

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2781.21

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 577 OCEAN BLVD, GOLDEN BEACH, FLORIDA 33160. TO PERMIT THE FIRST FLOOR FINISHED ELEVATION TO START AT 21.6' NGVD AND TO ALLOW FOR AN INCREASE TO THE FIRST FLOOR FINISHED ELEVATION UP TO 23.0' NGVD, WITH A BUILDING HEIGHT NOT TO EXCEED 51.6' NGVD, INSTEAD OF THE STARTING FIRST FLOOR FINISHED ELEVATION OF 20'2" AS STIPULATED IN THE CODE.

WHEREAS, the applicants, 577 Ocean LP, ("the applicant"), filed a Petition for Variances/exceptions, from Section 66-69.1 – Zone One (Ocean Front Properties) – (d) Building Height – (1) Main Residence. d. The height measurement for main residences shall be measured from the lowest habitable Living Area, which is a maximum of two feet above the FDEP lowest structural member (18.2' NGVD). The height measurement shall include all portions of the main residence east of the 60-foot front Setback line or Coastal Construction Control Line (CCCL), whichever is more westerly, and;

WHEREAS, the applicant's request was to allow the first floor finished elevation of the main house to be at 21.6' NGVD with a building height not to exceed 50'-2" NGVD, and the Town Council approved that the applicant is permitted to increase the First Floor Finished Elevation to start at 21.6' NGVD with an increase of up to 23.0' NGVD, with a building height limitation of 51.6' NGVD.

WHEREAS, these variances and exceptions are for the property at 577 Ocean Boulevard, Golden Beach, FL. 33160 (GB Section A, Lots 23 – 25, Block D, as recorded in PB 9-52, of the Public Records of Miami-Dade County, (Folio No. 19-1235-001-0560 (the "Property") and,

WHEREAS, the Town's Building Regulation Advisory Board held an advertised public hearing on the Petition for Variance/Exception and recommended approval of the first floor finished elevation to be at 21.6' NGVD with a building height not to exceed 50'.2", 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 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 G001 through G012, entitled EAV/BTD LLC, Eduardo Alberto Vazquez, Architect, dated 9/28/2021, the Sketch of Boundary Survey, prepared by Cousins Surveyors & Assoc, dated 9/27/2021, for the property located at 577 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 Vice Mayor Lusskin, seconded by Councilmember Bernstein and on roll call the following vote ensued:

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

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach,
Florida, this 19th day October 2021

ATTEST:



LISSETTE PEREZ
TOWN CLERK



MAYOR GLENN SINGER

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



STEPHEN J. HELFMAN
TOWN ATTORNEY