

# **AGENDA**

## **KEY COLONY BEACH CITY COMMISSION PUBLIC HEARING VARIANCE REQUEST** **THURSDAY May 10, 2018- 9:30 A.M.** **CITY HALL AUDITORIUM**

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

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

Variance Request from Summitt Florida Properties, Inc. owner of 940/960 Shelter Bay Drive

Applicant requests a variance to Code of Ordinances Chapter 5, Section 35 (10) add a 208 foot square foot L dock 4 feet wide by 28 feet wide on the east side and west side of the property, conditioned that no boat lifts or boat moorings be allowed on the L docks. Applicant requests the dock extend a maximum of 18 feet from the corner of the seawall on both sides.

### **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)***

Variances 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 met. Approval of this variance where all five (5) specific criteria were met shall require a favorable vote of three fifths (3/5) 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 – Planning & Zoning Board

### **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.