type of clay, it will break, and you have to replace the individual tile itself. She stated aluminum is sturdier.

Ms. Remark stated it's not actually awnings, more like a decorative accent over the window.

Board Action

It was moved by Mr. Trager to approve the request per staff recommendations. Ms. Krimmel seconded the motion. The motion passed 5-0 with the breakdown as follows:

Delia Krimmel	Yea
Allysia Mompoint	Yea
Tracey Remark (Vice Chair)	Yea
Warren Trager (Secretary)	Yea
Joseph Vetter	Yea

5. Discussion Item

Ms. Remark stated there are inconsistencies in the design guidelines for the Seabreeze District since they became a historic district. She stated unless fencing is something that's in the front of the house it should be a minor COA. She stated with awnings, rather than doing a major COA for a replacement. She stated if it were cloth, they would not have seen it. She stated it needs to be consistent to make it easier for the people applying, but also preserve the historic nature and structure of what they're dealing with. She stated that would even hint at tearing down a historic wall that would to them. She stated they can ask staff to develop additional design guidelines for these kinds of alterations or constructions or relocations of individual sites and structures in the specific historic district.

Mr. Bapp stated he believes it would require minor changes in the LDC, the rest would remain and be changed within the Seabreeze Design guidelines. He gave some examples of possible changes. He stated staff would take a look and bring it to the board at a later time and move forward based on approval.

Ms. Remark made reference to an outdated draft design plan.

Mr. Bapp stated they can look at that too.

Ms. Remark asked if the board was in agreement with that.

Ms. Krimmel stated she agree about staff approving the minor certificates the same for all local districts. She stated it would facilitate easier approvals.

6. Other Business

A Heritage Preservation Trust Liaison- Mr. Trager

No comments

B Nomination of Historic Preservation Chair – Due to the resignation of Mr. Peacock, the Board must elect a new Chair, in accordance with the LDC SEC 2.4.F.1., for a one-year term.

Ms. Remark stated she would like to nominate Mr. Yurkiewicz

Mr. Trager nominated Tracey Remark.

Ms. Remark sated then they would have to elect a Vice Chair.

Mr. Trager stated they can vote someone to be the vice chair.

Ms. Krimmel stated she nominate Ms. Remark.

Ms. Remark stated they need a second for either one.

Board Action

It was moved by Ms. Krimmel to nominate Tracey Remark for Chair. Mr. Trager seconded the motion. The motion passed 4-1 with the breakdown as follows:

Delia Krimmel	Yea
Allysia Mompont	Yea
Tracey Remark (Vice Chair)	No
Warren Trager (Secretary)	Yea
Joseph Vetter	Yea

Mr. Bapp stated they need to have a nomination for a vice chair.

Kira Honse, Assistant City Attorney, suggested to postpone, since possibly the person that they would want to suggest as the vice chair is not there.

7. Staff Update

Mr. Bapp stated next month he didn't know if we'll have any major certificates. He stated they may have a major COA for a demolition. He stated he will have the calendar for review and also the annual report which they provide to the state. There are new questions there. One of the questions is how the City of Daytona Beach would want the state's help for historical preservation.

Mr. Bapp addresses board vacancies. He stated the board now down to seven of nine members, but he had an applicant who has a strong historical background on historical properties apply and he had another gentleman who has just arrived in the city apply.

Mr. Vetter asked him to repeat what the state is asking for.

Mr. Bapp gave more details.

8. Public Comments

No comment

9. Board Comments

Ms. Krimmel asked if a secondary architect would be board members.

Mr. Bapp stated they have one positive person that applied only for the historic board. The other gentleman applied for different boards because he's come from central Florida and in many boards. He stated if he could get an architect to put an application in, he'll bump that guy onto another board and have the architect as a backup.

Ms. Remark asked if they must be residents.

Mr. Bapp stated the majority of the board needs to be residents.

Ms. Remark stated the next meeting is November 16, 2021

10. **Adjourn**

There being no further business, the meeting was adjourned at 7:05 p.m.

Tracey Remark, Chair

Vanessa Trimble, Recording Secretary

DRAFT

DATE: November 5, 2021
TO: Historic Preservation Board Members
FROM: Steven E. Bapp, AICP, Historic Preservation Planner
SUBJECT: 10-16-21 Historic Preservation Board Item 4a – Election of Vice-Chair

Due to the election of Ms. Tracey Remark (former vice) to the Chair position, the Historic Preservation Board must elect a Vice-Chair. This is to comply with the provision of LDC SEC 2.4.F. The Vice-Chair shall serve in the position for a one-year term.

Sec. 2.4.F. - Historic Preservation Board Chair and Vice-Chair.

1. The Historic Preservation Board shall elect a Chair, a Vice-Chair, and a Secretary from among its members, each to serve a one-year term. No member shall serve more than two consecutive terms as Chair. The Vice-Chair may be elected to successive terms without limitation.

2. The Chair shall preside over all board meetings and shall have the right to vote. The Vice-Chair shall perform the duties of the Chair in the absence of the Chair. If both the Chair and Vice-Chair are absent, the board shall vote to determine who shall serve as acting Chair for the meeting.

Agenda Item 4b (Quasi-Judicial Hearing)

CERTIFICATE OF APPROPRIATENESS (MAJOR COA) DEV2021-140

350 S. Palmetto Ave – Material Exterior Alterations

STAFF REPORT

TO: Historic Preservation Board Members

FROM: Steven E. Bapp, AICP, Historic Preservation Planner

DATE: October 28, 2021

SUBJECT: DEV2021-140 – 350 S. Palmetto Ave. for a Major COA under LDC SEC 3.4.J

PROJECT REQUEST

A request by Coast 2 Coast Promotional Marketing LLC, Property Owner, for a Major Certificate of Appropriateness for exterior alterations of enclosing several doors and windows on a contributing structure in a local historic district located at 350 S Palmetto, Daytona Beach, Florida, 32114.

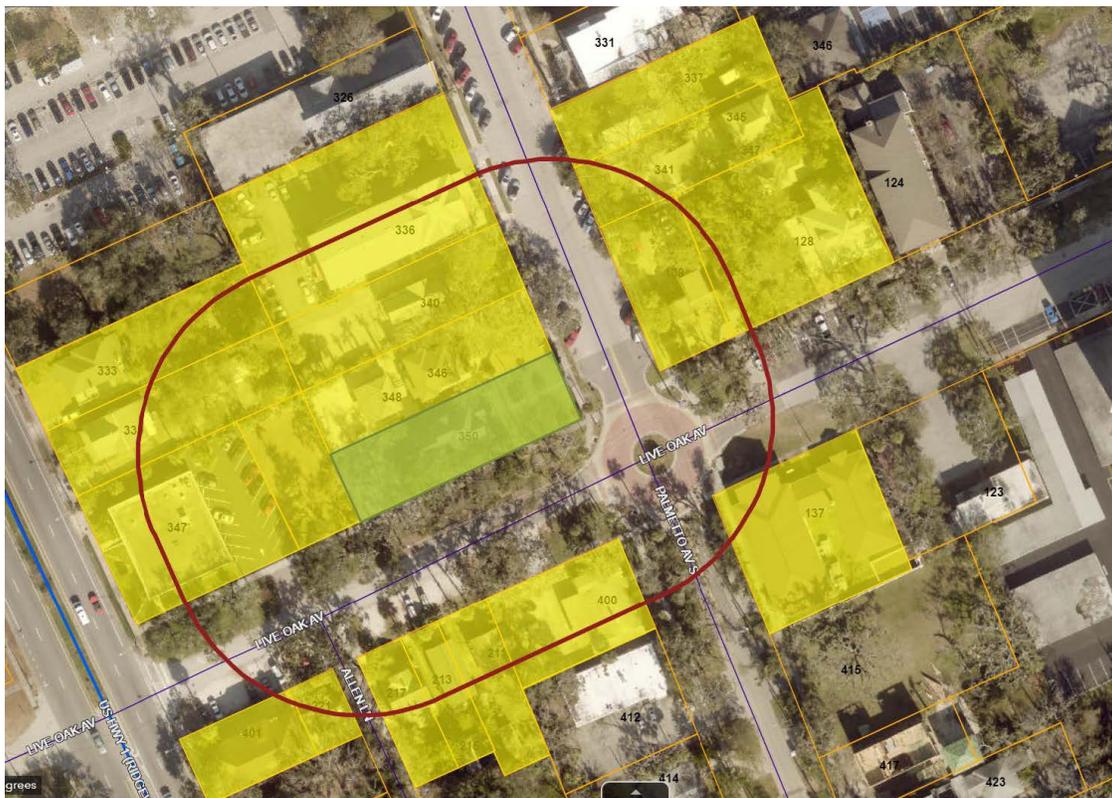
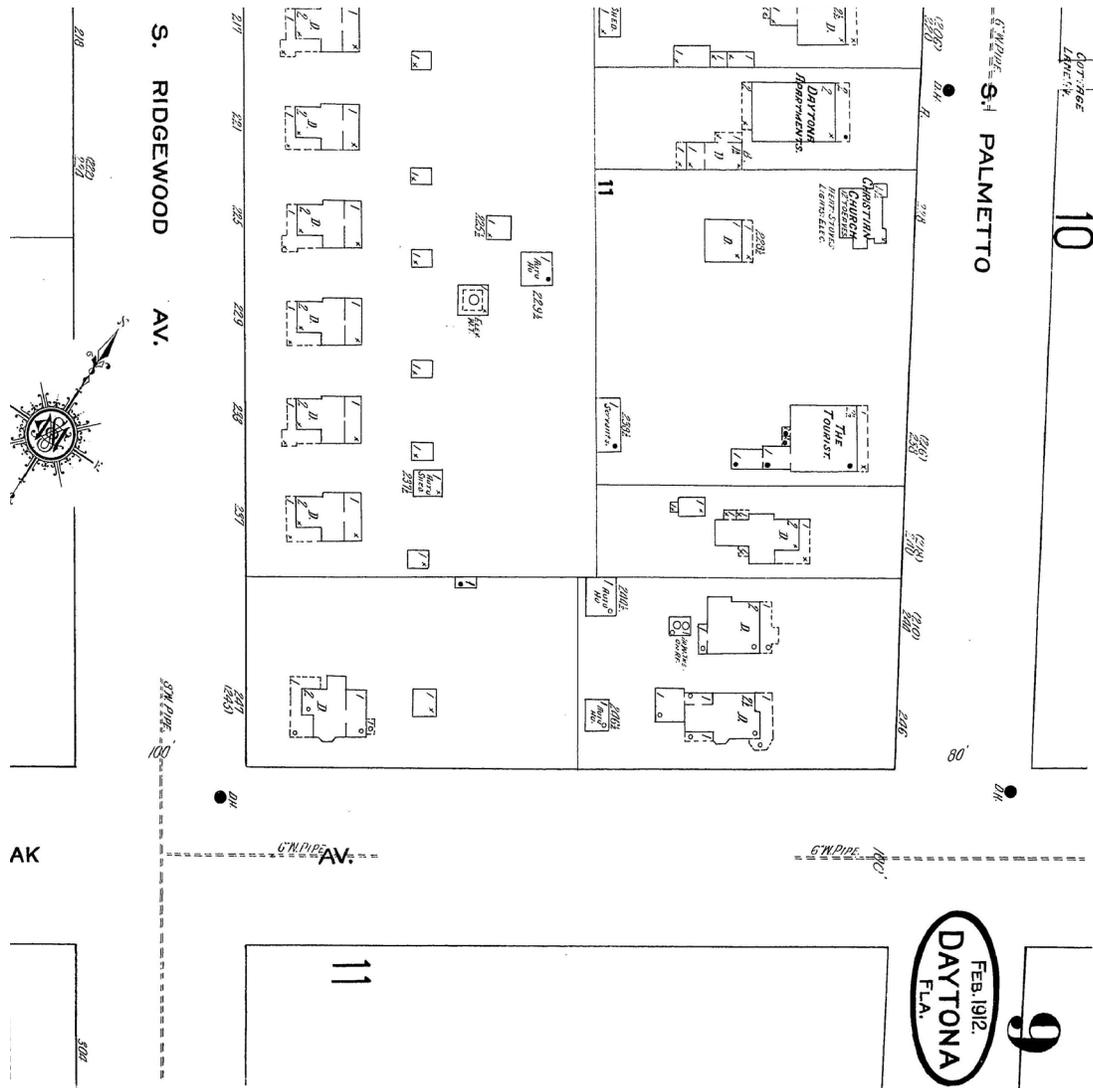


Figure 1 - Subject Parcel in Green - 150ft buffer in yellow

PROJECT DESCRIPTION

The property is a contributing structure in the South Beach Street Local Historic District. It is a 2,097-square-foot, two-story, Queen Anne residence, build in 1901. The structure appears on the 1912 Sanborn Insurance Maps. At that time, the structure had a small rear porch and detached garage, neither of which are currently on-site.



The structure remains primarily unchanged since the 1988 historic survey identified the house as a contributing structure to the historic district. The only change to the structure staff identified since 1988 is the removal of a central chimney, date of removal unknown.

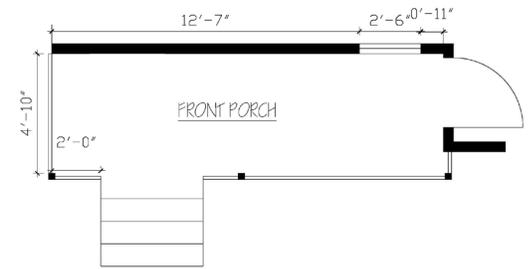
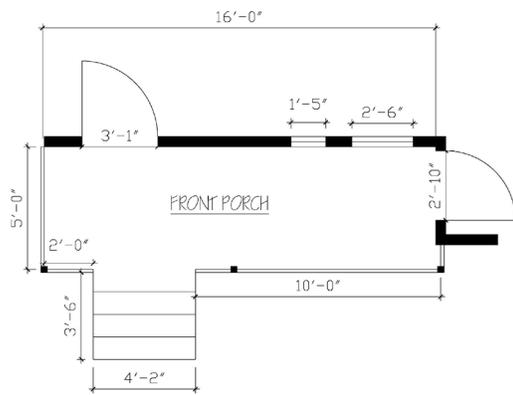
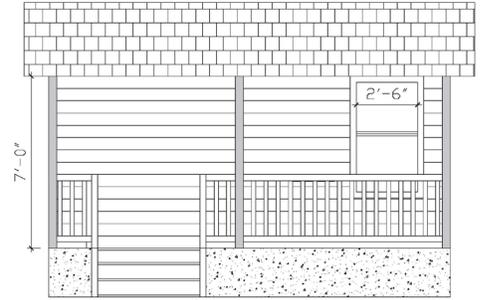
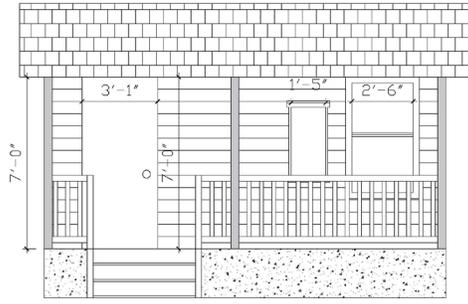


Figure 2- 1988 photo for historic district application



Figure 3- 2019 photo from google earth

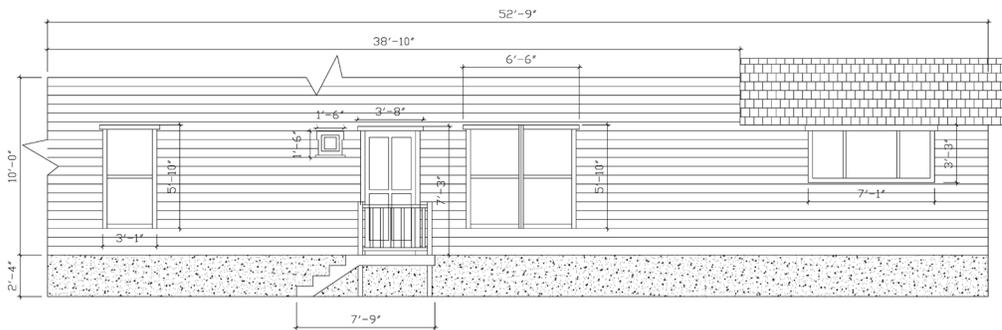
The applicant is requesting to enclose the door and two windows on the side porch facing Live Oak Avenue (south side), and on the interior side yard, enclose an exterior door, a twin double-hung window, and remove the rear deck. The applicant provided plans state “front”, which is actually the street side yard on Live Oak. Also, the applicant provided plans state “rear” which is actually the interior side yard, not facing a right-of-way.



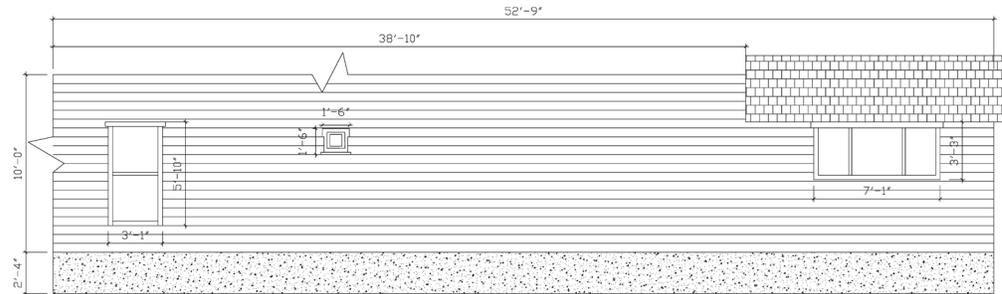
EXISTING FRONT EXTERIOR
(SCALE $\frac{1}{2}'' = 1'$)

PROPOSED FRONT EXTERIOR
(SCALE $\frac{1}{2}'' = 1'$)

Figure 4- Proposed Changes Street Side Yard - Live Oak

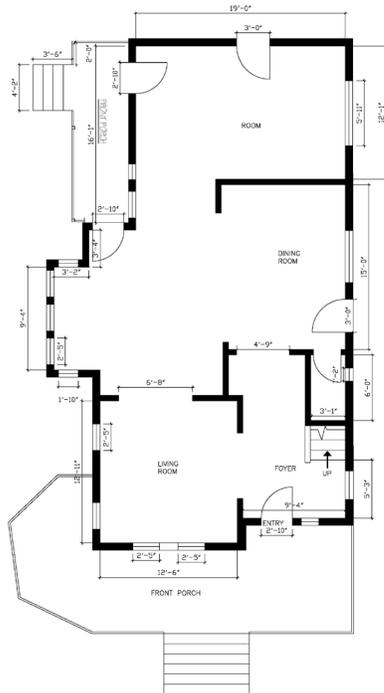


EXISTING EXTERIOR (REAR) LAYOUT
(SCALE 1/2" = 1')

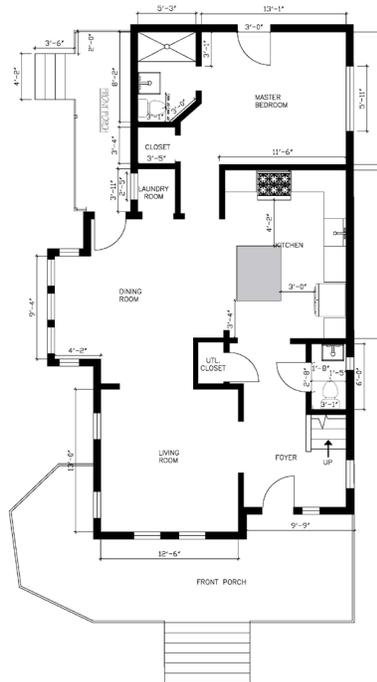


PROPOSED EXTERIOR (REAR) LAYOUT
(SCALE 1/2" = 1')

Figure 5-Proposed Changes interior side yard facade



LEVEL 1 EXISTING PLAN
(SCALE 1/2" = 1')



LEVEL 1 PROPOSED PLAN
(SCALE 1/2" = 1')

Figure 6- Proposed Floor Plan-Ground Floor

In accordance with LDC SEC 3.4.J.2.a.ii material alterations to an exterior of an existing building listed on the local register, are required to be approved by the Historic Preservation Board.

Project Architectural Style – Queen Anne (1890s-1910s).

The Queen Anne style was introduced to America at the 1876 Centennial Exposition in Philadelphia, Pennsylvania. As the Industrial Revolution flourished with new technologies and the expanding railroad transportation network, the elaborate Queen Anne style became quite popular. Factories were mass-producing an array of building materials including the lavish fringe and wooden millwork.

The Queen Anne was asymmetrical in shape with large porches and wide verandahs, usually one-story high and wrapping around one or two side walls extending the house to include outdoor living space. Porch skirts were sometimes made from latticework or wood slats with cutout designs. Second story recessed porches were sometimes placed in gables or towers. Towers were round, square or polygonal and most often situated at one front corner. Wooden exteriors were often painted using a variety of "earth" colors in greens, reds, and brown to accentuate the different textures and trims. The Queen Anne style row homes commonly had stone stoops.

Irregular roof lines with steeply pitched gables often showcased a prominent front-facing gable. Flared chimney tops, weathervanes, and pinnacles were additional elements. Windows were typically double-hung sash. Cut-away bay windows were sometimes one-over-one with the upper panel including small square or artistically shaped panes. Projecting oriels, dropped pendants, and patterned wood shingles were added details. Doors with a single glass pane were common.

Project Analysis

Land Development Code Section 3.4.J provides a uniform means for reviewing and deciding proposals in accordance with most recent Secretary of the Interior's Standards for the Treatment of Historic Properties. A pre-application meeting with staff occurred October 27, 2021.

Criteria for Certificate of Appropriateness

- 1. A property will be used as it was historically or be given a new use that maximizes the retention of distinctive materials, features, spaces, and spatial relationships. Where a treatment and use have not been identified, a property will be protected and, if necessary, stabilized until additional work may be undertaken.**

Response: The applicant is proposing to retain the historic use as a residence and to retain a majority of the distinctive architectural features of the structure's exterior, which are characteristic of Queen Anne architecture style. The principal façade of the structure will remain the same, and in the same appearance since at least 1988.

- 2. The historic character of a property will be retained and preserved. The replacement of intact or repairable historic materials or alteration of features, spaces, and spatial relationships that characterize a property will be avoided.**

Response: The alterations proposed will maintain the general characteristics of a Queen Anne architecture style. The front wrap around porch, front facing gable with detailed spindlework, steep-pitched roof and detailed porch railings will remain unaltered.

- 3. Each property will be recognized as a physical record of its time, place, and use. Work needed to stabilize, consolidate, and conserve existing historic materials and features will be physically and visually compatible, identifiable upon close inspection, and properly documented for future research.**

Response: The applicant proposes to enclose doors and windows with siding matching existing siding. There will be no new materials that will not match existing exterior features.

- 4. Changes to a property that have acquired historic significance in their own right will be retained and preserved.**

Response: There would be no acquired changes that have become significant in their own right. It appears that no major additions to the structure have occurred since construction. Also, since the construction of the building in 1910, the only feature no longer present is the central chimney.

- 5. Distinctive materials, features, finishes, and construction techniques or examples of craftsmanship that characterize a property will be preserved.**

Response: Other than the proposed removal of doors and windows, none of the distinctive features of the structure will be removed or altered.

- 6. The existing condition of historic features will be evaluated to determine the appropriate level of intervention needed. Where the severity of deterioration requires repair or limited replacement of a distinctive feature, the new material will match the old in composition, design, color, and texture**

Response: The applicant is continuing to preserve the structure. The proposed interior modifications will have a minimal impact on the exterior of the structure. By modernizing the structure, the applicant is extending the lifespan of the structure.

- 7. Chemical or physical treatments, if appropriate, will be undertaken using the gentlest means possible. Treatments that cause damage to historic materials will not be used.**

Response: Not applicable, chemical treatments are not proposed.

- 8. Archeological resources will be protected and preserved in place. If such resources must be disturbed, mitigation measures will be undertaken.**

Response: There are no archeological resources on the site. In case, that such resources are discovered, mitigation measures will be undertaken.

9. **A property will be used as it was historically or be given a new use that requires minimal change to its distinctive materials, features, spaces, and spatial relationships**

Response: Use of the property will be the same as it was historically (residential dwelling).

10. **The historic character of a property will be retained and preserved. The removal of distinctive materials or alteration of features, spaces, and spatial relationships that characterize a property will be avoided.**

Response: The overall historic character of the structure will be retained and preserved. Removal of the primary door to the side street will present an obvious void to the side façade. However, the side street porch will remain functional, and be served by a remaining access door. Removal of the door on the interior side yard may be considered a minimal impact as it is not readily observed from a right-of-way. Upon examining the structure and reviewing of historical maps, it appears this interior side yard door and stoop were a later modification to the structure.

RECOMMENDATION

Staff recommends approval of the request for a Certificate of Appropriateness for exterior alterations of enclosing several doors and windows on a contributing structure in a local historic district located at 350 S Palmetto, Daytona Beach, Florida, 32114.

The Historic Preservation Board may deny, approve, or approve with conditions this application. A majority vote of members present would be required.

ITEM 4.c. Draft Calendar

HISTORIC PRESERVATION BOARD - 2022 CALENDAR

<i>Application Submittal Deadline</i>	<i>1st Class Mail Notification (150') at least 10 days</i>	<i>Historic Preservation Board Meeting*</i>
Submittal	Notice	Meeting
November 15, 2021	December 11, 2021	December 21, 2021
December 15, 2022	January 8, 2022	January 18, 2022
January 17, 2022	February 5, 2022	February 15, 2022
February 14, 2022	March 5, 2022	March 15, 2022
March 14, 2022	April 9, 2022	April 19, 2022
April 18, 2022	May 17, 2022	May 17, 2022
May 16, 2022	June 1, 2022	June 21, 2022
June 20, 2022	July 9, 2022	July 19, 2022
July 18, 2022	August 6, 2022	August 16, 2022
August 15, 2022	September 4, 2022	September 20, 2022
September 19, 2022	October 8, 2022	October 18, 2022
October 17, 2022	November 5, 2022	November 15, 2022
November 14, 2022	December 10, 2022	December 20, 2022

*Third Tuesday of the Month

2020- 2021 CLG Annual Report Form

Name of Certified Local Government: <i>City of Daytona Beach</i>
Report Submitted By: <i>Steven E. Bapp, AICP</i>
Contact Information: bappsteven@CODB.US 386-671-8183
Date Report Submitted: Click here to enter a date.

This report is due by November 30, 2021. The answers you provide better informs our office on how we can assist our CLG entities and work jointly to improve performance.

PLEASE ATTACH THE FOLLOWING:

- A list and/or map of all individually designated properties and historic districts within your CLG
- A copy of the designation reports for any new locally designated properties.
- ALL** meeting minutes and agendas of the Commission (if not previously submitted)
- A copy of the amended ordinance(s)/rules of procedure (if applicable)
- Resumes of any new board members (If applicable)

1.) ORDINANCE

Were any amendments made to either the preservation ordinance or tax exemption ordinance?

- Yes No

If yes, please explain the nature of these changes and provide a copy of the revised ordinance.

N/A

2.) RULES OF PROCEDURE

Were there any changes made to the rules of procedure?

- Yes No

If yes, please explain the nature of these changes and provide a copy of the revised rule.

N/A

List all board members, their profession, and length of service on the board. **Please include the resumes of any new board members if they have not previously been submitted.**

Name	Profession	Years of Service
Roman Yurkiewicz	Architect	5 or more years
Warren Trager	knowledgable/interested citizen	5 or more years
Delia Krimmel	knowledgable/interested citizen	2-3 years
Tracey Remark	knowledgable/interested citizen	1-2 years
Joseph Vetter	Historian	Less than 1 year
Allysia Mompont	knowledgable/interested citizen	Less than 1 year
Fernando Neves	knowledgable/interested citizen	Less than 1 year

3.) SUMMARY OF PRESERVATION BOARD ACTIVITIES

- a) Date of the last Division of Historical Resources sponsored CLG training that members of your board attended (including participation in CLG Regional Trainings, onsite training, DHR webinars): 8/5/2016
- b) Date of the last locally sponsored CLG training (i.e. any training your board members received that was not sponsored by the Division of Historical Resources): N/A

- c) Date/Time of regularly scheduled HPC meetings: The third Tuesday of the month, at 6 p.m.

- d) Please provide the dates of all Historic Preservation Board/Commission meetings held between October 1, 2020 and September 30, 2021: 10/20/2020; 11/17/2020; 03/16/2021; 04/20/2021; 08/17/2021

- e) How many individually listed local designations are there in your community? (Please include a full list and/or map of all locally designated properties.): Seven
 - 1. Bartholomew Donnelly House 801 N. Peninsula Drive
 - 2. Lillian Place 111 Silver Beach Avenue
 - 3. The Streamline Hotel 140 S. Atlantic Avenue
 - 4. The August Seven Inn (formerly Miss Pat’s Inn) 1209 S. Peninsula Drive
 - 5. Stirling Sotheby (formerly Greyhound Bus Station) 150 W. International Speedway Boulevard
 - 6. Holmes Schoolhouse (formerly South Ridgewood Elementary) 747 S. Ridgewood Avenue
 - 7. Blodgette House 404 South Ridgewood Avenue

- f) Review your historic districts – please list each district (local and National Register) and identify the year it was listed and the year that area was resurveyed. If the district or historic resource inventory has not been updated, please use “N/A” as a response:

Name of District	Local or National Designation?	Year of Designation	Year Updated
South Beach Street Local Historic District (Ord 87-319)	Local	1987	N/A
Seabreeze Local Historic District (Ord 10-08)	Local	2010	N/A
Bandshell & Oceanfront Park (US NPS 99000159)	National	1999	N/A
Bethune Cookman College (US NPS 96000298)	National	1996	N/A
Seabreeze (US NPS 98007379)	National	1998	N/A

Please return the annual report and related materials to this office, either via mail to:
 Mariah Justice, Certified Local Government Coordinator, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, FL 32399-0250; **or electronically to:** Mariah.Justice@DOS.myflorida.com

South Atlantic (US NPS 98001379)	National	1998	N/A
South Beach Street (US NPS 88001597)	National	1998	N/A
Surfside Village (US NPS 9700298)	National	1997	N/A
SW Daytona Black Heritage (US NPS 9700457)	National	1997	N/A
El Pino Parque (US NPS 93000318)	National	1993	N/A

g) ***New designations since last annual report (please list and identify property type, i.e. "building" "district" "archaeological site"):**

Local designations: None

National Register designations: None

*** Please submit local designation reports for newly designated resources, if available.**

h) Number of Florida Master Site File forms submitted since last annual report: 0.

i) National Register nomination proposals reviewed since last annual report: 0.

j) COAs (Certificates of Appropriateness) reviewed: 3 Major (Board Review) 40 Minor (Administrative)

k) Does your community have an Ad Valorem Tax Exemption Program? (yes or no): Yes Ord 95-374.

l) Number of Ad Valorem Tax exemption projects reviewed since last annual report (Please indicate "N/A" only if your community does not have an Ad Valorem Program.): 0

m) DHR grant projects (federal or state funds) completed since last annual report: N/A

n) DHR grant projects (federal or state funds) applied for since last annual report: N/A

4.) MISCELLANEOUS

a) Are there any locally designated historic properties that you would like for us to evaluate for National Register listing? If so, please list the property name and address.

No.

b) Does your historic preservation ordinance allow for local designation of properties *without* owner consent? If so, please provide ordinance citation.

No, not without owner's consent.

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- c) Does your community's comprehensive plan have a historic preservation element? If so, when was it last updated?

Yes. 2009.

- d) Does your community have any resiliency/disaster mitigation strategies specifically for historic buildings? If so, please explain and provide a link to your resources (if available).

No.

- e) What training topics would provide the most benefit for your Commissions and staff?

WHAT DOES THE HISTORIC PRESERVATION BOARD WANT?

- f) Does your community have any local preservation incentives (i.e. awards programs, grant support)? If so, please explain.

The City recognizes individual preservation efforts by a public declaration and a plaque. Also, the City offers grants for preservation of historic properties if they are designated as a contributing structure in a local historic district AND within a Redevelopment District.

- g) Does your community have any public outreach programs? If so, please explain.

No

- h) What is one significant historic preservation success story your community has had in the past year?

Evaluation of the Peabody Auditorium to qualify as a Local Historic Site. This will be scheduled for adoption by the City Commission in FY22, six days after the end-period of this report.

5.) How can the Division of Historical Resources better assist your Certified Local Government in its local historic preservation efforts?

WHAT DOES THE HISTORIC PRESERVATION BOARD WANT?

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DATE: October 27, 2021
TO: Whom it may concern
FROM: Steven E. Bapp, AICP, Historic Preservation Planner
SUBJECT: Emergency Order for Historic Structure - 200 S Beach Street, Daytona Beach FL

On October 5, 2021, the City of Daytona Beach initiated a code enforcement case (BP2021-0055) for a dilapidated overhang canopy located on the 200 S. Beach Street Building. The canopy extends over the public sidewalk and city right-of-way. The Chief Building Official issued an Emergency Order (Exhibit A), as the canopy was deemed structurally unsafe and posed a hazard to the public in compliance with the International Property Maintenance Code.

The subject property is a contributing structure to the South Beach Street Local Historic District. Under non-emergency situations, removal of the canopy (material alteration) would require the approval of the City's Historic Preservation Board, as per Land Development Code (LDC) Section 3.4.J.2.a.i.:

Material alteration in the exterior appearance of a building, structure, or object listed individually on the local register of historic places, or of a building located within a historic district listed on the local register of historic places and classified as contributing to that district.

However, under the provisions of the LDC Article 1 – General Provisions, Sec 1.6.B., the approval of the Historic Preservation Board's Certificate of Appropriateness would be overruled by the emergency order of the Chief Building Official (as of the date of this memorandum, the property owner has not taken action to remedy the unsafe structure). The removal of the canopy will proceed without the Historic Board's normal review. This would be due the fact of the Building Code would supersede and be more restrictive than the powers granted by the City's LDC, as the Building Code:

If a provision of this Code is inconsistent with a provision found in the law or regulations of the State or federal government, the more restrictive provision shall control, to the extent permitted by law.

I conducted a site visit to the subject property. Upon examination of the dilapidated canopy, it appeared the canopy was not part of the original structure. The principal structure was constructed in 1930, however, the canopy appeared to be of mid-century origin. I made this assessment based on the material used, and the mid-century design of the canopy. (Exhibit B).

I conducted further historical research from local and state files. In 1930, the structure had a pull-down system as the canopy. In the late 1930's to the late 1940's, the structure had a cloth diagonal canopy extending over the public sidewalk. canopy was a pull-down cloth awning. I found evidence of the current canopy from a 1953 post card, and a 1989 photograph (Exhibit C).

Future construction of a new canopy/overhand would require a Certificate of Appropriateness and follow the LDC Section 3.4.J. for appropriate approval.

Exhibit A - Notice of Condemnation and Emergency Order

NOTICE OF CONDEMNATION AND EMERGENCY MEASURES ORDER

Office of the Chief Building Official for the City of Daytona Beach
301 South Ridgewood Ave., Daytona Beach, FL 32114
386-671-8142

October 7, 2021

OWNER:

M Lounge Daytona RE, LLC
c/o Timothy Majors, Registered Agent
2000 N. Orange Avenue
Orlando, FL 32804

SENT VIA FIRST CLASS MAIL, CERTIFIED MAIL, AND POSTED AT THE PROPERTY.

Re: Property Owner: M Lounge Daytona RE, LLC
Property Address: 200 S. Beach Street, Daytona Beach
Parcel ID: 5316-03-00-0081
Legal Description: N 85 FT OF E 150 FT & W 25 FT OF E 150 FT OF S 25 FT OF LOT
6 BLK 5 DAYTONA PER OR 4059 PGS 1192-1195 INC PER OR
5519 PG 4766 PER OR 5560 PG 1610 PER OR 7209 PG 4029 PER
OR 7209 PG 4030 PER OR 7781 PG 3534

EMERGENCY MEASURES ORDER - STRUCTURE CONDEMNED AS UNSAFE DUE TO IMMINENT DANGER

CANOPY

**THIS STRUCTURE IS UNSAFE AND ITS OCCUPANCY HAS BEEN PROHIBITED BY
THE BUILDING OFFICIAL OF THE CITY OF DAYTONA BEACH.**

STRUCTURE CONDITIONS; VIOLATIONS. The structure has been **CONDEMNED** due to imminent danger and placarded by the Building Official based on the following conditions which render the structure dangerous, unsafe, and unfit for human occupancy in violation of Section 108

Office of the Chief Building Official for the City of Daytona Beach
301 South Ridgewood Ave., Daytona Beach, FL 32114
386-671-8142

of the International Property Maintenance Code (“IPMC”), as adopted by Section 9.2 of the City’s Land Development Code (“LDC”):

1. The structure is so damaged, structurally unsafe, and has an unstable foundation that partial or complete collapse is possible.
2. The location of the failing structure constitutes a hazard to the public.
3. The doorway is unsafe due to the location of the failing canopy so as to not provide a safe means of ingress and egress.
4. The canopy is likely to detach, partially or completely collapse, and/or likely to fail or give way.
5. The structure is not of sufficient strength or stability so as to be capable of resisting natural or artificial loads of one and one-half the original designed value.
6. Use of the structure is clearly unsafe for its use and occupancy due to the failing canopy.
8. The canopy exists in such a state that it presents a substantial risk of collapse and a threat to life and safety.

EMERGENCY MEASURES. The Building Official has determined that life is endangered by occupation of the structure because of an imminent danger of failure or collapse of the canopy, and an actual or potential danger to building occupants or those in the proximity because of the condition of the canopy. The Building Official is authorized pursuant to § 110, IPMC, to order work to be done, including removal of the canopy to render the structure and public area safe and to cause such other action to be taken as the Building Official deems necessary to meet such emergency. All such costs shall be charged against the real estate upon which the structure is located, and shall be a lien upon the real estate in accordance with § 106.3, IPMC.

PROHIBITED OCCUPANCY. An occupied structure condemned by the Building Official shall be vacated, and any person who shall occupy a placarded premises shall be liable for the penalties provided by § 10.4, LDC, including the possibility of arrest for a municipal ordinance violation and subject to the same penalties as a second degree misdemeanor.

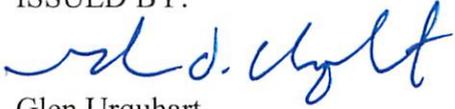
PROHIBITED PLACARD REMOVAL. Any person who defaces or removes a condemnation placard without the approval of the Building Official shall be subject to the penalties provided by § 10.4, LDC, including the possibility of arrest for a municipal ordinance violation and subject to the same penalties as a second degree misdemeanor.

RIGHT TO APPEAL. Any person directly affected by this Order shall have the right to appeal to the City’s Board of Building Codes, provided that the appellant files a written application for appeal with the Office of the Building Official, at 301 S. Ridgewood Avenue, Daytona Beach, FL 32114, and pays the application fee of \$300, within **TWENTY (20) DAYS** after service of the Order. An application for appeal shall be made in writing and based on a claim that the true intent of the IMPC has been incorrectly interpreted, the provisions of the IPMC do not fully apply, or the requirements of the IPMC are adequately satisfied by other means.

Office of the Chief Building Official for the City of Daytona Beach
301 South Ridgewood Ave., Daytona Beach, FL 32114
386-671-8142

Please contact Neighborhood Services Building Rehab Inspector, John Cecil, at 386-671-8141 or at CecilJohn@codb.us, for guidance as to the required corrective action.

ISSUED BY:



Glen Urquhart
Chief Building Official of The City of Daytona Beach

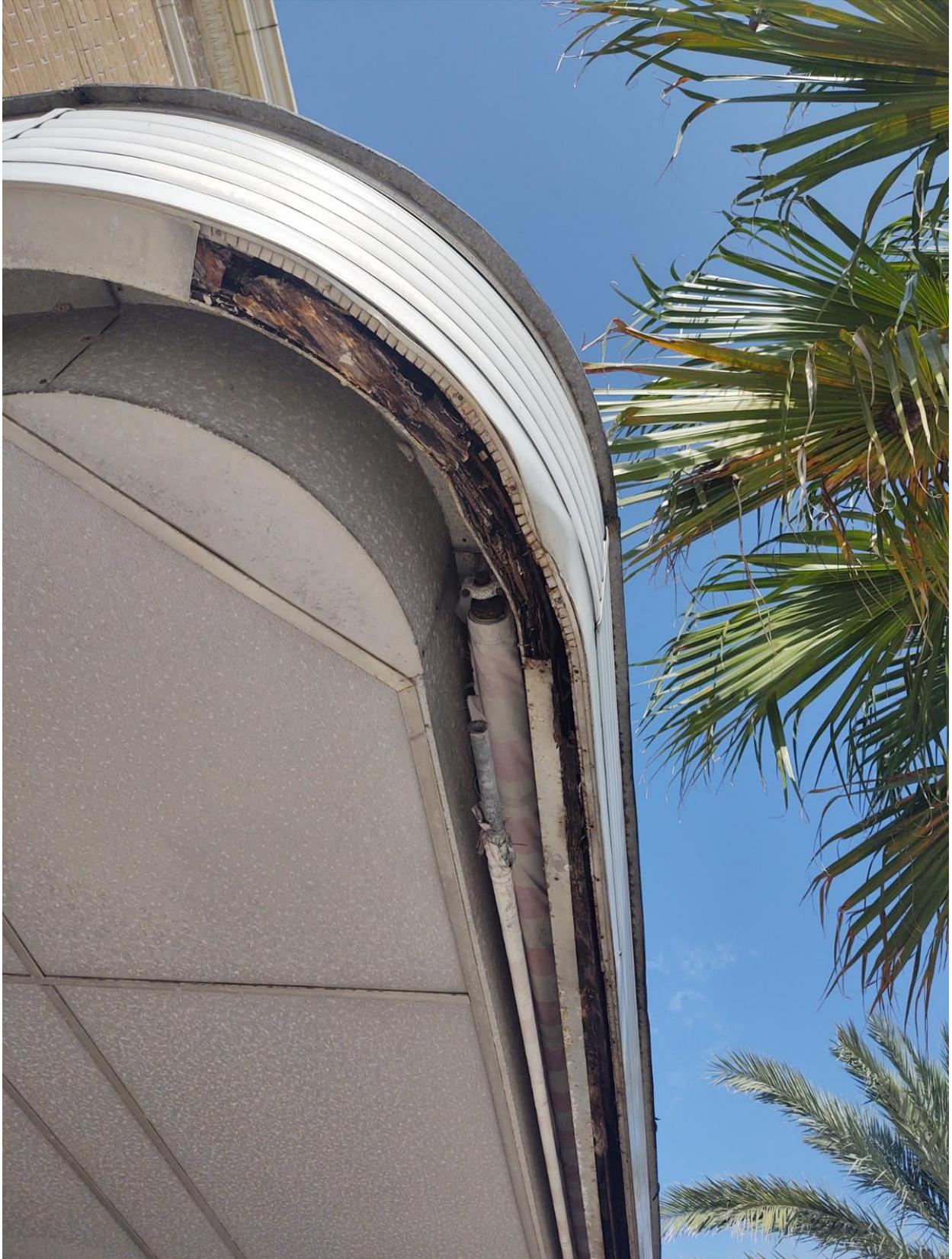
Office of the Chief Building Official for the City of Daytona Beach
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Exhibit B - Current Conditions

200 S Beach – October 2021 – Current Awning Condition



200 S Beach – October 2021 – Current Awning Condition



200 S Beach – October 2021 – Current Awning Condition



200 S Beach – October 2021 – Current Awning Condition



200 S Beach – October 2021 – Current Awning Condition



200 S Beach – October 2021 – Current Awning Condition



Exhibit C - Historic Evidence

200 S Beach Street Historic Façade Condition



Figure 1 - Beach Street 1930 Pull Down Awning on 200 S Beach St



Figure 2 - 200 Block S Beach - Diagonal Awning 200 S Beach

200 S Beach Street Historic Façade Condition



Figure 3 - 200 Block 1948 - 200 S Beach Diagonal Awning



Figure 4 - 200 S Beach Street 1953 - Awning as exists today

200 S Beach Street Historic Façade Condition



Figure 5 - 200 S Beach St - 1989