

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2682.20

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 477 OCEAN BOULEVARD, GOLDEN BEACH, FLORIDA 33160 TO PERMIT THE POOL EQUIPMENT TO BE INSTALLED IN THE SOUTH SIDE YARD 6 FEET FROM THE PROPERTY LINE INSTEAD OF THE 10 FOOT SETBACK REQUIRED BY THE CODE.

WHEREAS, the applicant, Jean March Girardin, ("the applicant"), filed a Petition for Variances/exceptions, from Section 66-140 Setbacks – Generally (a) (1) Pool Equipment to setback in All Zones – A minimum of ten feet from any side or rear property line.

WHEREAS, the applicant's request is to allow for the pool equipment to be installed less than the 10 feet required by the code in the south side yard setback;

WHEREAS, these variances and exceptions are for the property at 477 Ocean Boulevard, Golden Beach, FL. 33160 (Golden Beach Section "B", Lot 17, Block C, as recorded in PB 9-52, of the Public Records of Miami-Dade County, (Folio No. 19-1235-002-0600 (the "Property") and ;

WHEREAS, the Town's Building Regulation Advisory Board held an advertised public hearing on the Petition for Variance/Exception and recommended denial of the request for the installation of the pool equipment in the south side yard setback, for approval 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/exception 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 the construction shall be completed substantially in accordance with those certain plan pages 1 through 5, Dated 1/16/2020, by Right Choice Pools and Spas, and Boundary Survey by Pinnell Survey, Inc. dated 7/5/2018, for the property located at 477 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 Administration.

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

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Bernard Einstein	<u>Aye</u>
Councilmember Judy Lusskin	<u>Aye</u>
Councilmember Jaime Mendal	<u>Aye</u>
Councilmember Kenneth Bernstein	<u>Aye</u>

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach,
Florida, this 18th day August, 2020

ATTEST:



LISSETTE PEREZ
TOWN CLERK



MAYOR GLENN SINGER

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



STEPHEN J. HELFMAN
TOWN ATTORNEY