



The Village of Biscayne Park

Log Cabin, 600 North East 114 Street, Biscayne Park, Florida 33161

AGENDA SPECIAL COMMISSION MEETING - VARIANCE HEARING TUESDAY, JANUARY 18, 2022 – 6:00 PM

Call to Order A meeting of the Mayor and Village Commission of the Village of Biscayne Park, Florida was held on Tuesday, January 18, 2022 at 6p.m. at the Log Cabin, 640 NE 114th St., Biscayne Park, FL in person and via Zoom, Meeting ID **899 8623 1956**

Roll Call Village Clerk Shantay Dabney called the roll with the following Commission members in attendance:

Commissioner Gonzalez
Vice-Mayor Kennedy
Commissioner Samaria
Commissioner Hamelburg
Mayor O'Halpin

Pledge of Allegiance The Pledge of Allegiance was led by Commission Samaria.

VARIANCE

VARIANCE PV22-0001- 11636 NE 7TH AVENUE

Variance Request: To construct new building on a lot with seventy(70) foot front or width, where pursuant to Section 10.2.3, seventy-five (75) feet is required.

The property owners provided an overview of the requested variance.

The Village Commission decided after the consideration and having conversation at length regarding the Variance application. The Commission decided that the Variance that it does not meet the grounds for variance approval pursuant to Section 13.4 of the Land Development Code.

Planning and Zoning read the Board's comments into the record.

After analysis of the application, the Commission recommended denying the Variance application.

Mayor O'Halpin called for a vote to deny the application.

Vote to deny passes 5-0

Public Comments

Patrice Cohen spoke in support of the Variance application.

Janey Anderson, spoke to the obligation of the Commission in regards for long-term consequences. Encroachment against the openness of the village.

Bob Anderson, spoke against the structure being non-conforming. This structure goes against the Code and recommends sticking with the Code and residents maintaining their property.

VARIANCE PV22-0002- 11638 NE 7TH AVENUE

Variance Request: To install a pool five (5) feet from the property line where ten (10) feet is required.

Vice Mayor mentioned that he meets all four points of the variance application. Asked the applicant

Mr. Cohen provided an overview of his request for the variance.

The Planning Board provided comments in support of the application.

Public Comments-

Bob Anderson spoke in favor of allowing the pool. Requested that Code violations be considered before granting approval of the application. Village Attorney Valerie mentioned that you can't consider Code violations.

Commissioner Samaria in support of the variance of application.

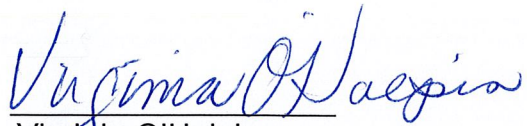
Vice Mayor Kennedy mentioned that number one would restrict the use of land, mentioned that there are other ways to get around the need for the variance. Could move the septic tank to get the pool.

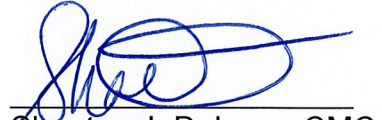
Village Attorney called for a vote.

Mayor O'Halpin-	Aye
Vice Mayor Kennedy-	Nay
Commissioner Gonzalez-	Aye
Commissioner Hamelburg-	Aye
Commissioner Samaria-	Aye

Adjournment

Mayor O'Halpin called for a motion to adjourn, Commissioner Samaria seconded. Meeting adjourned at 7:51 pm


Virginia O'Halpin
Mayor


Shantay J. Dabney, CMC
Village Clerk