

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 1858.07

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 280 SOUTH PARKWAY, GOLDEN BEACH, FLORIDA 33160. TO PERMIT A SECOND FLOOR AREA RATIO OF 76.0% IN LIEU OF THE 65% REQUIRED BY CODE; PROVIDING FOR CONDITIONS; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the applicant, Michael & Michelle Klinger (the "Applicant"), filed a Petition for Variance from Section 66-69(3) of the Town Code to allow the second floor area ratio to exceed the 65% required by Code, for the residence located at 280 South Parkway, Golden Beach, Florida 33160 (Golden Beach Section "E", Lot 11, Block G, as recorded in PB 10-10, of the Public Records of Miami-Dade County, Folio No. 19-1235-004-0160) (the "Property") allowing the second floor area at 76.0%, or 405 square feet, in lieu of the 65% required by the Code, and

WHEREAS, the Town's Building Regulation Advisory Board held an advertised public hearing on the Petition for Variance and recommended approval of the variance by the Town Council; and

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

WHEREAS, the Town Council having considered the evidence presented, finds that the Petition for Variance meets the criteria of the applicable codes and ordinances to the extent the application is granted herein.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE

TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. That each of the above-stated recitals is hereby adopted and confirmed.

Section 2. Approval. The Petition for Variance is hereby granted.

Section 3. Conditions. The Petition for Variance as granted, is subject to the following conditions:

- (1) Applicant shall record a certified copy of this Resolution in the public records of Miami-Dade County; and
- (2) Construction shall be completed substantially in accordance with those certain plans entitled Proposed New Residence, Located at Mr. & Mrs. Klinger Residence, 280 South Parkway, Golden Beach, Fl. 33160 as prepared by Cesar Molina, Architect, 232 Andalusia Ave., #101, Coral Gables, Fl. dated 4/17/2007, and containing pages R-1,R-2, A1.0 through A7.1, C-1, Site, and SK-1.

Section 4. Implementation. That 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.

Section 5. Effective Date. That this Resolution shall be effective immediately upon adoption.

Sponsored by Administration.

The Motion to adopt the foregoing Resolution was offered by Vice Mayor Bernstein, seconded by Council Member Einstein and on roll call the following vote ensued:

Mayor Singer	<u>Aye</u>
Vice Mayor Bernstein	<u>Aye</u>
Councilmember Einstein	<u>Aye</u>
Councilmember Lusskin	<u>Aye</u>
Councilmember Rojas	<u>Aye</u>

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach, Florida, this 21st day of August 2007.



MAYOR GLENN SINGER

ATTEST:



ELIZABETH SEWELL, CMC
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



TOWN ATTORNEY