

TOWN OF GOLDEN BEACH  
RESOLUTION NO. 947.95

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH RELATING TO THE VARIANCE REQUEST OF SARITA & RACHMIL LEKASH, 278 SOUTH ISLAND, GOLDEN BEACH, REGARDING THE PROPERTY LOCATED AT 296 OCEAN BLVD., BLOCK 5, LOTS 20 & 21, GOLDEN BEACH SECTION C, PLAT BOOK 9-52, REQUESTING RELIEF FROM TOWN CODE DIVISION 7 "WALLS, FENCES AND HEDGES", SECTION 66-186 HEIGHT RESTRICTIONS, TO ALLOW CONSTRUCTION OF A FRONT 7 FOOT HIGH WALL IN LIEU OF THE FOUR FEET ALLOWED.

WHEREAS, SARITA & RACHMIL LEKASH have applied for the following:

1. NON-USE VARIANCE, and, relief from Town Code Division 7 "WALLS, FENCES AND HEDGES", Section 66-186, to allow construction of a front 7 foot high wall in lieu of the four feet allowed.

SUBJECT PROPERTY: Block 5, Lots 20 & 21, Golden Beach  
Section C, Plat Book 9-52

ADDRESS: 278 South Island  
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, relief from Town Code Division 7 "WALLS, FENCES AND HEDGES", Section 66-186, to allow construction of a front 7 foot high wall in lieu of the four feet allowed, 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 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 ROSENTHAL and seconded by COUNCILMAN FISTEL and upon poll of members present, the vote was as follows:

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

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

  
MAYOR JUDY CUENCA

  
TOWN CLERK/DEPUTY TOWN CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

JON M. HENNING  
TOWN ATTORNEY

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