AGENDA

PLANNING BOARD REGULAR MEETING



Thursday, May 09, 2024 AT 9:30 AM

TOWN OF HIGHLAND BEACH, FLORIDA

3614 S. OCEAN BOULEVARD HIGHLAND BEACH, FL 33487 Telephone: (561) 278-4548

Website: www.highlandbeach.us

Town Hall Commission Chambers

- 1. CALL TO ORDER
- 2. ROLL CALL
- 3. PLEDGE OF ALLEGIANCE
- 4. APPROVAL OF THE AGENDA
- 5. SWEARING IN OF THE PUBLIC
- 6. APPROVAL OF MINUTES
 - A. April 11, 2024
- 7. UNFINISHED BUSINESS
 - A. None
- 8. **NEW BUSINESS**
 - A. Development Order Application No. PZ-24-1 / Anders & Christine Nessen

Application by Richard Brummer, Opus Homes D&E LLC, for a major modification request to allow for the construction of a new two-story pavilion for the property located at 1096 Bel Lido Drive.

9. ANNOUNCEMENTS

May 14, 2024 1:00 PM Code Enforcement Board Meeting

May 21, 2024 1:30 PM Town Commission Meeting

June 13, 2024 9:30 AM Planning Board Meeting

10. ADJOURNMENT

Any person that decides to appeal any decision made by the Board of Adjustment & Appeals with respect to any matter considered at this meeting, such person will need to ensure that a verbatim record including testimony and evidence upon which the appeal is based. (State Law requires the above Notice. Any person desiring a verbatim transcript shall have the responsibility, at his/her own cost, to arrange for the transcript.) The Town neither provides nor prepares such record. There may be one or more Town Commissioners attending the meeting.

In accordance with the Americans with Disabilities Act (ADA), persons who need accommodation in order to attend or participate in this meeting should contact Town Hall at (561) 278-4548 within a reasonable time prior to this meeting in order to request such assistance.

File Attachments for Item:

A. April 11, 2024





TOWN OF HIGHLAND BEACH PLANNING BOARD REGULAR MEETING MINUTES

LIBRARY COMMUNITY ROOM 3618 South Ocean Boulevard Highland Beach, Florida 33487

Date: April 11, 2024 Time: 9:30 AM

1. CALL TO ORDER

Chairperson Goldenberg called the meeting to order at 9:30 A.M.

2. ROLL CALL

Board Member Jason Chudnofsky Board Member David Axelrod Board Member David Powell Chairperson Eric Goldenberg Town Attorney Leonard Rubin Deputy Town Clerk Jaclyn DeHart

ADDITIONAL STAFF PRESENT

Town Planner Ingrid Allen

ABSENT

Vice Chairperson Ilyne Mendelson Board Member Roger Brown Board Member Eve Rosen

3. PLEDGE OF ALLEGIANCE

The Board Members led the Pledge of Allegiance to the United States of America.

4. APPROVAL OF THE AGENDA

Motion: Axelrod/Chudnofsky - Moved to approve the agenda as presented which passed 4 to 0.

5. SWEARING IN OF THE PUBLIC

Deputy Town Clerk Jaclyn DeHart swore in those giving testimony.

6. APPROVAL OF MINUTES

A. March 14, 2024

Planning Board Regular Meeting Minutes

Date: April 11, 2024



Motion: Powell/Axelrod - Moved to approve the minutes as presented which

passed 4 to 0.

7. UNFINISHED BUSINESS

A. None.

8. NEW BUSINESS

A. Development Order Application No. 23-0015 / Camron Walsh

Application by William Thomas, unlimited permit services, INC., for a special exception request to install a 27,000 pound capacity elevator boat lift for the property located at 1002 Grand Court.

Chairperson Goldenberg read the title of the item and asked the Board Members if they had any ex parte communications to disclose. The Members had no ex parte communications.

Chairperson Goldenberg opened the public hearing and called Town Planner Allen to present the application.

Town Planner Allen presented Development Order No. 23-0015.

Dr. Michael G. Jenkins, ATM's Coastal Engineering Principal, was sworn in and then answered questions in reference to the turning radius at the end of the canal.

William Thomas, Unlimited Permit Services, was present but no questions were asked of him.

The public hearing was closed followed by a motion.

MOTION:

Chudnofsky/Axelrod - Moved to approve Development Order No. 24-0002. Based upon roll call: Member Chudnofsky (Yes), Member Axelrod (Yes), Member Powell (Yes), and Chairperson Goldenberg (Yes). The motion passed on a 4 to 0 vote.

B. Development Order Application No. 24-0002 / Patti & Alan Masarek

Application by Lawrence Frankel, Frankel Homes, for a major modification to an existing building as provided in section 30-39 of the town code of ordinances including but not limited to additional square footage, and changes to the exterior façade, and roof line for the property located at 3515 South Ocean Boulevard.

Chairperson Goldenberg read the title of the item and asked the Board Members if they had any ex parte communications to disclose. The Members had no ex parte communications.

Planning Board Regular Meeting Minutes

Date: April 11, 2024



Chairperson Goldenberg opened the public hearing and called Town Planner Allen to present the application.

Town Planner Allen presented Development Order No. 24-0002.

Carlos Linares of Randall Stofft Architects presented a rendering of the front of the home and spoke about the project.

The public hearing was closed followed by a motion.

Motion: Axelrod/Powell - Moved to approve Development Order No. 23-

0015. Based upon roll call: Member Axelrod (Yes), Member Powell (Yes), Member Chudnofsky (Yes) and Chairperson Goldenberg

(Yes). The motion passed on a 4 to 0 vote.

9. ANNOUNCEMENTS

Chairperson Goldenberg read the announcements as follows.

April 16, 2024	1:30 PM	Town Commission Meeting
May 07, 2024	1:30 PM	Town Commission Meeting
May 09, 2024	9:30 AM	Planning Board Meeting

10. ADJOURNMENT

The meeting adjourned at 9:54 AM.

APPROVED on May 09, 2024, Planning Board Regular Meeting.

	Eric Goldenberg, Chairperson
ATTEST:	Transcribed by: <u>Jaclyn DeHart</u>
	05/09/2024
Jaclyn DeHart Deputy Town Clerk	Date

Disclaimer: Effective May 19, 2020, per Resolution No. 20-008, all meeting minutes are transcribed as a brief summary reflecting the event of this meeting. Verbatim audio/video recordings are permanent records and are available on the Town's Media Archives & Minutes webpage: https://highlandbeach-fl.municodemeetings.com/.

File Attachments for Item:

A. Development Order Application No. PZ-24-1 / Anders & Christine Nessen

Application by Richard Brummer, Opus Homes D&E LLC, for a major modification request to allow for the construction of a new two-story pavilion for the property located at 1096 Bel Lido Drive.

HIGHLAND BEACH BUILDING DEPARTMENT



3614 S. Ocean Boulevard Highland Beach, FL 33487 Ph: (561) 278-4540

PLANNING BOARD STAFF REPORT

MEETING OF: May 9, 2024

TO: PLANNING BOARD

FROM: INGRID ALLEN, TOWN PLANNER

SUBJECT: APPLICATION BY RICHARD BRUMMER, OPUS HOMES D&E

LLC, FOR A MAJOR MODIFICATION REQUEST TO ALLOW FOR THE CONSTRUCTION OF A NEW TWO-STORY PAVILION FOR THE PROPERTY LOCATED AT 1096 BEL LIDO DRIVE. (DO# PZ-

24-1).

GENERAL INFORMATION:

Applicant (Property Owner): Anders J. and Christine A. Nessen

1096 Bel Lido Drive

Highland Beach, FL 33487

Applicant's Agent: Richard Brummer

Opus Homes D&E LLC 455 NE 5th Avenue, D-332 Delray Beach, FL 33483

Property Characteristics:

Comprehensive Plan Land Use: Single Family

Zoning District: Residential Single Family (RS)

Parcel PCN#: 24-43-47-04-02-003-0040

Site Location: 1096 Bel Lido Drive

Property Background:

According to the Palm Beach County Property Appraiser, the existing home was built in 1971. (Note there is no Building Department record of the original site plan approval for the existing residence).

Request and Analysis:

The Applicant's request is for a major modification to allow for the construction of a new two-story pavilion for the property located at 1096 Bel Lido Drive (DO# PZ-24-1). Section 30-67(b) of the Town Code permits accessory uses in the RS zoning district. Section 30-131 of the Town Code defines an accessory use as follows:

Use, accessory means a permitted use that is customarily associated with the principal use or structure, is located on the same lot as the principal use or structure, is clearly incidental to the principal use, and is subordinate in area, extent, or purpose to and serves only the principal use.

While Section 30-39 of the Town Code references major modifications as alterations to "existing" principal or accessory structures (as described below), the proposed two-story pavilion is detached from the existing single-family residence and is therefore not a modification to an existing structure. Given the scope of the project, staff has determined that the proposed pavilion also be processed as a major modification.

Section 30-39. – Modifications to existing buildings.

(1)Major modifications that alter existing principal or accessory structures, including but not limited to the building footprint, number of square feet, building height, number of dwelling units, parking requirements, change in exterior facade, change of use, change of roof line, change of elevation, all exterior walls, balconies, foundations, accessory structures, and similar substantial improvements as determined by the building official.

The proposed two-story pavilion consists of the following:

- First Floor: open pavilion (288 square feet), storage area (69 square feet), and bath (81 square feet under AC).
- Second Floor: office/game room and bath. A total of 390 square feet under AC.

The Applicant has indicated that no landscaping will be modified to construct the pavilion. According to Section 30-39(b) of the Town Code, major building modifications are to be reviewed in the same manner as an original structure or use as required by Chapter 30 (Zoning Code). Section 30-31 of the Town Code requires site plan approval from the Planning Board for new single-family residences. Pursuant to Section 30-22 of the Town Code, when acting in a decision-making capacity, the Planning Board shall approve, approve with conditions, or deny applications for development approval which includes major modifications.

If the request is approved by the Planning Board and prior to initiation of construction, the Applicant will be required to obtain a building permit from the Town of Highland Beach Building Department. Pursuant to Section 30-21(g) of the Town Code, commencement of construction of the approved major modification shall be initiated within two (2) years following the date of approval by the Planning Board.

Staff has reviewed the Applicant's proposed request including plans date stamped received by the Building Department on April 26, 2024 and finds that the project is consistent with the Code of Ordinances.

Should you have any questions, please feel free to contact me at (561) 637-2012 or $\underline{iallen@\,highlandbeach.us}$

Attachments: Application Aerials

Applicant proposed Plans (11X17)



TOWN OF HIGHLAND BEACH DEVELOPMENT ORDER APPROVAL APPLICATION

·	
Application #	
PROPERTY INFORMATION ASSOCIATED WITH THIS APPLICATION	
Address: 1096 BELLIDO DR	PCN: 24-43-47-04-02-6
Full Legal Description of the Property [as described in the deed] or reference Lot 4, BLOCK 3, PLAT OF BELLIDO, ACCORDING TO AS RECORDED IN PLAT BOOK 25, PG 97, OF THE PUBLIC	te to an attachment: THE MAP OF PAT THERE
Zoning District: What is the location of the inst	
	✓Interior Canal/Basin □ N/A
PROPERTY OWNER (APPLICANT) INFORMATION	
Name: ANDERS & CHRISTINE NESSEN Phone: 917 838 4	483 Fax:
Mailing Address: 1096 BEL WOO DR.	
Email Address: CHRISTIM. NESSEN @ GMAIL. LOTT	-
APPLICANT'S AGENT INFORMATION	
Name: Trick Bruderied Phone: 561 5778	786 Fax:
Company Name: OPUS HOOUES DIE ULC	
Mailing Address: 455 HE STHAUG, D-332 DELY	244 BCH, FL 33483
Email Address: Tichnio @ OPUS HOTES. HET	
Provide a detailed description of the proposed project (use additional proposed project)	pages if necessary):
HEW # 2 520RY ACCESSORY SCROCINCE OF	Y THE MONTH WEST
LORDHER OF THE PROPERTY. THE STONCTURE	HAS A POPULLY
OFFICE MOON, TWO BATHROOMS & STORAG	व्ह.
HO INDEADO ILLO OCELLI FIODITEZA	

information. Willful false statements may jeopardize the validity of	f my application or any decision issued there	eon.
I have fully read the information outlining the application require	ements. With this application, I am submit	ting
Applicant's Signature: Applicant's Printed Name Tackboo Brunnette.	Date:	
Received by the Town Clerk's Office:		
Received By:	Date:	
Date Public Notices Mailed:		

Date Legal Advertisement Published: _

I give permission to the members of the Town Commission, Planning Board and staff to inspect the property for the purpose of this application. I declare that all statements made herein are true, based upon the best available



1096 Bel Lido Drive

Legend



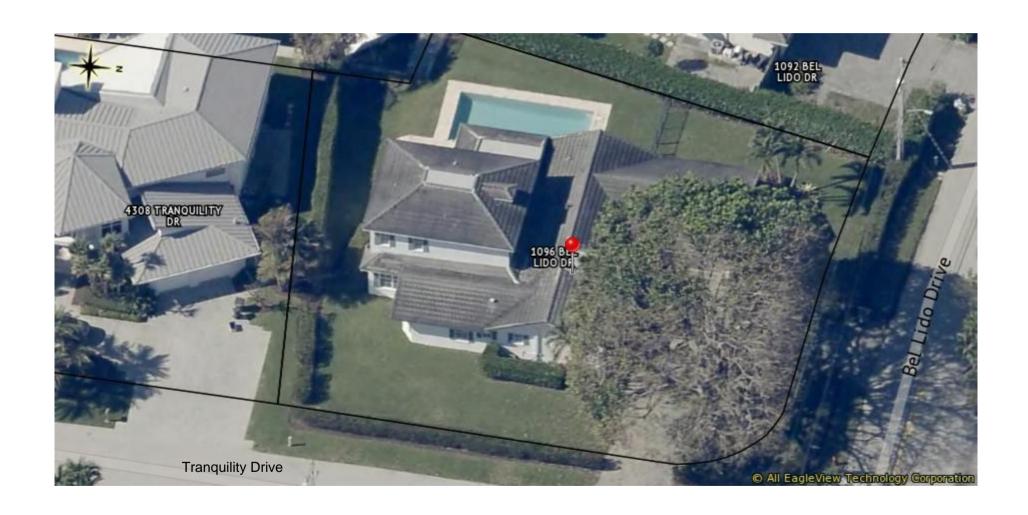
Date: 4/23/2024 N

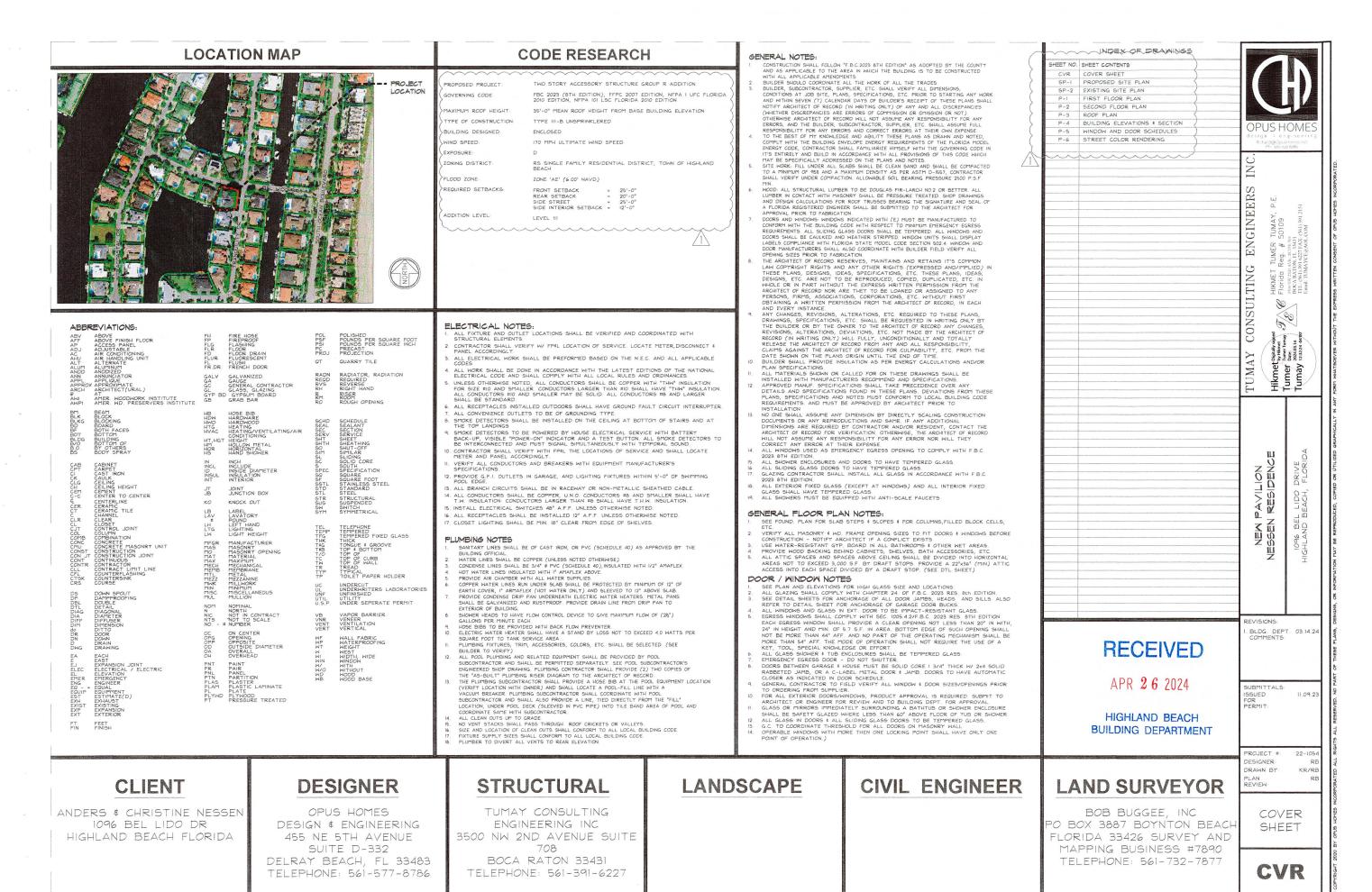
Time: 3:22 F Scale: 1:576 Page 13

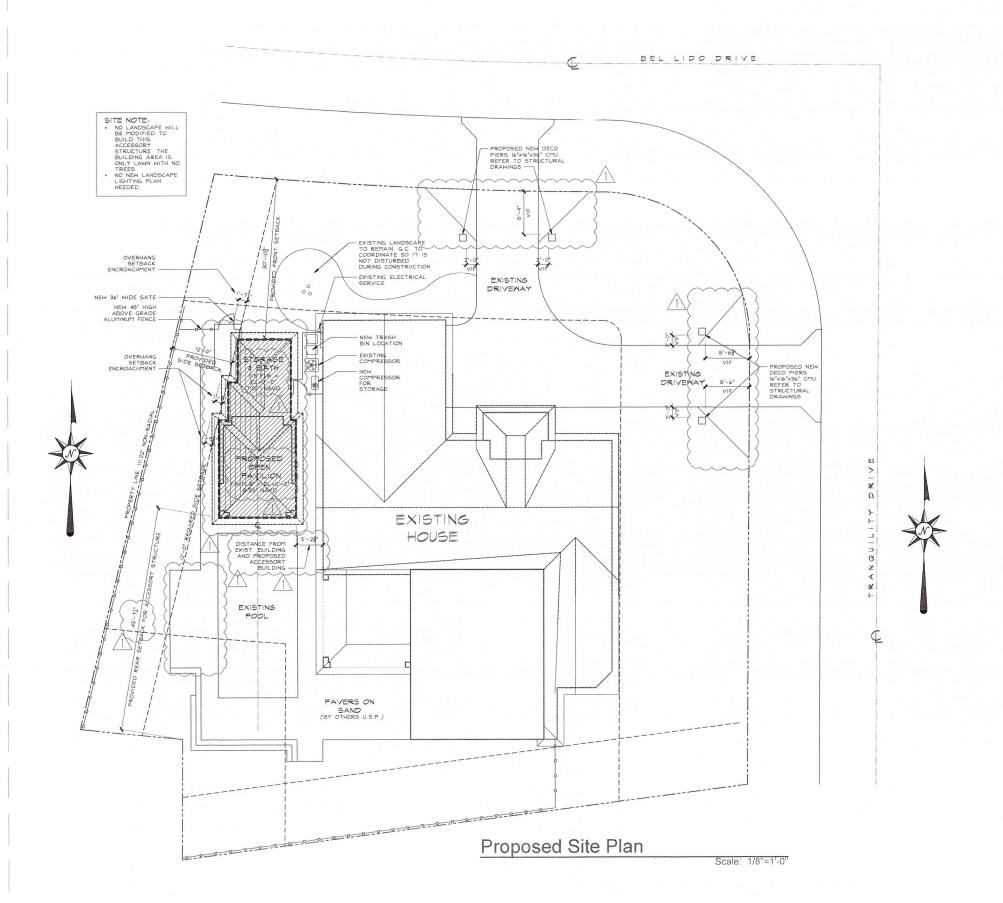
1096 Bel Lido Drive (front)

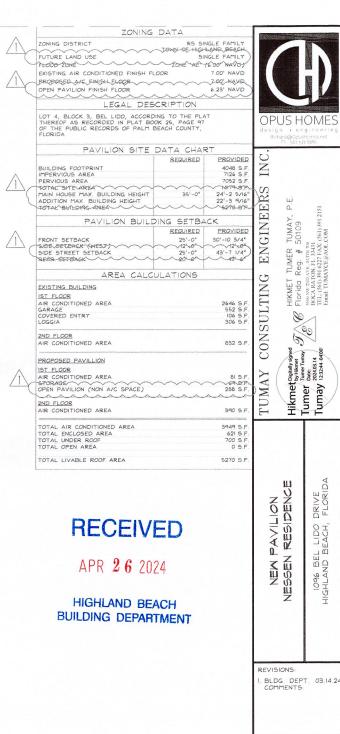


Side corner yard facing Tranquility Drive

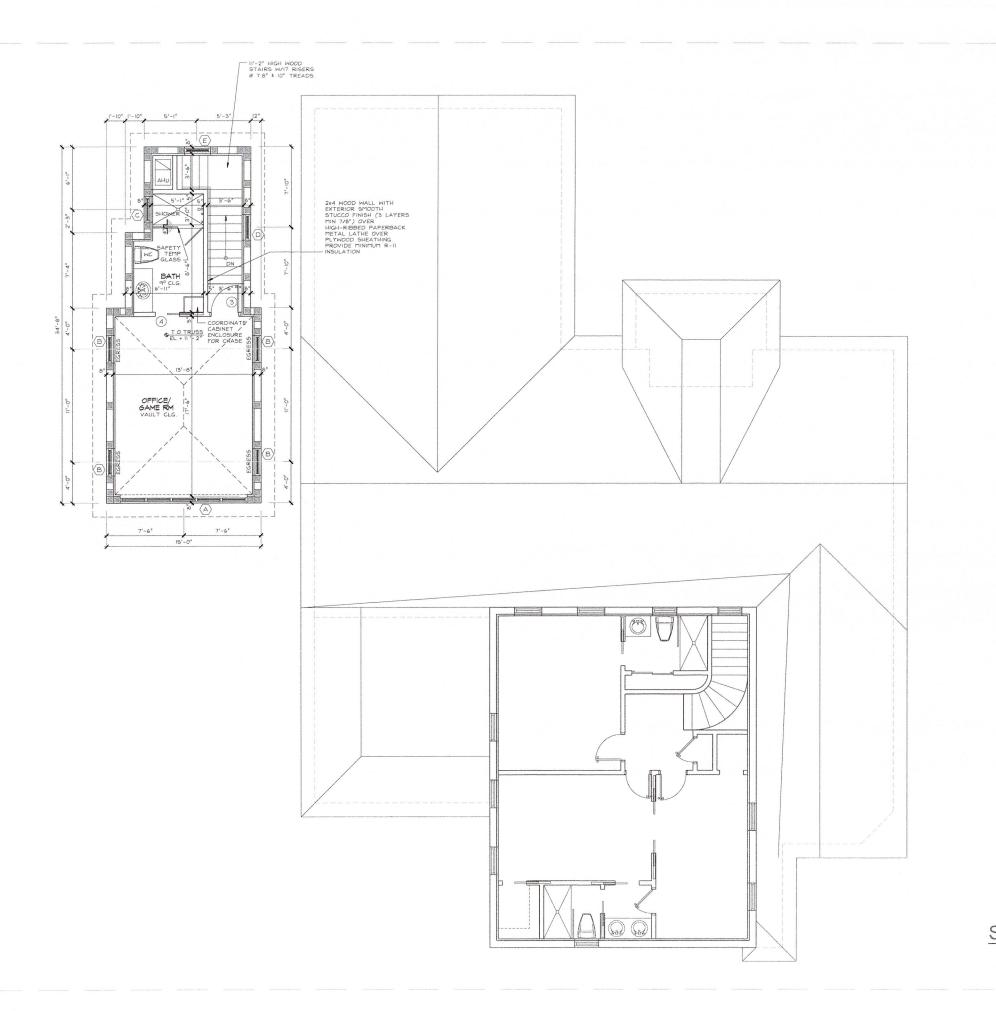








I. BLDG. DEPT. 03.14.24 COMMENTS: SUBMITTALS: ISSUED FOR PERMIT: 11.09.23 PROJECT # 22-1054 DESIGNER: DRAWN BY PLAN REVIEW: PROPOSED SITE PLAN SP-1



APR **26** 2024

HIGHLAND BEACH BUILDING DEPARTMENT



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NESSEN RESIDENCE

REVISIONS:

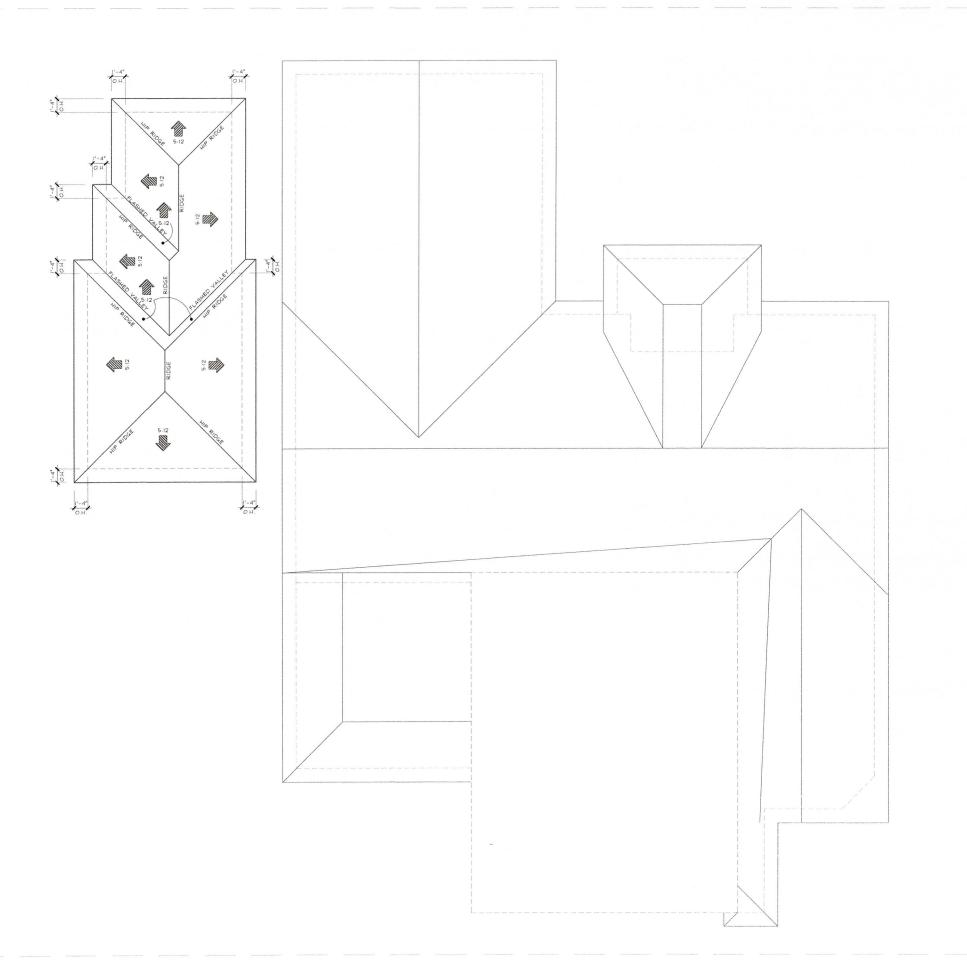
PROJECT #: DESIGNER: DRAWN BY:

SECOND FLOOR PLAN

P-2

Second Floor Plan

Scale: 1/4"=1'-0"



APR **26** 2024

HIGHLAND BEACH BUILDING DEPARTMENT



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TUMAY CONSULTING ENGINEERS INC.

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REVISIONS: 1. BLDG. DEPT. 03.14.24 COMMENTS:

PROJECT #:
DESIGNER:
DRAWN BY:
PLAN
REVIEW:

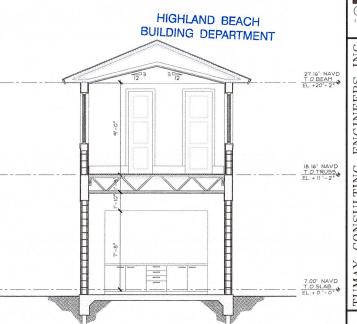
ROOF PLAN

P-3

Roof Plan

Scale: 1/4"=1'-0"

APR **26** 2024



Section A

27.16' NAVD T.O.BEAM EL.+20'- 2" ALUMINUM SHUTTERS TO MATCH EXIST. HOUSE SMOOTH STUCCO FINISH TO MATCH EXIST. HOUSE 5" SMOOTH STUCCO SILL 2" OVER 4" SMOOTH STUCCO BAND - 3" STUCCO BAND SCORED STUCCO DETAIL ELEVATION NOTES: OPEN PAVILION FIN.FLR. 6.23' NAVD ELEVATION NOTES:

BUILDER TO COORDINATE ROOF SLOPE
TO MATCH EXISTING BUILDING
BUILDER TO COORDINATE ALL FINISHES
TO MATCH EXISTING BUILDING.
ADVICE AVE IF GUTTERS 4 DOWNSPOUTS
WILL BE ADDED TO THE PAVILION FOR
LOCATION AND STILE. West Elevation Scale: 1/4"=1'-0"

East Elevation

OPEN PAVILION FIN.FLR. 6 23' NAVD

27.16' NAVD T.O.BEAM EL.+20'-2"

18.16' NAVD T.O.TRUSS

Scale: 1/4"=1'-0"

ELEVATION NOTES:

BUILDER TO COORDINATE ROOF SLOPE
TO MATCH EXISTING BUILDING.
BUILDER TO COORDINATE ALL FINISHES
TO MATCH EXISTING BUILDING.
ADVICE BUILDING STORE STORE ADVINISPOUTS
WILL BE ADDED THE PAVILION FOR
LOCATION AND STYLE.

FLAT CEMENT TILE TO MATCH MAIN HOUSE

2" OVER 4" -SMOOTH STUCCO BAND

SCORED -STUCCO DETAIL

ELEVATION NOTES:

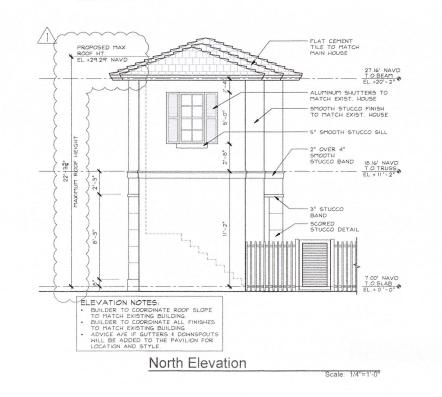
BUILDER TO COORDINATE ROOF SLOPE
TO MATCH EXISTING BUILDING

BUILDER TO COORDINATE ALL FINISHES
TO MATCH EXISTING BUILDING

ADVICE A/E IF GUTTERS & DOWNSPOUTS
WILL BE ADDED TO THE PAVILION FOR
LOCATION AND STYLE.

ALUMINUM SHUTTERS TO -MATCH EXIST. HOUSE

SMOOTH STUCCO FINISH TO MATCH EXIST. HOUSE



27.16' NAVD T.O.BEAM EL.+20'-2"

IMPACT RESISTANT WINDOWS & DOORS

- 2" OVER 4"
SMOOTH
STUCCO BAND
T.O.TRUSS
EL. + 11 ! - 2"

SCORED STUCCO DETAIL

Scale: 1/4"=1'-0"

OPEN PAVILION FIN.FLR. 6.23' NAVD

South Elevation

ENGINEERS <u>ب</u> TUMAY, 50109 CONSULTING 00 Hikmet Deptally signed of Tumer Tumay Date Tumer Tumay 202403.14 Tumay 123336 6400 TUMAY

> REVISIONS: BLDG. DEPT. 03.14.24 COMMENTS:

1096 BEL

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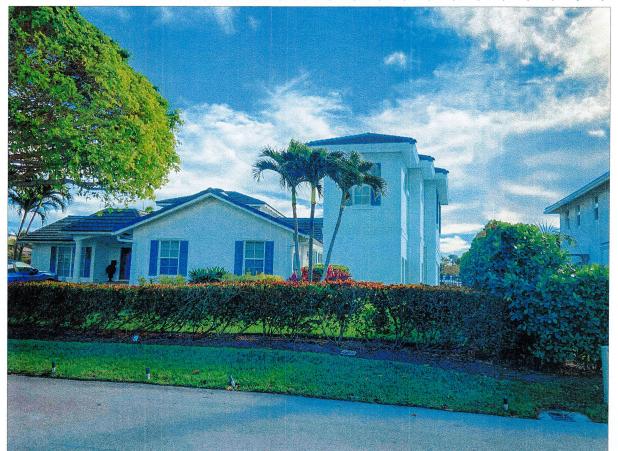
Scale: 1/4"=1'-0"

SUBMITTALS: ISSUED FOR PERMIT: 11.09.23

PROJECT #: 22-1054 DESIGNER DRAWN BY KR/RB

NORTH \$ EAST ELEVATIONS

P-4



APR 26 2024

HIGHLAND BEACH BUILDING DEPARTMENT





Prposed Street Rendering

Scale: N.T.S

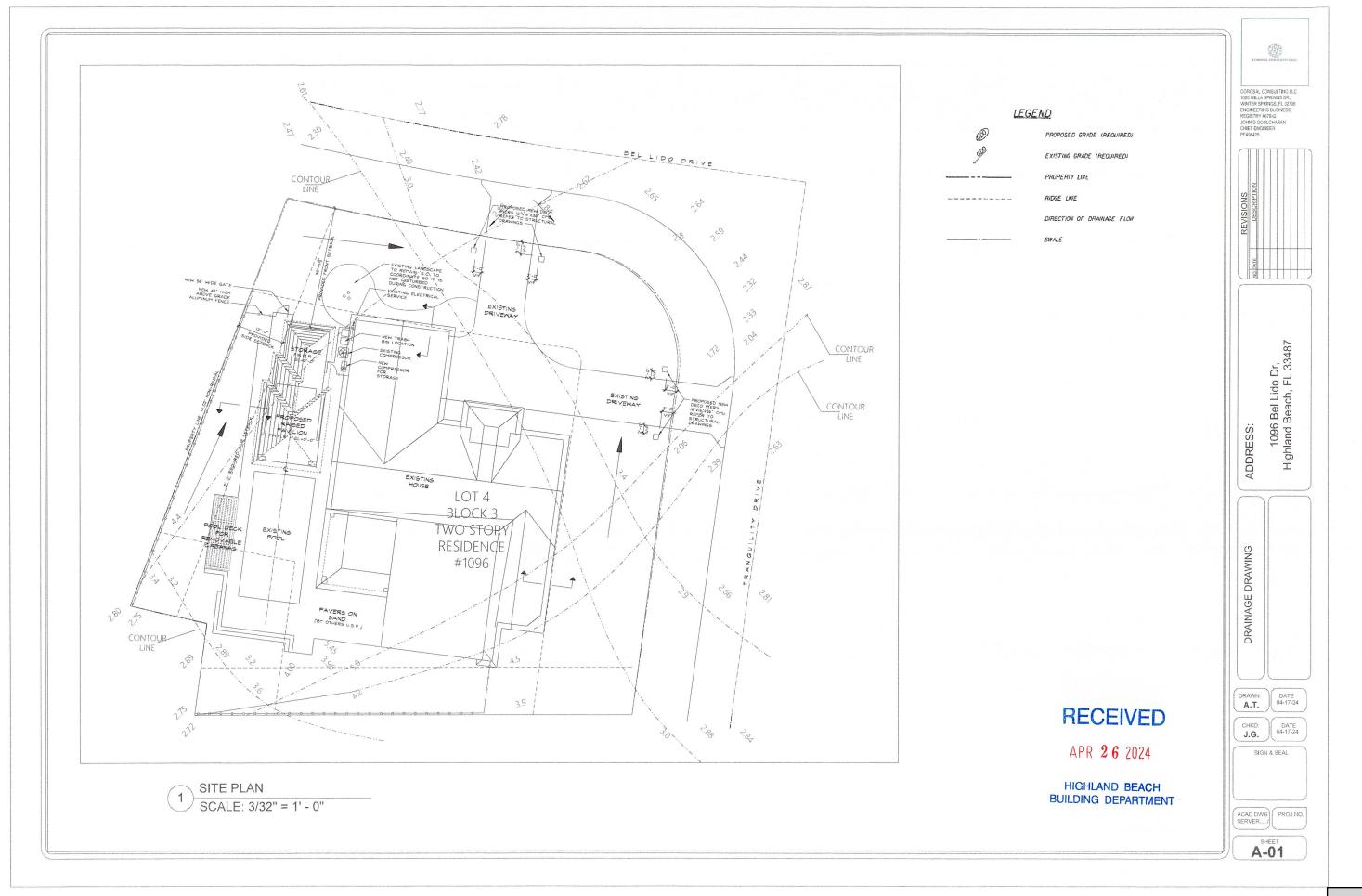
P-6

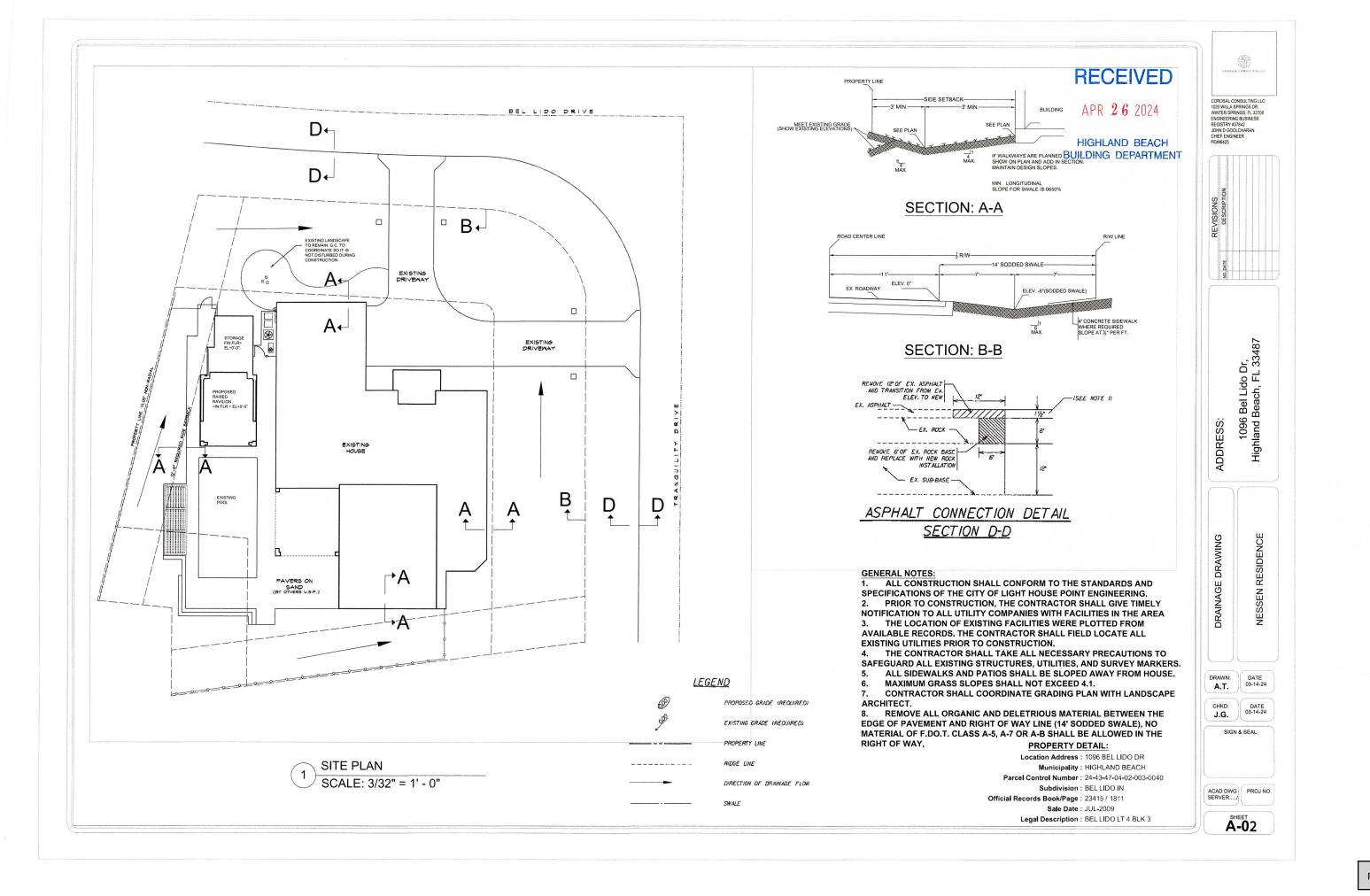
PROPOSED STREET RENDERING

REVISIONS: 1. BLDG. DEPT. 03.14.24 COMMENTS:

SUBMITTALS: ISSUED FOR PERMIT:

PROJECT #: DESIGNER: DRAWN BY:





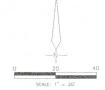


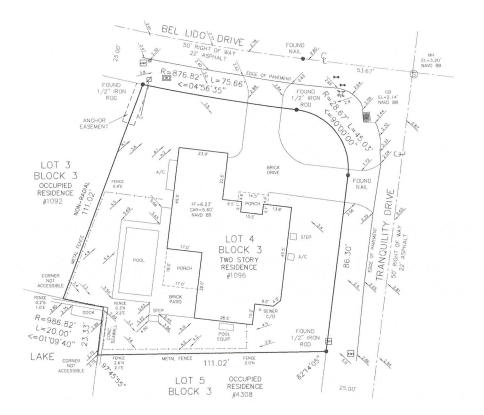
Boundary Survey for CHRISTINE NESSEN

RECEIVED

APR **26** 2024

HIGHLAND BEACH BUILDING DEPARTMENT





LEGEND:

= IRON ROD AS NOTED

CONC. = CONCRETE

ASPH. = ASPHALT

U.E. = UTILITY EASEMENT D.E. = DRAINAGE EASEMENT

☐ = CONCRETE UTILITY POLE

MATER METER = FIRE HYDRANT

► GATE VALVE

= CATCH BASIN

S = SEWER MANHOLE

= CABLE TV UTILITY = AT&T UTILITY

37 = SPOT ELEVATION

PREPARED BY:

Bob Buggee, Inc. the "SURVEYOR"

P.O. BOX 243887 BOYNTON BEACH, FLORIDA, 33424 SURVEY & MAPPING BUSINESS #7890 561-732-7877

PROPERTY ADDRESS

1096 BEL LIDO DRIVE HIGHLAND BEACH, FL 33487

FLOOD ZONE

LEGAL DESCRIPTION

CONTAINING 14,179 SQ FT MORE OR LESS. SURVEYOR'S NOTES

LEGAL DESCRIPTION PROVIDED BY CLIENT. SURVEYOR HAS NOT ABSTRACTED THIS SURVEY FOR EASEMENTS AND RIGHTS OF WAYS OF RECORD. SURVEY IS NOT VALID WITHOUT A RAISED SEAL.

CERTIFICATION



Town of Highland Beach Town Commission Development Order (PB) Application No. PZ-24-1



Applicant:

Anders & Christine Nessen

Property Address:

1096 Bel Lido Dr.

Highland Beach, Florida 33487

CERTIFICATE OF MAILING AFFIDAVIT

I hereby certify that the Town Clerk's Office mailed a copy of the Notice of Public Hearing (Exhibit A) for Application No. PZ-24-1 for the property located at 1096 Bel Lido Dr., Highland Beach, Florida 33487, by U.S. first-class and international mail to:

All property owners and properties owned by a condominium association president and the association's registered agent within 500 feet of the property located at 1096 Bel Lido Dr., Highland Beach, Florida 33487.

The mailings consisted of $\underline{75}$ notices that were sent first class mail and $\underline{01}$ notices that were sent by International Mail.

This 22nd day of April 2024.

Highland Beach Town Clerk's Office

Jaclyn DeHalt
Jaclyn DeHart

Deputy Town Clerk



PUBLIC NOTICE APPLICATION NO. PZ-24-1

Dear Property Owner:

This is to notify you that the **PLANNING BOARD** of the Town of Highland Beach will conduct a public hearing on *Thursday, May 9th, 2024 at 9:30 AM* in the Commission Chambers at Town Hall located at 3614 South Ocean Boulevard, Highland Beach, Florida to consider the following application.

APPLICATION BY RICHARD BRUMMER, OPUS HOMES D&E LLC, FOR A MAJOR MODIFICATION REQUEST TO ALLOW FOR THE CONSTRUCTION OF A NEW TWO-STORY PAVILION FOR THE PROPERTY LOCATED AT 1096 BEL LIDO DRIVE.

The application is available for inspection in the Town Clerk's Office at Town Hall, Monday through Friday during normal business hours of 8:30 a.m. to 4:30 p.m.

Any person that decides to appeal any decision made by the Planning Board with respect to any matter considered at this meeting, such person will need to ensure that a verbatim record of the proceeding is made, which includes the testimony and evidence upon which the appeal is based. The Town of Highland Beach does not provide such a record.

In accordance with the Americans with Disabilities Act, persons who need special accommodation to attend or participate in this meeting should contact the Town Clerk's Office at (561) 278-4548 at least 48 hours prior to the meeting. If you are hearing or speech impaired, please contact the Florida Relay Service at 1-800-955-8770 or 1-800-955-8771.

For additional information, please contact the Town Planner at (561) 278-4540.

TOWN OF HIGHLAND BEACH. BUILDING DEPARTMENT

SUN-SENTINEL

Sold To:

Town of Highland Beach - CU00398185 3614 So. Ocean Blvd. Highland Beach,FL 33487

Bill To:

Town of Highland Beach - CU00398185 3614 So. Ocean Blvd. Highland Beach,FL 33487

Published Daily Fort Lauderdale, Broward County, Florida Boca Raton, Palm Beach County, Florida Miami, Miami-Dade County, Florida

State Of Florida County Of Orange

Before the undersigned authority personally appeared

Rose Williams, who on oath says that he or she is a duly authorized representative of the SUN-SENTINEL, a DAILY newspaper published in BROWARD/PALM BEACH/MIAMI-DADE County, Florida; that the attached copy of advertisement, being a Legal Notice in:

The matter of 11720-Notice of Public Meeting , Was published in said newspaper by print in the issues of, and by publication on the newspaper's website, if authorized on Apr 29, 2024 SSC_Notice of Public Meeting Affiant further says that the newspaper complies with all legal requirements for publication in Chapter 50, Florida Statutes.

Signature of Affiant

Sworn to and subscribed before me this: April 29, 2024.

Signature of Notary Public

LEANNE ROLLINS
Notary Public - State of Florida
Commission # GG 982233
My Comm. Expires Apr 27, 2024
Bonded through National Notary Assn.

Kelline Rollins

Name of Notary, Typed, Printed, or Stamped Personally Known (X) or Produced Identification ()

Affidavit Delivery Method: E-Mail Affidavit Email Address: jdehart@highlandbeach.us 7622117

TOWN OF HIGHLAND BEACH NOTICE OF PUBLIC HEARING

YOU ARE HEREBY NOTIFIED that the Planning Board of the Town of Highland Beach will conduct a Public Hearing on Thursday, May 09, 2024, at 9:30 AM in the Commission Chambers at Town Hall, 3614 South Ocean Boulevard, Highland Beach, Florida to consider the following:

APPLICATION NO. PZ-24-1 BY RICHARD BRUMMER, OPUS HOMES D&E LLC, FOR A MAJOR MODIFICATION REQUEST TO ALLOW FOR THE CONSTRUCTION OF A NEW TWO-STORY PAVILION FOR THE PROPERTY LOCATED AT 1096 BEL LIDO DRIVE.

APPLICANT: ANDERS & CHRISTINE NES-SEN

The application is available for inspection in the Town Clerk's Office at Town Hall, Monday through Friday during normal business hours of 8:30 a.m. to 4:30 p.m.

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For additional information, please contact the Town Planner at (561) 278-4540.

TOWN OF HIGHLAND BEACH, BUILDING DEPARTMENT 4/29/24 7622117

Order # - 7622117