

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2073.10

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AN AMENDMENT OF APPROVED RESOLUTION NO. 2004.09 GRANTING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 101 OCEAN BOULEVARD, GOLDEN BEACH, FLORIDA 33160, TO CHANGE THE MATERIAL USED FOR CONSTRUCTION OF THE 8' WALL ALONG THE SOUTH PROPERTY LINE FROM CONCRETE TO GLASS PANELS; PROVIDING FOR CONDITIONS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Council previously adopted Resolution No. 2004.09 granting a variance to permit a wall height of 8 feet along the south property line for the residence located at 101 Ocean Boulevard, Golden Beach, Florida 33160, and imposing certain conditions on the variance approval; and

WHEREAS, the applicant, Bradley Meier (the "Applicant"), filed a Petition for Variance from the Town of Golden Beach Code of Ordinances (the "Code") for the purpose of amending the approved Resolution No. 2004.09 to change the material used for construction of the 8' wall along the south property line from concrete to glass panels, for the residence located at 101 Ocean Boulevard, Golden Beach, Florida 33160 (Lots 11 & 12, Block 2, Golden Beach Section "A", as recorded in Plat Book 9, Page 52, of the Public Records of Miami-Dade County, Florida, Folio No. 19-1235-003-0010) (the "Property"); 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 of Variance meets the criteria of the applicable Code and ordinances and desires to amend Resolution No. 2004.09 and grant the Petition for Variance subject to the conditions provided herein.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. Each of the above stated recitals are hereby adopted and confirmed.

Section 2. Approval. Resolution No. 2004.09 is hereby amended and the Petition for Variance to approve the requested variance is hereby granted subject to the conditions below.

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 "Existing Single Family Residence", located at 101 Ocean Boulevard, Golden Beach, Florida 33160, as prepared by Keith D. Chambers, Architect, 4800 N. Federal Highway, Suite 205B, Boca Raton, Florida, revised and dated 11/23/09 and containing pages A1 through A3.

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. This Resolution shall be effective immediately upon adoption.

Sponsored by Administration.

The Motion to adopt the foregoing Resolution was offered by Councilmember Bernstein, seconded by Councilmember Lusskin and on roll call the following vote ensued:

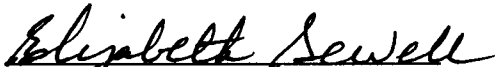
Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Ben Einstein	<u>Aye</u>
Councilmember Ken Bernstein	<u>Aye</u>
Councilmember Amy Rojas	<u>Absent</u>
Councilmember Judy Lusskin	<u>Aye</u>

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach, Florida, this 23rd day of February, 2010.



MAYOR GLENN SINGER

ATTEST:


ELIZABETH SEWELL
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



STEPHEN J. HELFMAN
TOWN ATTORNEY