

**TOWN OF GOLDEN BEACH  
RESOLUTION NO.1156.99**

**A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, GRANTING A VARIANCE TO WAIVE TOWN CODE SECTION 66-138, FRONT AND REAR LOT LINE REQUIREMENTS, ZONE 2, TO PERMIT THE A TEN FOOT (10') FRONT SETBACK ENCROACHMENT WITH A FINAL SETBACK OF TWENTY FIVE FEET (25') IN LIEU OF THE THIRTY FIVE FEET (35') REQUIRED AND A VARIANCE TO WAIVE TOWN CODE SECTION 66-136, SIDE SETBACK REQUIREMENTS, TO PERMIT A FIVE FOOT (5') GROUND FLOOR SIDE SETBACK AND A FIVE FOOT (5') SECOND FLOOR SETBACK IN LIEU OF THE TEN FEET (10') REQUIRED FOR ADDITIONS/ALTERATIONS TO AN EXISTING STRUCTURE FOR DOROTHY A. SCHILLER, 580 GOLDEN BEACH DRIVE, GOLDEN BEACH, FLORIDA, SECTION "F", LOT 6, BLOCK "F", GOLDEN BEACH, AS RECORDED IN PLAT BOOK 10 AT PAGE 11 OF THE PUBLIC RECORDS OF MIAMI DADE COUNTY, FLORIDA.**

WHEREAS, Dorothy A. Schiller has applied for the following for additions/alterations to an existing structure:

**A VARIANCE** requesting relief from Town Code Section 66-138, Front and Rear Lot Line Requirements, Zone 2, to permit a ten foot (10') front setback encroachment with a final setback of twenty five feet (25') in lieu of the thirty five feet (35') required by Town Code; and

**A VARIANCE** requesting relief from Town Code Section 66-136, Side Line Restrictions, to permit a five foot (5') ground floor setback

**A Variance** requesting relief from Town Code Section 66-136, Side Line Restrictions, to permit a five foot (5') 2<sup>nd</sup> floor setback in lieu of the ten feet (10') required.

**SUBJECT PROPERTY:**

**GOLDEN BEACH SECTION "F", LOT 6 AND  
BLOCK "F", AS RECORDED IN PB10/11 OF  
THE PUBLIC RECORDS OF DADE COUNTY**

**ADDRESS:**

**580 GOLDEN BEACH DRIVE  
GOLDEN BEACH, FLORIDA 33160**

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

WHEREAS, upon due and proper consideration having been given to the matter, it is the opinion of this Town Council that the requested variances are not contrary to public interest and that special conditions do exist whereby a literal enforcement of the provisions of the Town's Code of Ordinances will result in unnecessary and undue hardship on the applicant.

NOW, THEREFORE BE IT RESOLVED by the Town Council, of the Town of Golden Beach:

Section 1. That the requested variance is hereby approved as follows: To permit relief from Town Code Section 66-138, Front and Rear Lot Line Requirements, Zone 2, to permit a ten foot (10') front setback encroachment with a final setback of twenty five feet (25') in lieu of the thirty five feet (35') required by the Town Code.

Section 2. That the requested variance is hereby approved as follows: To permit relief from Town Code Section 66-136, Side Line Restrictions, five foot (5') ground floor side setback; and

Section 3. That the requested variance is hereby approved as follows: To permit relief from Town Code Section 66-136, Side Line Restrictions for a five foot (5') 2<sup>nd</sup> floor side setback in lieu of the ten feet (10') required by the Town Code.

Section 4. That the application as approved, is subject to the following conditions:

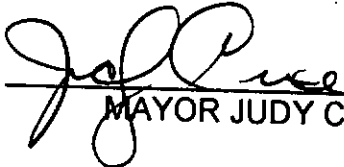
A. A Building Permit for work where the Variance has been granted must be obtained within two (2) years from the date of Variance approval. If no Building Permit is issued within the two (2) year time limit, then the Variance approval will be null and void.

Section 5. 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.

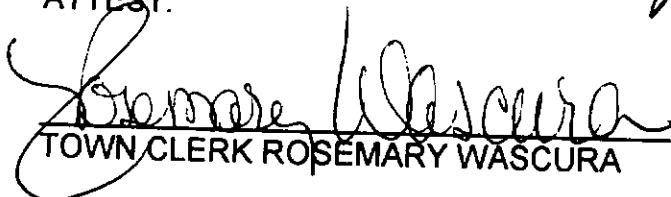
The Motion to adopt the foregoing Resolution was offered by Councilperson Rodriguez, seconded by Councilperson Fistel, and on roll call the following vote ensued:

Mayor Cuenca	<u>aye</u>
Vice Mayor Chikovsky	<u>aye</u>
Councilmember Fistel	<u>aye</u>
Councilmember Lidsky	<u>aye</u>
Councilmember Rodriguez	<u>aye</u>

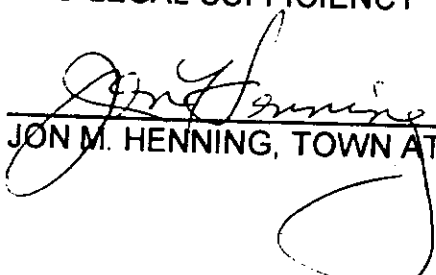
**PASSED AND ADOPTED** by the Mayor and Town Council of the Town of Golden Beach, Florida, this 19th day of January, 1999.

  
MAYOR JUDY CUENCA

ATTEST:

  
TOWN CLERK ROSEMARY WASCURA

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

  
JON M. HENNING, TOWN ATTORNEY