

RESOLUTION NO. 887.94

RESOLUTION NO. 887.94 OF THE TOWN COUNCIL OF TOWN OF GOLDEN BEACH RELATING TO THE REQUEST OF VARIANCE REQUESTS OF ISAAS AND PILAR VAYDA, SOUTH 5 FT. OF LOT 40 AND ALL OF LOT 41, BLOCK "F", SECTION "E", PUBLIC RECORDS OF DADE COUNTY, GOLDEN BEACH, FLORIDA, FOR RELIEF FROM PROVISION OF TOWN CODE OF GOLDEN BEACH, SECTION 13.19(1), ACCESSORY STRUCTURES, TO BUILD A GAZEBO IN THE REAR OF THE HOUSE, AND RELIEF FROM SECTION 13.12(D) TO BUILD SUCH STRUCTURE IN THE REAR SETBACK.

WHEREAS, Isaas and Pilar Vayda have applied for the following:

1. NON-USE VARIANCE for relief from provision of Town Code of Golden Beach, Section 13.19(1), Accessory Structures, to build a Gazebo in the rear of the House, and
2. NON-USE VARIANCE for relief from provision of Town Code of Golden Beach, Section 13.12(D) to build such structure in the rear setback.

SUBJECT PROPERTY: South 25 feet of Lot 40 and all of Lot 41, Block "F", Section "E",  
Public Records of Dade County,  
Golden Beach, Florida

ADDRESS: 440 Golden Beach Drive  
Golden Beach, Florida 33156

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 non-use 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.

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NOW, THEREFORE BE IT RESOLVED by the Town Council, Town of Golden Beach that the requested non-use Variance Item #1 and #2, for construction of a Gazebo in the rear of the house, and to build such structure in the rear setback, be and the same are hereby approved, and

BE IT FURTHER RESOLVED, that the application as approved, is subject to the following conditions:

1. A Building Permit for work where the Variance has been granted must be obtained within two (2) years from the date of Variance approval. If no Building Permit is issued within the two (2) Year time limit, then the Variance approval will be considered null and void.

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 COUNCILMAN LEE DUFENER and seconded by COUNCILMAN REYNALDO MENA and upon poll of members present, the vote was as follows:

Mayor Nelson	AYE
Vice Mayor Rosenthal	AYE
Councilman Duffner	AYE
Councilman Mena	AYE
Councilman Addicott	ABSENT

PASSED AND ADOPTED this 19th day of April, 1994.

  
MAYOR

  
~~TOWN CLERK~~ / DEPUTY TOWN CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

ALAN KAN  
TOWN ATTORNEY