

**TOWN OF GOLDEN BEACH
RESOLUTION NO. 1237.00**

A RESOLUTION OF THE TOWN COUNCIL OF GOLDEN BEACH FLORIDA; GRANTING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 552 NORTH ISLAND, GOLDEN BEACH, FLORIDA, GB SECTION "F", LOTS 15 & 16, BLOCK M, AS RECORDED IN PB 10-11 OF THE PUBLIC RECORDS OF MIAMI - DADE COUNTY; REQUESTING RELIEF FROM TOWN CODE SECTION 66-186(e), HEIGHT RESTRICTIONS. THROUGHOUT ZONES ONE, TWO AND THREE ANY WALL, HEDGE, OR FENCE CONSTRUCTED WITHIN A SETBACK AREA OTHER THAN ON A PROPERTY LINE SHALL NOT EXCEED THE HEIGHT PERMITTED FOR CONSTRUCTION OF WALLS, HEDGES OR FENCES ALLOWED ON THE NEAREST PROPERTY LINE WITHIN THE ZONES. IN NO EVENT SHALL WALLS, HEDGES OR FENCES WITHIN BUILDING CONSTRUCTION EXCEED SIX FEET IN HEIGHT; TO ALLOW FOUR (4) 20 FOOT TENNIS COURT LIGHT POLES AT A SIDE SET BACK OF 5 FEET AND A REAR SET BACK OF 30 FEET; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Glenn Singer has applied for the following:

A variance requesting relief from Town Code section 66-186 (e) Height restrictions, to allow four (4) 20 foot tennis court light poles at a side set back of 5 feet and a rear set back of 30 feet.

SUBJECT PROPERTY:

GOLDEN BEACH SECTION "F", LOT 15 & 16,
BLOCK M, AS RECORDED IN PB 10-11 OF THE
PUBLIC RECORDS OF MIAMI-DADE COUNTY,
FLORIDA.
FOLIO NO. 19 1235-006-0880 AND 0910

ADDRESS:

552 NORTH ISLAND
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 were given an opportunity to be heard, and

WHEREAS, upon due and proper consideration, This Town Council has determined that the requested variance is not contrary to the 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 (e) to allow four (4) 20 foot tennis court light poles at a side set back of 5 feet and a rear set back of 30 feet.

Section 2. That the application as approved, is subject to the following conditions:

(a). A Building Permit for the contemplated work pursuant to the Variance must be obtained within two (2) years from the date of this Resolution. 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 Councilman Einstein, seconded by, Councilman Paruas and on roll call the following vote ensued:

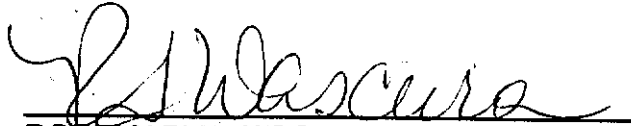
Mayor Addicott	<u>ABSENT</u>
Vice Mayor Feinman	<u>AYE</u>
Councilwoman Chikovsky	<u>AYE</u>
Councilman Einstein	<u>AYE</u>
Councilman Paruas	<u>AYE</u>

PASSED AND ADOPTED by the Mayor and Town Council of the Town of Golden Beach, Florida, this 18th day of April 2000.




MAYOR MICHAEL ADDICOTT

ATTEST:



ROSEMARY WASCURA
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY



GELLER & GELLER et al
TOWN ATTORNEY