

original  
recorded  
Certificate of Engineer  
is filed with Resolution No.  
13-13


1-22-13  
CR-1

SW

**Memorandum**

City Attorney's Office

No. 13-030

To: Jonda K. Joseph, City Clerk  
From: D'Wayne M. Spence, Assistant City Attorney/5034   
Date: January 29, 2013  
Re: Recorded Certificates of Engineer

Attached for your records is an original Certificate of Engineer which was recorded in the public records of Broward County as a condition to the effective date of the easement vacation approved by the Resolutions referenced below:

- Certificate recorded in OR Book 49447, Page 632 on January 24, 2013 for Resolution No. 08-63 adopted on April 1, 2008, Item R-04 **AS AMENDED BY:**

Resolution No. 13-13 adopted on January 22, 2013, Item CR-1

DMS/ka/13-030

Attachment

L:\DMS\Memos\2013 Memos\030jj.docx

CITY CLERK

2013 JAN 29 PM 3:20

PREPARED BY AND RETURN TO:  
D'Wayne M. Spence, Asst. City Attorney  
City of Fort Lauderdale  
100 North Andrews Avenue  
Fort Lauderdale, FL 33301

2013 JAN 29 PM 3:20

CITY CLERK

CERTIFICATE

STATE OF FLORIDA:  
COUNTY OF BROWARD:

BEFORE ME this day personally appeared Albert J. Carbon  
who being first duly sworn, deposes and says:

1. That I am the City Engineer of the City of Fort Lauderdale, a Florida municipal corporation ("City").

2. That an application for the vacation of a 15-foot utility easement retained over the vacated alley in Block 1, "Amended Plat of Blocks 1, 2, 3, 4, 5, 6, 7, 8, 25, 26, 27, 28, 29, 30, 31, 32 and 33 of North Lauderdale", according to the plat thereof, recorded in Plat Book 1, Page 182 of the public records of Miami-Dade County, Florida located between N.E. 6<sup>th</sup> Street and N.E. 5<sup>th</sup> Street, east of N.E. 5<sup>th</sup> Avenue, as legally described in Exhibit "A", attached hereto was filed by the owner of the property described in the Resolution (the "Applicant").

3. That City Resolution No. 08-63 (the "Resolution") vacated said 15-foot utility easement subject to certain conditions contained in the Resolution, which conditions are a prerequisite to the effectiveness thereof, which Resolution was recorded in O.R. Book 45371, Page 548 of the Public Records of Broward County, Florida and which Resolution was amended by Resolution No. 13-13 adopted by the City Commission of the City of Fort Lauderdale on January 22, 2013.

4. That all of the conditions to the effectiveness of City Resolution No. 08-63, as amended, have been fully satisfied with regard to the vacation of the utility easement described in Exhibit "A" and the vacation of such utility easement shall become effective on the date this Certificate is recorded in the public records of Broward County, Florida.

FURTHER AFFIANT SAYETH NAUGHT.

Albert J. Carbon  
City Engineer

STATE OF FLORIDA:  
COUNTY OF BROWARD:

The foregoing instrument was acknowledged before me this  
23<sup>rd</sup> of January, 2013 by Albert J. Carbon, City  
Engineer of the CITY OF FORT LAUDERDALE, a municipal corporation of  
Florida. He is personally known to me and did not take an oath.

(SEAL)



MARY ANN JOHNSTON  
NOTARY PUBLIC  
STATE OF FLORIDA  
Comm# DD0924038  
Expires 9/27/2013

Mary Ann Johnston  
Notary Public, State of Florida Signature  
of Notary taking Acknowledgment)

Mary Ann Johnston  
Name of Notary Typed,  
Printed or Stamped

My Commission Expires: 9/27/2013

DD 0924038  
Commission Number

Approved as to form:

[Signature]  
City Attorney

# DESCRIPTION OF 15' UTILITY EASEMENT TO BE VACATED MINTO FEDERAL

A 15 FOOT UTILITY EASEMENT OVER THE 15 FOOT ALLEY IN BLOCK 1, 'AMENDED PLAT OF BLOCKS 1,2,3,4,5,6,7,8,25,26,27,28,29,30,31,32 AND 33 OF NORTH LAUDERDALE' ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 1, PAGE 182 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA, ALSO DESCRIBED AS FOLLOWS:

A PORTION OF PARCEL 'A' AND ROAD RIGHT OF WAY ADJACENT THERETO, 'MINTO FEDERAL' ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 177, PAGE 104 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; BEING A 15 FOOT STRIP OF LAND, THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF SAID PARCEL 'A', 'MINTO FEDERAL'; THENCE NORTH 87°51'55" EAST ALONG THE SOUTH LINE OF SAID PARCEL 'A', A DISTANCE OF 130.10 FEET TO THE POINT OF BEGINNING OF A 15 FOOT STRIP OF LAND LYING 7.5 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE; THENCE NORTH 02°09'29" WEST, A DISTANCE OF 650.48 TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF THE 40 FOOT RIGHT-OF-WAY FOR 6TH STREET, AND THE POINT OF TERMINATION. THE SIDE LINES OF THE ABOVE EASEMENT SHALL BE LENGTHENED OR SHORTENED TO FORM A CONTINUOUS STRIP OF LAND. SAID LANDS SITUATED IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

Exhibit "A"  
Page 1 of 2

SHEET 1 OF 2

## NOTES:

1. SKETCH ONLY, NOT SURVEYED.
2. LANDS SHOWN HEREON WERE NOT ABSTRACTED FOR RIGHT-OF-WAY AND/OR EASEMENT OF RECORDS.
3. NORTH ARROW RELATIVE TO PLAT BEARING N87°51'55"W ALONG THE NORTH RIGHT OF WAY LINE OF NE 5th STREET.

## LEGEND:

- B.C.R. - BROWARD COUNTY RECORDS
- D.C.R. - DADE COUNTY RECORDS
- R/W - RIGHT OF WAY
- O.R.B. - OFFICIAL RECORDS BOOK
- P.B. - PLAT BOOK
- P.S. - PAGE

NOT VALID  
WITHOUT THE  
SIGNATURE  
AND  
ORIGINAL  
SEAL OF THE  
FLORIDA  
LICENSED  
SURVEYOR  
AND MAPPER

1 &  
TIDN  
EL 18257  
No.  
CERO BY: 818

STEPHEN R. SEBURY, FOR THE FIRM  
PROFESSIONAL SURVEYOR & MAPPER  
FLORIDA REGISTRATION NO. 4574

GIBBS LAND SURVEYORS  
2131 HOLLYWOOD BOULEVARD, SUITE 204  
HOLLYWOOD, FL 33020 (954) 925-7666  
LICENSED BUSINESS NO. 7018

**SHEET 2 OF 2**

NOT VALID  
WITHOUT THE  
SEMI-ANNUAL  
AND  
ORIGINAL  
LATEST MAP  
OF THE  
FLORIDA  
LICENSED  
SURVEYOR  
AND MAPS

**GIBBS LAND SURVEYORS**  
8131 HOLLYWOOD BOULEVARD, SUITE 204  
HOLLYWOOD, FL 33020 (954) 983-7666  
LICENSED BUSINESS NO. 7018