

**TOWN OF GOLDEN BEACH, FLORIDA**

**RESOLUTION NO. 2584.18**

**A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 555 OCEAN BOULEVARD, GOLDEN BEACH, FLORIDA 33160 TO PERMIT AN ELEVATOR TOWER TO BE AT 24' IN OVERALL HEIGHT AND CONSTRUCTED WITHIN THE SIDE SETBACK OF AN EXISTING HOME AT 9.72' IN LIEU OF A 14' SETBACK AS REQUIRED BY THE TOWN'S CODE**

**WHEREAS**, the applicants, Golden Beach 555 Corp., ("the applicants"), filed a Petition for a Variance/exception, 66-69.1 Zone One (Ocean front properties); (h) Side Yard Setbacks, (1) Main Residence, paragraph c - All residences designed as two-story structures shall be required to increase the side Setbacks along two-thirds of the length of the second story by one foot for each one foot (1:1) of building height above the first 18 feet, allowing the Elevator Tower to be at 24' in height and constructed within the side yards setback of an existing home at a setback of 9.72' instead of a 14' setback as required by the Town Code. At 555 Ocean Boulevard, Golden Beach, Florida 33160 (Golden Beach Section "A", Lot 28 & N ½ of Lot 29, Block D, as recorded in PB 9-152, of the Public Records of Miami-Dade County, (Folio No. 19-1235-001-0580 (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, A-0.0 through A-3.2 by James Smith, AIA, JAS Group, Architects, seal dated 10/9/2018, for the property located at 555 Ocean Boulevard, 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.

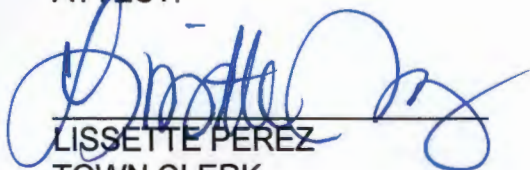
**Sponsored by Town Administration.**

The Motion to adopt the foregoing Resolution was offered by Councilmember Lusskin, seconded by Vice Mayor Mendal and on roll call the following vote ensued:

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

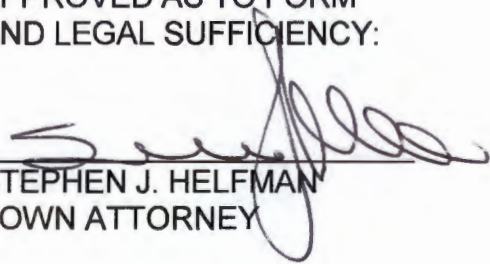
**PASSED AND ADOPTED** by the Town Council of the Town of Golden Beach, Florida, this 20th day of November, 2018

ATTEST:

  
\_\_\_\_\_  
LISSETTE PEREZ  
TOWN CLERK

  
\_\_\_\_\_  
MAYOR GLENN SINGER

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

  
\_\_\_\_\_  
STEPHEN J. HELFMAN  
TOWN ATTORNEY