

RESOLUTION NO. 936.95

RESOLUTION NO. 936.95 OF THE TOWN COUNCIL OF TOWN OF GOLDEN BEACH RELATING TO THE REQUEST OF NEIL & JENNIFER LEFF, 48 TERRACINA AVENUE, GOLDEN BEACH, FL 33160, GOLDEN BEACH SECTION D PB 10-10 LOT 32 & E 5FT LOT 33 BLK H FOLIO #19 1235 004 0430 RELIEF FROM TOWN CODE SECTION 66-8: FIRE PREVENTION TO BUILD A WOOD ADDITION OF MASTER BEDROOM ON SECOND FLOOR. ALSO, RELIEF FROM SECTION 66-136 TO BUILD SAID ADDITION WITH PART OF THE EXTERIOR WALL AT THE SAME SIDE SETBACK OF THE GROUND FLOOR OF ABOUT 7 FEET (+-) LESS THAN THE 10 FEET REQUIRED BY THE CODE.

WHEREAS, Neil & Jennifer Leff have applied for the following:

1. NON-USE VARIANCE to build a wood addition of master bedroom on second floor. Also, relief from section 66-136 side setback of the ground floor of about 7 feet (+-) less than the 10 feet required by the code, and,

SUBJECT PROPERTY:

GOLDEN BEACH, FL 33160, GOLDEN
BEACH SECTION D PB 10-10 LOT 32 & E
5FT LOT 33 BLK H FOLIO #19 1235 004
0430

ADDRESS: 48 TERRACINA AVENUE
GOLDEN BEACH, FL 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 wood addition of master bedroom on second floor. Also, relief from section 66-136 to build said addition with part of the exterior wall at the same side setback of the ground floor of about 7 feet (+-) less than the 10 feet required by the code, be and the same are hereby approved, and

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 Fistel and seconded by Councilman Rosenthal and upon poll of members present, the vote was as follows:

Mayor Cuenca	<u>aye</u>
Vice Mayor Lowrance	<u>aye</u>
Councilman Rosenthal	<u>aye</u>
Councilman Fistel	<u>aye</u>
Councilman Addicott	<u>aye</u>

PASSED AND ADOPTED this 18th day of APRIL, 1995.

Attest:
MAYOR JUDY CUENCA

Judith Rosenthal
TOWN CLERK/DEPUTY TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

Jon M. Henning
JON M. HENNING
TOWN ATTORNEY