

MIAMI SHORES PLANNING AND ZONING BOARD
Planning and Zoning Department Staff Report

Hearing Date	February 25, 2016	Meeting Time	7:00 P.M.
File Number	PZ-02-16-201621	Folio Number	11-3205-010-0010
Owner	Bernard Lee & Demetrio Loris		
Applicant	Same		
Agent	Harry Sanchez		
Property Address	1201 NE 94 th Street		
Legal Description	MIAMI SHORES BAY VIEW PB 40-16 LOT 1 LOT SIZE IRREGULAR OR 19890-0504 08 2001 1 COC 22016-0443 01 2004 1	Assessor's Building Value	\$246,390
Property Sq. Ft.	14,295	Building Sq. Ft.	2,897
		Flood Zone	AE9
Zoning	R25	Future Land Use Designation	Single Family Residential
Existing Use	One-family dwelling	Comprehensive Plan Consistency	Yes
Existing Structure	1 story; 3 bed/2 bath	Year Built	1959
Subject	Pursuant to Articles IV, V and VI of Appendix A Zoning, Sec. 400 Schedule of Regulations and Sec. 600. Site plan review and approval required. One-story addition.		
Action Required	Approve, Approve with Conditions, or Deny the Application	Other Required Approvals	Village Building Permits MDDRER/EPRD
Staff Report	David A. Dacquisto, Director, Planning and Zoning	Report Date	February 1, 2016

Background

Applicant is proposing to expand a residence with an addition of approximately 522 sf along the rear of the residence.

The addition includes a new 316 sf media room and a 217 sf open covered veranda. The open veranda will have a peak roof matching the existing residence.

The plans do not show the elevation of the proposed addition. The property is in the AE9 flood zone and must comply with flood plain requirements.

The applicant is updating the residence with louvers over the south facing windows.

Analysis

The Property is located within the AE 9 Flood Zone.

The current building value according to the county assessor is \$246,390. The total value of all construction related to this project may not exceed approximately \$123,000. The project will become a substantial improvement if flood elevation requirements are not met. The applicable FEMA and Florida Building Code regulations will apply should the improvements become a substantial improvement.

Substantial improvement does not apply if the residence and addition are already at or above NGVD 9. The top of the bottom floor is at NGVD 10.54 and substantial improvement will not apply if the addition is not constructed below NGVD 9.

The applicant may seek an independent appraisal of the building value subject to acceptance by the building official if substantial development becomes an issue.

Drainage must be accommodated on site.

The residence is a 1950's bungalow.

The proposed addition is compatible with the design of the residence, neighborhood and community.

The proposal is consistent with the technical provisions of the Zoning Code except as noted for proof of compliance with FEMA and Florida Building Code.

Recommendation

In acting on a site plan, the Planning Board must make a finding that the proposed improvements comply with the regulations and are harmonious with the community, as required in Articles IV, V and VI of Appendix A Zoning, Sec. 400 and Sec. 600, of the Code of Ordinances, and, in that regard, may add further conditions or delete or modify staff recommended conditions, deny the application, or continue the item for future consideration.

Planning and Zoning staff recommends APPROVAL of the site plan to construct a 316 sf media room and a 217 sf open covered veranda, based on the foregoing analysis with a finding that it is consistent with the technical provisions of the Code subject to the following conditions.

Should the board find that the applicant merits approval, staff recommends that the following conditions apply:

- 1) Approval is granted as shown on the plans submitted and made a part of this approval to construct a 316 sf media room and a 217 sf open covered veranda.
- 2) The applicant to comply with all requirements for development in an AE9 flood zone.
- 3) The applicant shall provide an architect or engineer's drainage plan and report to certify to the building official that the site provides storm drainage that detains the first one inch in natural or filtered structural facilities prior to the issuance of a building permit by the Building Official.
- 4) The applicant is responsible for the installation and maintenance of drainage structures and any site modifications shown on the drainage plan that are necessary to provide storm drainage that detains the first one inch in natural or filtered structural facilities.. Minor modifications to the approved drainage plan shall require a new signed architect or engineer's drainage plan that shall be subject to review and approval of the Building Official and the Planning Director. Major changes to the approved drainage plan including the construction of drainage improvements such as but not limited to mounds and walls, shall require a new site plan review application and review and approval by the Planning and Zoning Board.

- 5) All drainage improvements shall be installed in accordance with the approved drainage plan before final inspection by the Building Official.
- 6) The applicant shall repair and maintain the onsite drainage system in accordance with the approved drainage plan except that major changes shall require Planning and Zoning Board approval as stated in Condition #3.
- 7) An erosion and sedimentation plan subject to review and approval by the building official is required if ground cover is removed or as required by the building official. Properly installed soil erosion measures (silt fences, straw barriers, etc.) and anti-tracking area at all construction entrances are required to be put in place and maintained if ground cover is removed or as required by the building official. Required erosion control measures must be in place prior to footings inspection.
- 8) Applicant to obtain all required permits and approvals from the Miami-Dade Department of Regulatory and Economic Resources, Environmental Plan Review Division (DRER, EPRD) and the Miami-Dade Department of Health (DOH/HRS) as required.
- 9) Ground cover shall comply with the provisions Division 17 of Appendix A, Village of Miami Shores Code of Ordinances, artificial turf and rock of any kind is specifically prohibited.
- 10) Applicant to meet all applicable code provisions at the time of permitting.
- 11) This zoning permit will lapse and become invalid unless the work for which it was approved is started within one (1) year of the signing of the development order by the board chair, or if the work authorized by it is suspended or abandoned for a period of at least one (1) year.