



TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Lee Feldman, ICMA-CM, City Manager

DATE: May 7, 2013

TITLE: Quasi-Judicial/Public Hearing/Resolution granting a Waiver of Limitations
for Mr. Hank Hury and Dr. James Cross / 209 Birch Road, Boat Slip #3 via
ULDR Sections C. and E.

Recommendation

It is recommended that the City Commission adopt a resolution granting a Waiver of Limitations for the installation of a four-post boatlift at 209 Birch Road, Boat Slip #3.

Background

The applicant is seeking a resolution granting a waiver of the limitations of Unified Land and Development Regulations (ULDR) Sec 47-19.3 for the installation of a four-post boatlift, extending a maximum of 39.3' into the ICW, at 209 Birch Road, Boat Slip #3 (see **Exhibit 2**). Although there is not a fee associated with obtaining a waiver of limitations, an application fee in the amount of \$300 is required. The applicant's narrative specifies that the additional distance associated with this boatlift is necessary to avoid vessel damage both from excessive wake and from trash accumulation, which can clog intakes.

The City's Unified Land and Development Regulations (UDLR), Section 47-19.3 C limits the maximum distance of mooring structures, including boatlifts, to 25 feet or 25%, whichever is less. Section 47.19.3.E authorizes the City Commission to waive this limitation based upon a finding of extraordinary circumstances. A Waiver of Limitations authorizes an applicant to permit and/or construct a mooring structure/device beyond the restrictions specified in the Unified Land Development Regulations (ULDR).

Resource Impact

There is no fiscal impact associated with this action

Attachment(s)

Exhibit 1 – Application

Exhibit 2 – Application (unanimously approved by Marine Advisory Board April 4, 2013)

Exhibit 3 – Code Sec. 47-19.3

Exhibit 4 – April 4, 2013 Marine Advisory Board Minutes

Exhibit 5 – Resolution

Prepared by: Carolyn Bean, Administrative Assistant, x5348

Department Director: Phil Thornburg, Director