

RESOLUTION NO. 2013-111

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA APPROVING THE FINAL DECISION OF THE PLANNING AND ZONING BOARD, DECISION NO. 13-10 THAT GRANTED ADJUSTMENTS ON CONDITION THAT DEMOLITION OF THE BATHROOM WITHIN AND ALUMINUM ROOF ATTACHED TO THE ACCESSORY BUILDING BE COMPLETED WITHIN ONE MONTH FROM THE EFFECTIVE DATE OF THIS RESOLUTION, A PERMIT TO LEGALIZE ALL ADDITIONS OR MODIFICATIONS BUILT WITHOUT THE BENEFIT OF A BUILDING PERMIT BE APPLIED FOR AND OBTAINED WITHIN THREE MONTHS FROM THE EFFECTIVE DATE OF THIS RESOLUTION AND ALL WORK DONE PURSUANT TO THE PERMIT BE COMPLETED WITHIN SIX MONTHS THEREAFTER, PROPERTY LOCATED AT **1401 WEST 81 STREET, HIALEAH, FLORIDA**; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Board, at its regular meeting of September 25, 2013 entered a final decision, Decision No. 13-10, subject to review by the Hialeah City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: The Mayor and the City Council of the City of Hialeah, Florida hereby approve Final Decision 13-10 granting an adjustment of 3.40 feet, as to the west side setback, and granting an adjustment of 3.51 feet, as to the rear setback, where 7.5 feet are required as to both setbacks, to accommodate an accessory building, not exceeding 180 square feet in area, built without the benefit of a building permit on condition that the bathroom within the accessory building and the aluminum roof attached to the accessory building be demolished within one month from the effective date of this resolution, a building permit to legalize all improvements built on the property without the benefit of a

building permit be applied for and obtained within three months of the effective date of this ordinance and all work done pursuant to the permit be completed within six months of its issuance. The property is located at 1401 West 81 Street, Hialeah, Florida, zoned R-1 (One-Family Residential District).

Section 2: This resolution shall become effective upon signature of the Mayor of the City of Hialeah, Florida or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

PASSED AND ADOPTED this 22 day of October, 2013.



Isis Garcia-Martinez
Council President

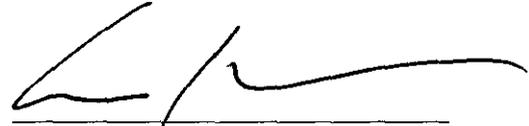
Attest:

Approved on this 30 day of October, 2013.

ATTES

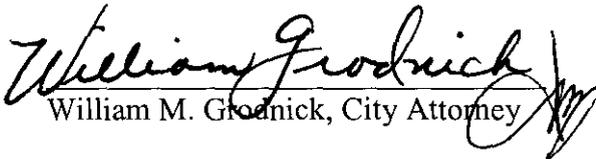


CARMEN HERNANDEZ
Acting Deputy City Clerk



Mayor Carlos Hernandez

Approved as to form and legal sufficiency:



William M. Grodnick, City Attorney

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Resolution was adopted by a unanimous vote with Councilmembers, Caragol, Casals-Muñoz, Cue-Fuente, Garcia-Martinez, Gonzalez, Hernandez and Lozano voting "Yes".

IN THE PLANNING AND ZONING BOARD
IN AND FOR THE CITY OF HIALEAH, FLORIDA

DECISION NO. 2013-10

IN RE:)
APPLICATION OF:)
ERNESTO TOLEDO &)
YURAIMI CORZO)
_____)

DECISION

THIS CAUSE came on to be heard upon the application of Ernesto Toledo & Yuraimi Corzo to adjust the rear setback to 3.51' and west side setback to 3.40' (7.5' required for each) to accommodate an existing accessory building constructed without the benefit of a building permit, regarding property(ies) located at 1401 West 81st Street, Hialeah, zoned R-1 (One-Family District) before the Hialeah Planning and Zoning Board on September 25, 2013, under agenda item numbered 3, and the Hialeah Planning and Zoning Board, after reviewing the report of the Principal Planner, reviewing written evidence, including charts, graphics, diagrams and photographs, if any, that were submitted and made a part of the record, considering the testimony and argument offered by the applicant and/or his representative or attorney and testimony and argument from

affected or interested persons, if any, and being otherwise fully advised in the premises thereof, decrees and makes the following findings of fact:

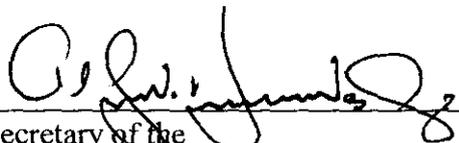
1. The Planning and Zoning Board adopts the findings of fact contained in the report of the Principal Planner.

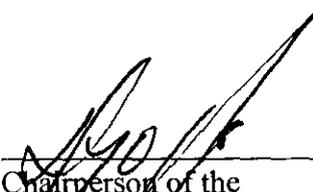
It is hereupon decreed as follows:

The aforesaid application is hereby granted with the following conditions: That all demolition is completed within one month of the approval of this application, a building permit to legalize all improvements built without the benefit of a building permit be applied for and obtained within three months from the approval of this application and all work pursuant to the building permit be completed within six months thereafter.

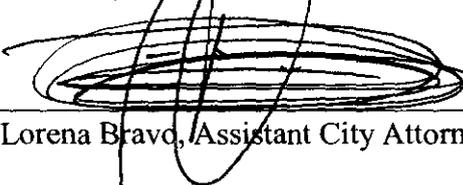
Done and ordered in Hialeah, Miami-Dade County, Florida on this 25 day of September, 2013.

Attest:


Secretary of the
Planning and Zoning Board


Chairperson of the
Planning and Zoning Board

Approved as to legal
sufficiency and as to form:
(s:/WMG/Legislation/Odds/Board of Adjustment Decision 3.doc)


Lorena Bravo, Assistant City Attorney

A copy furnished to applicant.