

**TOWN OF GOLDEN BEACH, FLORIDA**

**RESOLUTION NO. 2343.14**

**A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, DENYING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 135, 137, 145 OCEAN BOULEVARD TO PERMIT A MAXIMUM BUILDING HEIGHT OF 32.17 FEET WHERE 30 FEET IN HEIGHT IS PERMITTED PURSUANT TO THE TOWN OF CODE OF ORDINANCES**

**WHEREAS**, GBX Oceanfront Estates LLC, filed a Petition for a Variance from the provisions of Section 66-69(8) of the Town Code of Ordinances (the "Town Code"), to allow the maximum building height of a residence to be 32.17 feet, where 30 feet (the "Petition") is permitted on property located at 135, 137 and 145 Ocean Boulevard, Golden Beach, FL. 33160 (Golden Beach Section "C", N ½ of Lot 7, all of Lots 8, 9, 10 & 11, Block A, as recorded in PB 9-52, of the Public Records of Miami-Dade County, (Folio No. 19-1235-003-0050, 19-1235-003-0070 and 19-1235-003-0080 (the "Property"); and

**WHEREAS**, the Town's Building Regulation Advisory Board held an advertised public hearing on the Petition and recommended denial by the Town Council; and

**WHEREAS**, a public hearing of the Town Council was advertised and held, as required by law, and all interested parties were given an opportunity to be heard; and

**WHEREAS**, the Town Council having considered the evidence presented, finds that the Petition does not meet the variance criteria as set forth in Section 66-41 of the Town Code.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals Adopted.** Each of the above stated recitals are hereby adopted and confirmed.


**Section 2. Denial of Petition.** The Petition on the Property is hereby denied.

**Section 3. Effective Date.** This Resolution shall be effective immediately upon adoption.

The Motion to adopt the foregoing Resolution was offered by Councilmember Lusskin, seconded by Councilmember Rojas and on roll call the following vote ensued:

Mayor Glenn Singer	<u>Nay</u>
Vice Mayor Bernard Einstein	<u>Nay</u>
Councilmember Judy Lusskin	<u>Nay</u>
Councilmember Kenneth Bernstein	<u>Nay</u>
Councilmember Amy Isackson-Rojas	<u>Nay</u>

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach, Florida, this 23<sup>rd</sup> day April, 2014

  
\_\_\_\_\_  
MAYOR GLENN SINGER

ATTEST AND RENDERED THIS 19<sup>th</sup> DAY OF May 2014:

  
\_\_\_\_\_  
LISSETTE PEREZ  
TOWN CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

  
\_\_\_\_\_  
STEPHEN J. HELFMAN  
TOWN ATTORNEY