

# **AGENDA**

## **KEY COLONY BEACH CITY COMMISSION PUBLIC HEARING VARIANCE REQUEST** **THURSDAY APRIL 27, 2017- 9:30 A.M.** **CITY HALL AUDITORIUM**

### **1. *Call to Order, Roll Call***

### **2. *Introductory Statement***

Variance Request from George Artz, 201 8<sup>th</sup> Street (Lot 6, Block 9, KCB 1<sup>st</sup> Addition) for the following:

Applicant requests a variance to extend the non-conforming dock to the south property line. The dock addition to the south requires a 13 foot variance. The north side dock will remain at the current 5 foot width. LDR 101-Section 191(3), City Code 5 Section 35 (10)

Applicant requests a variance for one 15,000 lb elevator lift with 10 foot arms into the canal requiring a 9 foot variance. City Code 5 Section 43(2)

### **3. *Proof of Publication, Affidavit of Mailing Notices - City Clerk***

### **4. *General Standards for Granting a Variance: LDR 101-191 (3); City Codes 5-35 (10) and 5-43 (2)***

Variations from the terms of this chapter shall be approved only if they will not be contrary to public interest. In order to recommend or authorize any variance from the terms of this chapter, all of the specific standards listed in LDR 101-171(5)(a) must be met. However, when all of the 5 conditions are not met, the planning & zoning board may recommend and the city commission may make an exception and grant a variance when they believe that the granting of the variance will have minimum adverse effect on other citizens of Key Colony Beach or on the city. Approval of a variance under these conditions would require a favorable vote of 4/5 of the city commission. *This variance request was approved by the Planning & Zoning Board. All five conditions were not met. Approval of a variance where all five (5) specific criteria are not met shall require a favorable vote of four-fifths (4/5) of the city commission.*

### **5. *Review of Variance Request***

- a. Disclosure of Ex Parte Communications - Commissioners
- b. Administration of Oath to Witnesses - City Attorney
- c. Presentation of Variance Request - Planning & Zoning Board
- d. Statement by applicant if desired
- e. Planning & Zoning Board Recommendation - City Clerk

### **6. *Correspondence and Public Comments***

*Will be considered if they relate to the merits of the case.*

### **7. *Commissioner Comments***

### **8. *Motion to Approve, Deny, or Approve with Conditions***

If a person decides to appeal any decision made with respect to any matter considered at a hearing, that person will need a record of the proceedings and for such purpose 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.