

CITY OF MARGATE, FLORIDA

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, GRANTING APPEAL BY SOBEKIDS, INC., D/B/A MARIO THE BAKER, OF BOARD OF ADJUSTMENT CONDITION FOR APPROVAL OF VARIANCE (BA-15-2017); AND PROVIDING FOR AN EFFECTIVE DATE.

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**WHEREAS**, on August 7, 2017, the Board of Adjustment granted Variance BA-15-2017 to Sobekids, Inc, D/B/A Mario the Baker, located at 1490 N State Road 7, to allow beer and wine alcohol sales at a business location that is 810 feet away from Hebrew Academy, a private elementary and middle school, subject to the condition that no alcoholic beverages could be sold before 4:00 P.M.; and

**WHEREAS**, Shalom Einhorn, owner of Sobekids, Inc, has appealed the Board of Adjustment decision to the City Commission, seeking the removal of the 4:00 P.M. limitation on sales of alcoholic beverages on days when the school is closed.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF MARGATE, FLORIDA:

**SECTION 1:** The foregoing "WHEREAS" clauses are confirmed as being true and correct and are made a part of this Resolution.

**SECTION 2:** That the City Commission of the City of Margate, Florida, grants the appeal by Sobekids, Inc., D/B/A Mario the Baker, located at 1490 N State Road 7, of the Board of Adjustment Variance (BA-15-2017), and amends the condition of the variance approval to allow for the sale of alcoholic beverages as described in Section 3.22(XI)(A) of the Margate Zoning Code on days that the Hebrew Academy is closed.

**SECTION 3:** That this Resolution shall become effective immediately upon its passage.

PASSED, ADOPTED AND APPROVED THIS \_\_\_\_ day of \_\_\_\_\_, 2017.

ATTEST:

\_\_\_\_\_  
JOSEPH J. KAVANAGH  
CITY CLERK

\_\_\_\_\_  
MAYOR TOMMY RUZZANO

RECORD OF VOTE

Caggiano	_____
Simone	_____
Peerman	_____
Schwartz	_____
Ruzzano	_____

CITY OF MARGATE, FLORIDA

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, DENYING APPEAL SOBEKIDS, INC., D/B/A MARIO THE BAKER, OF BOARD OF ADJUSTMENT CONDITION FOR APPROVAL OF VARIANCE (BA-15-2017); AND PROVIDING FOR AN EFFECTIVE DATE.

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**WHEREAS**, on August 7, 2017, the Board of Adjustment granted Variance BA-15-2017 to Sobekids, Inc, D/B/A Mario the Baker, located at 1490 N State Road 7, to allow beer and wine alcohol sales at a business location that is 810 feet away from Hebrew Academy, a private elementary and middle school, subject to the condition that no alcoholic beverages could be sold before 4:00 P.M.; and

**WHEREAS**, Shalom Einhorn, owner of Sobekids, Inc, has appealed the Board of Adjustment decision to the City Commission, seeking the removal of the 4:00 P.M. limitation on sales of alcoholic beverages on days when the school is closed.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF MARGATE, FLORIDA:

**SECTION 1:** The foregoing "**WHEREAS**" clauses are confirmed as being true and correct and are made a part of this Resolution.

**SECTION 2:** That the City Commission of the City of Margate, Florida, denies the appeal by Sobekids, Inc., D/B/A Mario the Baker, of the Board of Adjustment condition for approval of Variance (BA-15-2017) that beer and wine cannot be sold before 4:00 P.M., 365 days a year.

**SECTION 2:** That this Resolution shall become effective immediately upon its passage.

PASSED, ADOPTED AND APPROVED THIS \_\_\_\_ day of \_\_\_\_\_, 2017.

ATTEST:

\_\_\_\_\_  
JOSEPH J. KAVANAGH  
CITY CLERK

\_\_\_\_\_  
MAYOR TOMMY RUZZANO

RECORD OF VOTE

Caggiano	_____
Simone	_____
Peerman	_____
Schwartz	_____
Ruzzano	_____