

RESOLUTION NO. 11- 2056.

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA APPROVING A WAIVER OF THE REQUIREMENTS FOR A SIX FOOT SETBACK AND ACCOMPANYING LANDSCAPING FOR A TEMPORARY CONSTRUCTION FENCE ALONG COLLINS AVENUE AND PERMITTING A GRAPHIC DEPICTING THE PROPOSED DEVELOPMENT ON THE TEMPORARY CONSTRUCTION FENCE FOR THE PROPERTY OWNER OF 9501 COLLINS AVENUE; AND PROVIDING FOR AN EFFECTIVE DATE.

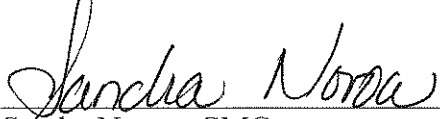
WHEREAS, the property owner of 9501 Collins Avenue is proposing to build a seven unit upscale townhouse development and a temporary construction fence is necessary in order to move forward with the construction. The Applicant is proposing an eight foot high temporary construction fence at the property line with a windscreen; and

WHEREAS, Section 90-56.1 of the Zoning Code requires a six foot setback from Collins Avenue, a landscape buffer, and prohibits graphics on temporary construction fences. The requirements set forth in 90-56.1 were intended to avoid temporary fences being placed along Collins Avenue for long periods of time without landscaping and was also aimed at giving the Town Commission oversight as to the types of graphics proposed along Collins Avenue. The requirements set forth in 90-56.1 of the Zoning Code may be waived by the Town Commission; and

WHEREAS, the Applicant has already begun pulling permits and intends to build the townhomes quickly, negating the need for landscaping. The Applicant only has a 50 foot lot, the six foot setback requirement for the temporary construction fence will severely impact their schedule for development, and the Applicant is proposing elegant and tasteful graphics depicting the proposed development; and

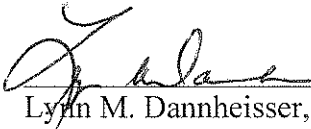
WHEREAS, the Town Commission finds it in the best interest of the Town to

ATTEST:



Sandra Novoa, CMC
Town Clerk

**APPROVED AS TO FORM AND LEGALITY FOR THE USE
AND BENEFIT OF THE TOWN OF SURFSIDE ONLY:**



Lynn M. Dannheisser, Town Attorney