

RESOLUTION No. 2005-115-292-Z-37

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING THE APPLICATION OF REGENIA AND DORETTA A. RIVERS, FOR FOUR (4) NON-USE SETBACK VARIANCES FOR PROPERTY LOCATED AT 3810 NORTHWEST 172ND TERRACE, MORE PARTICULARLY DESCRIBED ON EXHIBIT "A" ATTACHED HERETO; PROVIDING FOR CONDITIONS; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Regenia and Doretta A. Rivers have filed an application ("Application") with the City of Miami Gardens for the approval of four (4) non-use setback variances to permit an addition to a single-family residence for property located at 3810 Northwest 172<sup>nd</sup> Terrace, more particularly described on Exhibit "A" attached hereto, and

WHEREAS, the Applicants are seeking to have a front setback of 53'-10" as opposed to the maximum 50' that is required by the Code from the north property line; a rear setback of 12'-5" as opposed to the minimum 25' that is required by the Code from the south property line; to permit an existing utility shed to have a rear setback of 4'-5" as opposed to the minimum 5' required by the Code from the south property line; and to permit an existing utility shed to have an interior side setback of 2'-3" as opposed to the minimum 5' required by the Code from the east property line, and

WHEREAS, a public hearing on this matter has been held on September 7, 2005, and

WHEREAS, the City Council has reviewed the Application and approves the same,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AS FOLLOWS:

Section 1. ADOPTION OF REPRESENTATIONS: The foregoing Whereas paragraphs are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Resolution.

Section 2. APPROVAL: The City Council for the City of Miami Gardens hereby approves the Application submitted by Regenia and Doretta A. Rivers for four (4) non-use variances to permit an addition to a single-family residence, as follows:

a) To have a front setback of 53'-10" as opposed to the maximum 50' that is required by the Code from the north property line;

b) A rear setback of 12'-5" as opposed to the minimum 25' that is required by the Code from the south property line;

c) To permit an existing utility shed to have a rear setback of 4'-5" as opposed to the minimum 5' required by the Code from the south property line;

d) To permit an existing utility shed to have an interior side setback of 2'-3" as opposed to the minimum 5' required by the Code from the east property line.

Section 3. CONDITIONS: This approval is subject to the following Conditions:

1. That the Applicants secure all necessary building, plumbing and electrical permits and complete all necessary modifications to the principal structure per said permits within six months of approval.

2. That the existing landscaped buffer be maintained so as to protect the privacy of the properties on the south and the east.

Section 4. EFFECTIVE DATE: This Resolution shall take effect immediately upon its final passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS ZONING MEETING HELD ON SEPTEMBER 7, 2005

  
SHIRLEY GIBSON, MAYOR

ATTEST:

  
RONETTA TAYLOR, CMC, CITY CLERK

Prepared by SONJA KNIGHTON DICKENS, ESQ.  
City Attorney

SPONSORED BY: DANNY O. CREW, CITY MANAGER

MOVED BY: Vice Mayor Braynon  
SECONDED BY: Councilwoman Pritchett

VOTE: 6-0

Mayor Shirley Gibson	<input checked="" type="checkbox"/>	(Yes)	<input type="checkbox"/>	(No)
Vice Mayor Oscar Braynon II	<input checked="" type="checkbox"/>	(Yes)	<input type="checkbox"/>	(No)
Councilman Melvin L. Bratton	<input checked="" type="checkbox"/>	(Yes)	<input type="checkbox"/>	(No)
Councilman Aaron Campbell Jr.	<input checked="" type="checkbox"/>	(Yes)	<input type="checkbox"/>	(No)
Councilwoman Audrey J. King	<input type="checkbox"/>	(Yes)	<input type="checkbox"/>	(No) Not present
Councilwoman Sharon Pritchett	<input checked="" type="checkbox"/>	(Yes)	<input type="checkbox"/>	(No)
Councilwoman Barbara Watson	<input checked="" type="checkbox"/>	(Yes)	<input type="checkbox"/>	(No)

SKD/bfc