

**TOWN OF GOLDEN BEACH
RESOLUTION NO. 1015.97**

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, RELATING TO A VARIANCE REQUEST OF GILBERT AND FRANCE BENHAMOU, FOR THE PROPERTY LOCATED AT 165 GOLDEN BEACH DRIVE, GOLDEN BEACH, N½ LOT 32 AND ALL OF LOT 33, BLK 6; REQUESTING RELIEF FROM TOWN CODE SECTION 66-101, TO ALLOW A LIVING ROOM ADDITION AT THE FINISHED FLOOR OF 6.6' N.G.V.D. IN LIEU OF THE 7.0' N.G.V.D. REQUIRED BY FEMA.

WHEREAS, Gilbert and France Benhamou, have applied for the following:

VARIANCE. Requesting relief from town code section 66-101, to allow a living room addition at the finished floor of 6.6' N.G.V.D. in lieu of the 7.0' N.G.V.D. required by FEMA.

SUBJECT PROPERTY: GOLDEN BEACH, N ½ LOT 32 AND ALL OF LOT 33, BLK 6;
FOLIO NO. 19 1235 004 1180;

ADDRESS: 165 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 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:

Item # 1. To permit relief from town code section 66-101, allowing a living room addition at the finished floor of 6.6' N.G.V.D. in lieu of the 7.0' N.G.V.D. required by FEMA.

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 considered null and void.

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.

WHEREAS, the following Resolution was offered by Councilmember Rosenthal and seconded by Councilman Fistel and upon poll of members present, the vote was as follows:


Mayor Cuenca	<u>AYE</u>
Councilwoman Lowrance	<u>ABSENT</u>
Councilman Rosenthal	<u>AYE</u>
Vice Mayor Fistel	<u>AYE</u>
Councilman Addicott	<u>ABSTAINED</u>

PASSED AND ADOPTED this 21st day of January, 1997.


MAYOR JUDY CUENCA


TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY


JON M. HENNING
TOWN ATTORNEY