



TOWN OF GOLDEN BEACH

**One Golden Beach Drive
Golden Beach, FL 33160**

**Official Agenda for the June 20, 2017
Regular Town Council Meeting called for 7:00 P.M.**

A. MEETING CALLED TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. PRESENTATIONS / TOWN PROCLAMATIONS

E. MOTION TO SET THE AGENDA

ADDITIONS/ DELETIONS/ REMOVAL OF ITEMS FROM CONSENT
AGENDA/ AND CHANGES TO AGENDA

F. GOOD AND WELFARE

G. MAYOR'S REPORT

H. COUNCIL COMMENTS

I. TOWN MANAGER REPORT

J. TOWN ATTORNEY REPORT

K. ORDINANCES – SECOND READING

None

L. ORDINANCES - FIRST READING

None

M. QUASI JUDICIAL RESOLUTIONS

1. A Resolution of the Town Council Approving a Variance Request for 386 Golden Beach Drive.

A RESOLUTION OF THE TOWN OF GOLDEN BEACH,
FLORIDA, AUTHORIZING AND APPROVING A VARIANCE
REQUEST FOR THE PROPERTY LOCATED AT 386
GOLDEN BEACH DR., GOLDEN BEACH, FLORIDA 33160
TO PERMIT THE EXISTING SEAWALL TO EXTEND OUT

INTO THE WATERWAY FROM THE PROPERTY LINE 3'-9" WHERE THE CODE REQUIRES THAT NO SEAWALL IS ALLOWED TO EXTEND BEYOND THE PROPERTY LOT LINE INTO A WATERWAY IN THE TOWN.

Exhibit: Agenda Report No. 1
Resolution No. 2502.17

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2502.17

2. A Resolution of the Town Council Approving a Variance Request for 386 Golden Beach Drive.

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 386 GOLDEN BEACH DR., GOLDEN BEACH, FLORIDA 33160 TO PERMIT THE DOCK TO EXTEND OUT INTO THE WATERWAY FROM THE PROPERTY LINE AT 9'-4" WHERE 6' IS REQUIRED BY THE TOWNS CODE.

Exhibit: Agenda Report No. 2
Resolution No. 2503.17

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2503.17

N. CONSENT AGENDA

3. Official Minutes of the May 16th, 2017 Local Planning Agency Meeting
4. Official Minutes of the May 16th, 2017 Regular Town Council Meeting
5. A Resolution of the Town Council Approving the Sponsorship of the Florida PDMP Foundation Inc. Program.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING THE SPONSORSHIP OF THE "FLORIDA PDMP FOUNDATION INC.", PROGRAM; PROVIDING FOR IMPLEMENTATION; AND PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 5
Resolution No. 2504.17

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2504.17

O. TOWN RESOLUTIONS

Hold – Possible award of Pavilion/Gate House Project

P. DISCUSSION & DIRECTION TO TOWN MANAGER

Mayor Glenn Singer:
None Requested

Vice Mayor Judy Lusskin:
None Requested

Councilmember Kenneth Bernstein:
None Requested

Councilmember Amy Isackson-Rojas:
• Revisiting the Paint Color Ordinance

Councilmember Jaime Mendal:
None Requested

Town Manager Alexander Diaz:
• Front Gates on Ocean Boulevard
• Pavilion, Street Lights, Police Gatehouse

Q. ADJOURNMENT:

DECORUM:

ANY PERSON MAKING IMPERTINENT OR SLANDEROUS REMARKS OR WHO BECOMES BOISTEROUS WHILE ADDRESSING THE COUNCIL SHALL BE BARRED FROM THE COUNCIL CHAMBERS BY THE PRESIDING OFFICER. NO CLAPPING, APPLAUDING, HECKLING OR VERBAL OUTBURSTS IN SUPPORT OR OPPOSITION TO A SPEAKER OR HIS OR HER REMARKS SHALL BE PERMITTED. NO SIGNS OR PLACE CARDS SHALL BE ALLOWED IN THE COUNCIL CHAMBERS. PERSONS EXITING THE COUNCIL CHAMBERS SHALL DO SO QUIETLY.

THE USE OF CELL PHONES IN THE COUNCIL CHAMBERS IS NOT PERMITTED. RINGERS MUST BE SET TO SILENT MODE TO AVOID DISRUPTION OF PROCEEDINGS.

PURSUANT TO FLORIDA STATUTE 286.0105, THE TOWN HEREBY ADVISES THE PUBLIC THAT: IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THIS BOARD WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING, HE WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR THAT PURPOSE, AFFECTED PERSONS MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD SHALL INCLUDE THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. THIS NOTICE DOES NOT CONSTITUTE CONSENT BY THE TOWN FOR THE INTRODUCTION OR ADMISSION OF OTHER INADMISSIBLE OR IRRELEVANT EVIDENCE, NOR DOES IT AUTHORIZE CHALLENGES OR APPEALS NOT OTHERWISE ALLOWED BY LAW.

IF YOU NEED ASSISTANCE TO ATTEND THIS MEETING AND PARTICIPATE, PLEASE CALL THE TOWN MANAGER AT 305-932-0744 EXT 224 AT LEAST 24 HOURS PRIOR TO THE MEETING.

RESIDENTS AND MEMBERS OF THE PUBLIC ARE WELCOMED AND INVITED TO ATTEND.




TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

MEMORANDUM

Date: June 20, 2017

To: Honorable Mayor Glenn Singer &
Town Council Members

From: Alexander Diaz, 
Town Manager

Subject: Resolution No. 2502.17 - Variance Request for 386 Golden Beach Dr,
Golden Beach, FL 33160 (Seawall Extension)

Item Number:
1

Recommendation:

It is recommended that the Town Council allow the applicant the opportunity to seek approval of the variance request presented in Resolution No. 2502.17.

Background and History:

Relief from Town Code Sec. 46-81. - Extension of seawall into waterways.

No part of any seawall, including slabs may extend beyond any lot property line into any waterway in the Town. The piles and cap beam may encroach into the waterway, if approved by the agency having jurisdiction.

Request is to allow the seawall to encroach into the waterway outside of the property line (existing face of seawall is projecting 3'-9" waterward of the property line.)

The Building Regulation Advisory Board met April 18, 2017 and recommended approval of the variance, the motion passed with a Board vote of 4 – 0.

Attachments:

- Resolution
- Michael Miller Planning Zoning Critique
- Notice of Hearing
- Building Regulation Advisory Board Application
- Copy of resident notification listing
- Summary minutes

Financial Impact: None

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2502.17

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 386 GOLDEN BEACH DR., GOLDEN BEACH, FLORIDA 33160 TO PERMIT THE EXISTING SEAWALL TO EXTEND OUT INTO THE WATERWAY FROM THE PROPERTY LINE 3'-9" WHERE THE CODE REQUIRES THAT NO SEAWALL IS ALLOWED TO EXTEND BEYOND THE PROPERTY LOT LINE INTO A WATERWAY IN THE TOWN.

WHEREAS, the applicants, Volodymry Symonenko and Oksana Kirpenko, ("the applicants"), filed a Petition for a Variance/exception, Article IV – Seawall and Docks: Section 46-81 Extension of seawalls into waterways, allowing the existing seawall to extend into the waterway from the property lot line at 3'-9" when the Town Code requires that the seawall not extend beyond the property lot line into a waterway, at 386 Golden Beach Dr., Golden Beach, Florida 33160 (Golden Beach Section "E", N ½ of Lot 48 & Lot 49, Block G, as recorded in PB 8-122, of the Public Records of Miami-Dade County, (Folio No. 19-1235-005-0720 (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) Construction shall be completed substantially in accordance with those certain plans, S-1 through S-6, by Dynamic Engineering Solutions, Inc., John Omslaer, PE 52733, seal dated 1/11/17, and the Sketch of Boundary Survey, prepared by Javier De La Rocha, L.B. 7551, Exacta Commercial Land Surveyors, dated 2/6/2016, for the property located at 386 Golden Beach Dr., 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 _____,
seconded by _____ and on roll call the following vote ensued:

Mayor Glenn Singer	_____
Vice Mayor Judy Lusskin	_____
Councilmember Kenneth Bernstein	_____
Councilmember Amy Isackson-Rojas	_____
Councilmember Jaime Mendal	_____

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach,
Florida, this 20th day of June, 2017

ATTEST:

MAYOR GLENN SINGER

LISSETTE PEREZ
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

STEPHEN J. HELFMAN
TOWN ATTORNEY

**TOWN OF GOLDEN BEACH
COMMUNITY DEVELOPMENT
MEMORANDUM**

To: **Building Regulatory Advisory Board
Town of Golden Beach**

From: **Michael J. Miller, AICP** *mjm*
Consultant Village Planner

Date: **March 24th, 2017**

Subject: **Zoning Variance Application
Proposed Dock for an Existing Single-Family Residence
386 Golden Beach Drive
N ½ of Lot 48 & Lot 49 of Block G
MMPA Project No.04-0101-0505**

ISSUE

The applicant, Ocean Consulting, LLC, as agent for the property owner, Ms. Oksana Kirpenko, is requesting a variance from the maximum permitted extension of a dock into a waterway in order to reconstruct / reinforce / raise the existing seawall, enlarge the seawall cap and replace an existing dock for an existing single-family residence. In addition, MMPA believes the applicant requires a variance from the allowable extensions of seawalls into waterways (not listed on application). No explanation was provided except "the condition existed when the current buyer acquired the property" / unknown if a previous variance was granted or how the encroaching seawall was allowed to be constructed (extending into the adjoining waterway) as this is prohibited by Sec. 46-80. Following are the variances required for construction of the proposed plans:

- Variance from Town Code Section 46-81 to allow the existing and enlarged seawall to extend beyond the property line into the waterway; and
- Variance from Town Code Section 46-84 to allow the newly constructed dock to extend further than 6-feet beyond the property line (maximum permitted).

ANALYSIS

As per the Town's request MMPA has completed our review of the above referenced variance application and provide the following comments for consideration:

Town of Golden Beach
386 Golden Beach Drive – Dock Variance Request
March 24th, 2017
Page 2

Variance #1 - The application form submitted, requested a variance only from Town Code Section 46-84 to allow a newly constructed dock to extend 9'-4" beyond the property line into the adjoining waterway rather than the maximum 6'-0" permitted. The plans submitted show the applicant is proposing to raise the seawall / seawall cap to the maximum permitted height of 5'-0" NGVD, as the existing seawall height is lower than the minimum seawall height of 4'-0" NGVD allowed in Sec. 46-85 (existing seawall height is noted to be 3.24' NGVD). In order to raise the seawall, additional reinforcing piles are required which will extend the seawall further into the waterway. The applicant is proposing a new concrete dock that extends 3'-6" beyond the outside face of the enlarged seawall. The survey notes the existing dock is also 3'-6" in width. MMPA believes this is a reasonable request as typically, a dock is permitted to extend 6'-0" beyond the seawall in waterways 100 feet or less in depth, which is typically located on the property line. For some unknown reason, the face of the existing seawall extends 3'-9" beyond the property line.

Variance #2 - Since no evidence of a previous variance or governmental permit (Town / other) was provided, MMPA believes that the applicant should request a variance from Section 46-81 to (1) legitimize the existing seawall location, and (2) to allow the enlarged seawall to extend beyond the property line, as the Code does not allow any portion of a seawall to extend beyond the property line (other than a seawall cap and piles with DERM approval).

Option 1 - The Town should consider requiring that the existing illegally located seawall be removed and reconstructed within the property boundaries. The existing seawall location could have been a contractor mistake, or was intentional, thinking the Town would not notice. As a matter of information, MMPA notes the survey seems to show the seawall on the lot to the immediate south of the subject site is located similarly.

Option 2 - If the Town agrees to let the existing seawall location remain, MMPA believes that a further encroachment is a reasonable request, as the applicant is proposing to add required reinforcing piles, raise the seawall, and extend a new seawall cap within the allowable height range permitted by Town Code, as listed above.

NON-USE VARIANCE JUSTIFICATION

As originally submitted, the applicant only provided justification for the dock extension issue. MMPA believes a new variance for the existing / enlarged seawall location should be filed, or the current variance application should be revised to include the seawall location issue. The comments below are based only on the original submittal.

1) The variance requested is for relief from the provisions of the Town Code.

The applicant seeks relief from Section 46-84 of the Town's Code of Ordinances, which limits the extension of docks into adjoining waterways (6' depth on waterways 100 or less / 10' depth on waterways wider than 100 feet).

Note: In addition, MMPA believes the applicant may also require a variance from Section 46-81 of the Town's Code of Ordinances (location of seawalls on-site).

2) Special conditions and circumstances exist which are peculiar to the land or structure involved, and which are not applicable to other lands or structures in the same district.

The applicant states that the property line is located approximately 1-foot behind the existing seawall and seawall cap, which extends approximately 3-feet waterward. The addition of the proposed seawall reinforcement, new / widened concrete seawall cap (4'-6") required by the Town to elevate the seawall to 5.0' NGVD, will extend an additional 18" from the current waterward seawall face, which the applicant claims is the minimum necessary. Therefore, any dock structure would begin a minimum of 5'-6" waterward of the property line. Provided the Town agrees to let the existing seawall location remain, MMPA agrees that circumstances would exist that require a variance for the new dock and the plans appear to show the minimum piling required in order to support a new seawall cap that will fall within the allowable height range set in the Town Code (Sec. 46-85).

- 3) *The special conditions and circumstances do not result from the actions of the applicant.*

The applicant states that the seawall was installed prior to the applicants purchase of the property; the addition of the new seawall cap is required by the Town and the applicant does not wish to elevate the seawall. MMPA notes that the Town requires seawalls to be between 4.0' NGVD and 5.0' NGVD. No evidence was submitted by the applicant that the seawall location existed prior to their acquisition – just their statement. No evidence of was submitted by the applicant that a previous variance was granted or Town Building Permits were issued showing a seawall encroachment. This could have been a contractor mistake or was intentional. Just because a site condition "exists" when one acquires property, in violation of a Code provision, does not automatically "approve" the pre-existing condition.

- 4) *Granting the variance requested will not confer on the applicant any special privilege that is denied by the Zoning Chapter of the Town Code to other lands or structures in the same district.*

The applicant states that the safe mooring of a vessel is not a special privilege; most adjacent neighbors have docks to moor vessels. MMPA agrees with this statement.

- 5) *Literal interpretations of the provisions of the Zoning Chapter of the Town Code would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of zoning regulations and would work unnecessary and undue hardship on the applicant.*

The applicant states that the safe mooring of a vessel and the ingress, egress by passengers is not an option with the proposed seawall improvements. MMPA believes this means that due to the seawall widening the existing dock will be lost. Unless a variance is given a new dock cannot be built. MMPA agrees that a dock would be needed to allow the safe mooring of a vessel and the ingress / egress by passengers. MMPA notes the depth of the existing / proposed docks are the same (3'-6").

- 6) *The variance granted is the minimum variance that will make possible the reasonable use of the land or structure.*

The applicant states the property owner is requesting to install a new marginal dock in substantially the same footprint as the existing; the marginal dock is within the allowable triangle and is not proposed to extend more than 5-feet waterward from the wet face of the existing seawall; the proposed is the minimum distance required to achieve adequate water depth. MMPA notes that the proposed dock extends 1'-8" further into the waterway that the existing dock and the newly proposed dock is within the required triangle (Sec. 46-87(b)).

- 7) *The granting of the variance will be in harmony with the general intent and purpose of the Town Code and the variance will not be injurious to the area involved or otherwise detrimental to the public welfare.*

The applicant states that there will be no navigation impacts and the proposed dock / seawall matches the style and design of neighboring properties. MMPA notes that, if the variances were granted, the navigable channel width (dock to dock) would be reduced from 88 feet to 84.6 feet. If boats were docked at each dock (assume 7-8 foot widths) this would leave about 70 feet for navigation. In most instances this is wide enough for safe navigation (boats 35'+/- length).

SUMMARY

MMPA was requested to review and comment on the requested non-use variance for a dock extension into an adjoining waterway that exceeds the Code allowances (6' allowed / 9.4' requested). The request is based solely on the location of the existing seawall, which violates the Town Code. The plans also include propose improvement to the seawall, including the reconstruction / reinforcement / raise height, and seawall cap widening, plus the new dock.

- 1) MMPA believes the application is incomplete at present, as it fails to address the existing seawall encroachment. Unless evidence is provided showing a previous variance was approved by the Town, or an act of the Town (Building Permit) was issued approving the seawall encroachment, the request for the new dock is moot. Either a separate variance application should be made or the current variance application amended to address this.
- 2) MMPA believes the Town must decide if the existing seawall location is acceptable (encroaching 3'-9"+/- into the waterway), or if the existing seawall must be removed and rebuilt within the owners lot, as required by the Code. The plans show an additional 1.5' encroachment with the proposed reinforcement pilings.
- 3) If the Town agrees to the existing seawall location via a variance or evidence an act of the Town approved the current location, MMPA believes the dock variance is a reasonable request as typically, a dock is permitted to extend 6'-0" beyond the seawall cap which is typically located on the property line. For some unexplained reason, the face of the existing seawall is 3'-9" waterward of the property line. It appears the applicant is requesting the minimum required reinforcing piles to provide for a reinforced / raised seawall and new seawall cap within the allowable height range permitted by Town Code.



TOWN OF GOLDEN BEACH RE-NOTICE OF PUBLIC HEARING

The **Town Council** of the Town of Golden Beach will hold a Public hearing on the following proposal:

- X Variance Request(s)
- X Accessory Structures

Construction of a dock and seawall

Relief from Town Code Section 46-84 General specifications for docks

No dock shall be permitted to be constructed, repaired, or reconstructed within the limits of the Town which shall extend more than six feet outside the lot property line into an inside (width of 100 feet or less) waterway nor more than ten feet outside the lot property line into an outside (width greater than 100 feet) waterway.

Request is to allow the dock to extend out into the waterway at 9'.4" outside the 6' maximum allowed by the code.

Relief from Town Code Sec. 46-81. - Extension of seawall into waterways.

No part of any seawall, including slabs may extend beyond any lot property line into any waterway in the Town. The piles and cap beam may encroach into the waterway, if approved by the agency having jurisdiction.

Request is to allow the seawall to encroach into the waterway outside of the property line

JOB ADDRESS:	386 Golden Beach Drive, Golden Beach, FL,
OWNER ADDRESS:	386 Golden Beach Drive, Golden Beach, FL.
REQUESTED BY:	Volodymyr Symonenko and Oksana Kirpenko
LEGAL DESCRIPTION:	N 1/2 of Lot 48 & Lot 49, Block G, Sect. E, PB 8-122
FOLIO NO.:	19-1235-005-0720

The **TOWN COUNCIL** will consider this item:

PLACE: GOLDEN BEACH TOWN HALL
 1 GOLDEN BEACH DR., GOLDEN BEACH, FL.
 June 20, 2017 at 7:00pm

If you wish to submit written comments for consideration, they should be submitted to the Office of the Golden Beach Town Manager, prior to the scheduled meeting. If you have any questions regarding the proposed action, you may contact the Building Department at (305) 932-0744

DATED: June 8, 2017

 Linda Epperson – Director Building & Zoning

PURSUANT TO FLA. STATUTE 286.0105, THE TOWN HEREBY ADVISES THE PUBLIC THAT: IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE COUNCIL, BOARD OR COMMITTEE WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING, HE WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT FOR SUCH PURPOSE, AFFECTED PERSONS MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. ANY INDIVIDUAL WHO BELIEVES HE OR SHE HAS A DISABILITY WHICH REQUIRES A REASONABLE ACCOMMODATION IN ORDER TO PARTICIPATE FULLY AND EFFECTIVELY IN A MEETING OF THE BUILDING REGULATION BOARD MUST SO NOTIFY THE TOWN CLERK, AT (305) 932-0744 AT LEAST 24 HOURS PRIOR TO THE DATE OF THE MEETING.



TOWN OF GOLDEN BEACH NOTICE OF PUBLIC HEARING

The **Building Regulation Board** and the **Town Council** of the Town of Golden Beach will hold a Public hearing on the following proposal:

 X Variance Request(s)
 X Accessory Structures

Construction of a dock and seawall

Relief from Town Code Section 46-84 General specifications for docks

No dock shall be permitted to be constructed, repaired, or reconstructed within the limits of the Town which shall extend more than six feet outside the lot property line into an inside (width of 100 feet or less) waterway nor more than ten feet outside the lot property line into an outside (width greater than 100 feet) waterway.

Request is to allow the dock to extend out into the waterway at 9'.4" outside the 6' maximum allowed by the code.

Relief from Town Code Sec. 46-81. - Extension of seawall into waterways.

No part of any seawall, including slabs may extend beyond any lot property line into any waterway in the Town. The piles and cap beam may encroach into the waterway, if approved by the agency having jurisdiction.

Request is to allow the seawall to encroach into the waterway outside of the property line

JOB ADDRESS: 386 Golder Beach Drive, Golden Beach, FL,
OWNER ADDRESS: 386 Golden Beach Drive, Golden Beach, FL.
REQUESTED BY: Volodymyr Symonenko and Oksana Kirpenko
LEGAL DESCRIPTION: N 1/2 of Lot 48 & Lot 49, Block G, Sect. E, PB 8-122
FOLIO NO.: 19-1235-005-0720

The **BUILDING ADVISORY BOARD** will consider this item:

PLACE: GOLDEN BEACH TOWN HALL
1 GOLDEN BEACH DR., GOLDEN BEACH, FL
DATE: April 18, 2017 at 6pm

The **TOWN COUNCIL** will consider this item:

PLACE: GOLDEN BEACH TOWN HALL
1 GOLDEN BEACH DR., GOLDEN BEACH, FL.
May 16, 2017 at 7:00pm

If you wish to submit written comments for consideration, they should be submitted to the Office of the Golden Beach Town Manager, prior to the scheduled meeting. If you have any questions regarding the proposed action, you may contact the Building Department at (305) 932-0744

DATED: April 7, 2017

Linda Epperson – Director Building & Zoning

PURSUANT TO FLA. STATUTE 286.0105, THE TOWN HEREBY ADVISES THE PUBLIC THAT: IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE COUNCIL, BOARD OR COMMITTEE WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING, HE WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT FOR SUCH PURPOSE, AFFECTED PERSONS MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. ANY INDIVIDUAL WHO BELIEVES HE OR SHE HAS A DISABILITY WHICH REQUIRES A REASONABLE ACCOMMODATION IN ORDER TO PARTICIPATE FULLY AND EFFECTIVELY IN A MEETING OF THE BUILDING REGULATION BOARD MUST SO NOTIFY THE TOWN CLERK, AT (305) 932-0744 AT LEAST 24 HOURS PRIOR TO THE DATE OF THE MEETING.

MAR 14 2017

TOWN OF GOLDEN BEACH
APPLICATION FOR
BUILDING REGULATION ADVISORY BOARD MEETING/HEARING:

APPROVED _____
DISAPPROVED _____

Property Location: 386 Golden Beach Dr. Meeting Date: _____
Variance Hearing Dates: Advisory Board _____ Town Council _____

APPROVAL FROM THE BUILDING REGULATION ADVISORY BOARD IS REQUIRED FOR:

- A. Plans for new residence
- B. Plans for addition to or exterior alterations of an existing structure.
- C. Additional structures on premises of existing residences
- D. Review of landscape plan for new construction, renovation or addition to existing residence.
- E. Recommendation to Town Council for the approval or denial of variances and special exceptions.
- F. Recommendation to Town Council for interpretation regarding apparent conflicts or inconsistencies in the zoning provisions in Chapters 46 & 66

APPLICATION HEARING PROCESS

Building Approval:

Applicant: submit 8 complete packages for approval: each package shall consist of an application, survey, warranty deed and drawings as required. The plans shall be sized as follows: 7 sets; 11" x 17", 1 **full size** set and 1 CD containing all drawings marked with the address. Separate from the landscaping plan submittal

Landscape Approval:

Applicant submit, separate from the Building application, 8 complete packages for approval, Each package shall consist of an application, existing landscape survey, and drawings as required. The plans shall be sized as follows: 7 sets; 11 x 17, 1 **full size** set and 1 CD containing all drawings separate from the building plan submittal.

Zoning Variance Approval:

Submittals for a zoning variance: submit 8 complete packages for approval: each package shall consist of an application, survey, warranty deed and drawings are required. The plans shall be sized as follows: 15 sets; 11" x 17", 1 **full size** set and 1 CD containing all drawings.

As directed by the Building Official or Building Director.

The Building Regulation Advisory Board (B.R.A.B.) meets at 6:00 P. M. on the second Tuesday of every month. Applications must be submitted 30 days prior to scheduled meeting, (**not including the day of the meeting**), by 2:00 P.M. that day to allow for preliminary review and for mailing of a public notice if a variance is requested.

Fees must be paid at time of application submittal.

Any variances required must be heard and approved by the Town Council after the Building Regulation Advisory Board has considered the item. The Variance will be heard by the Town Council, in the following month, (on the third Tuesday), after the Building Regulation Advisory Board's action, at the Town Council's regularly scheduled meeting.

Please see page 5 for required documents.

****NOTICE****

INCOMPLETE APPLICATIONS WILL NOT BE PROCESSED. PLEASE MAKE SURE THAT YOU, THE APPLICANT, HAVE CHECKED AND MARKED ALL ITEMS ON PAGE 5. THANK YOU.

BUILDING REGULATION ADVISORY BOARD APPLICATION (October 2015)

MAR 14 2017

TOWN OF GOLDEN BEACH
APPLICATION FOR
BUILDING REGULATION ADVISORY BOARD HEARING

APPROVED _____

APPROVED _____

VARIANCE REQ: _____

1. The application deadline date will be strictly complied with. No application shall be accepted after that date and time.
2. The Building Official and/ or the Building Director will review the application package. If it is determined that the application is incomplete, the item will tabled and not placed on the Agenda for that month.
3. During the three (3) week period from deadline date to the hearing date, the following events shall take place in proper order:
 - a. During the first week of submittal, the Building Official, or agent will endeavor to review the application, and complete a comment sheet 15 days prior to the meeting. The critique sheet will specify all deficiencies for correction.
 - b. The critique sheet will be faxed, or emailed, to the applicant as soon as the review is completed.
 - c. If the deficiencies are substantial the application will be moved to the next scheduled meeting/hearing of the B.R.A.B.
 - d. If the deficiencies are minor, the applicant must submit the corrections including the revised paperwork within 5 days of the scheduled meeting/hearing. Corrections not received for a scheduled Agenda item will be deferred to the next B.R.A.B. meeting/hearing date.
4. A Notice of Hearing for variance will be mailed no later than 10 days before the date of meeting, as per Town Code.
5. During the third week all applications with plans and documents shall be properly arranged. One complete copy of the package will be given to the processor and the Friday, prior to the scheduled meeting one set will be delivered to each Board member. The Building Dept shall retain all originals for the records.
6. All applicants shall be made aware that incomplete applications or deficiencies not corrected in time as per these regulations, will not be included on the agenda, and are hereby rejected, and will be returned to the applicant.
7. After the meeting, three (3) copies of the approved items (one full size and 2 ledger) shall be retained by the building department, the applicant must request the two reduced sized sets for inclusion into the building permit package.

**TOWN OF GOLDEN BEACH
 BUILDING REGULATION ADVISORY BOARD
 SCHEDULE OF FEES**

MAR 14 2017

Appropriate fee shall be paid at time of application. These fees are not refundable.

Type of request

APPROVED _____
 VARIANCE FEE _____
 Fee _____

1. Residence (new construction).....	\$300.00
2. Addition/Remodel of existing structure.....	\$225.00
3. Fencing, site walls, driveways, pool decks (charged per each item included in the plans)	\$150.00
4. Accessory Building or Structure.....	\$150.00
5. Swimming pools.....	\$100.00
6. Pool deck.....	\$100.00
7. Docks.....	\$100.00
8. Boat Lifts.....	\$100.00
9. Carports, awnings.....	\$100.00
10. Landscape plan review; required for new construction, addition and remodeling project. (submit plans with site plan elevations separate from the building plan approval package)	\$300.00
11. Resubmissions, based on original fee paid...	75.0%
12. Zoning Variances and special exceptions, per variance or exception:	
a. First variance/ exception.	\$750.00
b. Per additional variance/exception, for the same initial variance (example: request for a dock, affecting two different codes	
c. When a variance is granted, the property owner, at his expense, shall have the resolution for the variance recorded in the public records of Miami-Dade county, and two (2) certified copies of the recorded resolution shall be submitted to the Town for inclusion into the property records	
d. If the Town Council grants a variance, a building permit must be secured within two years of the approval date or the variance will become null and void	
13. Request to the Board for verification of any section of the Zoning Code, For each Section to be verified.....	\$100.00

MAR 14 2017

**TOWN OF GOLDEN BEACH
BUILDING REGULATION ADVISORY BOARD
SCHEDULE OF FEES**

APPROVED _____
DISAPPROVED _____
VARIANCE REQ: _____

14. Application for the legalization of construction built without the approval of the B.R.A.B., when the Board should have approved such construction, will be assessed a fee equal to four (4) times the regular fee applicable to the matter.

15. Special Requests for a meeting, variance, or waiver of plat hearing:

- a. For matters that have been heard, but the process had not been completed, i.e., tabled subjects, or unfinished subjects to be continued, the applicant must notify the Building & Zoning Department in writing if they would like the item continued

If the notification is received by the Department before the deadline for the next B.R.A.B. meeting, there will be no charge for the continuance. If the notification is received after the deadline, and the applicant still wants the matter included in the agenda for the next meeting, there will be a special fee of

\$200.00

- b. If the agenda has already been prepared and the applicant wants the matter to be heard, the request must be received in writing to be added to the agenda at the beginning of the meeting with the approval of the Building Official or Building & Zoning Director. There will be a special fee of

\$200.00

- c. When a special meeting or hearing of the B.R.A.B. is requested by an applicant, for either a new matter or continuance of a subject already heard, there will be a special fee for a 2 hour time period of

\$500.00

If the time limit is exceeded, an additional fee of ½ of the fee will be assessed for the seconded time period

\$250.00

MAR 14 2017

**TOWN OF GOLDEN BEACH
 APPLICATION FOR
 BUILDING REGULATION ADVISORY BOARD HEARING**

ARRIVED
 DISAPPROVED
 VARIANCE REQUEST

Applicant check here	Complete application, sign, and notarize.	Bldg Dept Use
	If a zoning variance is applied for, the petition for variance, pages 9, 10 and 11 shall be submitted with the application and shall include: <ol style="list-style-type: none"> a. Property Legal Description b. Property Folio number c. Street address d. Owners of record e. Owner and agent names and signatures properly notarized. 	
	Eight (8) property surveys, building plans, Warranty Deeds, and applications (1 original, 7 copies). Survey not older than six (6) months. Completed sets are to be submitted as follows: Seven (7) copies no larger than 11" x 17" & 1 original at full size. Sixteen (16) copies are required for a variance, (15 copies no larger than 11" x 17" and 1 original at full size). Each completed package shall consist of 1 each of an application, survey, Warranty Deed and building plans. Submit 1 CD with all documents included	
	Conceptual construction drawings prepared and signed by a licensed design professional that shall include, at a minimum, the following: <ol style="list-style-type: none"> a. Site plan at a scale not less than 1/8" = 1'-0" (Include grade elevations) b. Proposed Floor Plan views, at a scale not less than 1/4"=1'-0" c. Cross and longitudinal sections preferably through vaulted areas, if any. d. Typical exterior wall cross section. e. Full elevations showing flat roof and roof ridge height and any other higher projections. f. Sample board of construction materials to be used. g. Existing and proposed ground floor elevations (NGVD). h. Grading & Drainage Calculations i. Zone 3 Properties: Affidavit of Seawall Conformity 	
	Landscaping Plan, separate from building plan package, prepared and signed by a licensed landscape design professional: Each completed package shall consist of 1 each of an application, existing landscape survey, Warranty Deed, landscape plans with building site plans. Seven (7) 11 x 17 and One (1) full size set. Submit 1 CD with all documents included. Mark CD accordingly (separate from building)	
	First Floor and Second Floor area calculations marking the geometrical areas used to calculate the overall floor areas.	
	Colored rendering showing new or proposed addition Work marked with the applicable address.	
	Estimated cost of proposed work. For additions/remodels fair market value of property showing land value and structure value separately.	
	Site plan detailing construction site personnel parking.	

MAR 14 2017

**TOWN OF GOLDEN BEACH
APPLICATION FOR
BUILDING REGULATION ADVISORY BOARD HEARING**

APPROVED _____
DISAPPROVED _____
VARIANCE REQ: _____

Application fee: _____

Request hearing in reference to:

New residence/addition: _____ Variance(s): _____
Exterior alterations: New Toewall footer, new seawall cap with batter piles, and new dock. Other Structure: _____
Date application filed: _____ For hearing date: _____

1. Project information:

Project description: Installation of a new toewall footer, a new concrete seawall cap with batter piles and a new 330 square-foot concrete dock.
Legal Description: GOLDEN BEACH SEC E PB 8-122 N1/2 OF LOT 48 & LOT 49 BLK G LOT SIZE 75 X 175
Folio #: 19-1235-005-0720
Address of Property: 386 Golden Beach Dr.

2. Is a variance(s) required: Yes _____ No How Many? _____
(If yes, please submit variance application form for each request).

Owner's Name: Ms. Oksana Kirpenko Phone _____ Fax _____

Owner's address: 386 Golden Beach Dr. City/State Golden Beach, FL Zip 33160

Email address: _____

Agent: Ocean Consulting, LLC c/o Mr. Kirk Lofgren Phone (305) 921-9344 Fax _____

Agent's address: 340 Minorca Ave Suite 7 City/State Coral Gables, FL Zip 33134

Email address: kirk@oceanconsultingfl.com; justina@oceanconsultingfl.com

Architect: _____ Phone _____ Fax _____

Email address: _____

Contractor: Southeast Marine Construction Phone (954)- 630-2300 Fax (954) 630-2381

3. Describe project and/ or reason for hearing request: Installation of a new toewall footer, a new concrete seawall cap with concrete batter piles, and a new 330 square-foot concrete dock.

4. The following information is submitted for assisting in review:

Building Plans:

Conceptual: _____ Preliminary: _____ Final: _____
Other: _____

5. Estimated cost of work: \$ 53,100.00
Estimated market value of: Land \$ _____
Building \$ _____

(Note: If estimated cost of work is 40% of the market value of the building an independent appraisal is required).

MAR 14 2017

TOWN OF GOLDEN BEACH
APPLICATION FOR
BUILDING REGULATION ADVISORY BOARD HEARING

DISAPPROVED _____
VARIANCE REQ: _____

- 6. Is hearing being requested as a result of a Notice of Violation? No
- 7. Are there any structures on the property that will be demolished? No
- 8. Does legal description conform to plat? Yes.
- 9. Owner Certification: I hereby certify that I am the owner of record (*) of the property described in this application and that all information supplied herein is true and correct to the best of my knowledge.

Signature of owner(s): [Signature]

Acknowledged before me this 3rd day of August 2016

Type of identification:

Divers License - Florida

[Signature]
Notary Public
JUSTINA S. NANES
MY COMMISSION # FF071318
EXPIRES: November 18, 2017

Owner/Power of Attorney Affidavit:

I, being duly sworn, depose and say I am the owner (*) of the property described in this application and that I am aware of the nature and request for: water front
improvements relative to my property and I am hereby authorizing Ocean Consulting Co Kirk Lofgren to be my legal representative before the Building Regulation Advisory Board and Town Council.

[Signature]
Signature of owner(s)

Acknowledged before me this 3rd day August 2016

Type of identification:

Divers License - Florida

[Signature]
Notary Public
JUSTINA S. NANES
MY COMMISSION # FF071318
EXPIRES: November 18, 2017

(*) If owner of record is a corporation then the president with corporate seal, the president and the secretary (without corporate seal), or duly authorized agent for the corporation may execute the application, proof that the corporation is a corporation in good standing.

MAR 14 2017

TOWN OF GOLDEN BEACH
APPLICATION FOR
BUILDING REGULATION ADVISORY BOARD HEARING

APPROVED _____
DISAPPROVED _____
VARIANCE REQ. _____

Property Address: 386 Golden Beach Dr.
Legal Description: GOLDEN BEACH SEC E PB 8-122 N1/2 OF LOT 48 & LOT 49 BLK G
Owner's Name: Ms. Oksana Kirpenko Phone _____ Fax _____
Agent's Name: Ocean Consulting, LLC Phone (305) 921-9344 Fax _____
Board Meeting of: _____

- NOTE: 1. **Incomplete applications will not be processed.**
2. Applicant and/or architect must be present at meeting.

Application for: The installation of a new toewall footer, a new concrete seawall cap with batter piles, and a new 330-sq.ft concrete dock

Lot size: 75'-x175'

Lot area: 13,125 sq. ft.

Frontage: _____

Construction Zone: Over-water

Front setback: _____

Side setback: _____

Rear setback: _____

Coastal Construction: Yes No _____ East of coastal const. control line: Yes _____ No

State Road A1A frontage: _____

Swimming pool: _____ Yes _____ No Existing: _____ Proposed: _____

Fence Type: _____ Existing: _____ Proposed: _____

Finished Floor elevation N.G.V.D.: _____

Seawall: _____ Existing: _____ Proposed: _____

Lot Drainage: _____

How will rainwater be disposed of on site? _____

Adjacent use (s): _____

Impervious area: _____

% of impervious area: _____

Existing ground floor livable area square footage: _____

Proposed ground floor livable area square footage: _____

Existing 2nd floor livable area square footage: _____

Proposed 2nd floor livable area square footage: _____

Proposed % of 2nd floor over ground floor: _____

Vaulted area square footage: _____

Vaulted height: _____

Color of main structure: _____

Color of trim: _____

Color & material of roof: _____

Building height (above finished floor elevation): _____

Swale: (Mandatory 10'-0" from edge of payment, 10 ft. wide x 1 ft. deep minimum): _____

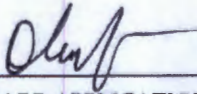
Existing trees in Lot: _____ in Swale: _____

Proposed trees in Lot: _____ in Swale: _____

Number & type of shrubs: _____

Garage Type: _____ Existing: _____ Proposed: _____

Driveway width & type: _____

Signature of Applicant:  Date: 8/3/2016

MAR 14 2017

TOWN OF GOLDEN BEACH
ACKNOWLEDGEMENT and AFFIDAVIT BY OWNER
Chapter 46 Waterways of the Code of Ordinances
Article IV Seawalls and Docks.

APPROVED _____
DISAPPROVED _____
VARIANCE REQ: _____

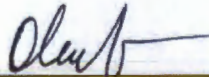
Affidavit by Owner:

Folio No.: 19-1235-005-0720

Address: 386 Golden Beach Dr.

Legal Description: GOLDEN BEACH SEC E PB 8-122 N1/2 OF LOT 48 & LOT 49 BLK G

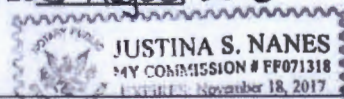
Being duly sworn, deposes and says: That He/She is the Owner named in the permit application for construction or other related work to be performed on, or in connection with, the premises, as indicated above, and is in agreement that granting of a permit for construction on said premises, agrees to repair, or replace said seawall in question, to a conforming 4 foot elevation and to replace/and or repair any deteriorated seawall or portion thereof, as required by the Town's Code of Ordinances, Article IV "Seawalls and Docks, The Dept. of Environmental Resource Management, and the Florida Building Code 2010.



Signature of Owner or Legal Representative

Print Name: Ms. Oksana Kirpenko

Sworn to and subscribed before me this 3rd day of August 2016



Notary Public State of Florida at Largo

____ Personally know to me

Produced Identification

**TOWN OF GOLDEN BEACH
BUILDING REGULATION ADVISORY BOARD
APPLICATION FOR
PETITION FOR VARIANCE**

Date: _____

Fee: _____

I, Ms. Oksana Kirpenko hereby petition the Town of Golden Beach for a variance from the terms of the Town of Golden Beach Code of Ordinances affecting property located at: 386 Golden Beach Drive Folio No. 19-1235-005-0720

As specified in the attached "Application for Building Regulation Advisory Board" and related supporting material.

1. The Variance requested is for relief from the provisions of **(list section number(s) of the Town of Golden Beach Code of Ordinances)**: Town Code Section 46-81 to allow the existing and enlarged seawall to extend approximately 3'9" beyond the property line.

2. In order to recommend the granting of the variance, it must meet all the following criteria (please provide a response to each item):
 - a. The Variance is in fact a Variance from a zoning regulation as set forth within the Zoning Chapter of the Town Code. Yes. Confirmed.

 - b. Special conditions and circumstances exist which are peculiar to the land or structure involved, and which are not applicable to other lands or structures in the same district. Yes. The existing seawall was installed approximately 3'-9" from the property line prior to the property being purchased by the current property owner.

 - c. The special conditions and circumstances do not result from the actions of the applicant. Correct. The seawall was installed prior to when the applicant purchased the property.

 - d. Granting the Variance requested will not confer on the applicant any special privilege that is denied by the Zoning Chapter of the Town Code to other lands or structures in the same district. Correct. The existing, enlarged seawall was installed by a previous owner, and removing and replacing the wall along the property line would create a significant financial burden to the current property owner.

**TOWN OF GOLDEN BEACH
BUILDING REGULATION ADVISORY BOARD
PETITION FOR VARIANCE**

3. Literal interpretations of the provisions of the Zoning Chapter of the Town Code would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of zoning regulations and would work unnecessary and undue hardship on the applicant. Correct. The safe mooring of a vessel, and the ingress, egress by passengers, is not an option with the existing seawall improvements.

4. The Variance granted is the minimum Variance that will make possible the reasonable use of the land or structure. Yes. The property owner is requesting an after-the-fact approval of a seawall that was installed 3'-9" waterward of the property line, prior to her purchase of the property.

5. The granting of the Variance will be in harmony with the general intent and purpose of the Town Code and the Variance will not be injurious to the area involved or otherwise detrimental to the public welfare. Correct. No navigational impacts and matches the style and design of neighboring properties.

Does the Variance being requested comply with all the above listed criteria?
 Yes No

6. Our code states that submission of a written statement is invited and encouraged. Has the applicant (petitioner) explained the variance to the owners of the nearest adjacent residences and sought their approval in writing? Yes No.
Please attach any written letters of no objection to this petition.

7. Is this request related to new construction? Yes No

8. Is construction in progress? No

9. Is this request as a result of a code violation? Yes, the Town is requiring approval for the existing, enlarged seawall.

10. Did this condition exist at the time property was acquired? Yes No

11. Is this request sought as a remedy to a case to be heard, or action taken by the Special Magistrate? No

12. Do you have a building permit? Yes No

Building Permit No. _____ Date issued: _____

TOWN OF GOLDEN BEACH
ACKNOWLEDGEMENT and AFFIDAVIT BY OWNER
Chapter 46 Waterways of the Code of Ordinances
Article IV Seawalls and Docks.

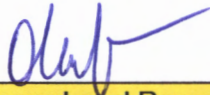
Affidavit by Owner:

Folio No.: 19-1235-005-0720

Address: 386 Golden Beach Dr.

Legal Description: GOLDEN BEACH SEC E PB 8-122 N1/2 OF LOT 48 & LOT 49 BLK G

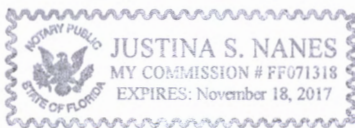
Being duly sworn, deposes and says: That He/She is the Owner named in the permit application for construction or other related work to be performed on, or in connection with, the premises, as indicated above, and is in agreement that granting of a permit for construction on said premises, agrees to repair, or replace said seawall in question, to a conforming 4 foot elevation and to replace/and or repair any deteriorated seawall or portion thereof, as required by the Town's Code of Ordinances, Article IV "Seawalls and Docks, The Dept. of Environmental Resource Management, and the Florida Building Code 2010.



Signature of Owner or Legal Representative

Print Name: Ms. Oksana Kirpenko

Sworn to and subscribed before me this 10th day of April 2017




Notary Public State of Florida at Large

Personally know to me

Produced Identification
Florida Drivers License

TOWN OF GOLDEN BEACH
BUILDING REGULATION ADVISORY BOARD
PETITION FOR VARIANCE
AFFIDAVIT BY OWNER

Affidavit by Owner for Variance Request(s):

Folio No.: 19-1235-005-0720 Address: 386 Golden Beach Drive

Legal Description: GOLDEN BEACH SEC E PB 8-122 N1/2 OF LOT 48 & LOT 49 BLK G
LOT SIZE 75 X 175

Being duly sworn, deposes and says: That He/She is the Owner named in the application for Building Advisory Board for the hearing date of 4/18/17 relating to Variance requests for construction or other work to be performed on, or in connection with, the premises located as indicated in the application.

I acknowledge notification by The Town of Golden Beach, that granting of a variance(s) by The Town Council, is conditioned on the following:

1. That a Building Permit for the contemplated work pursuant to the Variance must be issued within two (2) years from the date of the approval of the Resolution granting such variance request.
2. If a Building Permit is not issued within the two (2) year time limit set then the Resolution granting the Variance approval will be null and void.
3. That as the applicant, and at my own expense, I shall record a certified copy of the Resolution in the public records of Miami-Dade County and return two (2) certified copies to the Golden Beach Town Hall for inclusion into my property records.

Signature of Owner or Legal Representative

Sworn to and subscribed before me this 10th day of April 2017



Justina S. Nanes

Notary Public State of Florida at Large

Personally know to me

Produced Identification
Florida Drivers License

MAR 14 2017



CFN 2008R0941402

OR Bk 26657 Pg 3113; (1pg) APPROVED

RECORDED 11/20/2008 09:21:17

DEED DOC TAX 12,600.00

HARVEY RUVIN, CLERK OF COURT

MIAMI-DADE COUNTY, FLORIDA

LAST PAGE

This Instrument was Prepared by:

Donald J. Kahn, Esq.
GREEN, KAHN & PIOTRKOWSKI, P.A.
317 71ST STREET
MIAMI BEACH, FLORIDA 33141

Grantee S.S. No.:

Name: VOLODYMYR SYMONENKO and

Property Appraiser's

Parcel Identification No.: 49-1235-005-0720

[Space Above This Line for Recording Data]

WARRANTY DEED (STATUTORY FORM - SECTION 689.02, F.S.)

This Indenture made this 18 day of November 2008 BETWEEN MEYER MINSKI and PATRICIA MINSKI, his wife, whose post office address is 16047 Collins Ave # 3203, Sunny Isles Beach, Florida 33160, of the County of Miami-Dade, State of Florida, grantor*, and VOLODYMYR SYMONENKO and and OKSANA KIRPENKO, his wife, whose post office address is 386 Golden Beach Drive, Golden Beach, Florida 33160, of the County of Miami-Dade, State of Florida, grantee*.

WITNESSETH, That said Grantor, for and in consideration of the sum of TEN AND 00/100'S (\$10.00) Dollars and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the said grantee, and grantee's heirs and assigns forever, the following described land situate, lying and being in MIAMI-DADE County, Florida, to-wit:

Lot 49 and the North 1/2 of Lot 48, Block "G", of SECTION "E" OF GOLDEN BEACH, according to the Plat thereof as recorded in Plat Book 8, at Page 122, of the Public Records of Miami-Dade County, Florida.

and said grantor does hereby fully warrant the title to said land, and will defend the same against the lawful claims of all persons whomsoever.

*"Grantor" and "grantee" are used for singular or plural, as context requires.

In Witness Whereof, Grantor has hereunto set grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

Signature

Josephine A. Carozzi
Printed or Typed Name

Signature

Donald J. Kahn
Printed or Typed Name

Signature

Josephine A. Carozzi
Printed or Typed Name

Signature

Donald J. Kahn
Printed or Typed Name

MEYER MINSKI (Seal)
16047 Collins Ave # 3203, Sunny Isles Beach, Florida 33160

PATRICIA MINSKI (Seal)
16047 Collins Ave # 3203, Sunny Isles Beach, Florida 33160

STATE OF FLORIDA
COUNTY OF MIAMI-DADE

The foregoing instrument was acknowledged before me this 18 day of November 2008, by MEYER MINSKI and PATRICIA MINSKI who is personally known to me or have produced _____ as identification and did (did not) take an oath.

My Commission Expires:

NOTARY PUBLIC-STATE OF FLORIDA
Josephine A. Carozzi
Commission # DD564186
Expires: JUNE 14, 2010
BONDED THRU ATLANTIC BONDING CO., INC.

Notary Public

Printed, typed or stamped name

ALAN & CINDY BEHAR
354 GOLDEN BEACH DRIVE
GOLDEN BEACH, FL. 33160

BRAINTREE LTD.
C/O PABLO NAVAS
188 EAST 70TH STREET
NEW YORK, N.Y. 10021

JOSEPH L. SAKA TRUST
264 SOUTH PARKWAY.
GOLDEN BEACH, FL. 33160

LAS PRINCESAS
296 SOUTH PARKWAY
GOLDEN BEACH, FL. 33160

ALAN WOLFSON
368 GOLDEN BEACH DRIVE
GOLDEN BEACH, FL. 33160

301 CENTER LLC
18901 NE 29TH AVEN, STE 101
AVENTURA, FL. 33180

ANNETTE WILLIS
371 GOLDEN BEACH DRIVE
GOLDEN BEACH, FL. 33160

PAUL GROLL
170 SOUTH ISLAND DRIVE
GOLDEN BEACH, FL. 33160

FRANKLIN & MARJORIE
VENTURA
375 GOLDEN BEACH DRIVE
GOLDEN BEACH, FL. 33160

MATRIX ENTERPRISES USA
LLC
313 CENTER ISLAND DRIVE
GOLDEN BEACH, FL. 33160

SUZANNE C AND ISAAC
MENDAL TRUST
378 GOLDEN BEACH DRIVE
GOLDEN BEACH, FL. 33160

ALFREDO FERNANDEZ
GALLARDO AND AMY PANTIN
SHORT
4000 HOLLYWOOD BLVD, #555S
HOLLYWOOD, FL. 33021

ZOFIA & BARBARA WALASEK
383 GOLDEN BEACH DRIVE
GOLDEN BEACH, FL. 33160

VOLODYMYR SYMONENKO &
OKSANA KIRPENKO
386 GOLDEN BEACH, DRIVE
GOLDEN BEACH, FL. 33160

ROBERT & ALLISON
FRIEDMAN
387 GOLDEN BEACH DRIVE
GOLDEN BEACH, FL. 33160

ERIC & KERYN FISHMAN
390 GOLDEN BEACH DRIVE
GOLDEN BEACH, FL. 33160

MELINDA ALMONTE
395 GOLDEN BEACH DRIVE
GOLDEN BEACH, FL. 33160



TOWN OF GOLDEN BEACH
1 Golden Beach Drive
Golden Beach, Fl. 33160

AGENDA
BUILDING REGULATION ADVISORY BOARD
April 18, 2017 at 6pm

- A. CALL MEETING TO ORDER:** 6:00pm
- B. BOARD ATTENDANCE:** Isaac Murciano (6:03pm), Jerome Hollo, Zvi Shiff and Alan Macken
Absent: Eric Cohen, Stephanie Halfen
- C. STAFF ATTENDANCE:** Michael Miller-Michael Miller Planning, Linda Epperson-Director, Building and Zoning
Councilmember Jaime Mendal was introduced to the Board.
- D. APPROVAL OF MINUTES:** March 14, 2017
Motion made by Zvi Shiff to approve the minutes, Seconded by Alan Macken
On roll call: Alan Macken-Aye, Jerome Hollo-Aye, Zvi Shiff-Aye
Motion passed 3 – 0
- E. REQUEST FOR ADDITIONS, DEFERRALS, DELETIONS & WITHDRAWALS**
- F. VARIANCE REQUEST(S):**
1. Volodymry Symonenko and Oksana Kirpenko
386 Golden Beach Drive
Golden Beach, FL. 33160

Property Address: 386 Golden Beach Dr, Golden Beach, FL. 33160
Folio No: 19-1235-005-0720

Brie Crocus, Ocean Consulting spoke on behalf of the applicant Michael Miller – Michael Miller Planning spoke on his comments and his memorandum was entered into the record.
Councilmember Mendal asked a question about the dock and seawall. Melinda Altmonte sent an email in opposition to the dock request.

Construction of a dock and reconstruction of an existing seawall.

Relief from Town Code Section 46-84 General specifications for docks

No dock shall be permitted to be constructed, repaired, or reconstructed within the limits of the Town which shall extend more than six feet outside the lot property line into an inside (width of 100 feet or less) waterway nor more than ten feet outside the lot property line into an outside (width greater than 100 feet) waterway.

Request is to allow the dock to extend out into the waterway at 9'.4" outside the 6' maximum allowed by the code.

In accordance with Town Code Section 66-41, "authorized, general procedure", pertaining to variances, the board considered all evidence and testimony presented by the applicant, the public and the Town and made a finding that the applicant has complied with the seven criteria.

A motion was made by Isaac Murciano to recommend approval of the item as presented, Seconded by Alan Macken.

On roll call: Isaac Murciano-Nay, Jerome Hollo-Nay and Zvi Shiff-Nay and Alan Macken-Nay.

Motion to recommend approval failed 4 – 0

Relief from Town Code Sec. 46-81. - Extension of seawall into waterways.

No part of any seawall, including slabs may extend beyond any lot property line into any waterway in the Town. The piles and cap beam may encroach into the waterway, if approved by the agency having jurisdiction.

Request is to allow the seawall to encroach into the waterway outside of the property line at 3.9'

In accordance with Town Code Section 66-41, "authorized, general procedure", pertaining to variances, the board considered all evidence and testimony presented by the applicant, the public and the Town and made a finding that the applicant has complied with the seven criteria.

A motion was made by Isaac Murciano to recommend approval of the item as presented, Seconded by Zvi Shiff

On roll call: Isaac Murciano-Aye, Jerome Hollo-Aye and Zvi Shiff-Aye and Alan Macken-Aye.

Motion to recommend approval passed 4 – 0

Alan Macken left the meeting at 6:35pm

G. OLD BUSINESS:

H. NEW BUSINESS:

2. Jeremy Alters Trs.
Jeremy Alters Rev Trust Agreement
277 Ocean Boulevard
Golden Beach, FL. 33160

Property Address: 277 Ocean Boulevard, Golden Beach, FL. 33160

Folio No: 19-1235-003-0280

Martin Littman spoke on behalf of the applicant
Michael Miller – Michael J. Miller Planning spoke on his comments
and his memorandum was entered into the record.

Addition and exterior remodel of an existing residence.

A motion was made by Isaac Murciano to approve the item as
presented, Seconded by Zvi Shiff
On roll call: Isaac Murciano-Aye, Jerome Hollo-Aye and Zvi Shiff-Aye.
Motion to approve passed 3 – 0

3. Alberto and Gay Peisach
588 North Island Drive
Golden Beach, FL. 33160

Property Address: 588 North Island Dr, Golden Beach, FL. 33160
Folio No: 19-1235-006-0950

Joseph Kahler Architect spoke on this item.
Michael Miller – Michael J. Miller Planning spoke on his comments
and his memorandum was entered into the record.

Exterior modifications and interior renovations to an existing residence

A motion was made by Isaac Murciano to approve the item as
presented, Seconded by Zvi Shiff
On roll call: Isaac Murciano-Aye, Jerome Hollo-Aye and Zvi Shiff-Aye.
Motion to approve passed 3 – 0

**I PRELIMINARY DESIGN REVIEWS - ITEMS FOR DISCUSSION AND
POSSIBLE APPROVAL**

4. Alexander and Jan Hockman
151 Golden Beach Drive
Golden Beach, FL. 33160

Property Address: 151 Golden Beach Dr, Golden Beach, FL. 33160
Folio No: 19-1235-005-0760

Addition and remodel of an existing residence.

Withdrawn for future meeting awaiting approval of new Ordinance
changing side setbacks for undersized lots.

J. ADJOURNMENT 7:00pm

PURSUANT TO FLA. STATUTE 286.0105, THE TOWN HEREBY ADVISES THE PUBLIC THAT: IF A PERSON DECIDES TO
APPEAL ANY DECISION MADE BY THIS BOARD WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR
HEARING, HE WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR THAT SUCH PURPOSE, AFFECTED PERSONS MAY
NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE
TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. THIS NOTICE DOES NOT CONSTITUTE CONSENT
BY THE TOWN FOR THE INTRODUCTION OR ADMISSION OF OTHER INADMISSIBLE OR IRRELEVANT EVIDENCE, NOR DOES I

Linda Epperson

From: Melinda Almonte <scarveyalmonte@bellsouth.net>
Sent: Monday, April 17, 2017 2:09 PM
To: Linda Epperson
Subject: FW: Variance for dock at 386 Golden Beach Drive

From: Melinda Almonte [mailto:scarveyalmonte@bellsouth.net]
Sent: Sunday, April 16, 2017 6:23 PM
To: 'alexdiuz@goldenbeach.us' <alexdiuz@goldenbeach.us>
Subject: Variance for dock at 386 Golden Beach Drive

Dear Mr. Diaz, I am opposed to granting a variance for the construction of a dock at 386 Golden Beach Drive for over an additional 3 feet into the waterway. It would be an eyesore and would devalue the properties that are nearby by its unsightly protrusion, not to mention boats passing through the waterway being impeded. Additionally, it sets a very detrimental precedent for future requests for variances of this nature. Please submit my comments to the Building and Regulation Board and the Town Council. Thank-you, Melinda Almonte

MAR 14 2017

APPROVED
DISAPPROVED
VARIANCE REQ:

SKETCH OF BOUNDARY AND TOPOGRAPHIC SURVEY OF: **386 GOLDEN BEACH DR., GOLDEN BEACH, FL**

LEGEND:

- M.D.C.R. MIAMI-DADE COUNTY RECORDS
- L.B. LICENSED BUSINESS
- ID. IDENTIFICATION
- P.B. PLAT BOOK
- PG(S) PAGE(S)
- A/C AIR CONDITIONING UNIT(S)
- P.I. POINT OF INTERSECTION
- TRAV. PT. TRAVERSE POINT
- (P) DENOTES INFORMATION BASED PLATS OF RECORD
- (C) CALCULATED
- F.F.E. FINISHED FLOOR ELEVATION
- CL CENTERLINE
- NGVD 29 NATIONAL GEODETIC VERTICAL DATUM OF 1929
- CATCH BASIN
- WIRE PULL BOX
- TELEPHONE BOX
- WATER METER
- ELECTRICAL METER
- SEWER VALVE
- MAILBOX
- VIEW 1
- BREAK IN LINE SCALE
- 2.6' SURFACE ELEVATION



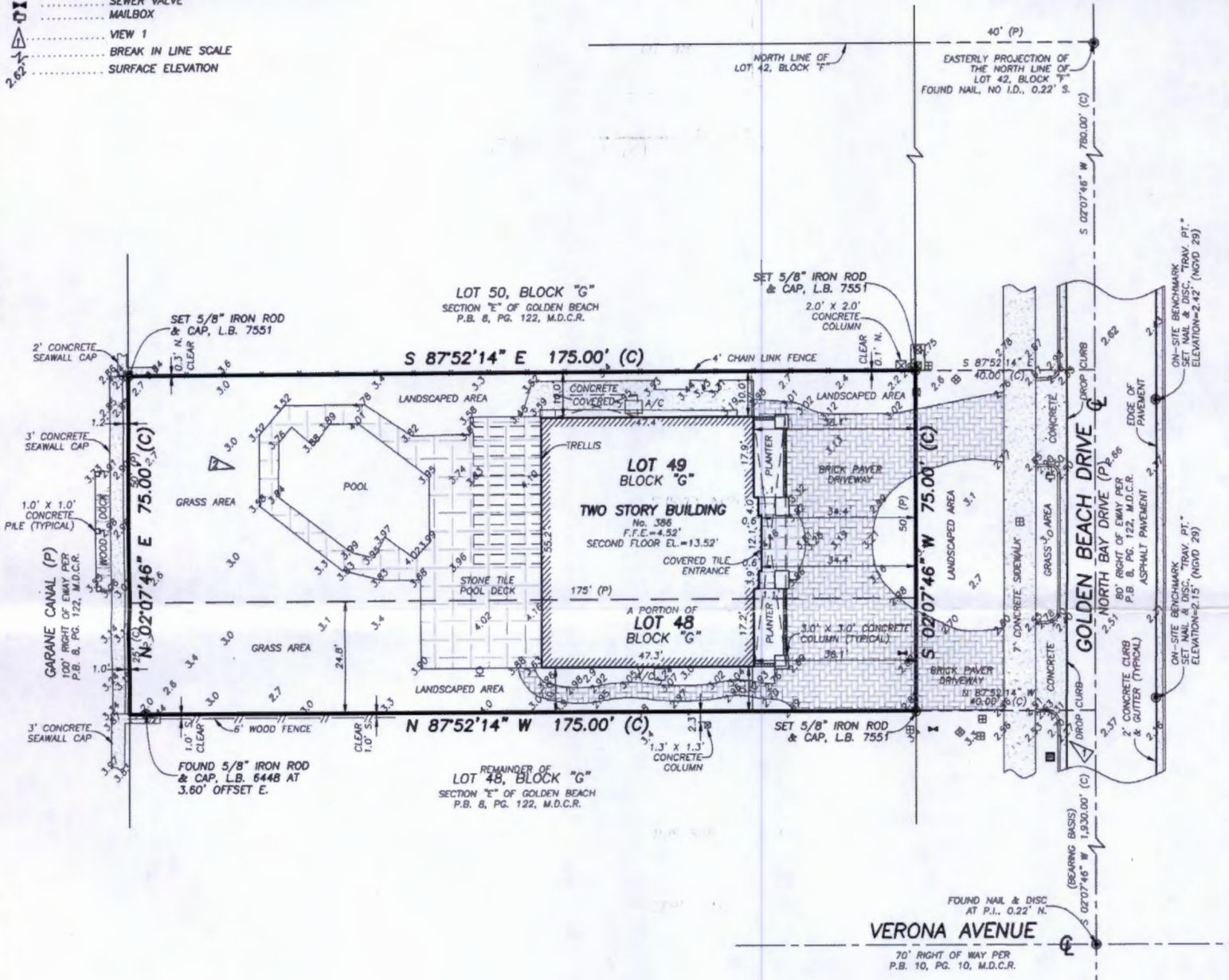
VIEW 1
NOT TO SCALE



VIEW 2
NOT TO SCALE



LOCATION MAP
NOT TO SCALE



LEGAL DESCRIPTION:

LOT 49 AND THE NORTH 1/2 OF LOT 48, BLOCK "G", OF SECTION "E" OF GOLDEN BEACH, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 8, PAGE 122, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA.

SURVEY NOTES:

1. THIS SURVEY REPRESENTS A BOUNDARY AND TOPOGRAPHIC SURVEY AS DEFINED BY STANDARDS OF PRACTICE FOR SURVEYING AND MAPPING, CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODES. THIS SURVEY IS NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
2. THE BEARINGS SHOWN HEREON ARE BASED ON A BEARING OF S. 02°07'46" W., ALONG THE CENTERLINE OF GOLDEN BEACH DRIVE AND REFER TO THE FLORIDA STATE PLANE COORDINATES SYSTEM, EAST ZONE, 1983 (1990) ADJUSTMENT.
3. THE PROPERTY SHOWN HEREON LIES WITHIN FLOOD ZONES AE, ELEVATION=7' (NGVD 29), AS SHOWN IN FLOOD INSURANCE RATE MAP NUMBER 12086C 0153 L, COMMUNITY NUMBER 120642, TOWN OF GOLDEN BEACH, MIAMI-DADE COUNTY, FLORIDA. MAP REVISED DATE: SEPTEMBER 11, 2009.
4. THE SYMBOLS REFLECTED IN THE LEGEND AND ON THIS SURVEY MAY HAVE BEEN ENLARGED FOR CLARITY. THE SYMBOLS HAVE BEEN PLOTTED AT THE CENTER OF THE FIELD LOCATION AND MAY NOT REPRESENT THE ACTUAL SHAPE OR SIZE OF THE FEATURE.
5. THE INFORMATION DEPICTED ON THIS SURVEY REPRESENTS THE RESULTS OF A FIELD SURVEY ON THE DATE INDICATED AND CAN ONLY BE CONSIDERED AS A REPRESENTATION OF THE GENERAL CONDITIONS EXISTING AT THAT TIME.
6. THE INFORMATION CONTAINED IN THIS DOCUMENT WAS PREPARED BY EXACTA COMMERCIAL SURVEYORS, INC. EXACTA HAS TAKEN ALL REASONABLE STEPS TO ENSURE THE ACCURACY OF THIS DOCUMENT. WE CANNOT GUARANTEE THAT ALTERATIONS AND/OR MODIFICATIONS WILL NOT BE MADE BY OTHERS AFTER IT LEAVES OUR POSSESSION. THIS DOCUMENT MUST BE COMPARED TO THE ORIGINAL HARD COPY (WHICH BEARS THE RAISED SURVEYOR'S CERTIFICATION SEAL, IF APPLICABLE) TO ENSURE THE ACCURACY OF THE INFORMATION CONTAINED HEREON AND TO FURTHER ENSURE THAT ALTERATIONS AND/OR MODIFICATIONS HAVE NOT BEEN MADE. EXACTA MAKES NO WARRANTIES, EXPRESS OR IMPLIED, CONCERNING THE ACCURACY OF THE INFORMATION CONTAINED IN THIS OR ANY DOCUMENT TRANSMITTED OR REVIEWED BY COMPUTER OR OTHER ELECTRONIC MEANS. CONTACT EXACTA DIRECTLY FOR VERIFICATION OF ACCURACY.
7. THE SURVEYOR DID NOT INSPECT THE PROPERTY SHOWN HEREON FOR ENVIRONMENTAL HAZARDS.
8. THE PROPERTY SHOWN HEREON CONTAINS 13,125 SQUARE FEET (0.30 ACRES), MORE OR LESS.
9. OWNERSHIP OF WALLS OR FENCES WAS NOT DETERMINED.

SURVEY NOTES:

10. SUBSURFACE UTILITIES, FOUNDATIONS AND ENCROACHMENTS WERE NOT LOCATED AND ARE NOT SHOWN HEREON. THIS SITE COULD HAVE UNDERGROUND INSTALLATIONS THAT ARE NOT SHOWN HEREON. BEFORE DESIGN, CONSTRUCTION OR EXCAVATION, CONTACT SUNSHINE STATE ONE CALL OF FLORIDA (1-800-432-4770) AND THE APPROPRIATE UTILITY COMPANIES FOR FIELD VERIFICATION OF UTILITIES. THIS SURVEY IS LIMITED TO ABOVEGROUND FEATURES ONLY.
11. TREES, HEDGES, ORNAMENTAL PLANTS, IRRIGATION LINES, WELLS AND SPRINKLERS HEADS (IF ANY), NOT LOCATED OR SHOWN HEREON.
12. EXACTA COMMERCIAL SURVEYORS, INC., DID NOT SEARCH THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA FOR OWNERSHIP, RIGHTS-OF-WAY, EASEMENTS OR OTHER MATTERS AFFECTING THE PROPERTY BEING SURVEYED. THERE MAY BE ADDITIONAL RESTRICTIONS NOT SHOWN ON THIS SURVEY THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY.
13. ADDITIONS OR DELETIONS TO SURVEY MAPS OR REPORTS BY OTHER THAN THE SIGNING PARTY OR PARTIES ARE PROHIBITED WITHOUT WRITTEN CONSENT OF THE SIGNING PARTY OR PARTIES.
14. THE ELEVATIONS SHOWN HEREON ARE BASED ON A MIAMI-DADE COUNTY BENCHMARK "E 202" AND REFER TO THE NATIONAL GEODETIC VERTICAL DATUM OF 1929 (NGVD 29). THE MARK IS A PK NAIL AND BRASS WASHER SET ON CONCRETE RIM OF STORM DRAIN MANHOLE AND IS LOCATED 57 FEET NORTH OF THE CENTERLINE OF THE STRAND AND 43 FEET EAST OF THE CENTERLINE OF HIGHWAY A-1-A. ELEVATION=9.34.

THIS SURVEY IS CERTIFIED TO:

OXSANA KIRPENKO.

CERTIFICATE:

THIS IS TO CERTIFY THAT THIS BOUNDARY AND TOPOGRAPHIC SURVEY WAS MADE UNDER MY RESPONSIBLE CHARGE AND IS ACCURATE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

JAVIER DE LA ROCHA
PROFESSIONAL SURVEYOR AND MAPPER NO. 6080
STATE OF FLORIDA

javier@exactacomm.com
EXACTA COMMERCIAL SURVEYORS, INC. L.B. 7551

TELEPHONE NO. 561-314-0769

FAX NO. 561-314-0770

EXACTA
COMMERCIAL LAND SURVEYORS

L.B. 7551

3460 FAIRLANE FARMS ROAD, SUITE 6, WELLINGTON, FL. 33414

SEAL

NOT VALID UNLESS SEALED HERE WITH AN EMBOSSED SURVEYOR'S SEAL

SKETCH OF BOUNDARY AND TOPOGRAPHIC SURVEY
LOT 49 AND THE NORTH 1/2 OF LOT 48
BLOCK "G"

SECTION "E" OF GOLDEN BEACH
PLAT BOOK 8, PAGE 122, M.D.C.R.

386 GOLDEN BEACH DRIVE, GOLDEN BEACH, FL 33160

CLIENT: OXSANA KIRPENKO

DATE: 02/05/16

DRAWN BY: J.E.C.

CHECKED BY: JDLR

LAST FIELD DATE: 02/05/16

REVISIONS

JOB NO.

FL1602-0130

SHEET NO.

01

OF

01

MAR 14 2017

**386 GOLDEN BEACH DR.
WATERFRONT
IMPROVEMENT
PROJECT**
Golden Beach, Florida

CLIENT:
Ms. Oksana Kirpenko
386 Golden Beach Drive
Golden Beach, FL 33160

ENVIRONMENTAL CONSULTANT:
**OCEAN
CONSULTING, LLC**
340 Minorca Avenue, Suite 7
Coral Gables, Florida 33134
Tel: (305) 921-9344
Fax: (305) 677-3254

CONTRACTOR:
**SOUTH EAST MARINE
CONSTRUCTION**
404 NE 38th Street
Oakland Park, Florida 33334
Tel: (954) 630-2300
Fax: (954) 630-2381
License # CGC060467

PROJECT ENGINEER:

SEAL / SIGNATURE / DATE



PERMIT DRAWINGS

Issue #	Issue Date
①	September 1, 2016
②	October 19, 2016
③	November 28, 2016

PROJECT: 16-5850

**PROJECT LOCATION &
NOTES**

SCALE: AS SHOWN
SHEET NO.

S-1

GENERAL NOTES:

- ELEVATIONS SHOWN REFER TO THE NATIONAL GEODETIC VERTICAL DATUM (NGVD) OF 1929.
- ALL DIMENSIONS ON PLANS ARE SUBJECT TO VERIFICATION IN THE FIELD.
- IT IS THE INTENT OF THESE PLANS TO BE IN ACCORDANCE WITH APPLICABLE CODES AND AUTHORITIES HAVING JURISDICTION. ANY DISCREPANCIES BETWEEN THESE PLANS AND APPLICABLE CODES SHALL BE IMMEDIATELY BROUGHT TO THE ATTENTION OF ENGINEER BEFORE PROCEEDING WITH WORK. CONTRACTOR AND ALL SUBCONTRACTORS ARE RESPONSIBLE FOR ALL LINES, ELEVATIONS, AND MEASUREMENTS IN CONNECTION WITH THEIR WORK.
- IT IS THE INTENT OF THESE PLANS AND THE RESPONSIBILITY OF THE CONTRACTOR TO COMPLY WITH LOCAL, STATE, AND FEDERAL ENVIRONMENTAL PERMITS ISSUED FOR THIS PROJECT. IT SHALL BE THE CONTRACTOR'S RESPONSIBILITY TO FAMILIARIZE AND GOVERN HIMSELF BY ALL PROVISIONS OF THESE PERMITS.
- APPLICABLE BUILDING CODE: FLORIDA BUILDING CODE, 2014 EDITION (AND CURRENT ADDENDUMS).
- APPROVED CONTRACTOR TO DETERMINE THE SUITABILITY OF EXISTING STRUCTURES AND VERIFY ALL DIMENSIONS. THE APPROVED CONTRACTOR IS RESPONSIBLE FOR ALL METHODS, MEANS, SEQUENCES AND PROCEDURES OF WORK.
- DO NOT SCALE DRAWINGS FOR DIMENSIONS.
- CONTRACTOR TO VERIFY LOCATION OF EXISTING UTILITIES PRIOR TO COMMENCING WORK.
- CONTRACTOR TO PROPERLY FENCE AND SECURE AREA WITH BARRICADES.
- ANY DEVIATION AND/OR SUBSTITUTION FROM THE INFORMATION PROVIDED HEREIN SHALL BE SUBMITTED TO THE ENGINEER FOR APPROVAL PRIOR TO COMMENCEMENT OF WORK.
- ALL NEW MATERIALS AND/OR PATCHWORK SHALL BE PROVIDED TO MATCH EXISTING MATERIALS AND/OR ADJOINING WORK WHERE PRACTICAL EXCEPT AS SPECIFICALLY NOTED HEREIN.
- LICENSED CONTRACTOR SHALL USE ALL POSSIBLE CARE TO PROTECT ALL EXISTING MATERIALS, SURFACES, AND FURNISHINGS FROM DAMAGE DURING ALL PHASES OF CONSTRUCTION.
- THE LICENSED CONTRACTOR TO INSTALL AND REMOVE ALL SHORING AND BRACING AS REQUIRED FOR THE PROPER EXECUTION OF THE WORK.
- ALL NEW WORK AND/OR MATERIALS SHALL CONFORM TO ALL REQUIREMENTS OF EACH ADMINISTRATIVE BODY HAVING JURISDICTION IN EACH PERTAINING CIRCUMSTANCE.
- THE CONTRACTOR WILL EMPLOY AND MAINTAIN ADEQUATE SEDIMENT AND EROSION CONTROL MEASURES TO PROTECT BISCAYNE BAY FROM SEDIMENT AND CONSTRUCTION DEBRIS.

BOLTS

- ALL BOLTS SHALL BE STAINLESS STEEL, UNLESS OTHERWISE NOTED.

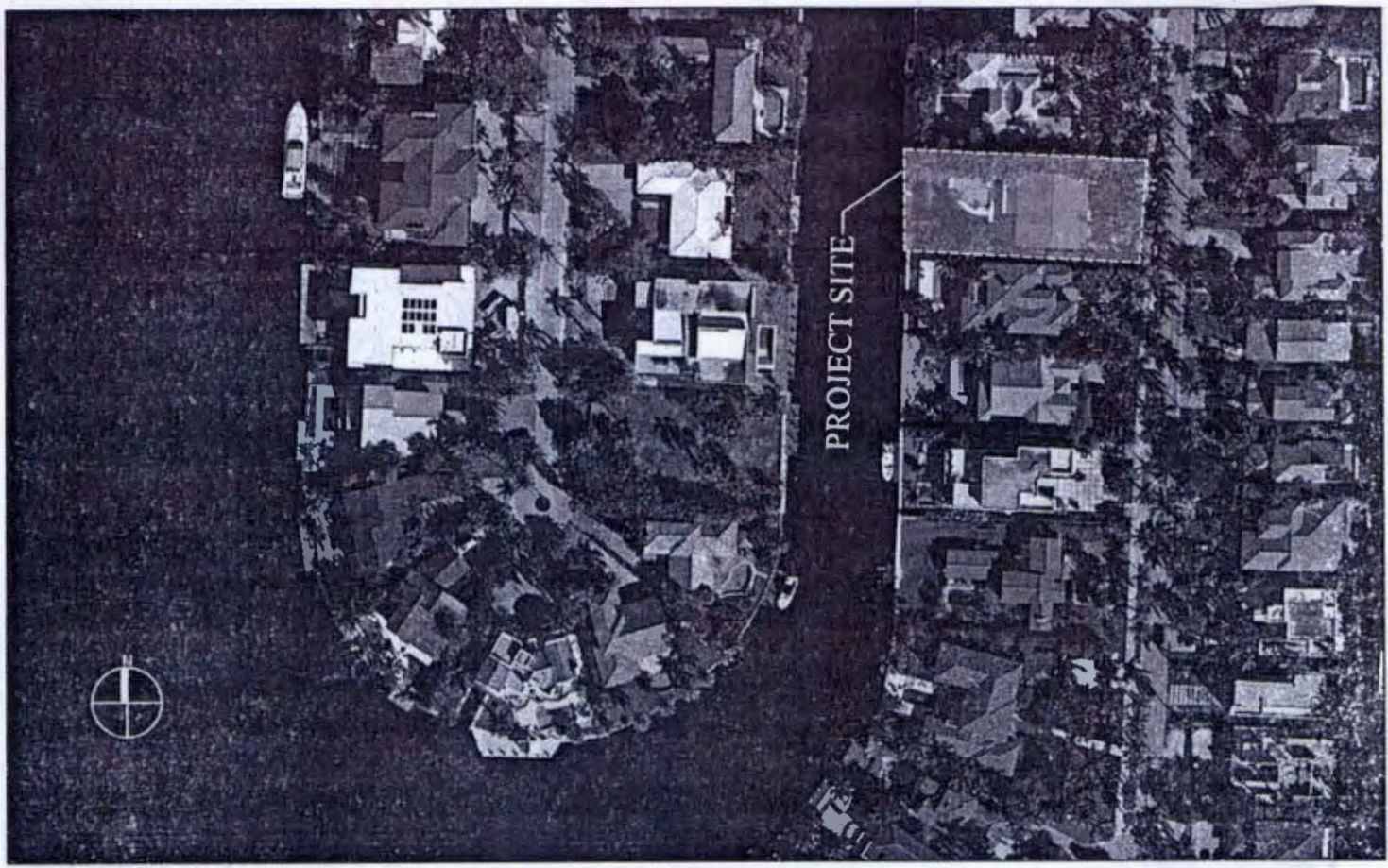
WOOD

- PRIMARY WOOD FRAMING MEMBERS SHALL BE NUMBER 1 PRESSURE TREATED SOUTHERN PINE OR BETTER.
- ALL DIMENSIONS ON PLANS ARE SUBJECT TO VERIFICATION IN THE FIELD.

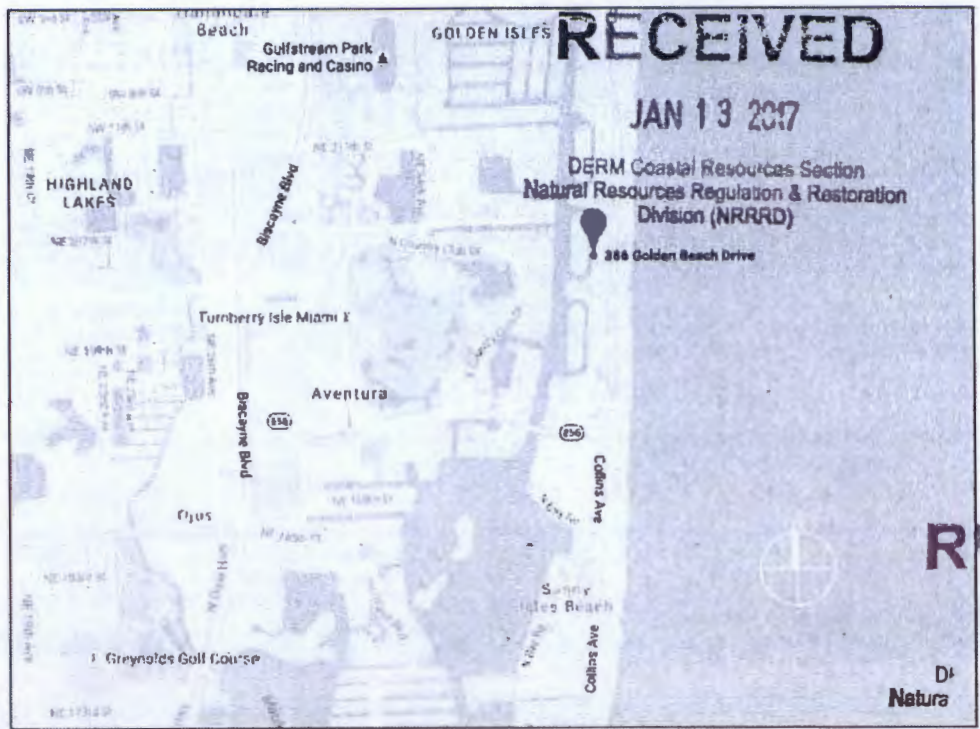
DOCK: LL 60 PSF

PILE DRIVING NOTES

- PILE DRIVING OPERATIONS SHALL BE OBSERVED BY A SPECIAL INSPECTOR, INCLUDING TEST PILES SUFFICIENT TO DETERMINE THE APPROXIMATE LENGTH REQUIRED TO MEET DESIGN CAPACITY.
- PILES SHALL BE DRIVEN USING AN APPROVED CUSHION BLOCK CONSISTING OF MATERIAL SO ARRANGED SO AS TO PROVIDE THE TRANSMISSION OF THE HAMMER ENERGY.
- PILES SHALL BE DRIVEN TO REQUIRED CAPACITY A MIN 12" INTO BERM.
- PILES SHALL BE DRIVEN WITH A DROP HAMMER OR GRAVITY HAMMER PROVIDED THE HAMMER SHALL WEIGH NO LESS THAN 3,000 POUNDS, AND THE FALL OF THE HAMMER SHALL NOT EXCEED 6 FT.
- PILES SHALL BE DRIVEN WITH A VARIATION OF NOT MORE THAN 1/4" PER FOOT FROM THE VERTICAL, OR FROM THE BATTER LINE INDICATED, WITH A MAX VARIATION OF THE HEAD OF THE PILE FROM THE POSITION SHOWN ON THE PLANS OF NOT MORE THAN 3".
- WHERE PILING MUST PENETRATE STRATA OFFERING HIGH RESISTANCE TO DRIVING, THE STRUCTURAL ENGINEER OF RECORD OR SPECIAL INSPECTOR MAY REQUIRE THAT PILES BE SET IN PRE-DRILLED OR PUNCHED HOLES. THE PILES SHALL REACH THEIR FINAL PENETRATION BY DRIVING.



LOCATION MAP AND LEGAL DESCRIPTION



PROJECT SITE LOCATION:
386 Golden Beach Dr.
Golden Beach, FL 33160

LATITUDE: 25°57'56.21"N
LONGITUDE: 80° 7'17.37"W

FOLIO No.: 19-1235-005-0720

LEGAL DESCRIPTION:
GOLDEN BEACH SEC E PB 8-122
N1/2 OF LOT 48 & LOT 49 BLK G
LOT SIZE 75.000 X 175

OR 17041-3771 1235 4 (CORR DEED)
CG-2016-0292

**NERR - NATURAL RESOURCES DIVISION
PRELIMINARY APPROVAL**
NAME Mehelie Metcalfe
DATE 1/13/17

MAR 14 2017

G A R A N E C A N A

APPROVED
 DISAPPROVED
 VARIATION

RECEIVED

JAN 13 2017

DERM Coastal Resources Section
 Natural Resources Regulation & Restoration
 Division (NRRRD)

**386 GOLDEN BEACH DR.
 WATERFRONT
 IMPROVEMENT
 PROJECT**
 Golden Beach, Florida

CLIENT:
Ms. Oksana Kirpenko
 386 Golden Beach Drive
 Golden Beach, FL 33160

ENVIRONMENTAL CONSULTANT:
**OCEAN
 CONSULTING, LLC**
 340 Minorca Avenue, Suite 7
 Coral Gables, Florida 33134
 Tel: (305) 921-9344
 Fax: (305) 677-3254

CONTRACTOR:
**SOUTH EAST MARINE
 CONSTRUCTION**
 404 NE 38th Street
 Oakland Park, Florida 33334
 Tel: (954) 630-2300
 Fax: (954) 630-2381
 License # CGC060467

PROJECT ENGINEER:

SEAL / SIGNATURE / DATE

[Handwritten Signature]
 1/13/17

PERMIT DRAWINGS

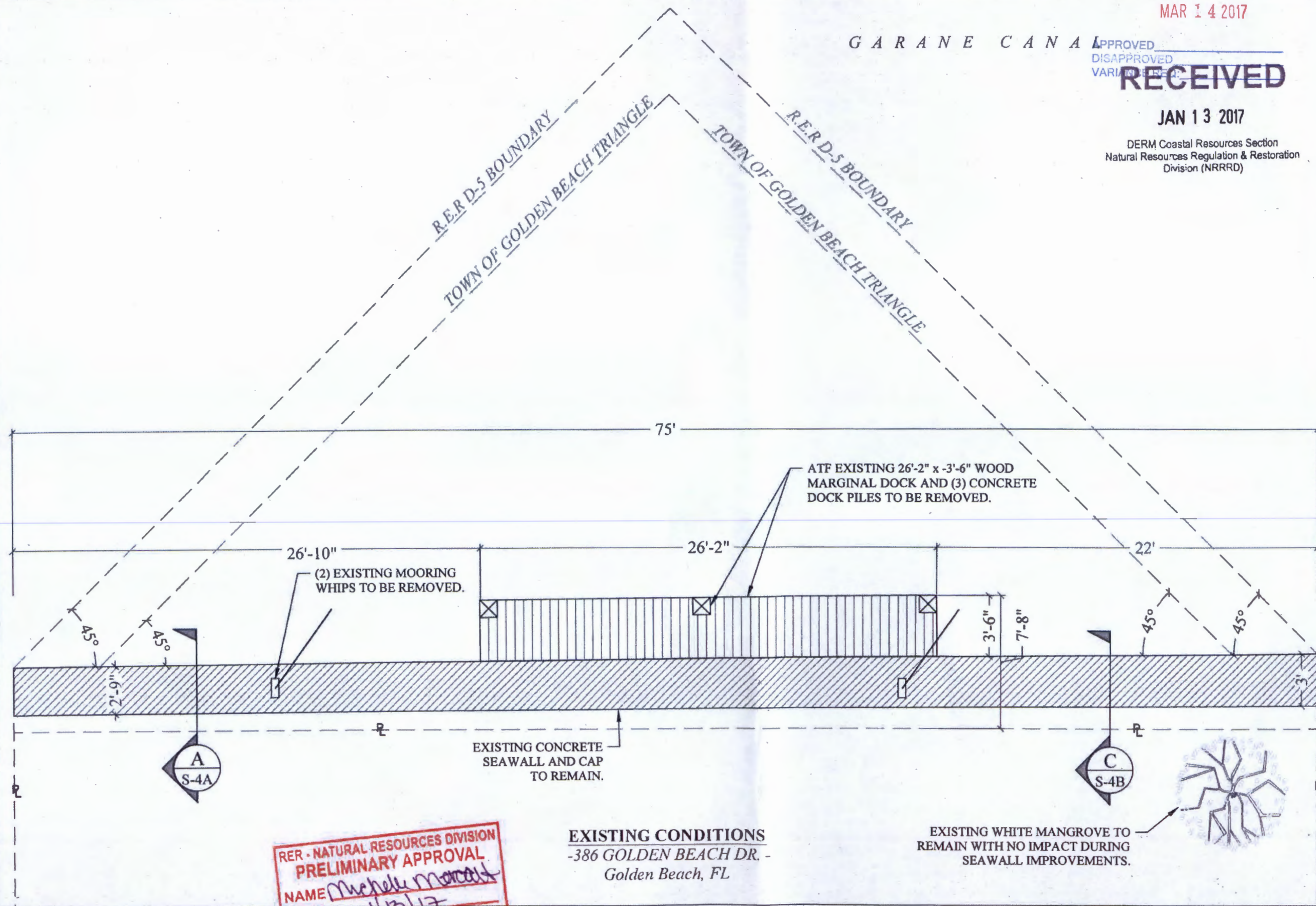
Issue #	Issue Date
①	September 1, 2016
②	October 19, 2016
③	November 28, 2016

PROJECT: 16-5850

EXISTING CONDITIONS

SCALE: AS SHOWN
 SHEET NO.

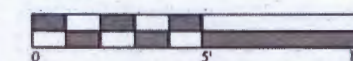
S-2



**RER - NATURAL RESOURCES DIVISION
 PRELIMINARY APPROVAL**
 NAME *Michelle Moroz*
 DATE *1/13/17*

EXISTING CONDITIONS
 -386 GOLDEN BEACH DR. -
 Golden Beach, FL

EXISTING WHITE MANGROVE TO
 REMAIN WITH NO IMPACT DURING
 SEAWALL IMPROVEMENTS.



SCALE: 3/16" = 1"

MAR 14 2017

APPROVED _____
 DISAPPROVED _____
 G A V R I A N C E: CANAL

RECEIVED

JAN 13 2017

DERM Coastal Resources Section
 Natural Resources Regulation & Restoration
 Division (NRRRD)

RER - NATURAL RESOURCES DIVISION
 PRELIMINARY APPROVAL
 NAME *M. M. M. M.*
 DATE *1/13/17*

386 GOLDEN BEACH DR.
 WATERFRONT
 IMPROVEMENT
 PROJECT

Golden Beach, Florida
 CLIENT:
Ms. Oksana Kirpenko
 386 Golden Beach Drive
 Golden Beach, FL 33160

ENVIRONMENTAL CONSULTANT:
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PROJECT ENGINEER:

SEAL / SIGNATURE / DATE

[Handwritten Signature]
1/13/17

PERMIT DRAWINGS

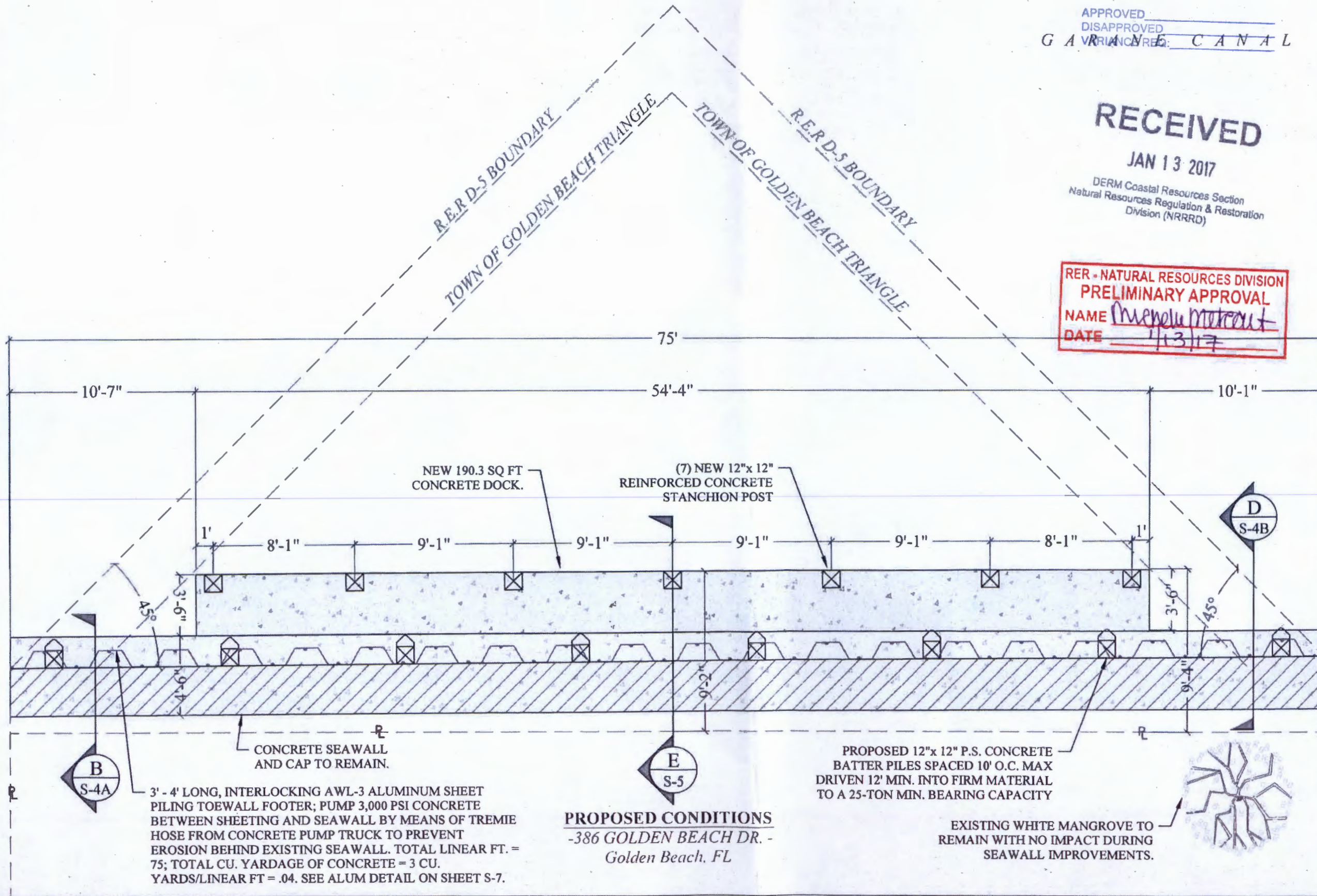
Issue #	Issue Date
①	September 1, 2016
②	October 19, 2016
③	November 28, 2016

PROJECT: 16-5850

EXISTING CONDITIONS

SCALE: AS SHOWN
 SHEET NO.

S-2



PROPOSED CONDITIONS
 -386 GOLDEN BEACH DR. -
 Golden Beach, FL

**386 GOLDEN BEACH DR.
WATERFRONT
IMPROVEMENT
PROJECT**
Golden Beach, Florida

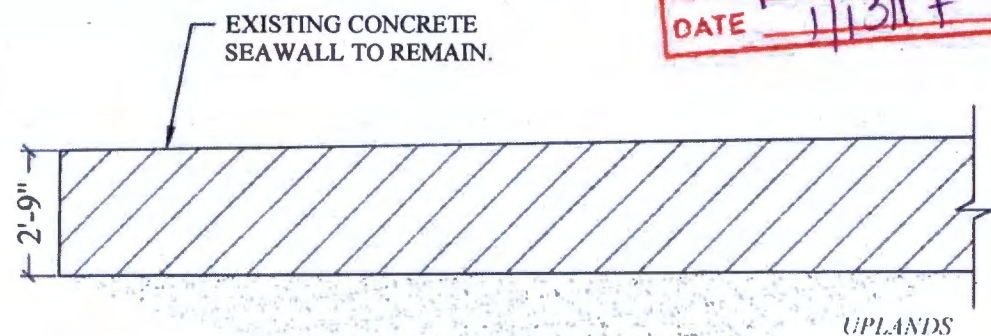
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386 Golden Beach Drive
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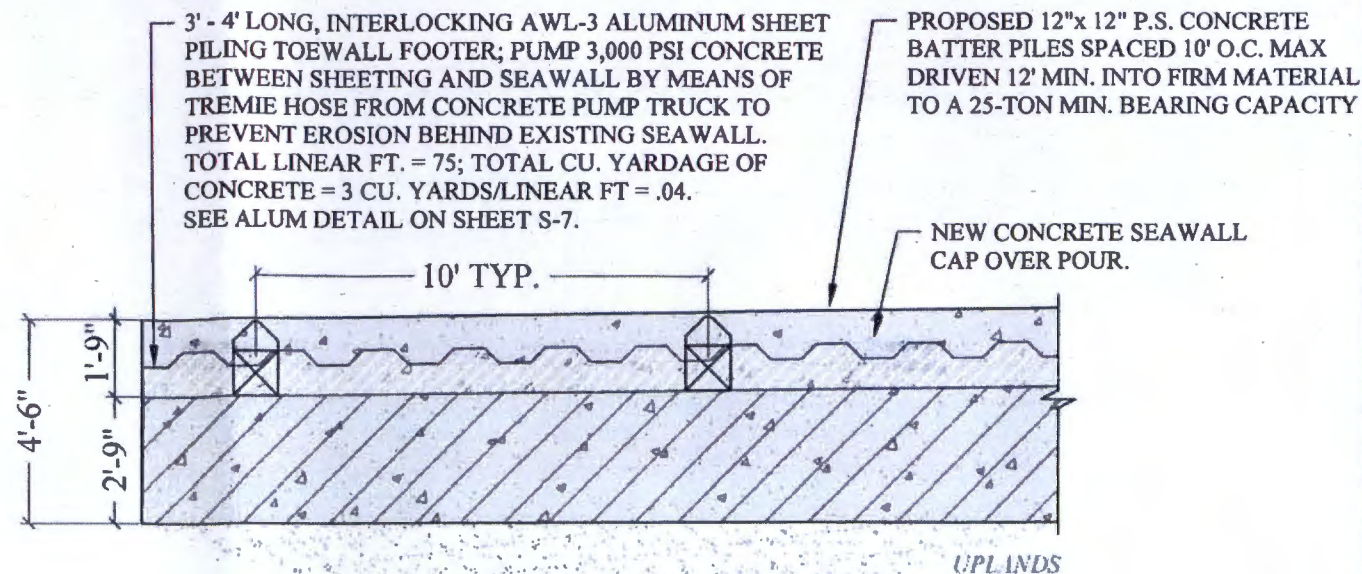
CONTRACTOR:
**SOUTH EAST MARINE
CONSTRUCTION**
404 NE 38th Street
Oakland Park, Florida 33334
Tel: (954) 630-2300
Fax: (954) 630-2381
License # CGC060467

PROJECT ENGINEER:

**RER - NATURAL RESOURCES DIVISION
PRELIMINARY APPROVAL**
NAME *Menele Hilkat*
DATE *1/13/17*



TYP. SEAWALL SECTION A
SCALE: 1/4" = 1'-0"
S-4A



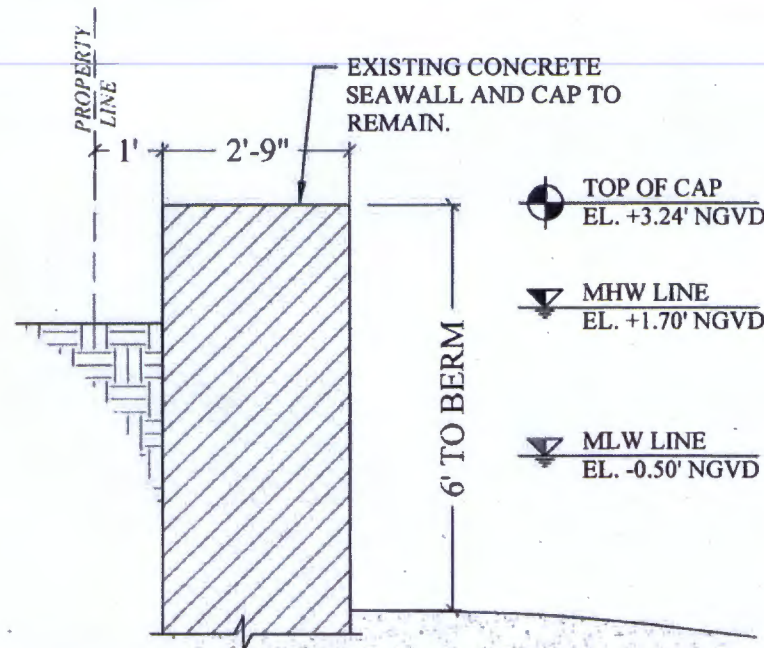
TYP. SEAWALL SECTION B
SCALE: 1/4" = 1'-0"
S-4A

RECEIVED

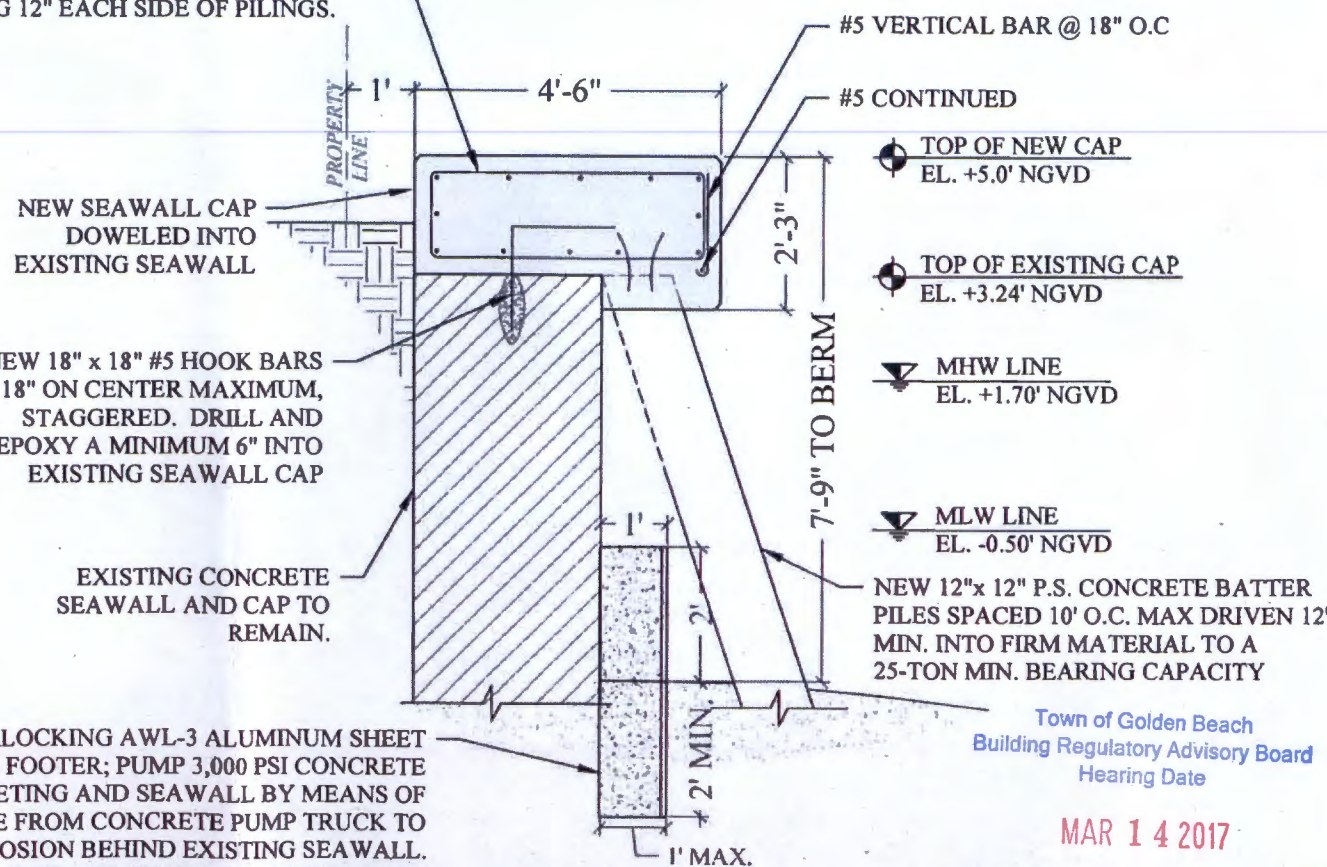
JAN 13 2017

DERM Coastal Resources Section
Natural Resources Regulation & Restoration
Division (NRRRD)

NEW 4'-6" REINFORCED CONCRETE SEAWALL
CAP OVER POUR WITH 3/4 CHAMFERED
EDGES. USE (5) #5 BARS TOP; (2) #5 BARS
MIDDLE; (5) #5 BARS BOTTOM; AND #3
HOOPS AT 12" O.C., 3" O.C. OVER ALL PILING
EXTENDING 12" EACH SIDE OF PILING.



EXISTING SEAWALL SECTION A
SCALE: 3/8" = 1'-0"
S-4A



CONCRETE OVER POUR SECTION B
SCALE: 3/8" = 1'-0"
S-4A

SEAL / SIGNATURE / DATE

[Handwritten Signature]
1/13/17

PERMIT DRAWINGS

Issue #	Issue Date
①	September 1, 2016
②	October 19, 2016
③	November 28, 2016

PROJECT: 16-5850

**SEAWALL SECTION
DETAILS**

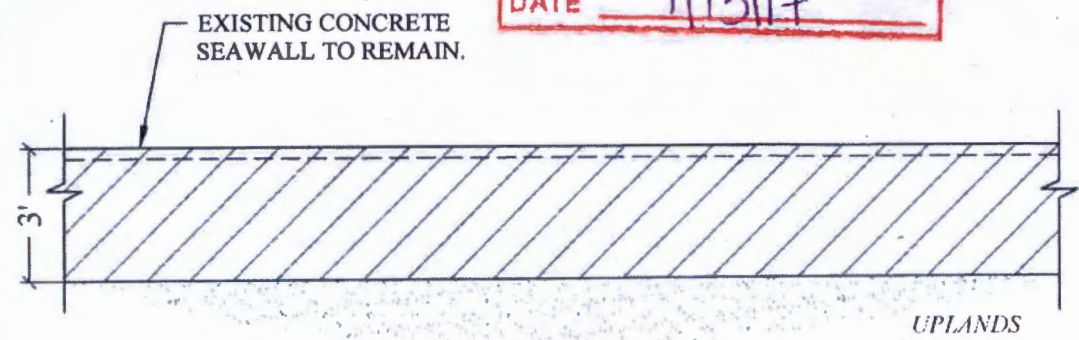
SCALE: AS SHOWN
SHEET NO.

S-4A

Town of Golden Beach
Building Regulatory Advisory Board
Hearing Date

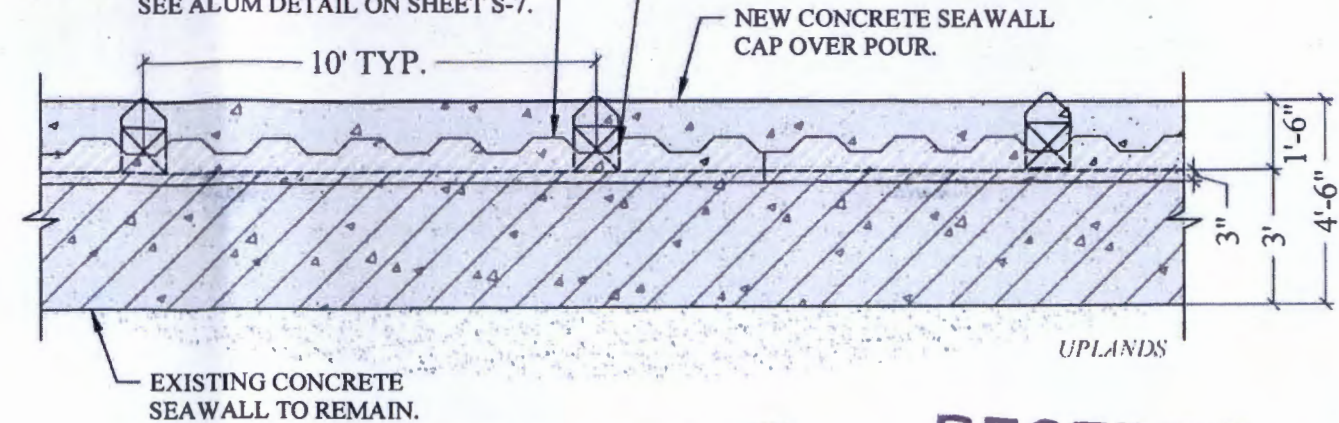
MAR 14 2017

RER - NATURAL RESOURCES DIVISION
PRELIMINARY APPROVAL
 NAME M. M. M. M. M.
 DATE 11/13/17



TYP. SEAWALL SECTION C
 SCALE: 1/4" = 1'-0"
 S-4B

3' - 4' LONG, INTERLOCKING AWL-3 ALUMINUM SHEET PILING TOEWALL FOOTER; PUMP 3,000 PSI CONCRETE BETWEEN SHEETING AND SEAWALL BY MEANS OF TREMIE HOSE FROM CONCRETE PUMP TRUCK TO PREVENT EROSION BEHIND EXISTING SEAWALL. TOTAL LINEAR FT. = 75; TOTAL CU. YARDAGE OF CONCRETE = 3 CU. YARDS/LINEAR FT = .04. SEE ALUM DETAIL ON SHEET S-7.



TYP. SEAWALL SECTION D
 SCALE: 1/4" = 1'-0"
 S-4B

RECEIVED
 JAN 13 2017

DERM Coastal Resources Section
 Natural Resources Regulation & Restoration
 Division (NRRRD)

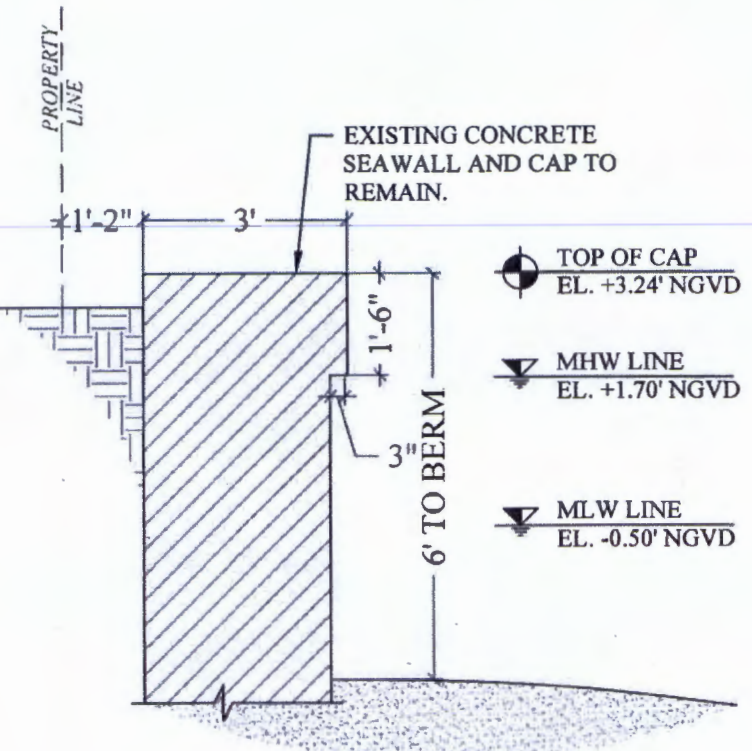
386 GOLDEN BEACH DR.
WATERFRONT IMPROVEMENT PROJECT
 Golden Beach, Florida

CLIENT:
Ms. Oksana Kirpenko
 386 Golden Beach Drive
 Golden Beach, FL 33160

ENVIRONMENTAL CONSULTANT:
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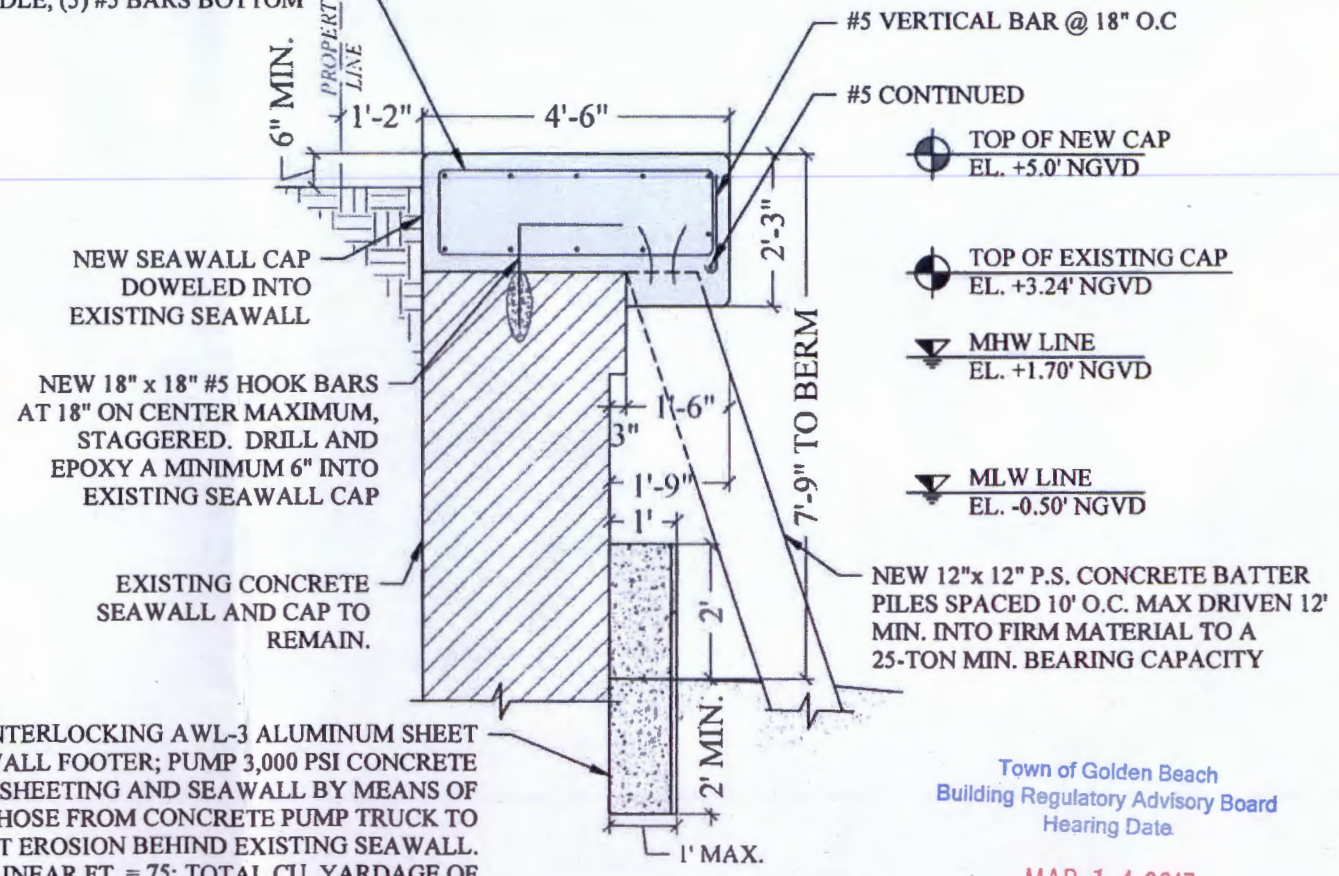
CONTRACTOR:
SOUTH EAST MARINE CONSTRUCTION
 404 NE 38th Street
 Oakland Park, Florida 33334
 Tel: (954) 630-2300
 Fax: (954) 630-2381
 License # CGC060467

PROJECT ENGINEER:



EXISTING SEAWALL SECTION C
 SCALE: 3/8" = 1'-0"
 S-4B

NEW 4'-6" WIDE CONCRETE CAP OVER POUR WITH CHAMFERED EDGES. USE #3 HOOPS AT 12" O.C. (5) #5 BARS TOP, (2) #5 REBAR MIDDLE, (5) #5 BARS BOTTOM



3' - 4' LONG, INTERLOCKING AWL-3 ALUMINUM SHEET PILING TOEWALL FOOTER; PUMP 3,000 PSI CONCRETE BETWEEN SHEETING AND SEAWALL BY MEANS OF TREMIE HOSE FROM CONCRETE PUMP TRUCK TO PREVENT EROSION BEHIND EXISTING SEAWALL. TOTAL LINEAR FT. = 75; TOTAL CU. YARDAGE OF CONCRETE = 3 CU. YARDS/LINEAR FT = .04. SEE ALUM DETAIL ON SHEET S-7.

CONCRETE OVER POUR SECTION D
 SCALE: 3/8" = 1'-0"
 S-4B

Town of Golden Beach
 Building Regulatory Advisory Board
 Hearing Date

MAR 14 2017

SEAL / SIGNATURE / DATE

[Handwritten Signature]
 11/13/17

PERMIT DRAWINGS

Issue #	Issue Date
①	September 1, 2016
②	October 19, 2016
③	November 28, 2016

PROJECT: 16-5850

SEAWALL SECTION DETAILS

SCALE: AS SHOWN
 SHEET NO.

S-4B

386 GOLDEN BEACH DR.
WATERFRONT
IMPROVEMENT
PROJECT
Golden Beach, Florida

CLIENT:
Ms. Oksana Kirpenko
386 Golden Beach Drive
Golden Beach, FL 33160

ENVIRONMENTAL CONSULTANT:
OCEAN CONSULTING, LLC
340 Minorca Avenue, Suite 7
Coral Gables, Florida 33134
Tel: (305) 921-9344
Fax: (305) 677-3254

CONTRACTOR:
SOUTH EAST MARINE CONSTRUCTION
404 NE 38th Street
Oakland Park, Florida 33334
Tel: (954) 630-2300
Fax: (954) 630-2381
License # CGC060467

PROJECT ENGINEER:

SEAL / SIGNATURE / DATE

[Signature]
11/13/17

PERMIT DRAWINGS

Issue #	Issue Date
①	September 1, 2016
②	October 19, 2016
③	November 28, 2016

PROJECT: 16-5850

TYPICAL CONCRETE DOCK SECTION
&
PILASTER DETAIL

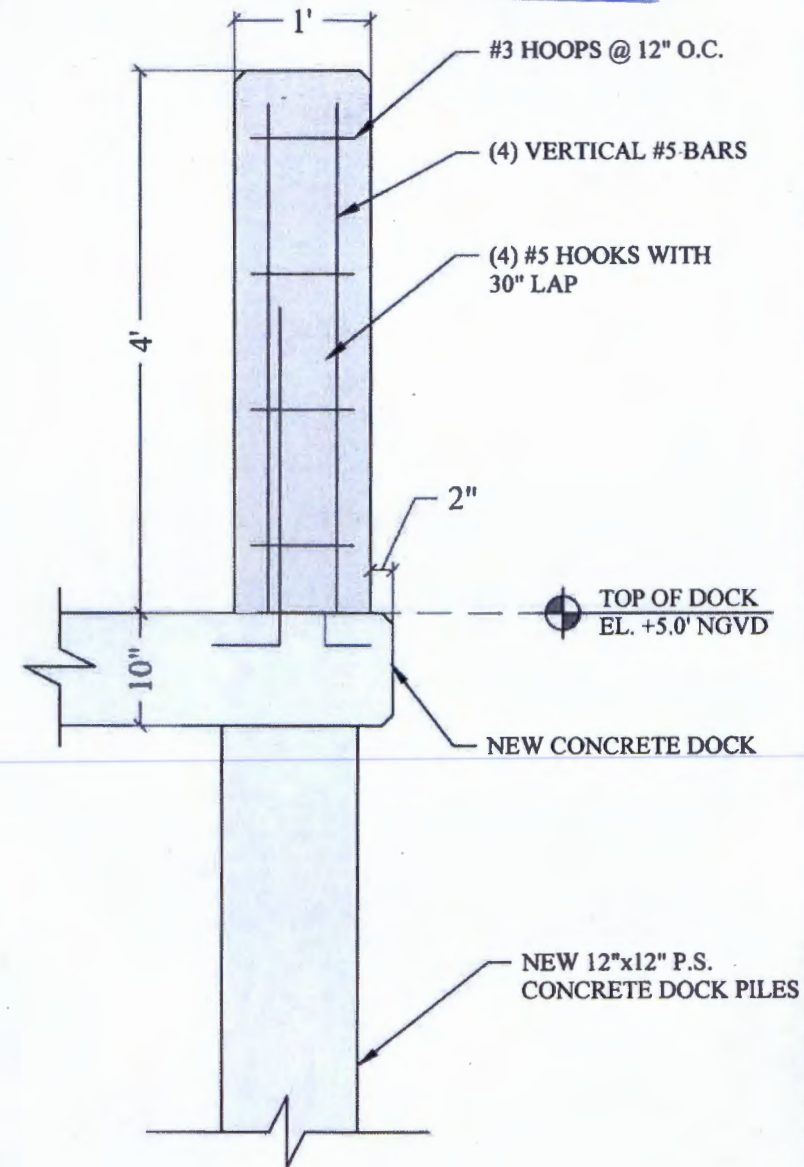
SCALE: AS SHOWN
SHEET NO.

S-5

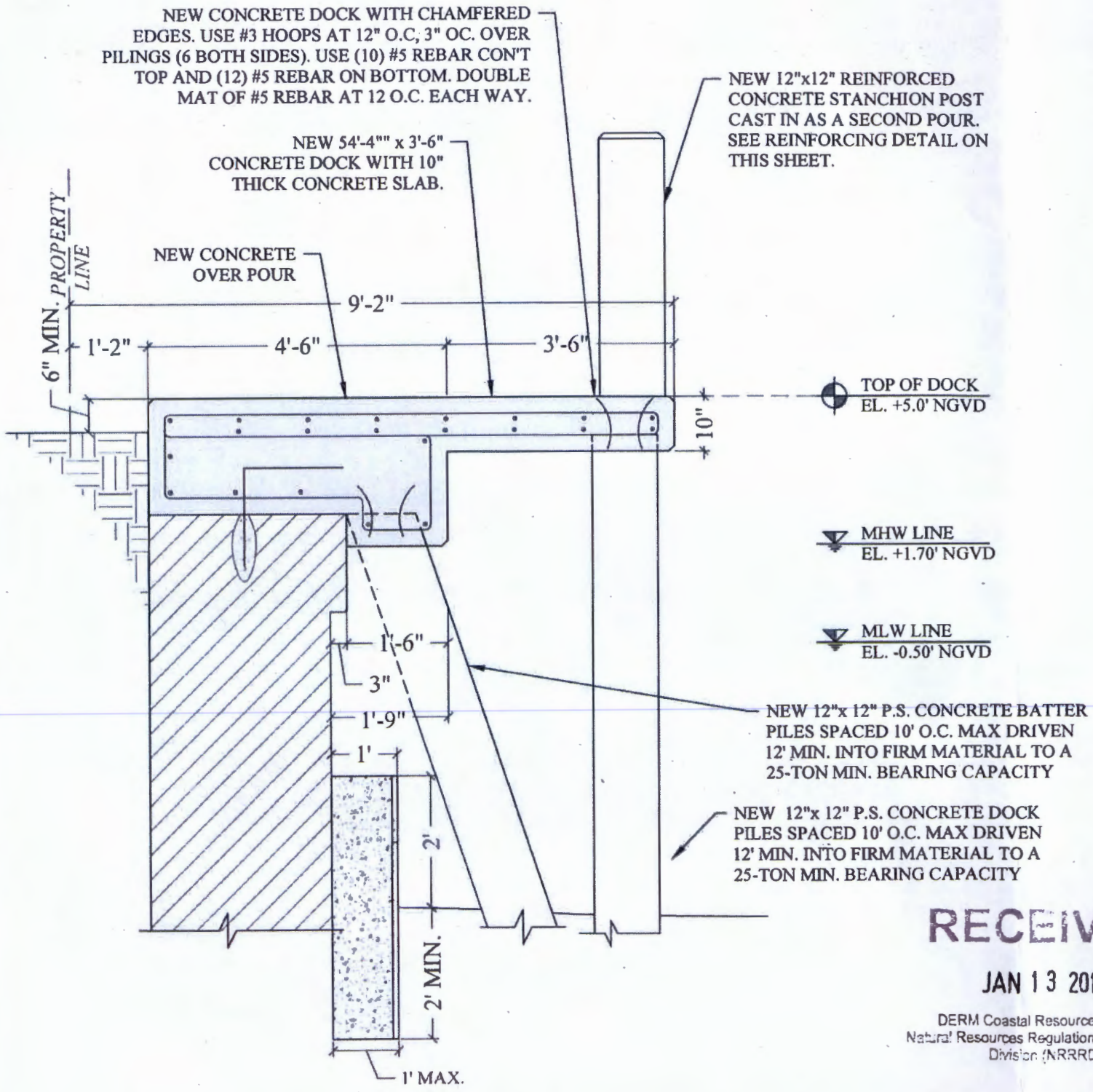
Town of Golden Beach
Building Regulatory Advisory Board
Hearing Date

MAR 24 2017

APPROVED _____
DISAPPROVED _____
VARIANCE REQ. _____



STANCHION POST DETAIL **1**
SCALE: 3/4" = 1'-0" **S-5**



TYPICAL CONCRETE DOCK SECTION **E**
SCALE: 1/2" = 1'-0" **S-5**

RECEIVED
JAN 13 2017
DERM Coastal Resources Section
Natural Resources Regulation & Restoration
Division (NRRRD)

RER - NATURAL RESOURCES DIVISION
PRELIMINARY APPROVAL
NAME *M. Menehe Metcatt*
DATE *1/13/17*

MAR 24 2017

APPROVED _____
DISAPPROVED _____
VARIANCE REQ. _____

386 GOLDEN BEACH DR.
WATERFRONT
IMPROVEMENT
PROJECT
Golden Beach, Florida

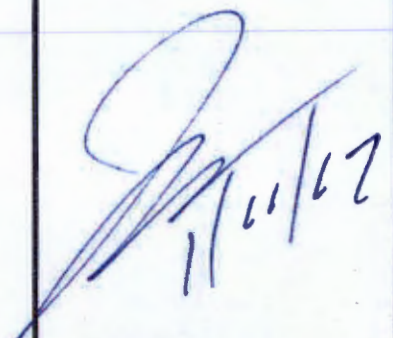
CLIENT:
Ms. Oksana Kirpenko
386 Golden Beach Drive
Golden Beach, FL 33160

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PROJECT ENGINEER:

SEAL / SIGNATURE / DATE



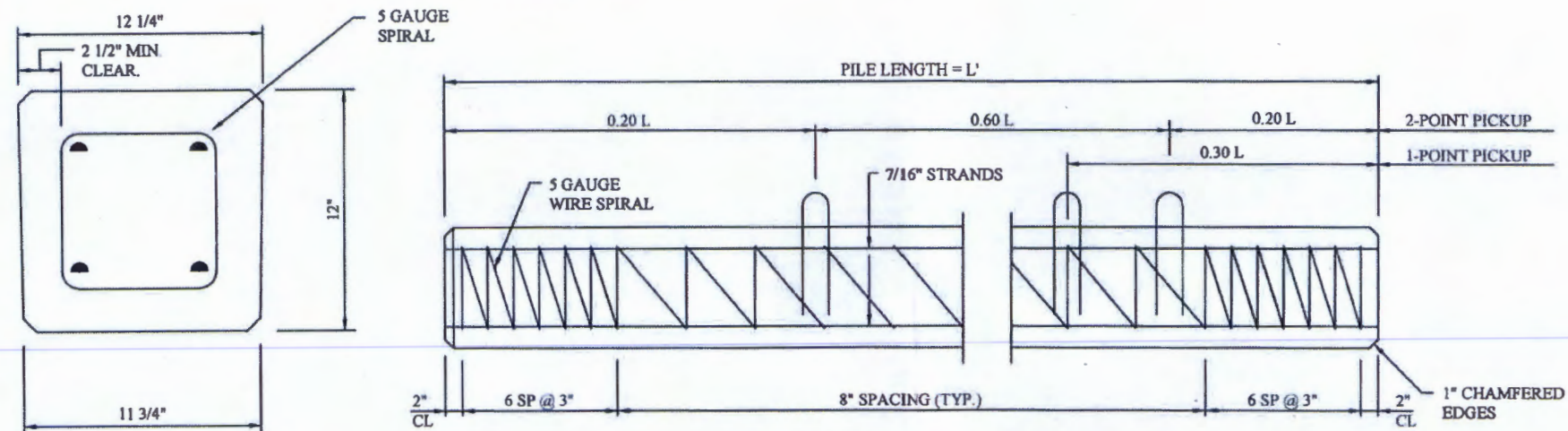
PILE NOTE:

CONCRETE COMPRESSIVE STRENGTH:
3000 PSI @ RELEASE
5000 PSI @ DRIVING

SPIRAL TO BE ASTM A-82 TIGHT
HARD-DRAWN WIRE

STRANDS - USE FOUR 7/16" (270K)
LOW RELAXATION ASTM 416-87 UNCOATED
7-WIRE STRANDS TENSIONED TO 2.33 KIPS
EACH

1-POINT PICKUP-MAXIMUM L = 50'
2-POINT PICKUP-MAXIMUM L = 62'



CONCRETE PILE DETAIL

RECEIVED

JAN 13 2017

RER - NATURAL RESOURCES DIVISION
PRELIMINARY APPROVAL
NAME *Michelle Mercall*
DATE *1/13/17*

DERM Coastal Resources Section
Natural Resources Regulation & Restoration
Division (NRRRO)

PERMIT DRAWINGS

Issue #	Issue Date
①	September 1, 2016
②	October 19, 2016
③	November 28, 2016

PROJECT: 16-5850

**CONCRETE DOCK
DETAILS**

SCALE: AS SHOWN
SHEET NO.

S-6



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

MEMORANDUM

Date: June 20, 2017

To: Honorable Mayor Glenn Singer &
Town Council Members

From: Alexander Diaz, *Alex B*
Town Manager

Subject: Resolution No. 2503.17 - Variance Request for 386 Golden Beach Dr,
Golden Beach, FL 33160 (Dock Extension)

Item Number: _____2_____

Recommendation:

It is recommended that the Town Council allow the applicant the opportunity to seek approval of the variance request presented in Resolution No. 2503.17.

Background and History:

Relief from Town Code Section 46-84 General specifications for docks

No dock shall be permitted to be constructed, repaired, or reconstructed within the limits of the Town which shall extend more than six feet outside the lot property line into an inside (width of 100 feet or less) waterway nor more than ten feet outside the lot property line into an outside (width greater than 100 feet) waterway.

Request is to allow the dock to extend out into the waterway at 9'.4" outside the 6' maximum allowed by the code.

The Building Regulation Advisory Board met April 18, 2017 and recommended approval of the variance, the motion failed with a Board vote of 4 – 0.

Melinda Almonte – 395 Golden Beach Drive, GB – emailed an objection to the dock extension.

Attachments:

- Resolution
- Michael Miller Planning Zoning Critique
- Notice of Hearing
- Building Regulation Advisory Board Application
- Copy of resident notification listing
- Summary minutes

Financial Impact: None

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2503.17

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 386 GOLDEN BEACH DR., GOLDEN BEACH, FLORIDA 33160 TO PERMIT THE DOCK TO EXTEND OUT INTO THE WATERWAY FROM THE PROPERTY LINE AT 9'-4" WHERE 6' IS REQUIRED BY THE TOWNS CODE.

WHEREAS, the applicants, Volodymyr Symonenko and Oksana Kirpenko, ("the applicants"), filed a Petition for a Variance/exception, Article IV – Seawall and Docks: Section 46-84 General specifications for docks, allowing the dock to extend into the waterway from the property line at 9'-4" in lieu of the Town Codes requirement of 6' at 386 Golden Beach Dr., Golden Beach, Florida 33160 (Golden Beach Section "E", N ½ of Lot 48 & Lot 49, Block G, as recorded in PB 8-122, of the Public Records of Miami-Dade County, (Folio No. 19-1235-005-0720 (the "Property") and ;

WHEREAS, the Town's Building Regulation Advisory Board held an advertised public hearing on the Petition for Variance/Exception and recommended disapproval 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) Construction shall be completed substantially in accordance with those certain plans, S-1 through S-6, by Dynamic Engineering Solutions, Inc., John Omslaer, PE 52733, seal dated 1/11/17, and the Sketch of Boundary Survey, prepared by Javier De La Rocha, L.B. 7551, Exacta Commercial Land Surveyors, dated 2/6/2016, for the property located at 386 Golden Beach Dr., 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 _____,
seconded by _____ and on roll call the following vote ensued:

Mayor Glenn Singer	_____
Vice Mayor Judy Lusskin	_____
Councilmember Kenneth Bernstein	_____
Councilmember Amy Isackson-Rojas	_____
Councilmember Jaime Mendal	_____

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach,
Florida, this 20th day of June, 2017

ATTEST:

MAYOR GLENN SINGER

LISSETTE PEREZ
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

STEPHEN J. HELFMAN
TOWN ATTORNEY




TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

MEMORANDUM

Date: June 20, 2017

To: Honorable Mayor Glenn Singer &
Town Council Members

From: Lissette Perez, 
Town Clerk

Subject: **Town Council Minutes**

Item Number:

3 & 4

Recommendation:

It is recommended that the Town Council adopt the attached minutes of the Town's May 16th, 2017 Local Planning Agency Meeting and May 16th, 2017 Regular Town Council Meeting.



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

**Official Minutes for the May 16, 2017
Local Planning Agency Hearing called for 7:00 P.M.**

A. MEETING CALLED TO ORDER

Mayor Singer called the meeting to order at 7:05 p.m.

B. ROLL CALL

Councilmember's Present: Mayor Glenn Singer, Vice Mayor Judy Lusskin, Councilmember Jaime Mendal, Councilmember Amy Isackson-Rojas, Councilmember Kenneth Bernstein

Staff Present: Town Manager Alexander Diaz, Town Clerk Lissette Perez, Town Attorney Steve Helfman, Police Chief Rudy Herbello, Finance Director Maria Camacho, Building Director Linda Epperson

C. ADOPTION OF AN ORDINANCE AMENDING THE LAND DEVELOPMENT REGULATIONS

1. An Ordinance of the Town Council Amending the Town's Code to Revise Requirements for Undersized Lots.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, TO AMEND SUBPART B, "LAND DEVELOPMENT REGULATIONS" OF THE TOWN'S CODE OF ORDINANCES BY DELETING ARTICLE II "DESIGN STANDARDS" OF CHAPTER 58 AND INCORPORATING THOSE PROVISIONS INTO RELEVANT SECTIONS OF CHAPTER 66; AMENDING CHAPTER 66 "ZONING" TO REVISE REQUIREMENTS FOR UNDERSIZED LOTS AND REVISE AND REORGANIZE DISTRICT REGULATIONS INCLUDING SETBACKS, LOT RESTRICTIONS, ENCROACHMENTS AND ADOPT NEW COMPREHENSIVE LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 1
Ordinance No. 573.17

Sponsor: Town Administration

Recommendation: Motion to Approve Ordinance No. 573.17

Mayor Singer asked that the Town Manager go through the items one by one.

Town Manager stated that the BRAB agreed with Council that for lots larger than 100 feet, it should be a 10-foot setback.

Town Manager stated that the second story setback has no change from how it reads today.

Councilmember Mendal asked a question of BRAB chair Jerome Hollo regarding setbacks 75 foot lots and higher.

BRAB Chairman, Jerome Hollo – board feels that there should be step-ins for all lots, no exceptions.

Town Manager stated that the administration's position is that smaller lots should get the benefit of being able to get more square footage.

**** *Councilmember Bernstein arrived at this time* ****

Mr. Hollo stated that the board took a look at the smaller lots in their totality. Found that even with that setback requirement they were able to build fairly large houses.

Mayor Singer stated that he sees the board's point, but it is on the side of the house and you really don't see it so if they can give the homeowner the benefit of some extra square footage, he is in favor of it.

Town Manager stated that the Administration is in support of keeping the Council's exemption regarding moving the rear exemption from 35 feet to 30 feet, and these lots could make up the loss there.

Mr. Hollo stated that the Town is going to get a canyon/alley effect.

Town Manager stated that the alternative is the old code, which used a percentage.

Councilmember Bernstein asked about the objection to the 2nd story setback and not the 7.5 foot setback on the side.

Mr. Hollo stated that they didn't want to make it even worse by making a wall right next to each other.

Mayor Singer asked where the majority of the 50-foot lots are?

Town Manager stated that the majority are on ocean and in the cul-de-sacs.

Mayor Singer said that on the cul-de-sacs you're really not going to see that corridor effect because the houses are at an angle.

Mr. Hollo stated that you will still have that 7.5 feet across those houses and they will look like pie lots. And you don't want a zero lot line community.

Councilmember Bernstein asked Mr. Hollo whether having the side of the house come closer or the rear of the house come closer is more of a bother.

Mr. Hollo stated that the Board agrees with the Council that the rear setback should all be the same. Also read square footage information for a 50 foot property that Building Director Linda Epperson provided him with. Living area of 5,800 and actual area of 6,600 square feet.

Councilmember Rojas asked if the plans for the homes that were awarded variances make it all straight or did they set it back a little.

Councilmember Bernstein asked if a slight setback, like a five-foot setback would work?

Town Manager stated that the problem with doing something like that is it creates a tiered cake look.

Mayor Singer requested a straw vote from the Council regarding accepting the recommendation of the BRAB to keep the second floor setback requirements. 4 Ayes, 1 Nay

Mr. Hollo stated that the Council should vote the way they want to see it, don't vote under the guise that people can come before the council with a variance.

Town Manager inquired about Ocean Blvd., Zone 1 residents with undersized lots to allow 27.5 for less than 100 foot lots and 30 for lots greater than 100 feet.

Straw vote – 5 Ayes, 0 Nays

Town Manager spoke on the rooftop spa for undersized lots, stating that that is something the board does not want to allow.

Mr. Hollo stated that the board doesn't feel the rooftop should have active use of the rooftop, only passive use.

Mayor Singer stated that he see's the boards position of the noise factor. He made a motion that they agree with the BRAB to now allow any rooftop spas.

Councilmember Mendal asked what changed with the board to change their position on the rooftop terraces from two months ago.

Town Manager stated that in all fairness to the board, all the members of the board were not present at that meeting.

Straw vote – 3 Ayes 2 Nays – rooftop spas will not be allowed, as recommended by the board.

Town Manager next spoke on Zone 2 under-sized lots rear setbacks. Stated that the board is recommending that should they allow everyone to have a 35' rear setback, then they should lower the impervious area to 35 as well, but also taking the height into consideration.

Town Manager stated that what they are recommending for all zones is a 35-foot setback. For all undersized lots the height should be 27.5, and for normal size lots 30 feet, irrespective of zone; and the new impervious should be 65/35 irrespective of lot size.

Councilmember Bernstein asked why they would want to decrease the pervious area.

Mr. Hollo explained that it is the lesser of the two evils – you want uniformity in the setback, while still providing a good buildable area on that lot.

Vice Mayor Lusskin asked if it would cause a problem with runoff.

Mr. Hollo explained that it would not.

Councilmember Bernstein asked if it effects landscaping ratios.

Town Manager stated that it would not.

Straw vote – 5 Ayes 0 Nays

Town Manager publicly thanked the Chairman of the Board for all of his help with this item and all the work he has done on the board and his years of service, as well as all the members of the board.

Attorney Helfman reminded council that what they are doing is recommending to themselves, when they take on another hat as Council, the proposed changes of the ordinance.

On roll call, the following vote ensued:

Mayor Singer	<u>Aye</u>
Vice Mayor Lusskin	<u>Aye</u>
Councilmember Bernstein	<u>Aye</u>
Councilmember Mendal	<u>Aye</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>

The motion passed.

D. ADJOURNMENT:

The meeting adjourned at 7:41 p.m.

Respectfully submitted,

Lissette Perez
Lissette Perez
Town Clerk



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

Official Minutes for the May 16, 2017
Regular Town Council Meeting called for 7:00 P.M.

A. MEETING CALLED TO ORDER

Mayor Singer called the meeting to order at 7:41 p.m.

B. ROLL CALL

Councilmember's Present: Mayor Glenn Singer, Vice Mayor Judy Lusskin, Councilmember Kenneth Bernstein, Councilmember Jaime Mendal, Councilmember Amy Isackson-Rojas

Staff Present: Town Manager Alexander Diaz, Town Clerk Lissette Perez, Town Attorney Steve Helfman, Police Chief Rudy Herbello, Finance Director Maria Camacho, Building Director Linda Epperson

C. PLEDGE OF ALLEGIANCE

Chief Herbello led the Pledge of Allegiance

D. PRESENTATIONS / TOWN PROCLAMATIONS

None

E. MOTION TO SET THE AGENDA

ADDITIONS/ DELETIONS/ REMOVAL OF ITEMS FROM CONSENT AGENDA/ AND CHANGES TO AGENDA

Town Manager stated that there was a change in the memo for item #2, there was a scribblers error that the Town Attorney will read into the record when that item is heard.

F. GOOD AND WELFARE

Sydell Herrick, 625 Ocean Blvd.

Asked about the wires on Ocean Boulevard, and when would they be coming down. Also asked when the Town was going to close the hole in front of her house and her driveway.

June Krogoll, 422 Golden Beach Drive

Read a proclamation into the record that her mother received on her 90th birthday. Getting ready to move and it is with mixed emotions. Concerned for her neighbor at 416 Golden Beach Drive, Mrs. Barbara Shaheen. She has been threatened with foreclosure of her property by the Mayor and Town Manager. She has had a water problem on her property since 1994, when Town officials at that time forced her to remove the seawall

on her property. At one point asked Mr. Diaz why she had no drains on either side of her driveway and his response was that they've done enough for her. Does not feel that it is an appropriate response. Urges the Council to investigate the situation.

Barbara Shaheen, 416 Golden Beach Drive

Asked the Council not to penalize her for a situation that the Town has created. The Town of Golden Beach forced her to remove her seawall in 1994. The Town was well aware of the problems it would create and now you can see the result of the Town's actions with the water. The abuse her and her family have suffered is too lengthy to go into in good and welfare. The Town Attorney advised her counsel that the Town wanted her out of Golden Beach, which she found to be unconscionable. She did however put her property up for sale and continues to receive citations. What is the purpose of putting liens on her property? What is she guilty of stagnant water? What did you expect when you removed her seawall? Asking the Council to have some compassion.

G. MAYOR'S REPORT

Thanked Mrs. Krogoll for all of the work she's put in to the Town and she will be missed. Working with Town Manager to finalizing the capital projects list and the budget for the capital projects. The new dog park should be completed at the end of the summer. It will be larger and have additional seating and shade. Stated that the potluck dinner and Councilmember Einstein's recognition was a big success. Commended the Chief on the great job the Police Department is doing. Reminded residents to be cautious driving around Town with school being out and more children being in the streets of Town.

H. COUNCIL COMMENTS

Councilmember Mendal

Reiterated the Town Manager's comments that the work that Mr. Hollo and the building advisory board are doing is great. In addition, wished Mrs. Krogoll good tidings.

Vice Mayor Luskin

Also wished Mrs. Krogoll good tidings. Spoke on the good feedback she's received from residents regarding the increased presence of the Police Department. Spoke on the garbage cans on South Island that are being left in the front of the homes, on days that are not garbage days. Asked if there is something that can be put in the newsletter about it. **Town Manager** stated that the administration is drafting an ordinance for that.

Councilmember Bernstein

Wished Mrs. Krogoll farewell and extended his apologies for missing Councilman Einstein's dinner. Mentioned that maybe the Town could establish a welcoming committee. Sorry Mrs. Shaheen left because although they aren't able to talk about it he would like to reach a settlement with her.

Councilmember Rojas

Wished Mrs. Krogoll farewell. Mentioned that maybe there could be a meet and greet in the beach, as Vice Mayor Luskin has recommended in the past. Stated that there has been a speeding issue with a vehicle coming up and down the bridge on Navona Avenue. Asked if there is something the Police Department can do to address this.

I. TOWN MANAGER REPORT

Will definitely look at exploring a meet and greet. Stated that if a resident has an issue with their property they do not need to wait for a monthly meeting to voice their issues, they can call Town Hall directly and staff will address it right away. Also spoke on the utility lines hanging on A1A. Thanked Linda Epperson, Kathy Mehaffey and Michael Miller for their work on the ordinance review process. Wished Mrs. Krogoll farewell and stated that he will miss her, values the feedback she has given him over the years.

**** **Mayor Singer** reminded residents that the flag competition ends at the end of the month and encouraged residents to submit their entries if they have any. ****

J. TOWN ATTORNEY REPORT

None

K. ORDINANCES – SECOND READING

- 1. An Ordinance of the Town Council Amending the Town’s Code to Address Land Filling and Land Disturbing Activities.

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING THE TOWN’S CODE OF ORDINANCES BY AMENDING ARTICLE VI “SOIL EROSION, FUGITIVE DUST AND SEDIMENT CONTROL,” OF CHAPTER 14, “ENVIRONMENT,” TO ADDRESS LAND FILLING AND LAND DISTURBING ACTIVITIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 1
Ordinance No. 572.17

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 572.17

A motion to approve was made by Vice Mayor Lusskin, seconded by Councilmember Bernstein.

On roll call, the following vote ensued:

Mayor Singer	<u>Aye</u>
Vice Mayor Lusskin	<u>Aye</u>
Councilmember Bernstein	<u>Aye</u>
Councilmember Mendal	<u>Aye</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>

The motion passed.

Town Manager stated that there are no changes from first reading.

2. An Ordinance of the Town Council Amending the Town’s Code To Revise Requirements for Undersized Lots.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, TO AMEND SUBPART B, “LAND DEVELOPMENT REGULATIONS” OF THE TOWN’S CODE OF ORDINANCES BY DELETING ARTICLE II “DESIGN STANDARDS” OF CHAPTER 58 AND INCORPORATING THOSE PROVISIONS INTO RELEVANT SECTIONS OF CHAPTER 66; AMENDING CHAPTER 66 “ZONING” TO REVISE REQUIREMENTS FOR UNDERSIZED LOTS AND REVISE AND REORGANIZE DISTRICT REGULATIONS INCLUDING SETBACKS, LOT RESTRICTIONS, ENCROACHMENTS AND ADOPT NEW COMPREHENSIVE LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 2
Ordinance No. 573.17

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 573.17

A motion to approve was made by Councilmember Rojas, seconded by Councilmember Bernstein.

On roll call, the following vote ensued:

Mayor Singer	<u>Aye</u>
Vice Mayor Lusskin	<u>Aye</u>
Councilmember Bernstein	<u>Aye</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>
Councilmember Jaime Mendal	<u>Aye</u>

The motion passed.

Attorney Mehaffey read out loud all of the changes from the Local Planning Agency meeting.

Councilmember Mendal asked about the rooftop issue. Asked if that item can come back before the council and be reconsidered at a later time.

Attorney Helfman stated that yes it can come back again.

L. ORDINANCES - FIRST READING

None

M. QUASI JUDICIAL RESOLUTIONS

None

N. CONSENT AGENDA

- 3. Official Minutes of the April 25th, 2017 Special Town Council Meeting
- 4. A Resolution of the Town Council Approving a Mutual Aid Agreement between the Town and the City of North Miami.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING A MUTUAL AID AGREEMENT BETWEEN THE TOWN AND THE CITY OF NORTH MIAMI; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 4
Resolution No. 2496.17

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2496.17

- 5. A Resolution of the Town Council Approving the Payment of \$5,000.00 to the Alonzo and Tracy Mourning PTSA.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING THE PAYMENT OF \$5,000.00 TO THE ALONZO AND TRACY MOURNING PTSA PROVIDING FOR IMPLEMENTATION; AND PROVIDING AN EFFECTIV DATE.

Exhibit: Agenda Report No. 5
Resolution No. 2497.17

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2497.17

- 6. A Resolution of the Town Council Authorizing the Use of LETF Monies to Make an \$8,500.00 Contribution to Teach for America.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE USE OF LAW

ENFORCEMENT TRUST FUND (LETF) MONIES TO MAKE A \$5,000 CONTRIBUTION TO TEACH FOR AMERICA (TFA); PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 6
Resolution No. 2498.17

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2498.17

A motion to approve was made by Vice Mayor Lusskin, seconded by Councilmember Rojas.

Consensus vote 5 Ayes, 0 Nays

O. TOWN RESOLUTIONS

- 7. A Resolution of the Town Council Approving the Proposal by Interlink Group Professional Services, Inc. for an Automated Entry Gate System.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING THE PROPOSAL PROVIDED BY INTERLINK GROUP PROFESSIONAL SERVICES, INC. FOR THE ACQUISITION AND INSTALLATION OF AN AUTOMATED ENTRY GATE SYSTEM; PROVIDING FOR A WAIVER OF BIDDING PROCEDURES; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 7
Resolution No. 2499.17

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2499.17

A motion to approve was made by Councilmember Bernstein, seconded by Vice Mayor Lusskin.

On roll call, the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Judy Lusskin	<u>Aye</u>
Councilmember Kenneth Bernstein	<u>Aye</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>
Councilmember Jaime Mendal	<u>Aye</u>

The motion passed.

Town Manager stated that for the last few months the Town has started a pilot program with first allowing the staff to exit by the south gate and affording some residents who carpool the opportunity to use it as well. Administration is proposing an exit only system for residents with a transponder only to use the gate between the hours of 6 a.m. and midnight. Between the hours of midnight and 6 a.m. residents will be unable to use the south gate.

Councilmember Bernstein asked if it was with the existing transponders.

Town Manager stated that that was correct.

Councilmember Bernstein asked if this works successfully, would the Town try this out for the north side of Town.

Town Manager stated that he could not. Massini Avenue is not a designated road, it is an easement.

8. A Resolution of the Town Council Authorizing the Use of LETF Monies to Fund an Automated Entry Gate System.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE USE OF LAW ENFORCEMENT TRUST FUND (“LETF”) MONIES TO PROVIDE FOR THE ACQUISITION AND INSTALLATION OF AN AUTOMATED ENTRY GATE SYSTEM; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 8
Resolution No. 2500.17

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2500.17

A motion to approve was made by Vice Mayor Luskin, seconded by Councilmember Bernstein.

On roll call, the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Judy Luskin	<u>Aye</u>
Councilmember Kenneth Bernstein	<u>Aye</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>
Councilmember Jaime Mendal	<u>Aye</u>

The motion passed.

Mayor Singer stated that this is just to use LETF dollars to fund the project.

Councilmember Mendal asked what the timeframe is for the pilot programs inception and implementation.

Town Manager stated for the record that those residents who currently have clickers will have those clickers de-activated when the program gets underway.

9. A Resolution of the Town Council Accepting the General Purpose Financial Statements for Fiscal Year 2015/2016.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, ACCEPTING THE GENERAL PURPOSE FINANCIAL STATEMENTS AND THE SINGLE AUDIT FOR FISCAL YEAR 2015/2016 ENDING SEPTEMBER 30, 2016 PREPARED BY KEEFE, MCCULLOUGH & CO., LLP; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 9
Resolution No. 2501.17

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2501.17

A motion to approve was made by Vice Mayor Lusskin, seconded by Councilmember Rojas.

On roll call, the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Judy Lusskin	<u>Aye</u>
Councilmember Kenneth Bernstein	<u>Aye</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>
Councilmember Jaime Mendal	<u>Aye</u>

The motion passed.

Mayor Singer stated some of the highlights from the audit report. Commended the Finance Department and the Town Manager for running a tight ship. The fund balance increased by almost \$700,000.

Town Manager stated that this is an independent audit, that found no issues with the Town's internal controls. Passed without any issues. Auditors found no internal weaknesses. The fund balance grew by almost \$700,000, which will allow the Town to move forward more aggressively with capital projects. The Town is in a better position than it was in last year.

P. DISCUSSION & DIRECTION TO TOWN MANAGER

Mayor Glenn Singer:
None Requested

Vice Mayor Judy Lusskin:

- Fences/Side-Setbacks

Wanted to bring up to the Council with all of the new construction they have in Town that she thinks the Town should reconsider the chain-link fences. Thinks that it is really important that the Council look at this. Also thinks that it is really important that the Building Department pay a little more attention to the adjacent properties of these homes that are going up. Needs to really be a good look at the other side, especially with the difference in elevation. Thinks that a solid fence should be required all the way through.

Mayor Singer stated that she brings up a good point that the Town has never taken into consideration the houses surrounding the new construction area.

Town Manager stated that he took administrative action to no longer allow interlocking pavers. Has received a lot of backlash from the development community and residents that are building homes because from an economic standpoint it is a bit punitive. Just enforcing the code that calls for piles. Stated that he has already met with Vice Mayor Lusskin on this issue and drafted an ordinance for the Council's consideration at the June meeting.

Councilmember Kenneth Bernstein:
None Requested

Councilmember Amy Isackson-Rojas:
None Requested

Councilmember Jaime Mendal:
None Requested

Town Manager Alexander Diaz:
None Requested

Q. ADJOURNMENT:

A motion to adjourn the Council Meeting was made by Vice Mayor Lusskin, seconded by Councilmember Mendal.

Consensus vote 5 Ayes 0 Nays. Motion passes.

The meeting adjourned at 9:05 p.m.

Respectfully submitted,

Lissette Perez
Lissette Perez
Town Clerk



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

MEMORANDUM

Date: June 20, 2017

To: Honorable Mayor Glenn Singer &
Town Council Members

From: Alexander Diaz, 
Town Manager

Subject: Resolution No. 2504.17 - Sponsoring the "Florida PDMP
Foundation Inc." Program

Item Number:

5

Recommendation:

It is recommended that the Town Council adopt the attached Resolution No. 2504.17 as presented.

Background:

Each day police officers deal with the problems of citizens dying from overdoses of prescription drug controlled substances and/or illegal drugs. Governor Scott has declared this a statewide emergency.

In 2009, to help control fraud, abuse, diversion and doctor shopping of controlled substance prescription drugs, the legislature authorized the establishment of the Florida Prescription Drug Monitoring Program (PDMP), now under the State Surgeon General's oversight. The PDMP law requires all dispensers of prescription drug controlled substances to enter patient/doctor information about the drug, dosage, into a statewide database. Information in the database can be accessed by licensed health care professionals to assist in patient treatment planning.

In addition to using the PDMP for patient treatment planning, trained law enforcement officials may also access the system when conducting an active investigation that includes alleged criminal activity, fraud and theft of controlled substances.

The cost to operate the database is nearly \$600,000 per year. While state appropriation have helped subsidize foundation contributions to the program, a new system platform is

needed to increase the speed and capacity of the PDMP-making it more user friendly for health care practitioners and law enforcement officials to use. The New system will cost between \$1.0 Million to \$1.5 Million.

Fiscal Impact:

A donation of \$1,000.00.

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2504.17

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING A THE SPONSORSHIP OF “FLORIDA PDMP FOUNDATION INC.”, PROGRAM; PROVIDING FOR IMPLEMENTATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town Council of the Town of Golden Beach, Florida (the “Town”) wishes to approve a \$1,000.00 donation to “Florida PDMP Foundation Inc.” as described and outlined in the attached Agenda Item Report; and

WHEREAS, the Town Council believes that it is in the best interest to enter into the Agreement.

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. Agreement Approved. That the donation is hereby approved in substantially the form attached hereto as Exhibit “A,” subject to approval by the Town Attorney as to form and legal sufficiency.

Section 3. Implementation. That the Mayor and Town Manager are authorized to take any and all action which is necessary to implement this Resolution.

Section 4. Effective Date. That this resolution shall become effective immediately upon approval of the Town Council.

Sponsored by **Town Administration**

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

Mayor Glenn Singer	_____
Vice Mayor Judy Lusskin	_____
Councilmember Kenneth Bernstein	_____
Councilmember Amy Isackson-Rojas	_____
Councilmember Jaime Mendal	_____

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach,
Florida, this 20th day of June, 2017.

ATTEST:

MAYOR GLENN SINGER

LISSETTE PEREZ
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

STEPHEN J. HELFMAN
TOWN ATTORNEY

AFFIDAVIT

STATE OF FLORIDA:

: SS

COUNTY OF MIAMI-DADE:

Before me this day personally appeared Rudy Herbello who deposes and says that:

I, Rudy Herbello, Chief of Police, Town of Golden Beach, do hereby certify that:

- 1) This request for expenditures specifically is authorized by law and will be used for an appropriate law enforcement purpose;
 - a. This request for \$1,000.00 expenditure from the Town of Golden Beach's Forfeited Assets Fund to sponsor the Florida Prescription Drug Monitoring Program ("PDMP") will include the monitoring and support cost to operate the database. This donation complies with the provisions of Florida State Statute 932.7055, known as the Law Enforcement Trust Fund (LETF), as amended.
 - b. It also complies with the requirements of the Federal Asset Forfeiture Statutes under the U.S. Department of Justice publication titled "*Guide to Equitable Sharing for State and Local Law Enforcement Agencies*" which specifically provides that the equitably shared forfeited asset funds resulting from the participation of a local agency in investigations with Federal law enforcement agencies may be utilized by the participating local agency to acquire law enforcement equipment or certain resources for use by law enforcement personnel that supports law enforcement activities.
2. The Town's Law Enforcement Trust Fund is not being used as a normal source of revenue for the Town's Police Department; and
3. The Town's Law Enforcement Trust Fund was not considered in the adoption and approval of the Police Department budget.

Rudy Herbello
Chief of Police
Golden Beach Police Department

Subscribed and sworn to before me this ____ day of _____, 2017 by
Rudy Herbello who is personally known to me.

NOTARY PUBLIC
STATE OF FLORIDA
AT LARGE