

RESOLUTION NO. 916.94

RESOLUTION OF THE TOWN COUNCIL OF THE
TOWN OF GOLDEN BEACH RELATING THE
REQUEST OF ROBERT PATEK, 333 CENTER
ISLAND DRIVE, LOTS 9 AND 10, BLOCK K,
GOLDEN BEACH SECTION E, FOR RELIEF OF
TOWN CODE SECTION 10.05 (B) TO BUILD A
10 FT. DOCK FROM THE EDGE OF THE SEAWALL
CAP FOR A TOTAL OF ABOUT 12'0" MAXIMUM
ENCROACHMENT INTO THE CANAL, IN LIEU OF
THE 6'0" PERMITTED BY THE CODE.

WHEREAS, ROBERT PATEK has applied for the following:

1. NON-USE VARIANCE for relief from Town Code section 10.05(B) to build a 10 ft. Dock from the edge of the seawall cap for a total of 12'0" maximum encroachment into the canal, in lieu of the 6'0" permitted by the code.

SUBJECT PROPERTY: Lots 9 nd 10, Block K
 Sections E, Golden Beach,
 Dade County, Florida

ADDRESS: 333 Center Island Drive
 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 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:

Section 1. That the requested non-use variance:

Item #1, to build a 10 ft. dock from the edge of the seawall cap for a total of 12'0" maximum encroachment into the canal from the property line including the mooring pilings, in lieu of the 6'0" permitted by the code, be a the same is hereby approved.

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

A. 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.

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 COUNCILMAN DUFFNER and seconded by COUNCILMAN MENA. Upon poll of members present, the vote was as follows:

Mayor Nelson	AYE
Vice Mayor Rosenthal	ABSTAINED - CONFLICT OF INTEREST
Councilman Duffner	AYE
Councilman Mena	AYE
Councilman Addicott	AYE

PASSED AND ADOPTED this 15 day of November, 1994.

Mayor

Enrique

Town Clerk/Deputy Town Clerk

Traci Berglin

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

Jon M. Henning
TOWN ATTORNEY