

**TOWN OF GOLDEN BEACH
RESOLUTION NO. 1261.00**

A RESOLUTION OF THE TOWN COUNCIL OF GOLDEN BEACH FLORIDA; GRANTING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 325 OCEAN BLVD., GOLDEN BEACH, FLORIDA, LOT 14 & S ½ OF LOT 13, BLOCK B OF SECTION B, AS RECORDED IN PB 9-52 OF THE PUBLIC RECORDS OF MIAMI - DADE COUNTY; REQUESTING RELIEF FROM TOWN CODE SECTION 66-186. HEIGHT RESTRICTIONS; TO ALLOW FOR A NEW REINFORCED MASONRY CONCRETE BLOCK WALL WITH A MAXIMUM WALL HEIGHT OT 15 FEET 0 INCHES THROUGHOUT THE SIDE PROPERTY LINE AT THE SOUTH SIDE OF SAID LOT, FOR A LINEAR DIMENSION OF 180 FEET 8 INCHES, BEGINNING AT THE WEST PROPERTY LINE AND TO CONTINUE 15' 0" EAST TO THE LINE PERPENDICULAR TO BUILDING AND CONTINUE EASTWARD TO LINE OF STEPS. WALL FROM STEPS EAST TO PROPERTY LINE IS TO BE AT THE SAME HEIGHT AS THE WALL AS IT IS THIS DATE AND THE BUILDING OFFICIAL OF THE TOWN OF GOLDEN BEACH IS TO MEASURE AND VERIFY DIMENSIONS OF WALL HEIGHT AND EXTENSION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Bruce Weber & Nan Bush have applied for the following:

A variance requesting relief from Town Code section 66-186; to allow for a new reinforced masonry concrete block wall with a maximum wall height of 15 feet 0 inches throughout the side property line at the south side of said lot, for a linear dimension of 180 feet 8 inches, beginning at the west property line and continue 15' 0" east to the line perpendicular to building and continue eastward to line of steps. Wall from steps east to property line is to be at the same height as the wall as it is this date and the Building Official of the Town of Golden Beach is to measure and verify dimensions of wall height and extension.

SUBJECT PROPERTY:

GOLDEN BEACH SECTION "B", LOT 14 AND
SOUTH ½ OF LOT 13, BLOCK B, AS
RECORDED IN PB 9-52 OF THE PUBLIC
RECORDS OF MIAMI-DADE COUNTY, FLORIDA.
FOLIO NO. 19- 1235-00002-0450

ADDRESS:

325 OCEAN BLVD.
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, to allow for a new reinforced masonry concrete block wall with a maximum wall height of 15 feet 0 inches throughout the side property line at the south side of said lot, for a linear dimension of 180 feet 8 inches, beginning at the west property line and continue 15 feet 0 inches east to the line perpendicular to building and continue eastward to line of steps. Wall from steps east to property line is to be at the same height as the wall as it is this date and the Building Official of the Town of Golden Beach is to measure and verify dimensions of wall height and extension.

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.

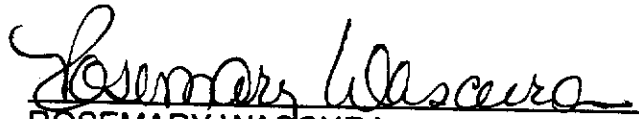
The Motion to adopt the foregoing Resolution was offered by, Councilman Paruas, seconded by Vice Mayor Feinman and on roll call the following vote ensued:

Mayor Addicott	<u>AYE</u>
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 19th day of September 2000.


10-2-00
MAYOR MICHAEL ADDICOTT

ATTEST:


ROSEMARY WASCURA
INTERIM TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY


ROSEN & KREINNG
TOWN ATTORNEY