

**TOWN OF GOLDEN BEACH
RESOLUTION NO. 1207.99**

A RESOLUTION OF THE TOWN COUNCIL OF GOLDEN BEACH FLORIDA; GRANTING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 100 SOUTH ISLAND DRIVE, GOLDEN BEACH, FLORIDA, SECTION "D", LOTS 1 & 2, BLOCK J, AS RECORDED IN PB 10-10 OF THE PUBLIC RECORDS OF MIAMI - DADE COUNTY; REQUESTING RELIEF FROM TOWN CODE SECTION 66-186, (d) & (f), HEIGHT RESTRICTIONS, (D) & (F), REQUIRING 4' MAXIMUM WALL HEIGHT ABOVE FINISHED SITE ELEVATION WITHOUT ANY BERMING; OR SIX FEET ABOVE THE MAXIMUM ELEVATION OF THE CROWN OF THE ROAD ADJACENT TO THE PROPERTY, WHICHEVER IS HIGHEST; WHEREAS REQUEST IS MADE FOR 20"x20" COLUMNS WITH A HEIGHT OF 5'-8" BUILT AT INTERVALS THROUGHOUT A CONCRETE WALL/FENCE WITH 16" LIGHTING FIXTURES ON TOP OF EACH COLUMN, AND A SEVEN FOOT HIGH DECORATIVE ALUMINUM GATE ENTRANCE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Linda Simon has applied for the following:

A variance requesting relief from Town Code section 66-186, (d) & (f), Height Restrictions, (d) & (f), Requiring 4' maximum wall height above finished site elevation without any berming; or six feet above the maximum elevation of the crown of the road adjacent to the property, whichever is highest; Whereas request is made for 20"x20" columns with a height of 5'-8" built at intervals throughout a concrete wall / fence with 16" lighting fixtures on top of each column, and a seven foot high decorative aluminum entrance gate.

SUBJECT PROPERTY:

**GOLDEN BEACH SECTION "D", LOTS 1 AND 2,
BLOCK J, AS RECORDED IN PB 10-10 OF THE
PUBLIC RECORDS OF MIAMI-DADE COUNTY,
FLORIDA.
FOLIO NO. 19 1235-004-0450;**

ADDRESS:

100 SOUTH ISLAND 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 variance is 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: Relief from Town Code section 66-186, (d) & (f), Height Restrictions, (d) & (f), Requiring 4' maximum wall height above finished site elevation without any berming; or six feet above the maximum elevation of the crown of the road adjacent to the property, whichever is highest; Whereas request is made for 20"x20" columns with a height of 5'-8" built at intervals throughout a concrete wall / fence with 16" lighting fixtures on top of each column, and a seven foot high decorative aluminum entrance gate.

Section 2. 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.

(b). The applicant shall record a certified copy of this resolution in the public records of Miami-Dade County.

Section 3. 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 4. Conflict. That all resolutions or parts of resolutions in conflict with this resolution are hereby repealed to the extent of such conflict.

Section 5. Severability. Should any provisions of this Resolution be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Resolution as a whole, or any part thereof, other than the part declared to be invalid.

Section 6. Effective Date. That this Resolution shall become effective upon approval of the Town Council.

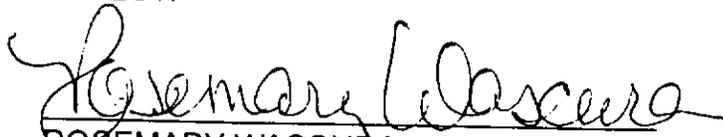
The Motion to adopt the foregoing Resolution was offered by Vice Mayor Paruas, seconded by, Councilman Einstein and on roll call the following vote ensued:

Mayor Addicott	<u>ABSENT</u>
Vice Mayor Paruas	<u>AYE</u>
Councilwoman Chikovsky	<u>AYE</u>
Councilman Einstein	<u>AYE</u>
Councilman Feinman	<u>AYE</u>

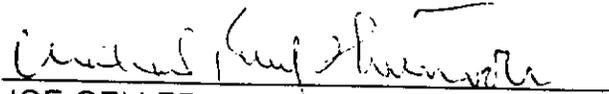
PASSED AND ADOPTED by the Mayor and Town Council of the Town of Golden Beach, Florida, this 16th, day of November 1999.


MAYOR MICHAEL ADDICOTT

ATTEST:


ROSEMARY WASCURA
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY


JOE GELLER
TOWN ATTORNEY