

**Temporary Access Agreement for the  
Shore Protection Project, Segment II**

THIS TEMPORARY ACCESS AGREEMENT ("Agreement") is entered into on this 12<sup>th</sup> day of November, 2014 ("Effective Date"), by and between the CITY OF FORT LAUDERDALE, a municipal corporation organized and existing under the laws of the State of Florida ("CITY"), and BROWARD COUNTY, a political subdivision of the State of Florida, acting by and through its Board of County Commissioners ("COUNTY") (collectively, the "Parties").

**RECITALS**

WHEREAS, CITY holds either public rights-of-way or public beach easements over the following real property located in Fort Lauderdale, Florida:

See Exhibit "A" with accompanying sketch of description, attached hereto and made a part hereof ("Property").

WHEREAS, on July 17, 1996, CITY granted a perpetual easement over a portion of the Property ("FDOT Easement Area") to the Florida Department of Transportation, as more particularly described on the easement attached hereto and made a part hereof as Exhibit "B," for the purpose of constructing and maintaining a beach erosion control wall and pedestrian beach walkway; and

WHEREAS, COUNTY desires temporary access on, over, across, and through the Property for the purpose of facilitating the design, construction, installation, inspection, and maintenance of a federally authorized beach restoration project, commonly known as the "Shore Protection Project, Segment II"; and

WHEREAS, CITY desires to grant such access to COUNTY in accordance with the terms set forth herein so that COUNTY may help facilitate and complete the Shore Protection Project, Segment II; and

WHEREAS, COUNTY must obtain a permit from the Florida Department of Transportation prior to accessing the FDOT Easement Area;

NOW, THEREFORE, in consideration of the sum of ONE AND NO/100 DOLLARS (\$1.00), the mutual promises and agreements contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. Recitals. The foregoing recitals are incorporated herein by reference.
2. Grant of Access. CITY hereby grants unto COUNTY, its contractors, subcontractors, consultants, and employees access on, over, across, and through the

Property for the purpose of facilitating the design, construction, installation, inspection, and maintenance of the Shore Protection Project, Segment II, and any incidental uses necessary thereto.

3. Term. This Agreement shall commence on the Effective Date and terminate upon the completion of the Shore Protection Project, Segment II, or on the 1st day of May, 2016, whichever occurs sooner.

4. Obligation to Restore. If the Property or any property located thereon or in the immediate vicinity thereof is damaged by COUNTY or COUNTY's contractors, subcontractors, consultants, or employees as a result of their entry upon or use of the Property, COUNTY shall, at its expense, promptly and with due diligence restore and repair the damaged portion(s) of the Property or any property located thereon or in the immediate vicinity thereof to the same condition as existed prior to COUNTY's use of the Property.

5. Insurance. Prior to any COUNTY contractor, subcontractor, or consultant using the Property, COUNTY shall require such contractor, subcontractor, or consultant to provide general liability and casualty insurance coverage naming COUNTY and CITY as additional insureds against any claims arising from the use of the Property pursuant to this Agreement.

6. Damages. To the extent permitted by law, and without either party waiving its sovereign immunity, each party is responsible for all personal injury and property damage attributable to the negligent, reckless, or intentional acts or omissions of that party and the officers, employees, and agents thereof.

7. Notice. Whenever either Party desires to give notice to the other, such notice must be in writing, sent by certified United States Mail, postage prepaid, return receipt requested, or sent by commercial express carrier with acknowledgement of delivery, or by hand delivery with a request for a written receipt of acknowledgment of delivery, addressed to the party for whom it is intended at the place last specified. The place for giving notice shall remain the same as set forth herein until changed in writing in the manner provided in this section. For the present, the Parties designate the following:

FOR COUNTY:

Real Property Section  
Broward County Governmental Center, Room 326  
115 South Andrews Avenue  
Fort Lauderdale, FL 33301

**FOR CITY:**

**City Manager  
City of Fort Lauderdale  
P.O. Drawer 14250  
Fort Lauderdale, FL 33302-4250**

**City Attorney  
City of Fort Lauderdale  
P.O. Drawer 14250  
Fort Lauderdale, FL 33302-4250**

**[THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK]**

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day and year first written above.

**\*\*SEE ATTACHED PAGES (i) & (ii) FOR CITY SIGNATURES\*\***

CITY

ATTEST:

By: \_\_\_\_\_

Dated: \_\_\_\_\_

BY: \_\_\_\_\_  
City Clerk

APPROVED AS TO LEGAL FORM:

\_\_\_\_\_  
By City Attorney

STATE OF FLORIDA     )  
  )SS:  
COUNTY OF BROWARD )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2014, by \_\_\_\_\_. He/She (check one) ( ) is personally known to me or ( ) has produced \_\_\_\_\_ (type of identification) as identification.

\_\_\_\_\_  
Notary Public

\_\_\_\_\_  
Print Name:

My Commission Expires. \_\_\_\_\_

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its Mayor, and its seal to be hereto affixed, attested by it City Clerk, the date first above written.

WITNESSES:

Jeanette A. Johnson  
Jeanette A. Johnson  
[Witness type or print name]

Miranda Scott  
MIRANDA SCOTT  
[Witness type or print name]

(CORPORATE SEAL)

CITY OF FORT LAUDERDALE

By [Signature]  
John P. "Jack" Seiler, Mayor

By [Signature]  
Lee R. Feldman, City Manager

ATTEST:

Jonda K. Joseph  
Jonda K. Joseph, City Clerk

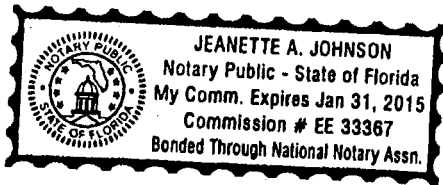
Approved as to form:

[Signature]  
Robert B. Dunckel  
Assistant City Attorney

STATE OF FLORIDA:  
COUNTY OF BROWARD:

The foregoing instrument was acknowledged before me this 15<sup>th</sup> day of October, 2014, by JOHN P. "JACK" SEILER, Mayor of the CITY OF FORT LAUDERDALE, a municipal corporation of Florida. He is personally known to me and did not take an oath.

(SEAL)



Jeanette A. Johnson  
Notary Public, State of Florida  
(Signature of Notary taking  
Acknowledgment)

Jeanette A. Johnson  
Name of Notary Typed,  
Printed or Stamped

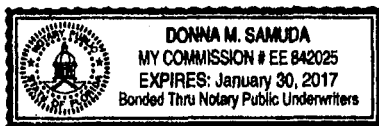
My Commission Expires: 1/31/15

Commission Number EE 33367

STATE OF FLORIDA:  
COUNTY OF BROWARD:

The foregoing instrument was acknowledged before me this 10<sup>th</sup> day of October, 2014, by Susanne M. Torriente, Acting City Manager for LEE R. FELDMAN, City Manager of the CITY OF FORT LAUDERDALE, a municipal corporation of Florida. He is personally known to me and did not take an oath.

(SEAL)



Donna M. Samuda  
Notary Public, State of Florida  
(Signature of Notary taking  
Acknowledgment)

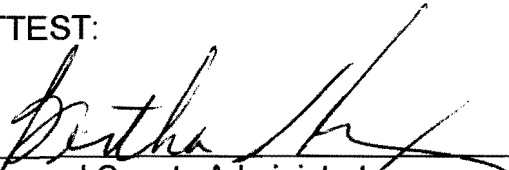
DONNA M. SAMUDA  
Name of Notary Typed,  
Printed or Stamped

My Commission Expires: January 30, 2017  
EE 842025


Commission Number

COUNTY

ATTEST:

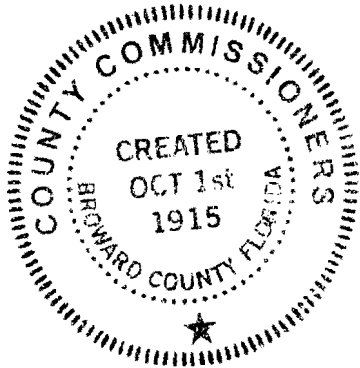
  
Broward County Administrator, as  
Ex-officio Clerk of the Broward County  
Board of County Commissioners


BROWARD COUNTY, by and through  
its Board of County Commissioners

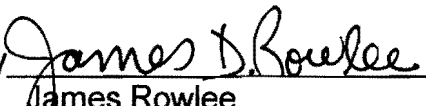
By   
Mayor

12<sup>th</sup> day of November, 2014

Approved as to form by  
Joni Armstrong Coffey  
Broward County Attorney  
Governmental Center, Suite 423  
115 South Andrews Avenue  
Fort Lauderdale, Florida 33301  
Telephone: (954) 357-7600  
Telecopier: (954) 357-7641



By  10/21/14  
Carlos Rodriguez-Cabarrocas (Date)  
Assistant County Attorney

By  10/21/14  
James Rowlee (Date)  
Senior Assistant County Attorney

---

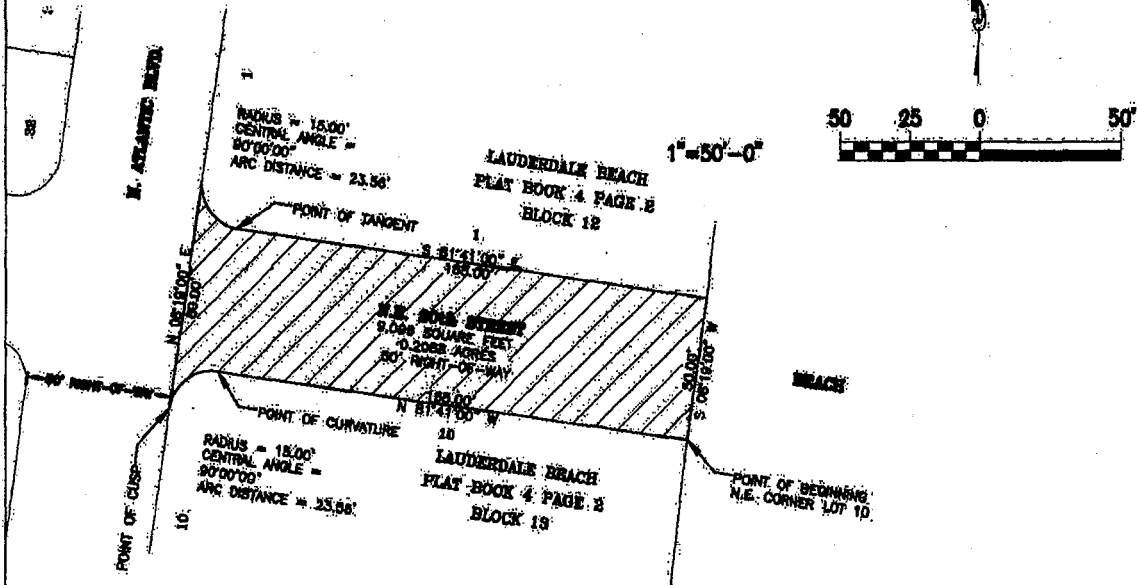
**EXHIBIT A - Property**



# SKETCH & DESCRIPTION

## TEMPORARY ACCESS EASEMENT

**THIS IS NOT A SURVEY**



**DESCRIPTION: TEMPORARY ACCESS EASEMENT**

THAT PORTION OF THE NORTHEAST 30th STREET (FIFTH STREET AS SHOWN ON RECORD PLAT) RIGHT-OF-WAY, BEING SOUTH OF LOT 1, BLOCK 12 AND NORTH OF LOT 10, BLOCK 13 OF "LAUDERDALE BEACH" ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 4 AT PAGE 2 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHEAST CORNER OF SAID LOT 10, BLOCK 13; THENCE RUN NORTH 81°41'00" WEST ALONG THE NORTH LINE OF SAID LOT 10 FOR A DISTANCE OF 185.0 FEET TO A POINT OF CURVATURE OF A CIRCULAR CURVE CONCAVE TO THE SOUTHEAST; THENCE RUN SOUTHWESTERLY ALONG THE ARC OF SAID CURVE, HAVING A RADIUS OF 15.00 FEET, THROUGH A CENTRAL ANGLE OF 90°00'00" FOR AN ARC DISTANCE OF 23.56 FEET TO A POINT OF TANGENCY; THENCE RUN NORTH 08°19'00" EAST ALONG THE EAST RIGHT-OF-WAY LINE OF NORTH ATLANTIC BOULEVARD FOR A DISTANCE OF 80.0 FEET TO A POINT LYING ON THE ARC OF A CIRCULAR CURVE CONCAVE TO THE NORTHEAST; THENCE RUN SOUTHEASTERLY ALONG THE ARC OF SAID CURVE, HAVING A RADIUS OF 15.00 FEET, THROUGH A CENTRAL ANGLE OF 90°00'00" FOR AN ARC DISTANCE OF 23.56 FEET TO A POINT OF TANGENCY; THENCE RUN SOUTH 81°41'00" EAST ALONG THE SOUTH LINE OF SAID LOT 1, BLOCK 12 FOR A DISTANCE OF 185.0 FEET TO THE SOUTHEAST CORNER OF SAID LOT 1, BLOCK 12; THENCE RUN SOUTH 08°19'00" EAST ALONG THE EAST LINE OF SAID PLAT OF "LAUDERDALE BEACH" FOR A DISTANCE OF 50.00 FEET TO THE POINT OF BEGINNING.

SAID LANDS SITUATE, LYING AND BEING IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA CONTAINING 9096.50 SQUARE FEET OR 0.21 ACRES MORE OR LESS.

**NOTES:**

- 1) THIS IS NOT A SKETCH OF SURVEY AND DOES NOT REPRESENT A FIELD SURVEY.
- 2) SUBJECT TO EXISTING EASEMENTS, RIGHT-OF-WAYS, COVENANTS, RESERVATIONS AND RESTRICTIONS OF RECORD, IF ANY.
- 3) THIS SKETCH IS NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
- 4) BEARINGS SHOWN HEREON ARE ASSUMED AND BASED ON THE EAST RIGHT OF WAY OF NORTH ATLANTIC BOULEVARD AS NORTH 08°19'00" EAST.

CERTIFIED TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

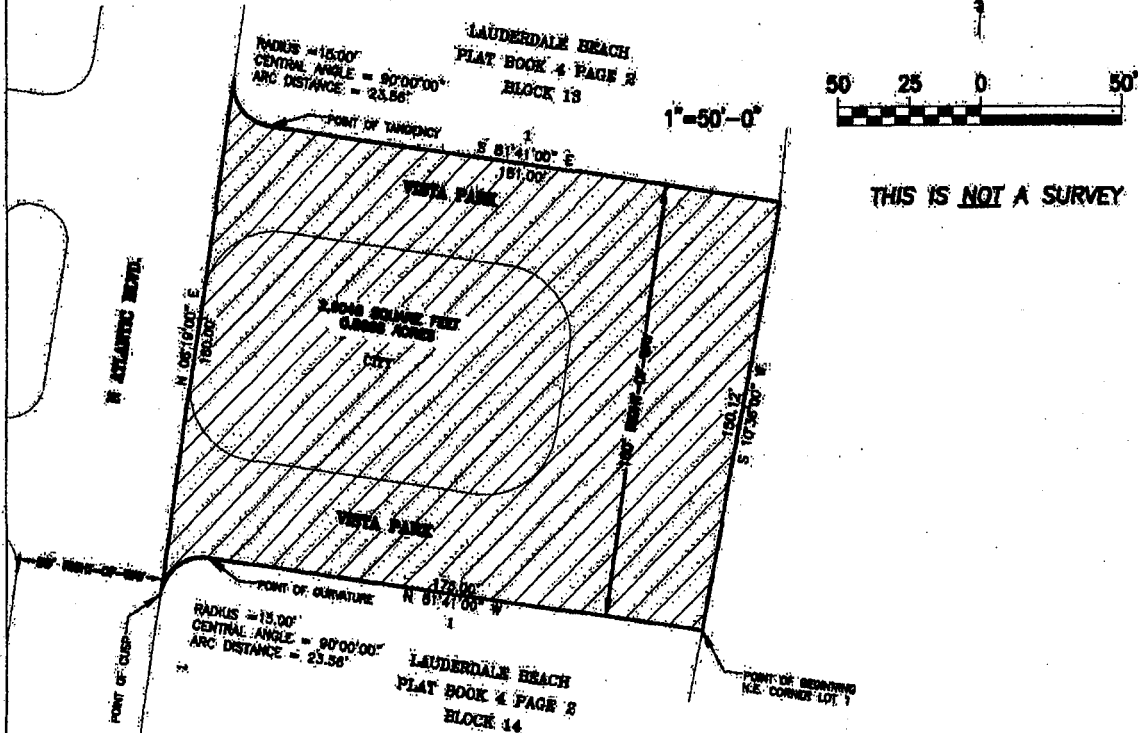
DATED: AUGUST 5TH, 2014

MICHAEL DONALDSON  
PROFESSIONAL SURVEYOR AND MAPPER NO. 6490  
STATE OF FLORIDA

<b>CITY OF FORT LAUDERDALE</b>		
TEMPORARY ACCESS EASEMENT		
LAUDERDALE BEACH		
N.E. 30 ST.		
<b>BY: CH</b>	<b>ENGINEERING</b>	<b>DATE: 8/5/2014</b>
<b>CHK'D NO:</b>	<b>DIVISION</b>	<b>SCALE: 1"=50'</b>

# SKETCH & DESCRIPTION

## TEMPORARY ACCESS EASEMENT



**DESCRIPTION: TEMPORARY ACCESS EASEMENT**

THAT PORTION OF VISTA PARK RIGHT-OF-WAY, BEING SOUTH OF LOT 1, BLOCK 13 AND NORTH OF LOT 1, BLOCK 14 OF "LAUDERDALE BEACH" ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 4 AT PAGE 2 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHEAST CORNER OF SAID LOT 1, BLOCK 14; THENCE RUN NORTH 81°41'00" WEST ALONG THE NORTH LINE OF SAID LOT 1 FOR A DISTANCE OF 175.0 FEET TO A POINT OF CURVATURE OF A CIRCULAR CURVE CONCAVE TO THE SOUTHWEST; THENCE RUN SOUTHWESTERLY ALONG THE ARC OF SAID CURVE, HAVING A RADIUS OF 15.00 FEET, THROUGH A CENTRAL ANGLE OF 90°00'00" FOR AN ARC DISTANCE OF 23.56 FEET TO A POINT OF CURV; THENCE RUN NORTH 08°19'00" EAST ALONG THE EAST RIGHT-OF-WAY LINE OF NORTH ATLANTIC BOULEVARD FOR A DISTANCE OF 180.0 FEET TO A POINT LYING ON THE ARC OF A CIRCULAR CURVE CONCAVE TO THE NORTHEAST; THENCE RUN SOUTHEASTERLY ALONG THE ARC OF SAID CURVE, HAVING A RADIUS OF 15.00 FEET, THROUGH A CENTRAL ANGLE OF 90°00'00" FOR AN ARC DISTANCE OF 23.56 FEET TO A POINT OF TANGENCY; THENCE RUN SOUTH 81°41'00" EAST ALONG THE SOUTH LINE OF SAID LOT 1, BLOCK 13 FOR A DISTANCE OF 181.0 FEET TO THE SOUTHEAST CORNER OF SAID LOT 1, BLOCK 13; THENCE RUN SOUTH 10°38'00" WEST ALONG THE EAST LINE OF SAID PLAT OF "LAUDERDALE BEACH" FOR A DISTANCE OF 150.12 FEET TO THE POINT OF BEGINNING;

SAID LANDS SITUATE, LYING AND BEING IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, CONTAINING 19183.11 SQUARE FEET OR 0.67 ACRES MORE OR LESS.

**NOTES:**

- 1) THIS IS NOT A SKETCH OF SURVEY AND DOES NOT REPRESENT A FIELD SURVEY.
- 2) SUBJECT TO EXISTING EASEMENTS, RIGHT-OF-WAYS, COVENANTS, RESERVATIONS AND RESTRICTIONS OF RECORD, IF ANY.
- 3) THIS SKETCH IS NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
- 4) BEARINGS SHOWN HEREON ARE ASSUMED AND ARE BASED ON THE EAST RIGHT OF WAY OF NORTH ATLANTIC BOULEVARD AS NORTH 08°19'00".

CERTIFIED TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

DATED: OCTOBER 5TH, 2014

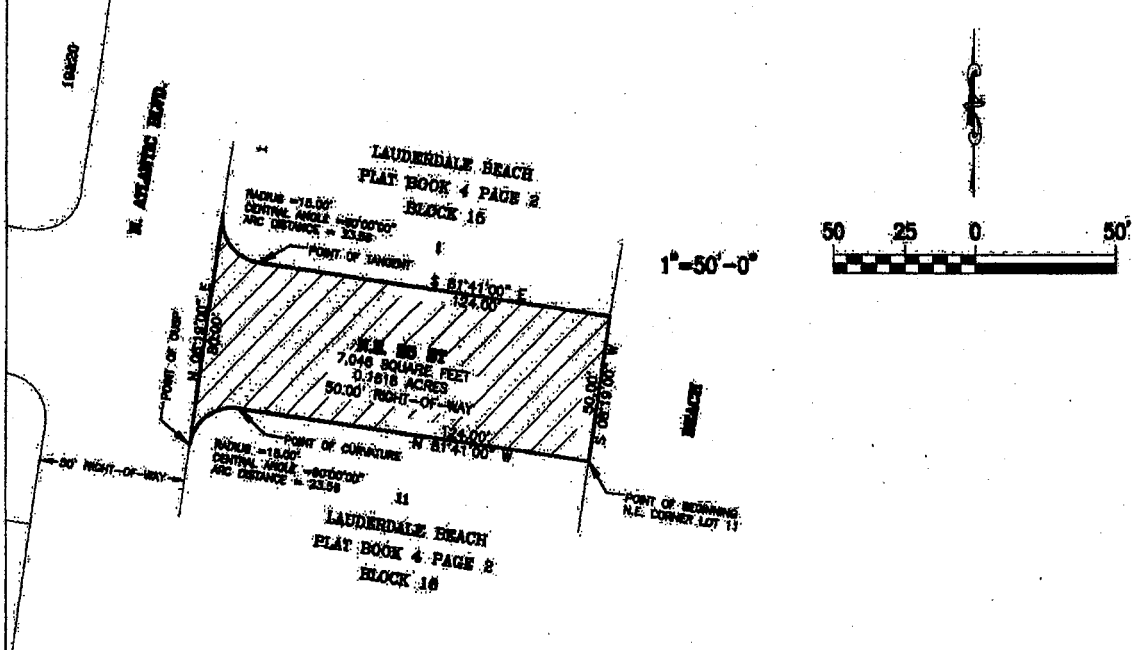
MICHAEL DONALDSON  
PROFESSIONAL SURVEYOR AND MAPPER NO. 6498  
STATE OF FLORIDA

<b>CITY OF FORT LAUDERDALE</b>		
TEMPORARY ACCESS EASEMENT		
LAUDERDALE BEACH		
VISTA PARK		
BY: CH	ENGINEERING DIVISION	DATE: 8/8/2014
CH'D NO:		SCALE: 1"=50'

# SKETCH & DESCRIPTION

## TEMPORARY ACCESS EASEMENT

**THIS IS NOT A SURVEY**



**DESCRIPTION: TEMPORARY ACCESS EASEMENT**

THAT PORTION OF THE NORTHEAST 25th STREET (FOURTH STREET AS SHOWN ON RECORD PLAT) RIGHT-OF-WAY, BEING SOUTH OF LOT 1, BLOCK 15 AND NORTH OF LOT 11, BLOCK 16 OF "LAUDERDALE BEACH" ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 4, AT PAGE 2 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHEAST CORNER OF SAID LOT 11, BLOCK 16; THENCE RUN NORTH 81°41'00" WEST ALONG THE NORTH LINE OF SAID LOT 11 FOR A DISTANCE OF 124.0 FEET TO A POINT OF CURVATURE OF A CIRCULAR CURVE CONCAVE TO THE SOUTHEAST; THENCE RUN SOUTHWESTERLY ALONG THE ARC OF SAID CURVE, HAVING A RADIUS OF 15.00 FEET, THROUGH A CENTRAL ANGLE OF 90°00'00" FOR AN ARC DISTANCE OF 23.55 FEET TO A POINT OF CUSP; THENCE RUN NORTH 08°19'00" EAST ALONG THE EAST RIGHT-OF-WAY LINE OF NORTH ATLANTIC BOULEVARD FOR A DISTANCE OF 80.0 FEET TO A POINT LYING ON THE ARC OF A CIRCULAR CURVE CONCAVE TO THE NORTHEAST; THENCE RUN SOUTHEASTERLY ALONG THE ARC OF SAID CURVE, HAVING A RADIUS OF 12.00 FEET, THROUGH A CENTRAL ANGLE OF 90°00'00" FOR AN ARC DISTANCE OF 23.55 FEET TO A POINT OF TANGENCY; THENCE RUN SOUTH 81°41'00" EAST ALONG THE SOUTH LINE OF SAID LOT 1, BLOCK 15 FOR A DISTANCE OF 124.0 FEET TO THE SOUTHEAST CORNER OF SAID LOT 1, BLOCK 15; THENCE RUN SOUTH 08°19'00" WEST ALONG THE EAST LINE OF SAID PLAT OF "LAUDERDALE BEACH" FOR A DISTANCE OF 50.00 FEET TO THE POINT OF BEGINNING.

SAID LANDS SITUATE, LYING AND BEING IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, CONTAINING 7048.57 SQUARE FEET OR 0.1618 ACRES MORE OR LESS.

**NOTES:**

- 1) THIS IS NOT A SKETCH OF SURVEY AND DOES NOT REPRESENT A FIELD SURVEY.
- 2) SUBJECT TO EXISTING EASEMENTS, RIGHT-OF-WAYS, COVENANTS, RESERVATIONS AND RESTRICTIONS OF RECORD, IF ANY.
- 3) THIS SKETCH IS NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
- 4) BEARINGS SHOWN HEREON ARE ASSUMED AND BASED ON THE EAST RIGHT OF WAY OF NORTH ATLANTIC BOULEVARD AS NORTH 08°19'00" EAST.

CERTIFIED TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

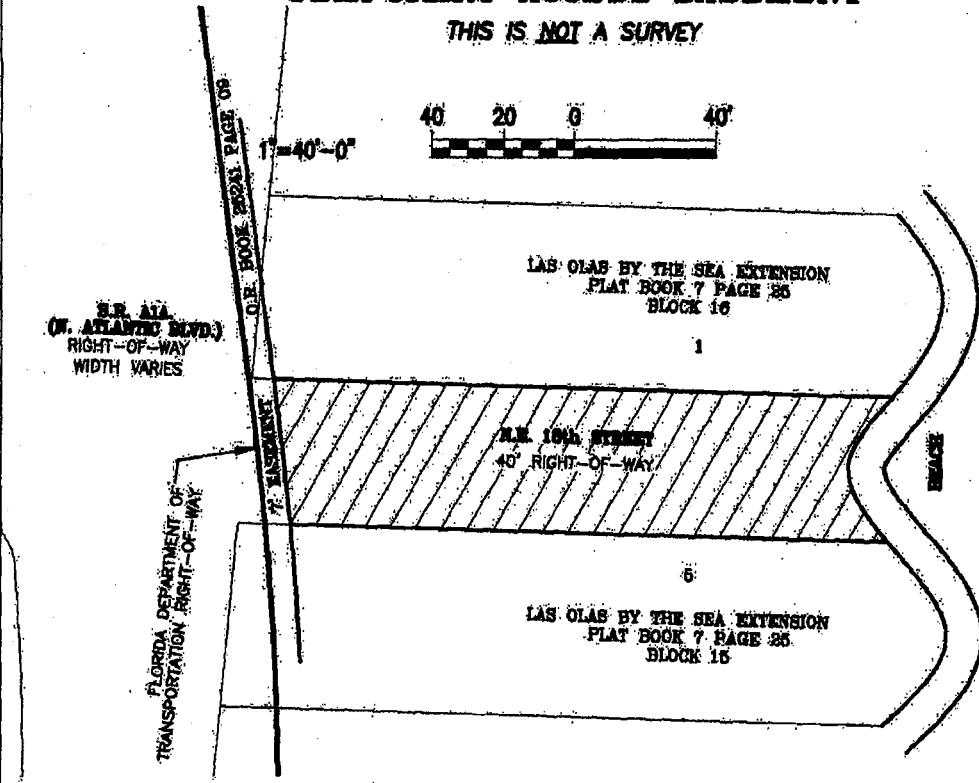
DATED: AUGUST 5TH, 2014.

MICHAEL DONALDSON  
PROFESSIONAL SURVEYOR AND MAPPER NO. 6490  
STATE OF FLORIDA

<b>CITY OF FORT LAUDERDALE</b>		
TEMPORARY ACCESS EASEMENT		
LAUDERDALE BEACH		
N.E. 25 ST.		
BY: CH	ENGINEERING	DATE: 8/5/2014
CHK'D: JD	DIVISION	SCALE: 1"=50'

# SKETCH & DESCRIPTION TEMPORARY ACCESS EASEMENT

THIS IS NOT A SURVEY



**DESCRIPTION: TEMPORARY ACCESS EASEMENT**

THAT PORTION OF THE NORTHEAST 18th STREET (N.E. STREET AS SHOWN ON RECORD PLAT) RIGHT-OF-WAY, BEING SOUTH OF LOT 1, BLOCK 18 AND NORTH OF LOT 5, BLOCK 15 OF "LAS OLAS BY THE SEA EXTENSION" ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 7 AT PAGE 26 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BOUNDED ON THE NORTH BY THE SOUTH LINE OF SAID LOT 1 BLOCK 18, BOUNDED ON THE SOUTH BY THE NORTH LINE OF SAID LOT 5 BLOCK 15, BOUNDED ON THE WEST BY THE EAST RIGHT OF WAY OF STATE ROAD A1A (NORTH ATLANTIC BOULEVARD) AS SHOWN ON FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY SECTION MAP 86050-2112 AND BOUNDED ON THE EAST BY THE ATLANTIC OCEAN.

LESS AND EXCEPT THE 7 FOOT EASEMENT ADJACENT TO AND EAST OF THE EAST RIGHT OF WAY OF NORTH ATLANTIC BOULEVARD AS SHOWN ON SAID FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY MAP AS RECORDED IN OFFICIAL RECORDS BOOK 25241 PAGE 06 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.

SAID LANDS, SITUATE, LYING AND BEING IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

**NOTES:**

- 1) THIS IS NOT A SKETCH OF SURVEY AND DOES NOT REPRESENT A FIELD SURVEY.
- 2) SUBJECT TO EXISTING EASEMENTS, RIGHT-OF-WAYS, COVENANTS, RESERVATIONS AND RESTRICTIONS OF RECORD, IF ANY.
- 3) THIS SKETCH IS NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

CERTIFIED TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

DATED: AUGUST 5TH, 2014

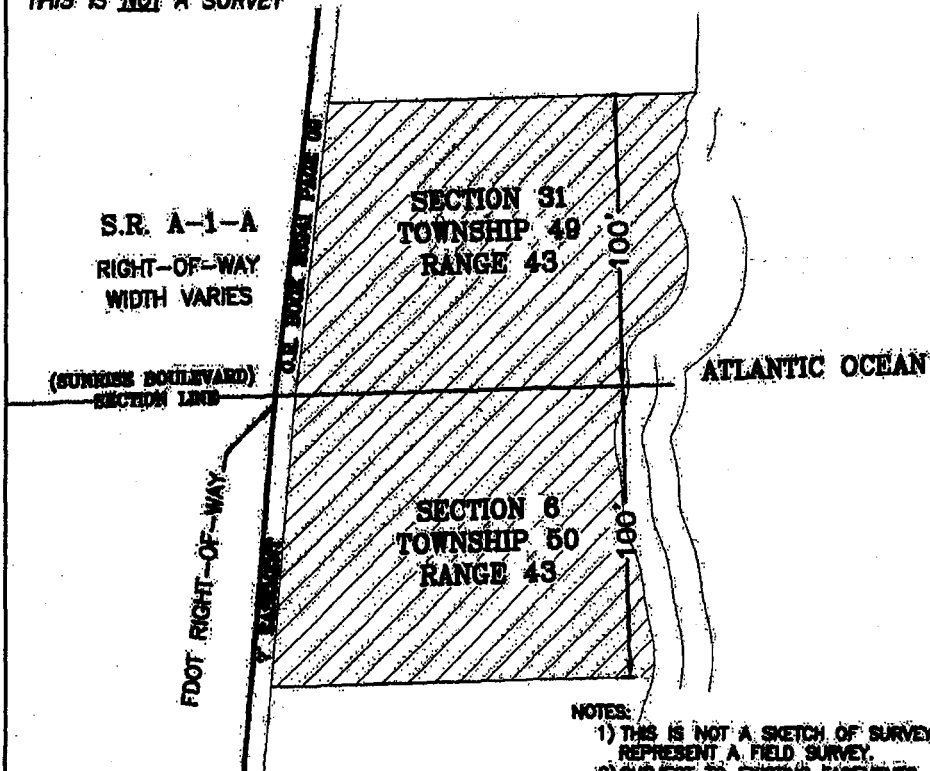
MICHAEL DONALDSON  
PROFESSIONAL SURVEYOR AND MAPPER NO. 5490  
STATE OF FLORIDA

<b>CITY OF FORT LAUDERDALE</b>		
TEMPORARY ACCESS EASEMENT		
LAS OLAS BY THE SEA EXTENSION		
N.E. 18 ST.		
BY: CH	ENGINEERING	DATE: 8/5/2014
CHKD. NO.	DIVISION	SCALE: 1"=40'

# SKETCH & DESCRIPTION

## TEMPORARY ACCESS EASEMENT

THIS IS NOT A SURVEY



**NOTES:**

- 1) THIS IS NOT A SKETCH OF SURVEY AND DOES NOT REPRESENT A FIELD SURVEY.
- 2) SUBJECT TO EXISTING EASEMENTS, RIGHT-OF WAYS, COVENANTS, RESERVATIONS AND RESTRICTIONS OF RECORD, IF ANY.
- 3) THIS SKETCH IS NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

**DESCRIPTION: TEMPORARY ACCESS EASEMENT:**

THAT PART OF SECTION 6 TOWNSHIP 50 SOUTH, RANGE 43 EAST AND THAT PART OF SECTION 31 TOWNSHIP 49 SOUTH, RANGE 43 EAST, BROWARD COUNTY, FLORIDA.

BOUNDED ON THE SOUTH BY A LINE LYING 100 FEET SOUTH (AS MEASURED AT RIGHT ANGLES) OF SAID SECTION 6; BOUNDED ON THE NORTH BY A LINE LYING 100 FEET NORTH (AS MEASURED AT RIGHT ANGLES) OF SAID SECTION 31; BOUNDED ON THE WEST BY THE EXISTING EAST RIGHT OF WAY OF STATE ROAD A1A (NORTH ATLANTIC BOULEVARD) ACCORDING TO THE FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY SECTION MAP 80050-2112 AND BOUNDED ON THE EAST BY THE ATLANTIC OCEAN.

LESS AND EXCEPT THE 7 FOOT EASEMENT ADJACENT TO AND EAST OF THE EAST RIGHT OF WAY OF STATE ROAD A1A (NORTH ATLANTIC BOULEVARD) AS SHOWN ON SAID FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY MAP, AS RECORDED IN OFFICIAL RECORDS BOOK 22241 PAGE 09 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.

SAID LANDS SITUATE, LYING AND BEING IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

CERTIFIED TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

DATED: AUGUST 5, 2014

**MICHAEL DONALDSON**  
PROFESSIONAL SURVEYOR AND MAPPER NO. 6460  
STATE OF FLORIDA

CITY OF FORT LAUDERDALE		
TEMPORARY ACCESS EASEMENT		
SUNRISE BLVD.		
A-1-A		
BY: CH	ENGINEERING	DATE: 8/5/2014
CHK'D: MD	DIVISION	SCALE: 1"=40'



---

**EXHIBIT B – Easement between City and FDOT**

91-287990 T9801  
08-28-16 12:28PM

88-28.13-02/93

This instrument prepared  
under the direction of  
Zachary C. Davis, Registrar  
Legal Description prepared by:  
Ken Glass (R-112)  
Department of Transportation  
3100 N. Commercial Boulevard  
St. Petersburg, Florida 33709

Parcel: 801.1  
Section: 8608-112/86080-3843  
S.R. No.: 2-1-2  
County: BROWARD

REC-2524 190009

**PERPETUAL EASEMENT DEED**

THIS EASEMENT made this 17 day of July, 1998, by  
the CITY OF FORT LAUDERDALE, a Municipal Corporation whose address  
is 100 North Andrews Avenue, Fort Lauderdale, Florida 33302,  
hereinafter "CITY", and the STATE OF FLORIDA DEPARTMENT OF  
TRANSPORTATION, its successors and assigns, hereinafter, "STATE";

INTENDING that for and in consideration of the sum of one  
dollar and no cents and in reliance upon the fact that the receipt  
and fulfillment of which is hereby acknowledged, hereby grants,  
conveys, sells, assigns, transfers, fully releases, releases and conveys  
with the grantor's perpetual consent for the purpose of  
conveying to the State of Florida, its successors and assigns, all  
rights and interests in and to the following described land in Broward County, Florida described as  
follows, viz:

**PARCEL NO. 801 SECTION 8608-112/86080-3843**

That part of Section 8, Township 15 South, Range 43 East,  
and all of that part of Section 31, Township 15 South,  
Range 43 East, (LESS that part of the North 400.50 feet  
of the South 13321.43 feet of said Section 31), together  
with that part of Section 30, Township 15 South, Range 43  
East, Broward County, Florida bounded as follows:

Bounded on the south by a line lying 500 feet south of  
the North section line of said Section 8; bounded on the  
north by the South section line of said Section 10;  
bounded on the east by the East Existing Right of Way  
line for State Road 2-1-2, according to the Florida  
Department of Transportation Right of Way Map Section  
8608-112; and bounded on the west by a line 7.00 feet  
west of the East Existing Right of Way line for said  
State Road 2-1-2 as aforesaid.

TO HAVE AND TO HOLD the same unto said STATE, its successors  
and assigns forever.

Return  
Tax

RECORDED FOR THE DEPARTMENT OF  
TRANSPORTATION  
3100 N. COMMERCIAL BOULEVARD  
ST. PETERSBURG, FLORIDA 33709

RECORDED  
FEE ITEM  
RETURN TO  
FRONT RECORDING

13

IN WITNESS WHEREOF, the said GRANTOR has caused these presents to be executed in its name by its Mayor and City Manager, and its seal to be hereto affixed, attested by its City Clerk and approved as to form by its City Attorney, the date first above written.

SK2524180010

WITNESSES:

CITY OF FORT LAUDERDALE

Patricia A. Adams  
Patricia A. Adams  
(Witness-print or type name)

By [Signature]  
Mayor  
Jim Naugle

~~THIS IS NOT AN OFFICIAL COPY~~  
~~[Signature]~~ City Manager  
~~[Signature]~~ City Clerk  
~~[Signature]~~ City Attorney  
(CORPORATE SEAL) ATTEST:

[Signature]  
City Clerk  
Lucy Masliah  
Approved as to form:

[Signature]  
City Attorney  
Robert B. Dwyckel

STATE OF FLORIDA  
COUNTY OF BROWARD:

The foregoing instrument was acknowledged before me this 10th day of April, 1998, by JIM NAUGLE, Mayor of the City of Fort Lauderdale, a municipal corporation of Florida. He is personally known to me and did not take an oath.

THIS INSTRUMENT IS A TRANSLATION OF THE ORIGINAL INSTRUMENT OF CONVEYANCE AND IS SUBJECT TO THE TERMS OF THE INSTRUMENT OF CONVEYANCE.

- 2 -

Return To: **DEPARTMENT OF TREASURY AND FINANCE**  
STATE OF FLORIDA  
TALLAHASSEE, FLORIDA 32399-0001

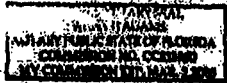


*John H. Adams*  
Notary Public, State of Florida  
Signature of Notary taking  
Acknowledgment)

*John H. Adams*  
Name of Notary typed,  
Printed or Stamped

My Commission Expires: *2-25-99*

*43540*  
Commission Number



RC2524 (P8001)

STATE OF FLORIDA  
COUNTY OF HAMILTON  
**THIS IS NOT AN OFFICIAL COPY**  
The foregoing instrument was acknowledged before me this 15th day of *April*, 1998, by *Donald L. Applegate*, City Manager of the City of *Applegate*, a municipal corporation of Florida. He is personally known to me and did not take an oath.

*Donald L. Applegate*  
Notary Public, State of Florida  
Signature of Notary taking  
Acknowledgment)

*Donald L. Applegate*  
Name of Notary typed,  
Printed or Stamped

My Commission Expires: *2-25-99*

*447910*  
Commission Number



ERO/SP02000000

RECORDED IN THE OFFICIAL RECORDS BOOK  
OF HAMILTON COUNTY, FLORIDA  
COUNTY ADMINISTRATOR

- 3 -

Refer  
To

[Redacted area]

DOCUMENT ROUTING FORM

10/10 - CMD  
2 originals  
10/20/14 (L)  
P @ ✓

NAME OF DOCUMENT: **TEMPORARY ACCESS AGREEMENT FOR SHORE PROTECTION PROJECT, SEGMENT II / BROWARD COUNTY**

Approved Comm. Mtg. on: October 7, 2014 CAM #: 14-1236 ITEM #: CM-20

Routing Origin:  CAO Also attached:  copy of CAM  Original Documents

1) **City Attorney's Office:** Approved as to Form # \_\_\_\_\_ Originals and Delivered to City Manager on \_\_\_\_\_

Robert B. Dunckel X *PBD/AB*

2) **City Manager:** Please indicate if item is CIP Funded, sign where indicated, and forward \_\_\_\_\_ originals to Mayor.

CIP FUNDED  YES  NO  
Capital Investment / Community Improvement Projects

**Capital Investment / Community Improvement Projects** defined as having a life of at least 10 years and a cost of at least \$50,000 and shall mean improvements to real property (land, buildings, fixtures) that add value and/or extend useful life, including major repairs such as roof replacement, etc. Term "Real Property" include: land, real estate, realty, real.

3) **Mayor:** Please sign as indicated and forward \_\_\_\_\_ originals to Clerk for attestation and City seal.

INSTRUCTIONS TO CLERK'S OFFICE

4) **City Clerk:** Forward originals to Bob Dunckel for transmittal to Broward County  
**Return all originals to Robert Dunckel / CAO for transmittal**

Original Route form to \_\_\_\_\_, CAO

2014 OCT 10 AM 10:15  
CITY MANAGER

10/17

*KCC*

**Memorandum**  
**No. 14-256**

**City Attorney's Office**

To: Rafeela Persaud / Public Works  
From: Robert B. Dunckel, Assistant City Attorney/5036 *RBD/RBS*  
Date: October 20, 2014  
Re: Temporary Access Agreement / Broward County  
Shore Protection Project, Segment II

---

Attached please find two (2) original Temporary Access Agreements, executed by the proper City officials, for transmittal to Broward County.

Please provide a fully-executed copy of the Agreement to this Office.

L:\RBD\memos\2014\256persaud.doc  
Attachments (2)  
cc: Wendy Gonyea, Assistant City Clerk IV  
#743.07  
#780