

**TOWN OF GOLDEN BEACH
RESOLUTION NO. 1006.96**

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, RELATING TO A VARIANCE REQUEST OF DORIS COHEN, 342 SOUTH PARKWAY, FL 33160, REQUESTING RELIEF FROM TOWN CODE SECTION 66-139, 66-140 AND 66-252, TO BUILD A 10 FT. BY 10 FT. GAZEBO WITH AN OPEN TRELLIS ROOF IN THE REAR SETBACK AREA ADJACENT TO AN EXISTING DOCK; TO BUILD A STRUCTURE OVER 36 INCHES IN HEIGHT IN A SETBACK AREA AND TO BUILD THIS ACCESSORY STRUCTURE IN ZONE THREE WHERE NO ACCESSORY STRUCTURE IS ALLOWED.

WHEREAS, Ms. DORIS COHEN has applied for the following:

1. VARIANCE, and, requesting relief from Town Code section 66-139, to build a 10 Ft. by 10 Ft. gazebo with an open trellis roof in the rear setback area adjacent to an existing dock; and
2. VARIANCE, and, requesting relief from Town Code Section 66-140, to build a structure over 36 inches in height in a setback area; and
3. VARIANCE, and, requesting relief from Town Code section 66-252, to build said accessory structure in zone three where no accessory structure is allowed.

**SUBJECT PROPERTY: GOLDEN BEACH SECTION E, PLAT BOOK 8-122,
LOT 39, BLOCK G, FOLIO NO. 19 1235 005 0660**

**ADDRESS: 342 South Parkway
GOLDEN BEACH, FLORIDA 33160**

WHEREAS, a public hearing of the Town Council of the Town of Golden Beach was advertised and held, as required by law, and all interested parties concerned in the matter were given an opportunity to be heard, and

WHEREAS, upon due and proper consideration having been given to the matter it is the opinion of this Town Council that the requested variance is not contrary to public

interest and that special conditions do exist whereby a literal enforcement of the provisions of the Town's Code of Ordinances will result in unnecessary and undue hardship on the applicant.

NOW, THEREFORE BE IT RESOLVED by the Town Council, Town of Golden

Beach:

Section 1. That the requested variance:

Item #1. requesting relief from Town Code section 66-139, to build a 10 Ft. by 10 Ft. gazebo with an open trellis roof in the rear setback area adjacent to an existing dock, is hereby granted; and

Item # 2. requesting relief from Town Code Section 66-140, to build a structure over 36 inches in height in a setback area is hereby granted up to the height of 25 Ft.; and

Item # 3. requesting relief from Town Code section 66-252, to build said accessory structure in zone three where no accessory structure is allowed, is hereby granted.

Section 2. That the application as approved, is subject to the following conditions:

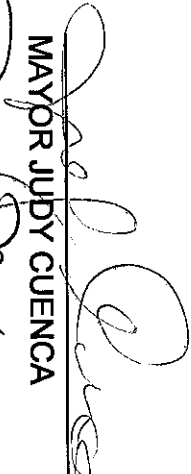
A. A Building Permit for construction according to the plan where the Variances have been granted must be obtained within two (2) years from the date of Variance approvals. If no Building Permit is issued within the two (2) year time limit, then the Variance approvals will be considered null and void.

Section 3. The Building and Zoning Director is hereby directed to make the necessary notations upon the maps and records of the Town of Golden Beach Building and Zoning Department and to issue all permits in accordance with the terms and conditions of this Resolution. A copy of this Resolution shall be attached to the building permit application documents.


WHEREAS, the following Resolution was offered by Councilmember
Vice Mayor Fistel _____ and seconded by Councilmember
Rosenthal _____ and upon poll of members present, the vote was as
follows:

Mayor Cuenca	_____	AYE
Vice Mayor Fistel	_____	AYE
Councilman Rosenthal	_____	AYE
Councilman Addicott	_____	ABSENT
Councilwoman Lowrance	_____	AYE

PASSED AND ADOPTED this 15th day of October, 1996.

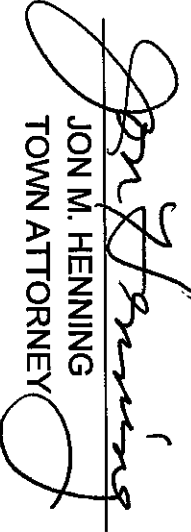


 MAYOR JUDY CUENCA



 TOWN CLERK, PATRICIA MONGIELLO

APPROVED AS TO FORM
 AND LEGAL SUFFICIENCY



 JON M. HENNING
 TOWN ATTORNEY