

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2477.17

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 263 OCEAN BOULEVARD, GOLDEN BEACH, FLORIDA 33160 TO PERMIT VARYING SITE GRADE ELEVATIONS THROUGH 13.0' NGVD WHEN THE CODE REQUIRES 11.0' NGVD AND TO ALLOW THE LOWEST FINISHED FLOOR ELEVATION TO BE AT 13.5' NGVD, WHEN THE TOWN CODE CONTEMPLATES FOR THE FINISH FLOOR ELEVATIONS NOT TO EXCEED 10.0' NGVD.

WHEREAS, the applicants, Samuel and Michelle Ohev Zion, ("the applicant"), filed a Petition for a Variance/exception, DIVISION 2. – ELEVATIONS, Section 66-102. – Minimum lot and swale elevations; grade., to allow the elevation throughout the site to be at varying elevations up to 13.0' N.G.V.D., in lieu of the maximum elevation of 11' N.G.V.D and Section 66-101(a) – House and garage floors, to allow the lowest finished floor elevation to be at 13.5' N.G.V.D., in lieu of the 10.0' N.G.V.D set by the Town's code, at the property 263 Ocean Boulevard, Golden Beach, FL. 33160 (Golden Beach Section "C", Lots 36 & S ½ of 37, Block A, as recorded in PB 9-52, of the Public Records of Miami-Dade County, (Folio No. 19-1235-003-0260 (the "Property") and ;

WHEREAS, the Town's Building Regulation Advisory Board held an advertised public hearing on the Petition for Variance/Exception 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 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. Each of the above stated recitals are hereby adopted and confirmed.

Section 2. Approval. The Petition for Variance to permit each of the requested variances is hereby granted.

Section 3. Conditions. The Petition for Exception/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) Site Grading/elevations shall be completed substantially in accordance with those certain plans, CV-0.0, Ex-1.0 through EX-1.3, and A-1.0 through A-1.7, dated 11/01/2016, and the Sketch of Boundary Survey Ex-1.0, prepared by John Liptak, dated 11/01/2016, for the property located at 263 Ocean Boulevard., Golden Beach, FL. 33160

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 Rojas, seconded by Councilmember Einstein and on roll call the following vote ensued:


Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Kenneth Bernstein	<u>Aye</u>
Councilmember Judy Lusskin	<u>Aye</u>
Councilmember Amy Isackson Rojas	<u>Aye</u>
Councilmember Bernard Einstein	<u>Aye</u>

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach, Florida, this 17th day January, 2017

ATTEST:

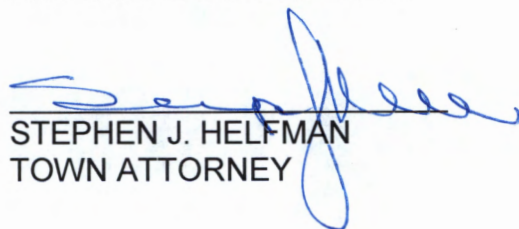


LISSETTE PEREZ
TOWN CLERK



MAYOR GLENN SINGER

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



STEPHEN J. HELFMAN
TOWN ATTORNEY