TOWN OF GOLDEN BEACH

BUILDING AND ZONING DEPARTMENT MEMORANDUM



TO: Building Regulatory Advisory Board

FROM: Christopher M. Gratz, AICP, Consulting Planner

DATE: May 14th, 2024

SUBJECT: Variance for a new Residence, 299, 291, 287 Ocean Boulevard

GENERAL PROPERTY INFORMATION

Land Use Designation: Low Density Residential

Zoning District: Zone One (1)

Address: 299, 291, 287 Ocean Boulevard

Legal Description: Lot 20, Block "B" of Section "B" of Golden Beach, According to the Plat

thereof, as recorded in Plat Book 9, Page 52 of the Public Records of Miami-Dade County; together with the north ½ of Lot 40 and all of lots 41 through 44, Block "A" of Section "C" of Golden Beach, According to the Plat thereof, as recorded in Plat Book 9, Page 52 of the Public Records of

Miami-Dade County.

Lot Information: Full-sized lot, 275' frontage, average depth of 381.8', 104,579 square feet

(2.4008 acres)

APPLICATION INFORMATION

Owner/Agent: Gregory M Cogan Trs, Florida Land Trust No 1 GB/David Galler

REQUEST

Variance **FROM**: Town Code §66-102(a) which requires the finished grade of any lot shall not exceed an elevation of 24 inches above the crown of the road adjacent to the lot and in no event shall exceed an elevation of six feet N.G.V.D. except for lots abutting Ocean Boulevard where the minimum elevation shall be 12 inches above the crown of the road, and the maximum elevation shall not exceed an elevation of 11 feet N.G.V.D.;

TO: allow the finished grade of the lot to be 13' NGVD (2' higher).

HISTORY

The property contains three (3) homes that will be demolished according to the Miami-Dade Property Appraiser.

ANALYSIS

DIVISION 2. - VARIANCES

§66-41. - Authorized, general procedure.

- (a) The Building Regulation Advisory Board may recommend pursuant to the hearing as provided in §66-42 the granting of a Variance by the Town Council from the terms of the zoning provision of this chapter if it is not contrary to the public interest where, owing to special conditions, a literal enforcement of the provisions will result in unnecessary and undue hardship. In order to recommend any Variance from the terms of this chapter, the Board shall find the following:
 - (1) The Variance is in fact a Variance from a zoning regulation as set forth within this chapter.

The request is for variances from zoning regulations.

(2) Special conditions and circumstances exist which are peculiar to the land or structure involved and which are not applicable to other lands or structures in the same district.

This property has an existing average grade that is higher than the maximum 11 NGVD allowed by the Town Code.

(3) The special conditions and circumstances do not result from the actions of the applicant.

The variance request is a result of the applicant's desire to reduce the amount of site disturbance and need to offset soil cut offsite.

(4) Granting the Variance requested will not confer on the applicant any special privilege that is denied by this chapter to other lands or structures in the same district.

The granting of the variance directly confers a special privilege to the owner by allowing a lot elevation higher than what is allowed in Zone 1.

(5) Literal interpretation of the provisions of this chapter would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of zoning regulations and would work unnecessary and undue hardship on the applicant.

No evidence has been presented that an undue hardship would be incurred by having a lot grade that is in compliance with the Code.

(6) The Variance granted is the minimum Variance that will make possible the reasonable use of the land or structure.

The requested variance is what the applicant needs to achieve the desired design. No evidence has been presented that achieving the lot grade the Town Code requires is not reasonable.

(7) The granting of the Variance will be in harmony with the general intent and purpose of this chapter and the Variance will not be injurious to the area involved or otherwise detrimental to the public welfare.

The intent of the Town Code is to promote the construction of luxury homes with the designs of new development that are compatible with existing development and have a cohesive architectural character per Town Codes §50-2(a) & (c). The impact of allowing the average grade being 2' higher on a property so large may have a noticeable visual impact.

(b) In recommending the granting of any Variance, the Building Regulation Advisory Board may prescribe appropriate conditions and safeguards in conformity with this Code. Violation of the conditions and safeguards, when made a part of the terms under which the Variance is granted, shall be deemed a violation of the Code of Ordinances. The Building Regulation Advisory Board may prescribe a reasonable time limit wherein the Construction of the structure subject to the Variance is required to be completed.

No conditions are recommended.

(c) Under no circumstances shall the Building Regulation Advisory Board recommend the granting of a Variance or a use not generally permitted in the district involved or any use expressly or by implication prohibited by the terms of this Code in the district. No nonconforming use of neighboring lands, structures or buildings in the same district and no permitted use of lands, structures or buildings in other districts shall be considered grounds for a Variance.

The request is not for a use variance.

RECOMMENDATION

The applicant has failed to provide any substantial competent evidence to support the request and fails to meet the criteria required by the Town Code for the granting of a variance; therefore **denial** of the application is recommended.



TOWN OF GOLDEN BEACH NOTICE OF PUBLIC HEARING

The BUILDING ADVISORY BOARD and the TOWN COUNCIL of the TOWN OF GOLDEN BEACH will hold a Public hearing on the following proposal:

____X ___Variance Request(s) Accessory Structures

Construction of a new single-family residence.

Relief from Town Code §66-102(a) which requires the finished grade of any lot shall not exceed an elevation of 24 inches above the crown of the road adjacent to the lot and in no event shall exceed an elevation of six feet N.G.V.D. except for lots abutting Ocean Boulevard where the minimum elevation shall be 12 inches above the crown of the road, and the maximum elevation shall not exceed an elevation of 11 feet N.G.V.D.;

Request is to allow the finished grade of the lot to be 13' NGVD (2' higher).

JOB ADDRESS: 291, 287, and 299 Ocean Boulevard, Golden Beach, FL, 33160 (Through

Unity of Title)

OWNER ADDRESS: 151 Tremont St Ste 110 Pmb 392, Boston, Ma 02111 REQUESTED BY: Gregory M Cogan Trs & Florida Land Trust No 1gb

LEGAL DESCRIPTION: Lot 20, N ½ of Lot 40, All Lot 41, 42, 43, and 44, Blk A & B, GB Sec C PB 9-

52

FOLIO NO.: 19-1235-003-0310, 003-0290, 002-0500

The BUILDING ADVISORY BOARD will consider this item:

Golden Beach Town Hall 100 Ocean Boulevard Golden Beach, FL 33160

https://us02web.zoom.us/j/89291108015?pwd=NS8rWnJhN21mSUdlcmFadHErei8yZz09

Meeting ID: 892 9110 8015

Passcode: 752288 May 14, 2024 at 6pm

The TOWN COUNCIL will consider this item:

Golden Beach Town Hall 100 Ocean Boulevard Golden Beach, FL 33160.

https://us02web.zoom.us/i/84846705084?pwd=bjNxUVNuUUx0andxRDJJSCtFdTJkUT09

Meeting ID: 848 4670 5084

Passcode: 949843 May 21, 2024 at 6pm

If you wish to submit written comments for consideration, they should be submitted to the Office of the Golden Beach Town Manager, prior to the scheduled meeting. If you have any questions regarding the proposed action, you may contact the Building Department at (305) 932-0744.

Dated: May 2, 2024

PURSUANT TO FLA. STATUTE 286 0105. THE TOWN HEREBY ADVISES THE PUBLIC THAT IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE COUNCIL, BOARD OR COMMITTEE WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING. HE WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT FOR SUCH PURPOSE AFFECTED PERSONS MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED, ANY INDIVIDUAL WHO BELIEVES HE OR SHE HAS A DISABILITY WHICH REQUIRES A REASONABLE ACCOMMODATION IN ORDER TO PARTICIPATE FULLY AND EFFECTIVELY IN A MEETING OF THE BUILDING REQULATION BOARD MUST SO NOTIFY THE TOWN CLERK. AT (205) 932—0744 AT LEAST 24 HOURS PRIOR TO THE DATE OF THE MEETING

own Manager



287, 291, 299 Ocean Boulevard

Golden Beach Variance Request

Memo: Request for Variance for Sec. 66-102 (a) - 299 Ocean Boulevard

As a means of designing to promote environmental resilience and reducing the impacts of site disturbance, we request a grade variance to Golden Beach Code Sec 66-102 (a), to allow site grades to reach elevation 13 N.V.G.D. As illustrated on Landscape sheet L601, the proposed maximum lot elevation / FFE of elevation 13 N.V.G.D. closely follows the existing grade of the site. This approach reduces the amount site disturbance and the need to offset soil cut offsite. Opting to set the grade at elevation 11 N.V.G.D would result in several feet of cut across a large swath of the site.

By setting the structure FFE at elevation 13 N.V.G.D., we also even the grade between adjacent properties, both of which have significant amount of area at or above elevation 13. This promotes optimal drainage between properties and towards Ocean Boulevard, the crown of which sits at elevation 10.44 N.V.G.D.

TOWN OF GOLDEN BEACH BUILDING REGULATION ADVISORY BOARD APPLICATION FOR PETITION FOR VARIANCE

Date:	05/16/24	
Fee:	\$750.00	

I, Michael J. Marrero, as legal representative hereby petition the Town of Golden Beach for a variance from the terms of the Town of Golden Beach Code of Ordinances affecting property located at: 287, 291, and 299 Ocean Boulevard, Golden Beach, FL 33160 Folio No. 19-1235-003-0290; 19-1235-003-0310; 19-1235-002-0500

As specified in the attached "Application for Building Regulation Advisory Board" and related supporting material.

The Variance requested is for relief from the provisions of (<u>list section number(s)</u> of the Town of Golden Beach Code of Ordinances): Sec. 66-102(a)

"The finished grade of any lot shall not exceed an elevation of 24 inches above the crown of the road adjacent to the lot and in no event shall exceed an elevation of six feet N.G.V.D. except for lots abutting Ocean Boulevard where the minimum elevation shall be 12 inches above the crown of the road, and the maximum elevation shall not exceed an elevation of 11 feet N.G.V.D. Exterior slabs and walkways shall not exceed an elevation of 36 inches above the crown of the road adjacent to the lot."
 In order to recommend the granting of the variance, it must meet all the following criteria (please provide a response to each item):

 The Variance is in fact a Variance from a zoning regulation as set forth within the Zoning Chapter of the Town Code.

grade on site which is between 12FT - 13FT NGVD.

b. Special conditions and circumstances exist which are peculiar to the land or structure involved, and which are not applicable to other lands or structures in the same district

The variance requested is a variance from zoning regulation Sec. 66-102(a) of the Town Code. This section requires the maximum elevation of grade to be at 11FT NGVD. We are requesting to maintain the existing

The special condition in this case is the existing condition on site, which provides a grade at a higher elevation than what is allowed by Town Code.

c. The special conditions and circumstances do not result from the actions of the applicant.

The special conditions and circumstances do not result from any actions of the applicant. The property was purchased in this condition and we would like to request to be grandfathered in to current code requirements. This will lessen the environmental impact of work on site.

d. Granting the Variance requested will not confer on the applicant any special privilege that is denied by the Zoning Chapter of the Town Code to other lands or structures in the same district.

Confirming the granting of the variance will not confer on the applicant any special privilege that is denied by the Zoning Chapter of the Town Code to other lands or structures in the same district.

TOWN OF GOLDEN BEACH BUILDING REGULATION ADVISORY BOARD PETITION FOR VARIANCE

3.	Literal interpretations of the provisions of the Zoning Chapter of the Town Code word deprive the applicant of rights commonly enjoyed by other properties in the same distributed the terms of zoning regulations and would work unnecessary and undue hards and the configuration.					
	on the applicant. Confirming the literal interpretation of the code would result in unnecessary work and undue hardship on the surrounding environment. The goal of this project is to design with environmental resiliency in mind. Lowering the grade will disturb the natural habitat would cause a great environmental impact on site and surrounding sites as storm drainage will be negatively affected.					
4.	The Variance granted is the minimum Variance that will make possible the reasonable use of the land or structure. Confirmed.					
5.	The granting of the Variance will be in harmony with the general intent and purpose of the Town Code and the Variance will not be injurious to the area involved or otherwise detrimental to the public welfare. Confirmed.					
	Does the Variance being requested comply with <u>all</u> the above listed criteria? XYesNo					
6.	Our code states that submission of a written statement is invited and encouraged. Has the applicant (petitioner) explained the variance to the owners of the nearest adjacent residences and sought their approval in writing? Yes X No. Please attach any written letters of no objection to this petition.					
7.	Is this request related to new construction? X Yes No					
8.	Is construction in progress? No					
9.	Is this request as a result of a code violation? No					
10.	Did this condition exist at the time property was acquired? X Yes No					
11.	Is this request sought as a remedy to a case to be heard, or action taken by the Special Magistrate? Remedy to a case to be heard.					
12.	Do you have a building permit? Yes X No					
	Building Permit No. Date issued:					

TOWN OF GOLDEN BEACH BUILDING REGULATION ADVISORY BOARD PETITION FOR VARIANCE AFFIDAVIT BY OWNER

Affidavit by Owner for Variance Request(s): 287, 291, and 299 Ocean Boulevard, Golden Folio No.: 19-1235-002-0500 Address: Beach, FL 33160 (Unity of Title under review) Legal Description: Lots 20, in Block "B", of Golden Beach Section "B", Lot 44, Lot 43, Lot 42 and Lot 41 in Block "A" Golden Beach Section "C", according to the plat thereof, recorded in plat book 9 at page 52, of the public records of Miami-Dade County, Florida. Being duly sworn, deposes and says: That He/She is the Owner named in the application for Building Advisory Board for the hearing date of 02/14/24 ____relating to Variance requests for construction or other work to be performed on, or in connection with, the premises located as indicated in the application. I acknowledge notification by The Town of Golden Beach, that granting of a variance(s) by The Town Council, is conditioned on the following: 1. That a Building Permit for the contemplated work pursuant to the Variance must be issued within two (2) years from the date of the approval of the Resolution granting such variance request. 2. If a Building Permit is not issued within the two (2) year time limit set then the Resolution granting the Variance approval will be null and void. 3. That as the applicant, and at my own expense, I shall record a certified copy of the Resolution in the public records of Miami-Dade County and return two (2) certified copies to the Golden Beach Town Hall for inclusion into my property records. Signature of Owner or Legal Representative 10 Sworn to and subscribed before me this DANIELLA CARVAJAL COMMISSION #HH457760 da at Large EXPIRES: OCT 24, 2027 Bonded through 1st State insurance Produced Identification ersonally know to me

TOWN OF GOLDEN BEACH APPLICATION FOR BUILDING REGULATION ADVISORY BOARD HEARING

Application fee: \$2,375.00 Request hearing in reference to: Requesting variance to Variance(s): Section 66(102)a New residence/addition: New Residence Exterior alterations: None Other Structure: None Date application filed: 11/30/23 For hearing date: 12/12/23 Proposed new construction of a 2-story single family residence and a detached cabana. The main 1. Project information: residence houses 8 bedrooms, 10 full bathrooms, 2 half bathrooms, and has an understory containing Project description: Laundry, Gym, Storage, 1 Bathroom, and 3 Garages. Lots 20, in Block "B", of Golden Beach Section "B", Lot 44, Lot 43, Lot 42 and Lot 41 in Block "A" Golden Legal Description: Beach Section "C", according to the plat thereof, recorded in plat book 9 at page 52, of the public records of Miami-Dade County, Florida 19-1235- 002-0500 Folio #: 287, 291, and 299 Ocean Boulevard, Golden Beach, FL 33160 Address of Property: 2. Is a variance(s) required: Yes X No How Many? (If yes, please submit variance application form for each request). Owner's Name: Gregory M. Cogan, Trustee* Fax Please call Phone 617-659-2123 Zip 02111 Owner's address: 151 Tremont St, Suite 110 PMB 392 City/State Boston, MA Email address: greg@lackcogan.com Agent: David Galler Phone 617-365-2728 Fax None Agent's address: 1581 Brickell Ave, Suite 1705 City/State Miami, FL Zip 33129 Email address: david.galler@yahoo.com Architect: Sofia Mere, Strang Design Phone 305-373-4991 Fax Please email Email address: sofia@strang.design Fax 561-835-0403 Phone 561-835-0401 Contractor: Woolems Inc. *of Florida Land Trust No. 1GB u/a/d as of 12/20/2021 3. Describe project and/ or reason for hearing request; Design review of new construction residence. 4. The following information is submitted for assisting in review: Building Plans: Conceptual: Preliminary: Final: Other: _ 5. Estimated cost of work: \$\$25.5M (A/C sf x \$1000/sf) Estimated market value of: Land \$ \$61,930,662 (from tax bill) Building \$ Existing buildings to be demolished (Note: If estimated cost of work is 40% of the market value of the building an

independent appraisal is required).

TOWN OF GOLDEN BEACH APPLICATION FOR BUILDING REGULATION ADVISORY BOARD HEARING

6.	Is hearing being requested as a result of a Notice of Violation?					
7.	Are there any structures on the property that will be demolished? Yes					
8.	Does legal description conform to plat? Unity of Title is under review					
	Owner Certification: I hereby certify that I am the owner of record (*) of the property described in this application and that all information supplied herein is true and correct to the best of my knowledge.					
Sig	gnature of owner(s):					
Ac	knowledged before me this day of					
Ту	pe of identification:					
	Notary Public					
Ov	wner/Power of Attorney Affidavit:					
an	being duly sworn, depose and say I am the owner (*) of the property described in this oplication and that I am aware of the nature and request for: NEW RESIDENCE					
BE	relative to my property and I relative to my property and I hereby authorizing to be my legal presentative before the Building Regulation Advisory Board and Town Council.					
	Signature of owner(s)					
Ac	cknowledged before me thisday20					
Ту	pe of identification:					
	Notary Public					
pre	If owner of record is a corporation then the president with corporate seal, the esident and the secretary (without corporate seal), or duly authorized agent for the rporation may execute the application, proof that the corporation is a corporation in od standing.					

Lots 20, in Block "B", of Golden
Beach Section "B", Lot 44, Lot 43, Lot
42 and Lot 41 in Block "A" Golden
Beach Section "C", according to the
plat thereof, recorded in plat book 9
at page 52, of the public records of
Miami-Dade County, Florida.

TOWN OF GOLDEN BEACH APPLICATION FOR BUILDING REGULATION ADVISORY BOARD HEARING

Property Address: 287, 291, and 299 Ocean Boulevard, Gold	en Beach, FL 33160				
Legal Description:	Dhana 617-659-21	23 Fay Please call			
Owner's Name: Gregory M. Cogan, as trustee*	Phone 617-659-21 Phone 617-365-27	Fax None			
Agent's Name: David Galler	Phone on 300-27	Fax None			
Board Meeting of: 11/30/23, hearing date 01/09/24 *of Florida Land Trust No. 1GB u/a/d as of 12/20/2021					
	d				
NOTE: 1. Incomplete applications will not be p					
Applicant and/or architect must be pres	ent at meeting.				
Application for 207 201 and 200 Ocean Boulevard Colden	Pooch El 23160				
Application for: 287, 291, and 299 Ocean Boulevard, Golden	beach, i L 33100				
Lot size: 275.00' x 373.30' Lot area: 104,570 SF or 2.4 Acres					
Frontage: 275.00'					
Construction Zone: Zone One					
Front setback: 20'-0" REQUIRED; 20'-0" PROVIDED					
Side setback: 10'-0" REQUIRED; 10'-0" PROVIDED					
Rear setback: MUST ALIGN WITH ADJACENT RESIDENCES	: 84'-10" PROVIDED				
Coastal Const ruction: Yes NoEast of co	pastal const. contr	of line: Yes No			
State Road A1A frontage: 275.00'	See survey	Proposed: 22'-5" SETBACK			
Swimming pool: Yes No Exist	ing: See survey	Proposed: 6FT High			
Fence Type: Side: CBS Wall, Front/Rear: aluminum gate Exist Finished Floor elevation N.G.V.D.: Ground: 13.17' NG	/D: First: 24.67' NG\/D:	Second: 39 17' NGVD			
Seawall: None proposed Exist Lot Drainage: The system is a zero discharge.	ing: 0.9' High	Proposed: None			
How will rainwater be disposed of on site? The surf	ace water and roof water	is being collected around the site			
and is being disposed into a seepage system.	oce water and roof water	is being concered around the site			
Adjacent use (s): Residences					
Impervious area: 55,790 SF					
% of impervious area: 53.35%					
Existing ground floor livable area square footage:	N/A				
Proposed ground floor livable area square footage.		st: 9 849 SE (area Under A/C)			
Existing 2 nd floor livable area square footage: N/A		di. 0,0 10 01 (di 00 01 di 11 0)			
Proposed 2 nd floor livable area square footage: (a	rea Under A/C) Second:	5 941 SF			
Proposed % of 2 nd floor over ground floor: 60.3%	ca officer Avoy occords.	5,541 01			
Vaulted area square footage: N/A this project only has	lat ceilings				
Vaulted height: N/A this project only has flat ceilings					
Color of main structure: Beige					
Color of trim: Beige					
Color & material of roof: White, TPO					
Building height (above finished floor elevation): 27	'-0" (51 50' NGVD) from	First Floor Slab (24 33' NGVD)			
Swale: (Mandatory 10'-0" from edge of payment,					
The mandatory swale requirements of 10FT wide by 1FT deep will to		eep minimum).			
Existing trees in Lot: 156	in Curolos				
Proposed trees in Lot: 257	in Swale: 9				
Number & type of shrubs: 640 shrubs proposed in lot, 0 p					
	ing: Enclosed	Proposed: Enclosed			
Driveway width & type: Proposing to keep existing 2-way (2	24'-0" wide) and 1-way (1	2'-0") driveways.			
		Date:			

SIGNATURE OF APPLICANT

TOWN OF GOLDEN BEACH APPLICATION FOR BUILDING REGULATION ADVISORY BOARD MEETING/HEARING

Property Location: 287, 291, 299 Ocean Boulevard, Golden Beach, FL 33160 Meeting Date: 01/0	/09/23
Variance Hearing Dates: Advisory Board Town Council	

APPROVAL FROM THE BUILDING REGULATION ADVISORY BOARD IS REQUIRED FOR:

- A. Plans for new residence
- B. Plans for addition to or exterior alterations of an existing structure.
- C. Additional structures on premises of existing residences
- Review of landscape plan for new construction, renovation or addition to existing residence.
- E. Recommendation to Town Council for the approval or denial of variances and special exceptions.
- F. Recommendation to Town Council for interpretation regarding apparent conflicts or inconsistencies in the zoning provisions in Chapters 46 & 66

APPLICATION HEARING PROCESS

Building Approval:

Applicant shall submit 2 completed packages for review and approval. Each package shall consist of an application, survey, warranty deed and drawings as required. The plans shall be sized as follows: 2 sets 11" x 17" and 1 USB/ flash drive containing everything submitted hard copy (including application). This is separate from the landscaping plan submittal. Landscape Approval - Separate Submittal from the Building Submittal Applicant shall submit 2 complete packages for review and approval. Each package shall consist of an application, existing landscape and tree disposition survey, proposed site plan and landscape plans as required. The plans shall be sized as follows: 1 set 11 x 17, 1 full size set 24" x 36" and 1 USB/ flash drive containing everything submitted hard copy (including application). Zoning Variance Approval:

Submittal for a zoning variance: submit 2 complete packages for approval: each package shall consist of an application, survey, warranty deed and drawings are required. The plans shall be sized as follows: 2 sets 11" x 17" and 1 USB/ flash drive containing everything submitted hard copy (including application).

Final Submittal Requirement:

Eight days prior to the meeting and after all approvals have been obtained. The applicant shall submit for the Board's approval an additional 8 completed application packages, for both Building and Landscaping, which shall consist of a copy of the completed application, approved plans 8 sets 11 x 17 of the approved building and landscape applications, a survey, warranty deed, any other required documentation by the reviewer, and USB/ flash drive containing everything submitted hard copy (including application).

The Building Regulation Advisory Board (B.R.A.B.) meets at 6:00 P. M. on the second Tuesday of every month. Applications must be submitted 40 days, prior to scheduled

Any variances required must be heard and approved by the Town Council after the Building Regulation Advisory Board has considered the item. The Variance will be heard by the Town Council, in the following month, (on the third Tuesday), after the Building Regulation Advisory Board's action, at the Town Council's regularly scheduled meeting.

NOTICE*

INCOMPLETE APPLICATIONS <u>WILL NOT BE PROCESSED</u>. PLEASE MAKE SURE THAT YOU, THE APPLICANT, HAVE CHECKED AND MARKED ALL THE REQUIREMENTS OF THE APPLICATION. IF SUBMITTALS HAVE BEEN INACTIVE FOR 90 DAYS OR MORE, THEY WILL AUTOMATICALLY BEPLACED ON INACTIVE STATUS AND NEW SUBMITTALS WILL BE REQUIRED.

TOWN OF GOLDEN BEACH APPLICATION FOR BUILDING REGULATION ADVISORY BOARD HEARING

- 1. The application deadline date will be adhered to. No application will be accepted after the date and time specified.
- The Building Department will review the application package. If it is determined that the application is incomplete, the item will not be accepted and returned to the applicant for correction.
- 3. During the Forty Day (40) period from the deadline date to the hearing date the following events shall take place in proper order:
 - a) During the first week upon submittal, the zoning and landscape reviewers, or the Town's designated agent will review the application and complete a comment sheet specifying all deficiencies for correction which will be emailed to you the applicant/agent of record.
 - b) Corrections for any deficiencies must be submitted within 15 days of the scheduled meeting/hearing date. Corrections not approved or received for a scheduled Agenda item will be deferred to the next B.R.A.B. meeting/hearing date.
 - c) All applicants shall be made aware that incomplete applications or deficiencies not corrected in time as per these regulations, will not be included on the agenda, and are hereby rejected, and will be returned to the applicant.
 - d) Upon receipt of a Staff Recommendation report approving the project the balance of the applications with plans and documents, need to be submitted to the Building Department for distribution to the Board Members and Staff. The Building Dept. shall retain all originals for the records. At that time the applicant's request will be placed on the Agenda for approval by the B.R.A.B. Board Members.
- 4. After approval of the item by the Board, You will also need to retain a copy of the BRAB approved application package with the minutes for submission at the time of the permit application. Make sure to request a copy of the minutes on the 3rd Tuesday of the following month of your approval.
- 5. If a Variance: A Notice of Hearing for variance will be mailed no later than 10 days before the date of meeting, as per Town Code.
- 6. Variance have a two step process: The Building Advisory Board is a recommendation Board to the Town Council – The Town Council is the ultimate authority on Granting or Denial of Variance requests. The Town council will hear your requests for the Variance at the next hearing, it is at that Hearing that the Town Council will either approve or deny your requests. Someone needs to be present at the meeting. The Town Council meetings are held every 3rd Tuesday of every month.
- 7. After approval of the item by the Board, The Resolutions approving your variance will need to be prepared and you will be notified when they are ready to be picked up and get recorded with the Miami Dade County Clerk's recording office. You will need to forward us a Certified copy of recorded Resolutions and retain a copy for your records.
- 8. Required for permitting: A copy of the Certified copy of recorded Resolutions and BRAB approved application package along with the minutes.

TOWN OF GOLDEN BEACH BUILDING REGULATION ADVISORY BOARD SCHEDULE OF FEES

Appropriate fee shall be paid at time of application you will be charged for each item included in the plans. These fees are not refundable.

Type of reque	<u>Fee</u>	<u>Qty</u>		
1. New sir	New single-family residence- per submittal and resubmittal		X	
2. Addition	n/Remodel of existing structure- per submittal and resubmittal	\$225.00	X	
	ory Building (Cabana, Pergola, or Gazebo) - per submittal esubmittal	\$150.00	X	
4. Pools,	Spas and Water Features - per submittal and resubmittal	\$100.00	X	
5. Fencing	\$150.00	X		
6. Seawal	\$200.00			
7. Boat Li	ft- per submittal and resubmittal	\$100.00		
remode	cape plan review is required for new construction, addition and eling projects (submit plans with site plan elevations separate building plan approval package).	\$300.00	X	
9. Resub	missions, based on original fee paid	75.0%		
Zoning Variances and special exceptions, per variance or exception: a. First variance/ exception		\$750.00	X	
	Per additional variance/exception, for the same initial variance (example: request for a dock, affecting two different codes	\$200.00		
c. When a variance is granted, the property owner, at his expense, shall have the resolution for the variance recorded in the public records of Miami-Dade county, and two (2) certified copies of the recorded resolution shall be submitted to the Town for inclusion into the property records				
d.	If the Town Council grants a variance, a building permit must be two years of the approval date or the variance will become null are			
11. Reque	est to the Board for verification of any section of the Zoning Code,			
For each Section to be verified \$100.00				

TOWN OF GOLDEN BEACH BUILDING REGULATION ADIVSORY BOARD SCHEDULE OF FEES

- 12. Application for the legalization of construction built without the approval of the B.R.A.B., when the Board should have approved such construction, will be accessed a fee equal to four (4) times the regular fee applicable to the matter.
- 13. Special Requests for a meeting, variance, or waiver of plat hearing:
- a. For matters that have been heard, but the process had not been completed, i.e., tabled subjects, or unfinished subjects to be continued, the applicant must notify the Building & Zoning Department in writing if they would like the item continued

If the notification is received by the Department before the deadline for the next B.R.A.B. meeting, there will be no charge for the continuance. If the notification is received after the deadline, and the applicant still wants the matter included in the agenda for the next meeting, there will be a special fee of

the deadline or the diline, and da for the \$200.00 _____ ant wants ting to be added approval ere will \$200.00 ____ and \$200.00 ____ and \$200.00 and \$2

by an applicant, for either a new matter or continuance of a subject already heard, there will be a special fee for a 2 hour time period of

If the time limit is exceeded, an additional fee of ½ of the fee will be accessed for the seconded time period

\$250.00

TOWN OF GOLDEN BEACH BUILDING REGULATORY ADVISORYBOARD APPLICATION and REVIEW PROCEDURE

Thank you for applying to the Building Advisory Board for approval of your project. Below is a brief guideline on how the application review process works and what can be expected. The attached application form contains additional guidelines and information pertinent to your submittal. Please follow all directions contained within the application prior to submitting your package to our office:

Submittal

Submit your completed application package to the Town by the required deadlines which are available on the Town's website at www.goldenbeach.us.

Upon receipt of your application and within the first week after you submit, the Town's zoning and landscape reviewers will perform their first review. Following their review you will receive reports for an approval or comments requesting additional information and/or needed corrections to your plans and/or your application.

Reports

Two basic types of reports can be issued under a zoning and landscape review; the first report that may be issued will list code deficiencies, if any, as the zoning and landscape reviewer sees them in relationship to the Town's current Zoning Code, the report for zoning will be entitled "Planning and Zoning Comments". This process will continue each time updated information is received and until all issues have been addressed.

After all deficiencies have been addressed and the zoning and Landscape reviewers do not find any deficiencies then a second report will be issued entitled "Town of Golden Beach — Community Development Memorandum" this report is the clearance memorandum to allow the item to move forward and be placed on the Agenda for possible approval by the Board. You will receive two separate reports one from zoning and one from landscaping.

Deadlines - Agenda Placement

A positive review prior to the meeting is required in order for your application to be placed on the Agenda. As with all applications sufficient time is needed by the Town's reviewers and staff for processing prior to the item moving forward for placement on the Agenda.

Your application will require a satisfactory review within the seven days prior to the scheduled meeting in order to be placed on the Agenda. If a satisfactory recommendation is not received within the time period specified, then the application will be tabled to the next Building Advisory Board meeting in the next month, pending approval of the application. Building Advisory Board meetings are scheduled for the Second Tuesday of each month pending quorum. All notifications will be sent via email on the progress of your application and the Board's ability to meet.

Special Note

Simple applications might not receive comment sheets and will move directly to a "Town of Golden Beach – Community Development Memorandum" mentioned in the previous paragraph allowing the item to be placed on the Agenda to be heard by the Board.

Notice

If submittals have been inactive for 90 days or more, they will automatically be placed on inactive status and new submittals will be required.

GREGORY M COGAN TRS FLORIDA LAND TRUST NO 1GB 151 TREMONT ST STE 110 PMB 392 BOSTON, MA 02111

NRE MIAMI CORP 1925 BRICKELL AVE D205 MIAMI, FL 33129

VICTORIA LESOV MATVAY LESOV 3944 194 TRAIL GOLDEN BEACH, FL 33160

JAN A MARKS TRS 307 OCEAN BOULEVARD TR 1001 LIBERTY AVE STE 1150 PITTSBURGH, PA 15222

COMMUNICATION MARKETING RESOURCES INC 20281 E COUNTRY CLUB DR MIAMI, FL 33180-3010

NATACHA LEA HEYMAN DAVID BEN AIM 274 OCEAN BLVD GOLDEN BEACH, FL 33160

RONALD N TUTOR TRS TUTOR MARITAL PROPERTY TR ALIA TUTOR TRS 317 OCEAN BLVD GOLDEN BEACH, FL 33160

SHARON LIOR 346 OCEAN BLVD GOLDEN BEACH, FL 33160-2212

JACOB KIFERBAUM SANDRA KIFERBAUM 266 OCEAN DR GOLDEN BEACH, FL 33160

BRUCE WEBER & NAN BUSH 325 OCEAN BLVD GOLDEN BEACH, FL 33160-2211

MICHAEL ARRAMOWITZ **DEBBIE ABRAMOWITZ** 340 OCEAN BLVD GOLDEN BEACH, FL 33160

YD NYACK INC 11 ORCHARD ST NYACK, NY 10960

EDITH NEWMAN 355 OCEAN BLVD GOLDEN BEACH, FL 33160-2211

BRUCE WEBER NAN BUSH 325 OCEAN BLVD

GOLDEN BEACH, FL 33160

CENTRAL PARK TOWER CORP C/O JENNIFER LEVIN ESQ 20295 NE 29 PL STE 200 AVENTURA, FL 33180

BRUCE WEBER & NAN BUSH 325 OCEAN BLVD GOLDEN BEACH, FL 33160-2211

DIDIER ZERBIB 250 OCEAN BLVD GOLDEN BEACH, FL 33160

OCEAN BLVD GOLDEN LLC 251 LITTLE FALLS DR WILMINGTON, DE 19808

SK INVEST GROUP LLC 17100 N BAY RD 1612 SUNNY ISLES BEACH, FL 33160

AIDA E MARTINEZ (TRUST) HUGO L & AIDA E MARTINEZ TRS 380 OCEAN BLVD GOLDEN BEACH, FL 33160-2212

LUNA ROCK INVESTMENTS LLC 3267 NE 212 ST AVENTURA, FL 33180

BRADLEY I MEIER 229 OCEAN BLVD GOLDEN BEACH, FL 33160

LINDA G BROWN TRS LIINDA GAIL BROWN LIVING TRUS 370 OCEAN BLVD GOLDEN BEACH, FL 33160

ANIL SETHI MEENU SETH! 296 OCEAN BLVD GOLDEN BEACH, FL 33160

PHILIP YANG &W MARIA 1435 PHEASANT RUN CIRCLE YARDLEY, PA 19067

IOSE RAFAEL BADELL MARIA GRAU 364 OCEAN BLVD GOLDEN BEACH, FL 33160

MATTHEW ALLEN 288 OCEAN BLVD GOLDEN BEACH, FL 33160

255 OB LLC 18200 NE 19 AVE 101 NORTH MIAMI BEACH, FL 33162 SAMUEL OHEV ZION MICHELLE BITTMAN 263 OCEAN BLVD GOLDEN BEACH, FL 33160 BENJAMIN SHIRAZIPOUR ANNA SHIRAZIPOUR 275 OCEAN BLVD GOLDEN BEACH, FL 33160 JEREMY ALTERS TRS
JEREMY ALTERS REV TRUST AGREEMENT
JEREMY ALTERS
277 OCEAN BLVD
GOLDEN BEACH, FL 33160



TOWN OF GOLDEN BEACH 100 OCEAN BOULEVARD Golden Beach, Fl. 33160

SUMMARY MINUTES (DRAFT) BUILDING REGULATION ADVISORY BOARD May 14, 2024, at 6pm

Zoom Meeting ID: 892 9110 8015 Passcode: 752288 For Dial in only call: 929-205-6099.

A. CALL MEETING TO ORDER: 6:10pm

B. BOARD ATTENDANCE: Zvi Shiff, Isaac Murciano, Michael Klinger, and Stephanie

Halfen

C. STAFF ATTENDANCE: Linda Epperson-Asst Town Manager, Christopher Gratz-

Zoning Reviewer/Planner, Lissett Rovira-Building Dept. Manager,

D. APPROVAL OF MINUTES: April 9, 2024

Motion to approve the minutes by Zvi Shiff, Seconded by Michael Klinger All were in favor – no one opposed

Motion passed 4 – 0

E. REQUEST FOR ADDITIONS, DEFERRALS, DELETIONS & WITHDRAWALS:

 310 South Parkway LLC-310 South Parkway Golden Beach, FL 33160

Property Address: 310 South Parkway, Golden Beach, FL, 33160

Folio No: 19-1235-005-0590

Legal Description: Lot 31 & 32, Block G, GB Sect E, PB 8-122

Installation dock replacement & seawall repair.

Motion to delete this item from the agenda was made by Zvi Shiff, Seconded by Michael

Klinger

All were in favor - no one opposed

Motion passed 4 - 0

David Pratt Esq Trs
 The Cypress House Trust
 422 Golden Beach Drive
 Golden Beach, FI 33160

Property Address: 422 Golden Beach Drive, Golden Beach, FL, 33160

Folio No: 19-1235-005-0010

Legal Description: Lot 45 & N1/2 of Lot 46 Blk F Less Beg NW COR Lot 1

Installation of a new floating dock.

Caren Sredni Trs
 540 North Parkway
 Golden Beach, FL 33160

Property Address: 540 North Parkway, Golden Beach, FL, 33160

Folio No: 19-1235-006-0860

Legal Description: Lot 10-11, Block M, GB Sect F, PB 10-11

Installation dock replacement & seawall repair.

4. Gregory M Cogan Trs Florida Land Trust No 1gb 151 Tremont St Ste 110 Boston, Ma 02111

Property Address: 291, 287, and 299 Ocean Boulevard, Golden Beach, FL, 33160

(Through Unity of Title)

Folio No: 19-1235-003-0310, 003-0290, 002-0500

Legal Description: Lot 20, N ½ of Lot 40, All Lot 41, 42, 43, and 44, Blk A & B, GB

Sec C PB 9-52

Construction of a new single-family residence and landscape design approval.

Manuel Grosskopf
 Mariana Grosskopf Levi
 284 South Island Drive
 Golden Beach, FL. 33160

Property Address: 284 South Island Drive, Golden Beach, FL. 33160

Folio No.: 19-1235-004-0840

Legal Description: Lot 51 to 53, Blk J, GB Sect D, PB 10 – 10

Construction of a new sing-family residence and landscape design approval

Jonathan A. Kessler
 Cathie L. Pass
 Golden Beach Drive
 Golden Beach, FL. 33160

Property Address: 633 Golden Beach Drive, Golden Beach, FL. 33160

Folio No.: 19-1235-006-1020

Legal Description: Lots 32 & 33, & S 7.5' of lot 31, Blk 1, GB Sect F, PB 10-11

Construction of new single-family residence and landscape design approval

7. Avi Benayoun Leigh Sherman 615 Golden Beach Drive Golden Beach, FL. 33160

Property Address: 615 Golden Beach Drive, Golden Beach, FL. 33160

Folio No.: 19-1235-006-0160

Legal Description: Lots 36 & 37, Blk 1, GB Sect F, PB 10-11

8. Blaise Matuidi and Isabelle Helene Marie Matuidi

560 Ocean Blvd.,

Golden Beach, FL. 33160

Property Address: 560 Ocean Blvd, Golden Beach, FL. 33160

Folio No.: 19-1235-001-0251

Legal Description: Lots 6 through 8, Blk 2, GB Section A, PB 9-52

Construction of an accessory structure.

A motion to defer items 2 – 8 was made by Zvi Shiff, Seconded by Michael Klinger. All were in favor – no one opposed.

Motion passed 4 - 0

F. VARIANCE REQUEST(S):

 Gregory M Cogan Trs Florida Land Trust No 1gb 151 Tremont St Ste 110 Boston, Ma 02111

Christopher Gratz summarized his report into the record.

Mickey Marrero - Bercow Radell Fernandez Larkin + Tapanes spoke on behalf of the applicant.

Property Address: 291, 287, and 299 Ocean Boulevard, Golden Beach, FL, 33160

(Through Unity of Title)

Folio No: 19-1235-003-0310, 003-0290, 002-0500

Legal Description: Lot 20, N ½ of Lot 40, All Lot 41, 42, 43, and 44, Blk A & B, GB

Sec C PB 9-52

Construction of a new single-family residence and landscape design approval.

Relief from Town Code Section 66-102(a) which requires the finished grade of any lot not to exceed and elevation of six feet NGVD, except for lots abutting Ocean Boulevard where the minimum elevation shall be 12 inches above the crown of the road, and the maximum elevation shall not exceed an elevation of 11 feet NGVD.

Request is to allow the finished grade of the lot to be at 13' NGVD.

In accordance with Town Code Section 66-41, "authorized, general procedure", pertaining to variances, the board considered all evidence and testimony presented by the applicant, the public and the Town and made a finding that the applicant has complied with the seven criteria

A motion to recommend approval was made by Zvi Shiff, Seconded by Michael Klinger On roll call: Zvi Shiff-Aye, Isaac Murciano-Aye, Michael Klinger-Aye, and Stephanie Halfen-Aye

Motion passed 4 - 0

G. OLD BUSINESS:

10. 101 Ocean Blvd LLC 101 Ocean Blvd Golden Beach, Fl 33160

Stephanie Halfen recused herself from voting on this item.

Christopher Gratz summarized his report into the record Stephanie Halfen, Architect for the project spoke on behalf of the applicant.

Property Address: 101 Ocean Boulevard, Golden Beach, FL, 33160

Folio No: 19-1235-003-0010

Legal Description: Lot 1 Less Beg NW COR Lot 1

Construction of a new single-family residence, covered terrace, pool, cabana, and roof top terrace and landscape design approval.

A motion was made by Zvi Shiff to approve the project, Seconded by Michael Klinger On roll call Zvi Shiff-Aye, Isaac Murciano-Aye, and Michael Klinger-Aye Motion passed 3 – 0

Mark Feldman and Colette B. Feldman
 South Island Drive
 Golden Beach, FL. 33160

Christopher Gratz summarized his report into the record.

Bill Thomas – Approved Permit Services, spoke on behalf of the applicant.

Property Address: 138 South Island Drive, Golden Beach, FL 33160

Folio No: 19-1235-004-0540

Legal Description: Lot 12, Blk J, GB Sect D, PB 10-10

Installation of a new seawall and dock.

A motion was made by Zvi Shiff to approve this item, Seconded by Michael Klinger On roll call: Zvi Shiff-Aye, Isaac Murciano-Aye, Michael Klinger-Aye, and Stephanie

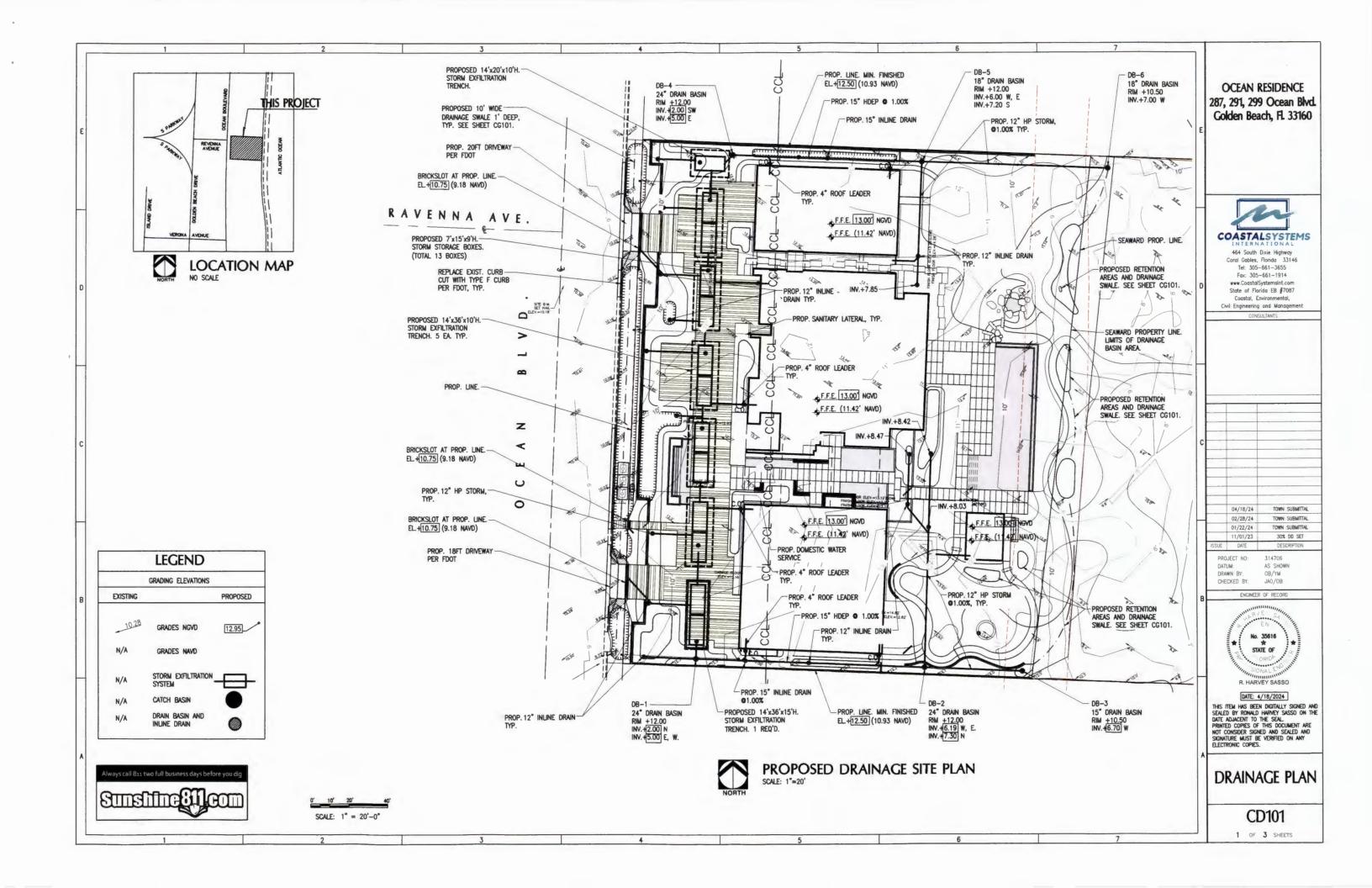
Halfen-Aye

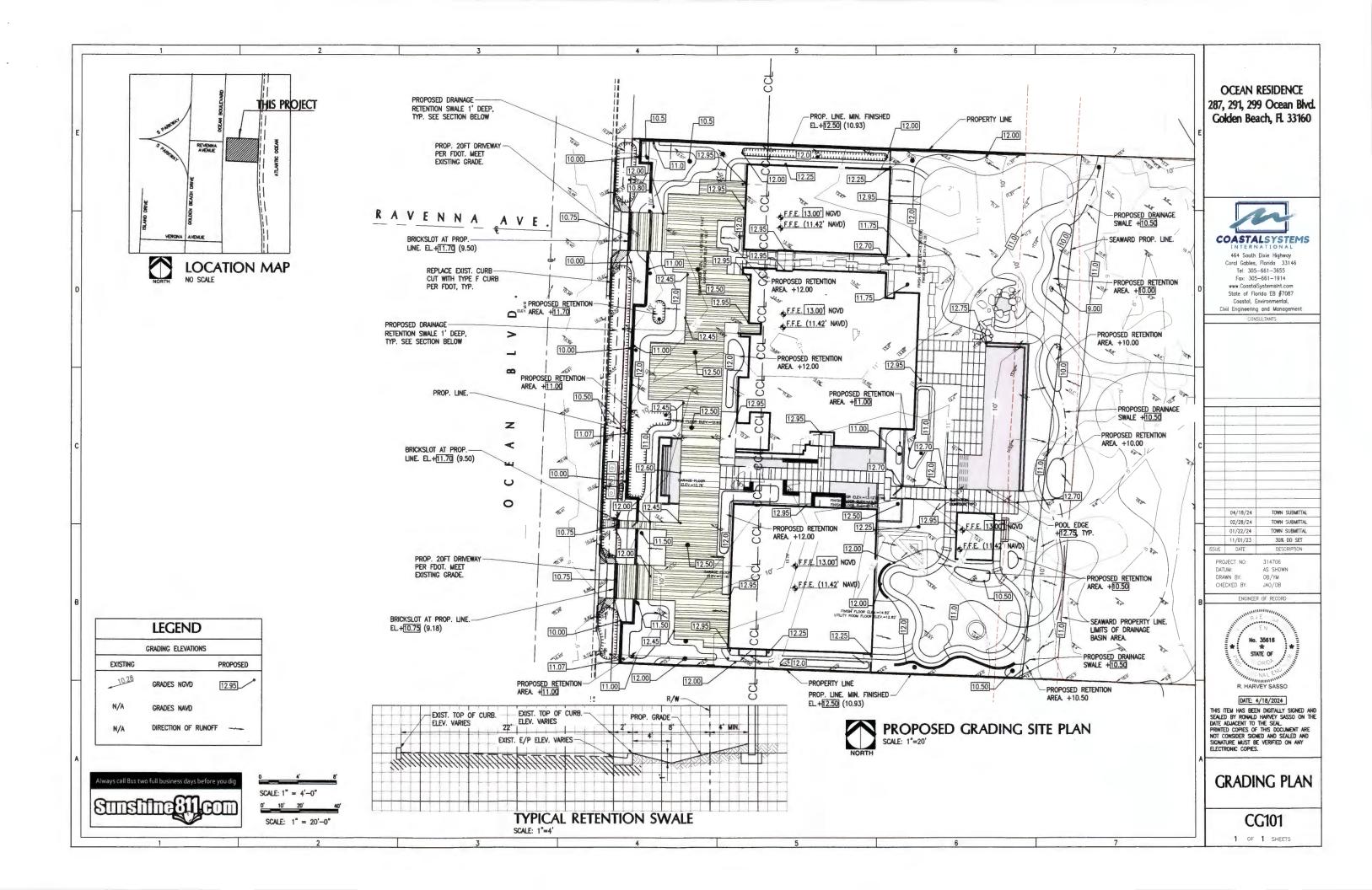
Motion passed 4 - 0

H. NEW BUSINESS

I. ADJOURNMENT.

PURSUANT TO FLA. STATUTE 286.0105, THE TOWN HERBY ADVISES THE PUBLIC THAT: IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THIS BOARD WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING, HE WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR THAT SUCH PURPOSE, AFFECTED PERSONS MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. THIS NOTICE DOES NOT CONSTITUTE CONSENT BY THE TOWN FOR THE INTRODUCTION OR ADMISSION OF OTHER INADMISSIBLE OR IRRELEVANT EVIDENCE, NOR DOES I

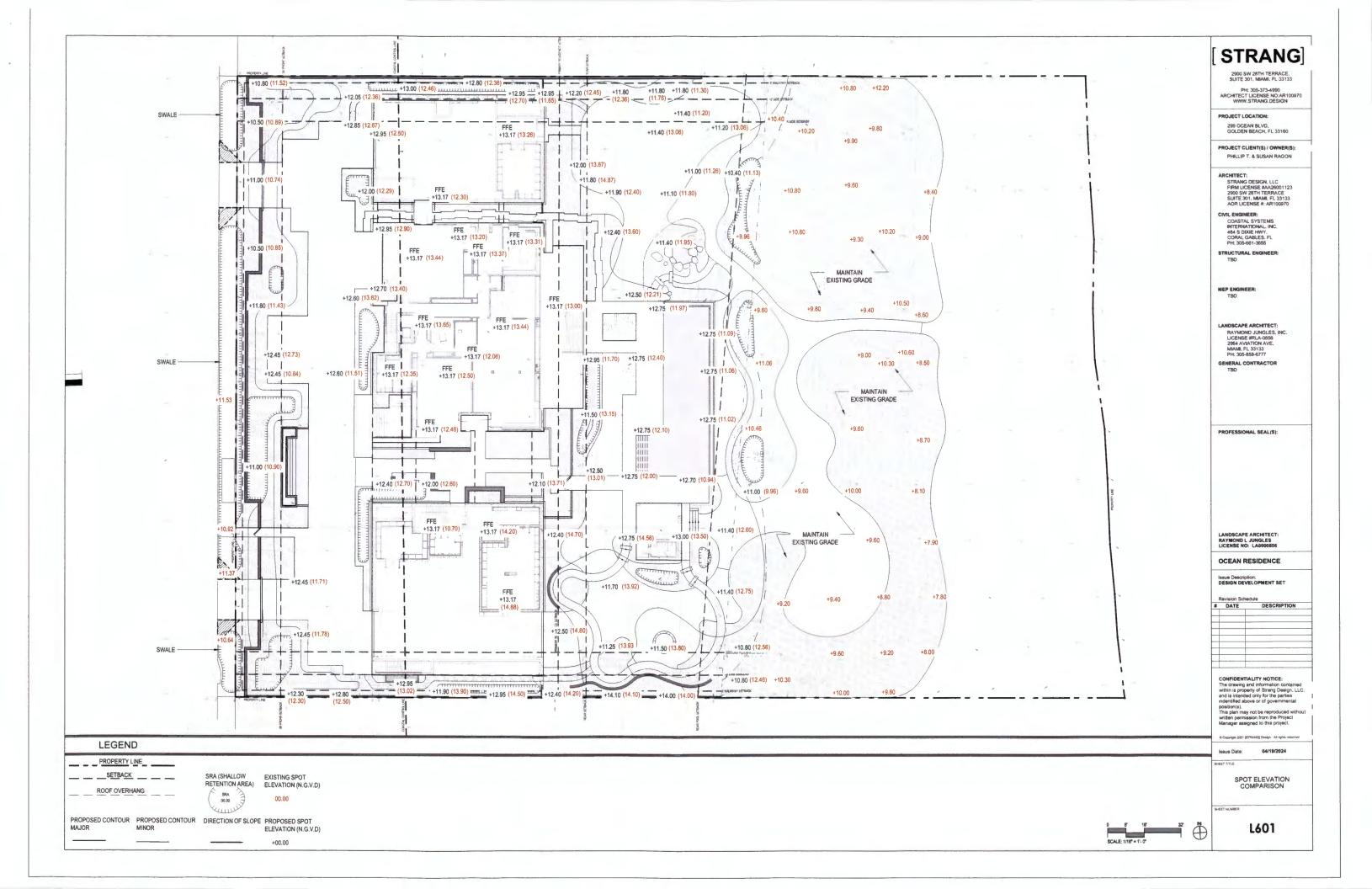


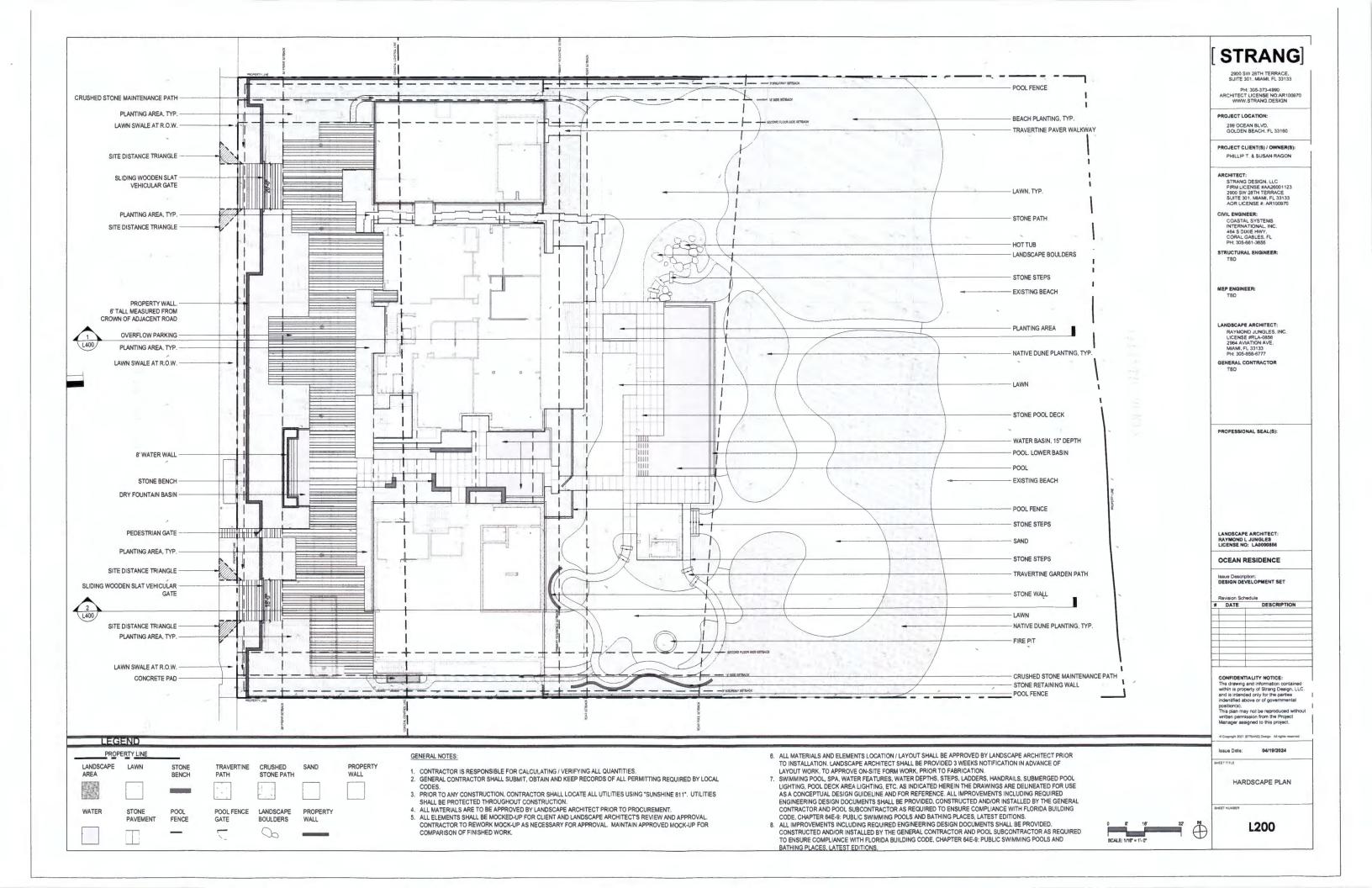


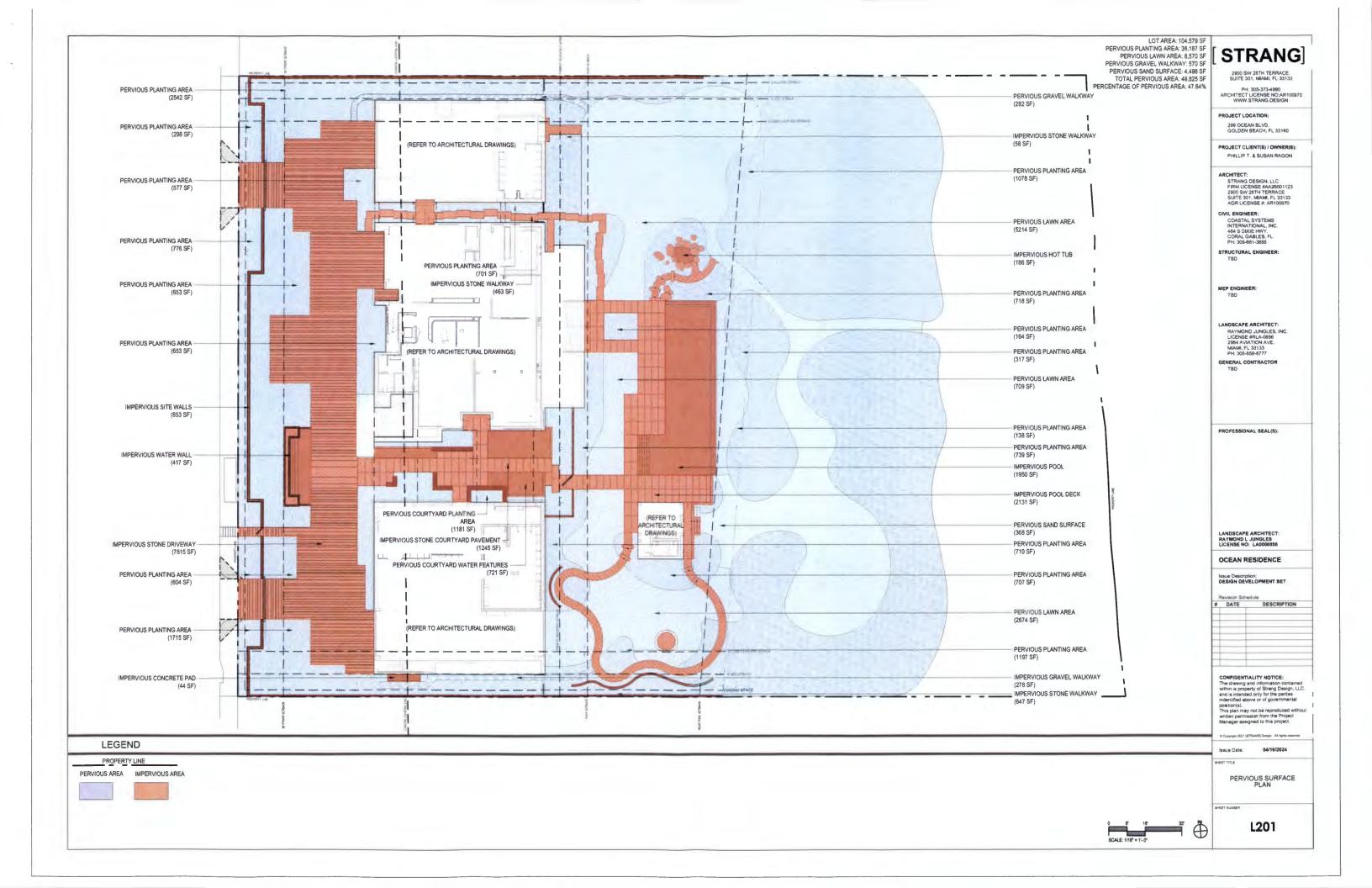


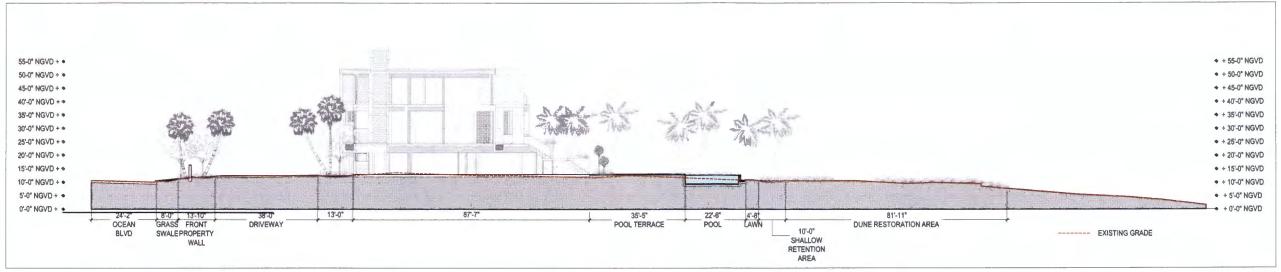
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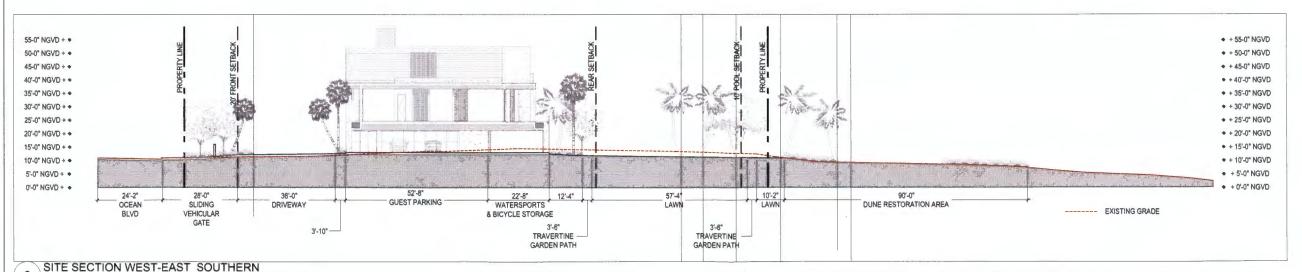






SITE SECTION WEST-EAST-MIDDLE

Scale: 1/16" = 1'-0"



Scale: 1/16" = 1'-0"

STRANG

PH: 305-373-4990 ARCHITECT LICENSE NO:AR100970 WWW.STRANG.DESIGN

PROJECT LOCATION:

299 OCEAN BLVD. GOLDEN BEACH, FL 33160

PROJECT CLIENT(S) / OWNER(S): PHILLIP T. & SUSAN RAGON

ARCHITECT: STRANG DESIGN, LLC FIRM LICENSE #AA26001123 2900 SW 28TH TERRACE SUITE 301, MAMI, FJ 33133 AOR LICENSE #: AR100970

CIVIL ENGINEER:

COASTAL SYSTEMS
INTERNATIONAL, INC.
484 S DIXIE HWY,
CORAL GABLES, FL
PH: 305-661-3655

STRUCTURAL ENGINEER

MEP ENGINEER:

LANDSCAPE ARCHITECT: RAYMOND JUNGLES, INC. LICENSE #RLA-0856 2964 AVIATION AVE, MIAMI, FL 33133 PH; 305-858-6777

GENERAL CONTRACTOR

PROFESSIONAL SEAL(S):

OCEAN RESIDENCE

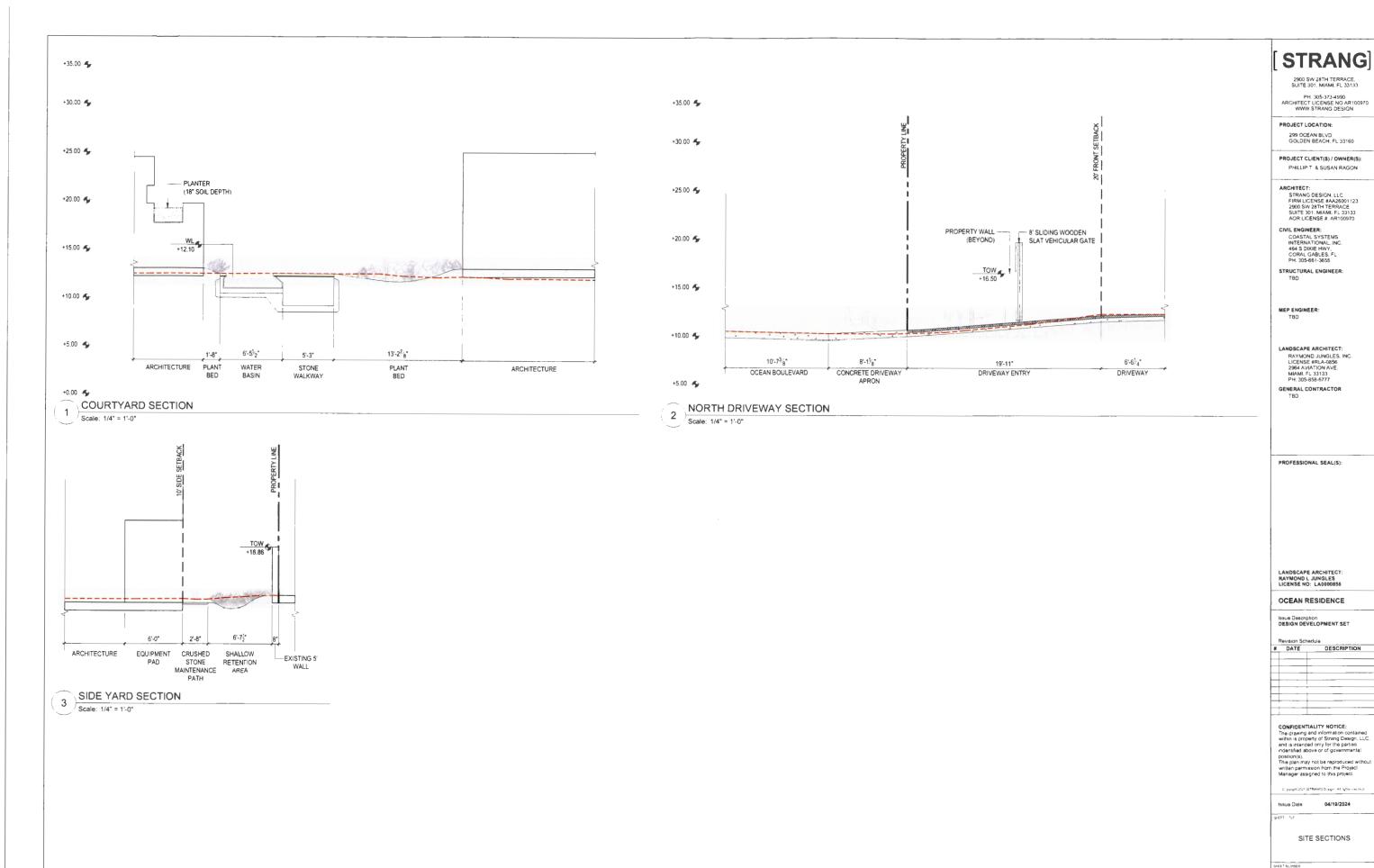
Issue Description: DESIGN DEVELOPMENT SET

CONFIDENTIALITY NOTICE: The drawing and information contained within is property of Strang Design, LLC-and is intended only for the parties indentified above or of governmental position(s).
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Issue Date: 04/19/2024

SITE SECTIONS

L400



0 8 16' 32'

L401

