

EXHIBIT I
APPLICATION FOR WATERWAY WAIVER

CITY OF FORT LAUDERDALE
MARINE FACILITIES

APPLICATION FOR WATERWAY PERMITS, WAIVERS AND LICENSES

Any agreement with the City of Fort Lauderdale and other parties, such as, but not limited to, licenses, permits and approvals involving municipal docking facilities or private uses in the waterways as regulated by Section 8 of the City Code of Ordinances or Section 47-19.3 of the City's Urban Land Development Regulations, shall be preceded by the execution and filing of the following application form available at the Office of the Supervisor of Marine Facilities. The completed application must be presented with the applicable processing fee paid before the agreement is prepared or the application processed for formal consideration (see City of Fort Lauderdale Code Section 2-157). If legal publication is necessary, the applicant agrees to pay the cost of such publication in addition to the application fee.

APPLICATION FORM
(Must be in Typewritten Form Only)

LEGAL NAME OF APPLICANT - (If corporation, name and titles of officers as well as exact name of corporation. If individuals doing business under a fictitious name, correct names of individuals, not fictitious names, must be used. If individuals owning the property as a private residence, the name of each individual as listed on the recorded warranty deed):

NAME: Martin E Hanaka, Nicole Hanaka

TELEPHONE NO: 954-828-1706 (home) 954-826-0055 (business) FAX NO. 954-828-1706

APPLICANT'S ADDRESS (if different than the site address):

TYPE OF AGREEMENT AND DESCRIPTION OF REQUEST: **Applicant requests a Waiver of Limitations in order to construct a floating finger pier in association with the single-family residence.**

SITE ADDRESS: **1627 SE 7 STREET FT. LAUDERDALE, FL 33316** ZONING: **RS-4.4 Residential Single Family/Low Density District**

LEGAL DESCRIPTION: **RIO VISTA ISLES UNIT 4 6-19 B LOT 7 THRU 9 BLK 31**

EXHIBITS (In addition to proof of ownership, list all exhibits provided in support of the applications).
APPLICATION FOR WATERWAY WAIVER, WARRANTY DEED, PROJECT PLANS, ZONING AERIAL, SURVEY, SUMMARY DESCRIPTION, SITE PHOTOGRAPHS

[Signature]
Applicant's Signature

8/13/13
Date

=====
The sum of \$ _____ was paid by the above-named applicant on the _____ of _____, 2013 Received by: _____
City of Fort Lauderdale

=====
For Official City Use Only

Marine Advisory Board Action
Formal Action taken on _____

Commission Action
Formal Action taken on _____

Recommendation _____
Action _____

EXHIBIT II
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TABLE OF CONTENTS

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**EXHIBIT III
WARRANTY DEED**

THIS INSTRUMENT PREPARED BY:
J. WALTER McCRORY, ESQ.
J. WALTER MCCRORY, P.A.
1512 E. Broward Boulevard, Suite 200
Fort Lauderdale, FL 33301

RECORD AND RETURN TO:
THOMAS P. ANGELO, ESQ.
ANGELO, BARRY & BOLDT, P.A.
SunTrust Center, Suite 850
515 East Las Olas Boulevard
Fort Lauderdale, FL 33301

PROPERTY APPRAISER'S PARCEL
IDENTIFICATION NUMBERS: 10211-20-00140 and 10211-20-00200

WARRANTY DEED

THIS INDENTURE, made this 3 day of Oct 16 2002 2003, by **ROBERT W. BRUCE, III**, joined by his wife, **SUSAN C. BRUCE**, hereafter "Grantor", whose post office address is 934 Weed Street, New Canaan, CT 06840, to **MARTIN E. HANAKA** and **NICOLE HANAKA**, husband and wife, whose post office address is 3100 North Ocean Blvd, #2704, Fort Lauderdale, Florida, hereafter "Grantees":

WITNESSETH that the Grantor, for and in consideration of Ten and 00/100 (\$10.00) Dollars and other valuable considerations to Grantor in hand paid by Grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold to Grantees, and Grantees' heirs and assigns forever, the following described land, situate, lying and being in Broward County, Florida, to wit:

Lot 7, in Block 31, of RIO VISTA ISLES, UNIT 4, according to the Plat thereof, as recorded in Plat Book 6, at Page 19, of the Public Records of Broward County, Florida

and

Lots 8 and 9, in Block 31, of RIO VISTA ISLES, UNIT 4, according to the Plat thereof, as recorded in Plat Book 6, at Page 19, of the Public Records of Broward County, Florida

THIS PROPERTY IS NOT NOW, AND NEVER HAS BEEN, THE HOMESTEAD OF THE GRANTOR AND/OR HIS WIFE.

SUBJECT TO: (1) Zoning and/or restrictions and prohibitions imposed by governmental authority; (2) restrictions, easements and other matters appearing on the plat and/or common to the subdivision; (3) taxes for the year 2003 and all subsequent years.

AND the Grantor does hereby fully warrant the title to said land and will defend the same against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the Grantor has hereunto set his/her hand and seal the day and year first above written.

Signed, sealed and delivered in the presence of:

Mary M Lee
Print Name: Mary M Lee

Robert W. Bruce III
ROBERT W. BRUCE, III

Barbara D. Zalusky
Print Name: BARBARA D. ZALUSKY

Mary M Lee
Print Name: Mary M Lee

Susan C. Bruce
SUSAN C. BRUCE

Barbara D. Zalusky
Print Name: BARBARA D. ZALUSKY

2

WARRANTY DEED

STATE OF Connecticut
COUNTY OF Fairfield

The foregoing instrument was acknowledged before me this 3 day of October 2003, by **ROBERT W. BRUCE, III**, who is personally known to me or who has produced CT Drivers License as identification, and ~~who did~~ did not take an oath.

Pauline D. Salachy
NOTARY PUBLIC
State of Connecticut

MY COMMISSION EXPIRES: My Commission Exp. Nov. 30, 2007

THIS IS NOT AN
OFFICIAL COPY

STATE OF Connecticut
COUNTY OF Fairfield

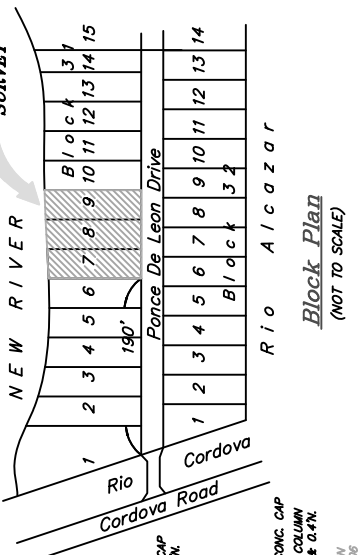
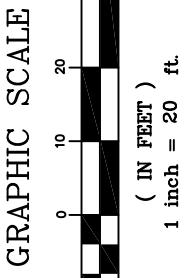
The foregoing instrument was acknowledged before me this 3 day of OCTOBER 2003, by **SUSAN C. BRUCE**, who is personally known to me or who has produced CT Drivers License as identification, and ~~who did~~ did not take an oath.

Pauline D. Salachy
NOTARY PUBLIC
State of Connecticut

MY COMMISSION EXPIRES: My Commission Exp. Nov. 30, 2007

**EXHIBIT IV
ORIGINAL SURVEY**

RECORD LAND SURVEY
 LOTS 7, 8 & 9, BLOCK 31,
 RIO VISTA ISLES, P.B. 6, PG. 19, B.C.R.

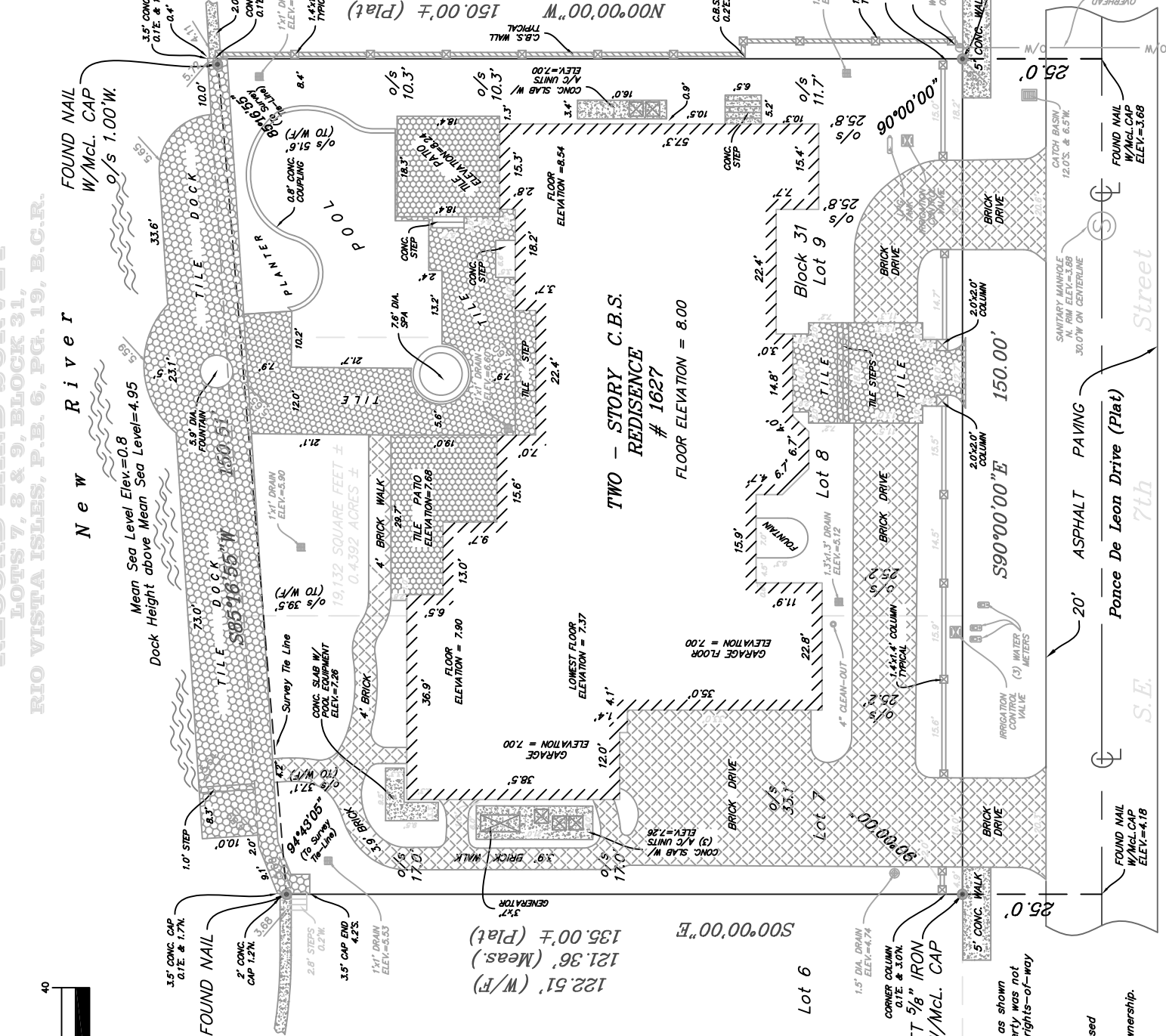


LEGAL DESCRIPTION:
 Lots 7, 8 and 9, Block 31, RIO VISTA ISLES, according to the plat thereof as recorded in Plat Book 6, Page 19, of the public records of Broward County, Florida.
 Said lands situate, lying and being in the City of Fort Lauderdale, Broward County, Florida.

CERTIFICATION:
 We hereby certify that this survey meets the minimum technical standards as set forth by the Florida Board of Professional Land Surveyors in Chapter 61G17-5, Florida Administrative Code, pursuant to Section 472.027, Florida Statutes.
 Dated at Fort Lauderdale, Florida, this 7th day of May, 2004.
 Revised to show Proposed Building this 27th day of July, 2004.
 Re-Staked Building and Set Benchmark elevations this 27th day of October, 2004.
 Foundation location made & elevation taken this 4th day of February, 2005.
 Dock Height above Mean Sea Level added this 5th day of April, 2006.
 Resurveyed for final building location & elevations taken this 18th day of July, 2006.

McLAUGHLIN ENGINEERING CO.
 Jerald A. McLaughlin
 Registered Land Surveyor No. 5269
 State of Florida

DRAWN BY: JAM, ELS, SW, DRP
 CHECKED BY:



TWO - STORY C.B.S. REDISENSE # 1627
 FLOOR ELEVATION = 8.00

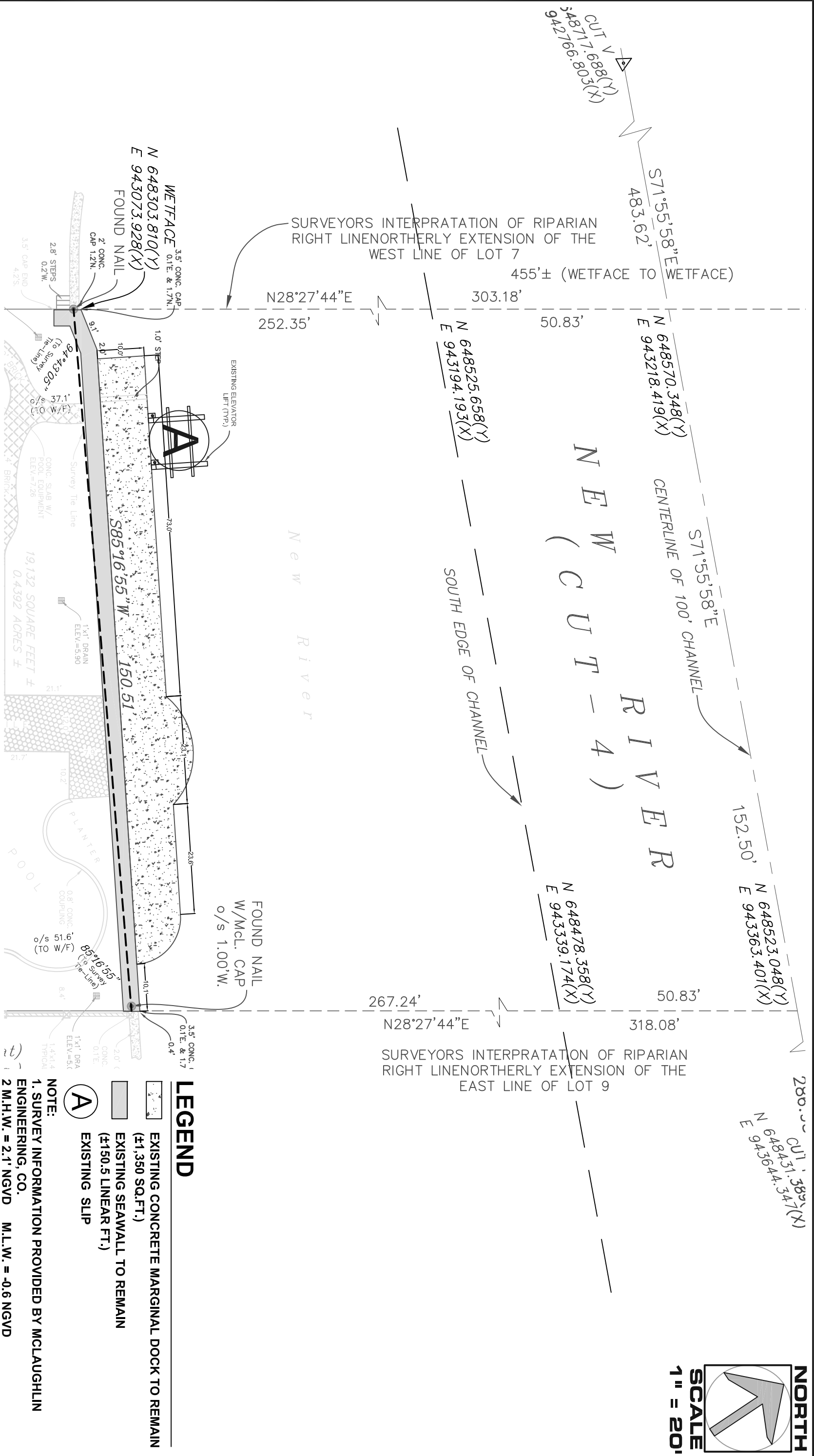
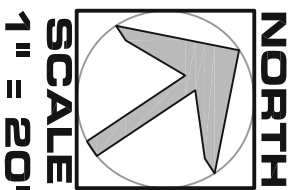
- NOTES:**
- 1) This survey reflects all easements and rights-of-way as shown on above referenced record plat(s). The subject property was not abstracted for other easements road reservations or rights-of-way of record by McLaughlin Engineering Company.
 - 2) Underground improvements if any not located.
 - 3) This drawing is not valid unless sealed with an embossed surveyor's seal.
 - 4) Boundary survey information does not infer Title or Ownership.
 - 5) All iron rods 5/8", unless otherwise noted.
 - 6) Reference Bench Mark: NW Bolt of Fire Hydrant at Ponce De Leon Dr. & SE 7th Street, in median. ELEVATION = 9.09
 - 7) Elevations shown refer to National Geodetic Vertical Datum (1929), and are indicated thus: $\text{Elev.} = 7.95$
 - 8) This property lies in Flood Zone "AE". Elev.=7.0. Per Flood Insurance Rate Map No. 12011C0219 F. Dated: August 18, 1992. Community Panel No. 125105, Index Map Dated: October 2, 1997.
 - 9) Bearings shown herein refer to record plat (6/19) and assume the as North 00°00'00" East.

- LEGEND**
- ELEV. = ELEVATION
 - O/S = OFFSET
 - A/C = AIR CONDITIONING
 - C = CENTERLINE OF RIGHT-OF-WAY
 - F.P.T. = FLORIDA POWER AND LIGHT CO.
 - S.L.T. = SOUTHERN LUMBER TELEPHONE
 - B.C.R. = BROWARD COUNTY RECORDS
 - D.C.R. = DADE COUNTY RECORDS
 - P.B.R. = PALM BEACH COUNTY RECORDS
 - O.R. = OFFICIAL RECORDS BOOK
 - P.G. = PAGE
 - R/W = RIGHT-OF-WAY
 - C.O. = CLEAN OUT
 - C.L.F. = CHAIN LINK FENCE
 - W/McL.CAP. = WITH McLAUGHLIN ENGINEERING CO. CAP
 - CONC. = CONCRETE
 - C.B.S. = CONCRETE BLOCK AND STUCCO
 - L.C.V. = IRRIGATION CONTROL VALVE
 - W.M. = WATER METER
 - B.F.P. = BACKFLOW PREVENTOR
 - W/F = WET FACE OF BULHEAD

"NOT VALID UNLESS SEALED WITH AN EMBOSSED SURVEYOR'S SEAL"

C:\David-U\T9421\dwg\T9421.dwg 7/20/2006 3:38:19 PM EDT

**EXHIBIT V
PROJECT PLANS**



LEGEND

- EXISTING CONCRETE MARGINAL DOCK TO REMAIN (#1,350 SQ.FT.)
- EXISTING SEAWALL TO REMAIN (#150.5 LINEAR FT.)
- EXISTING SLIP

NOTE:
 1. SURVEY INFORMATION PROVIDED BY MCLAUGHLIN ENGINEERING, CO.
 2 M.H.W. = 2.1' NGVD M.L.W. = -0.6 NGVD

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THE Chappell GROUP

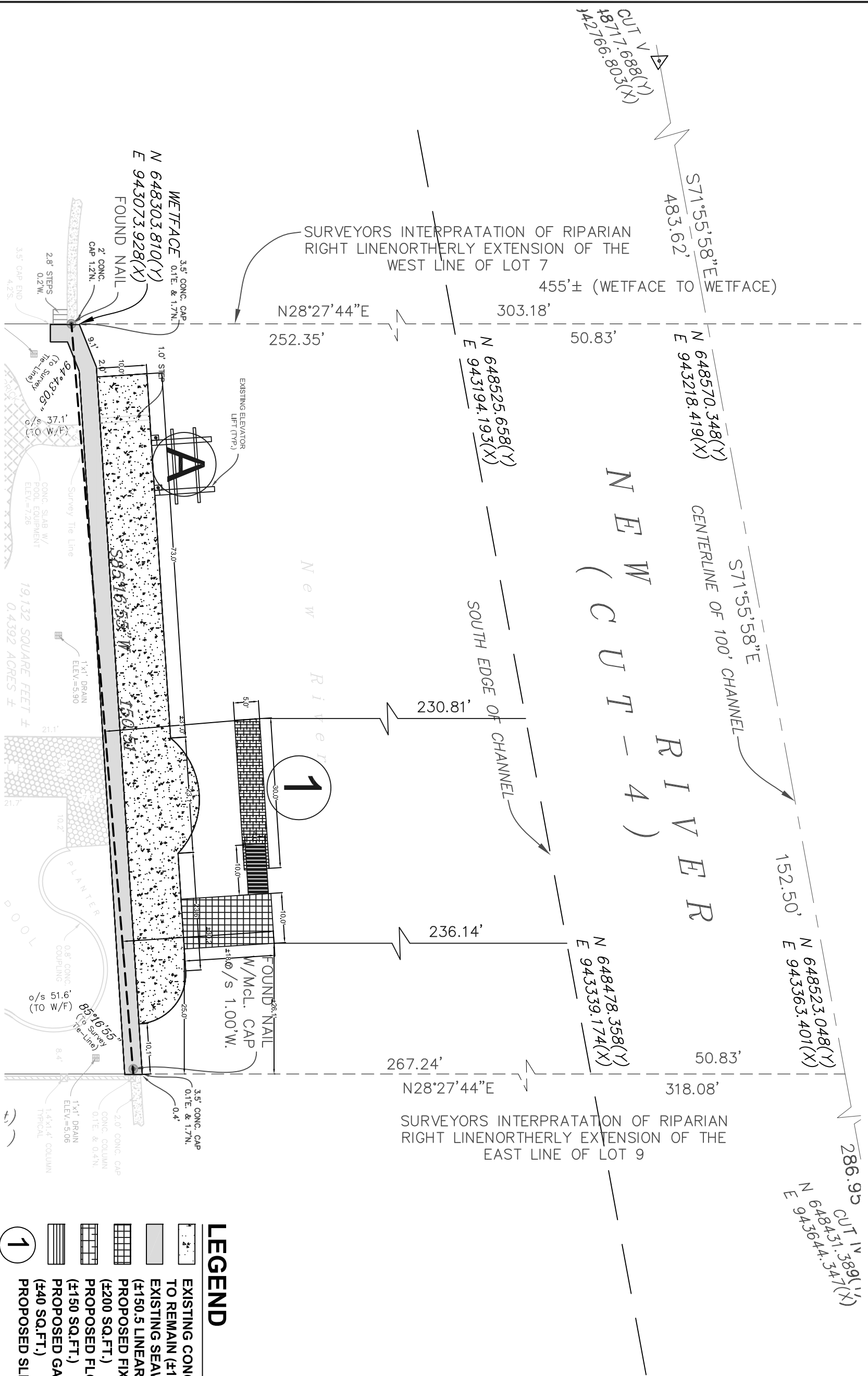
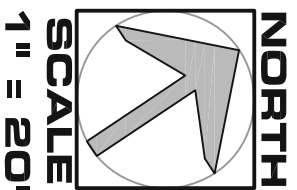
714 East McLab Road
 Pompano Beach, Florida 33060
 Tel: 954.782.1908
 Fax: 954.782.1108
 www.thechappellgroup.com

- Environmental Consultants
- Marina & Wetland Permitting
- Mitigation Design & Monitoring
- T&E Species Surveys
- Phase I ESAs

1627 SE 7TH STREET

PREPARED FOR:
MARTIN HANAKA

EXISTING CONDITIONS	
Date: 10/28/13	Sheet: 1
Proj No.: 13-0020	of: 3



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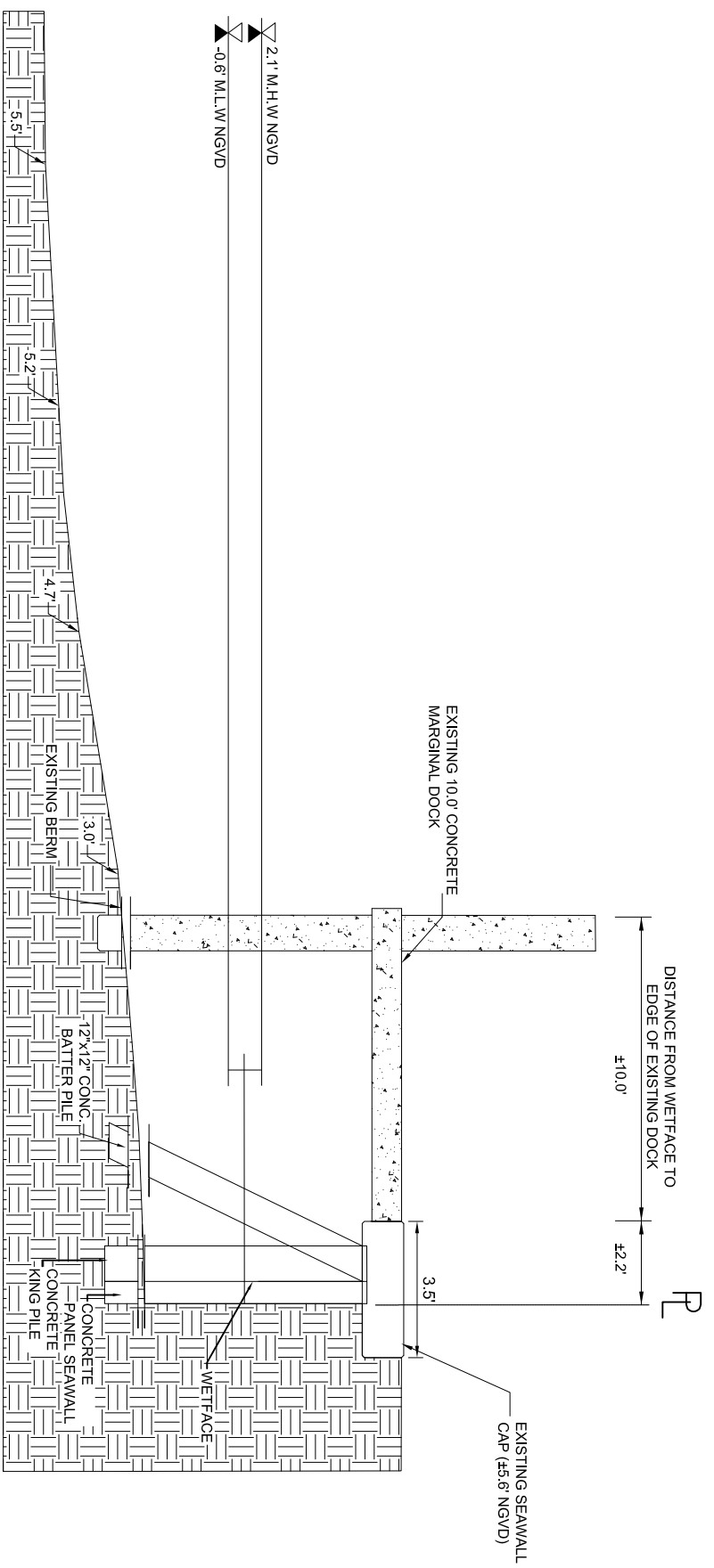
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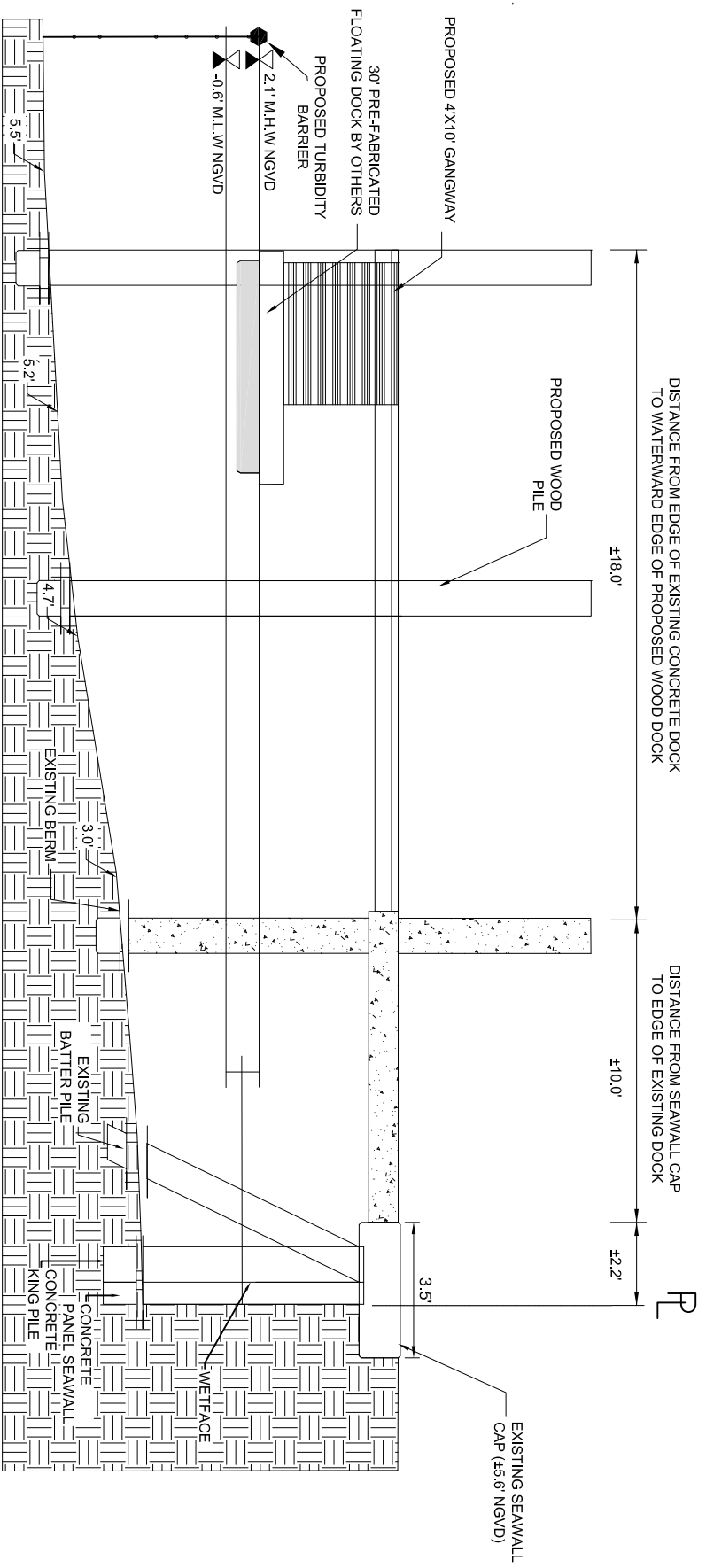
1627 SE 7TH STREET

PREPARED FOR:
MARTIN HANAKA

PROPOSED CONDITIONS		
Date:	Sheet:	of:
10/28/13	2	3
Proj No.:	13-0020	



EXISTING CONDITIONS
SECTION (TYP.)
N.T.S.



PROPOSED CONDITIONS
SECTION (TYP.)
N.T.S.

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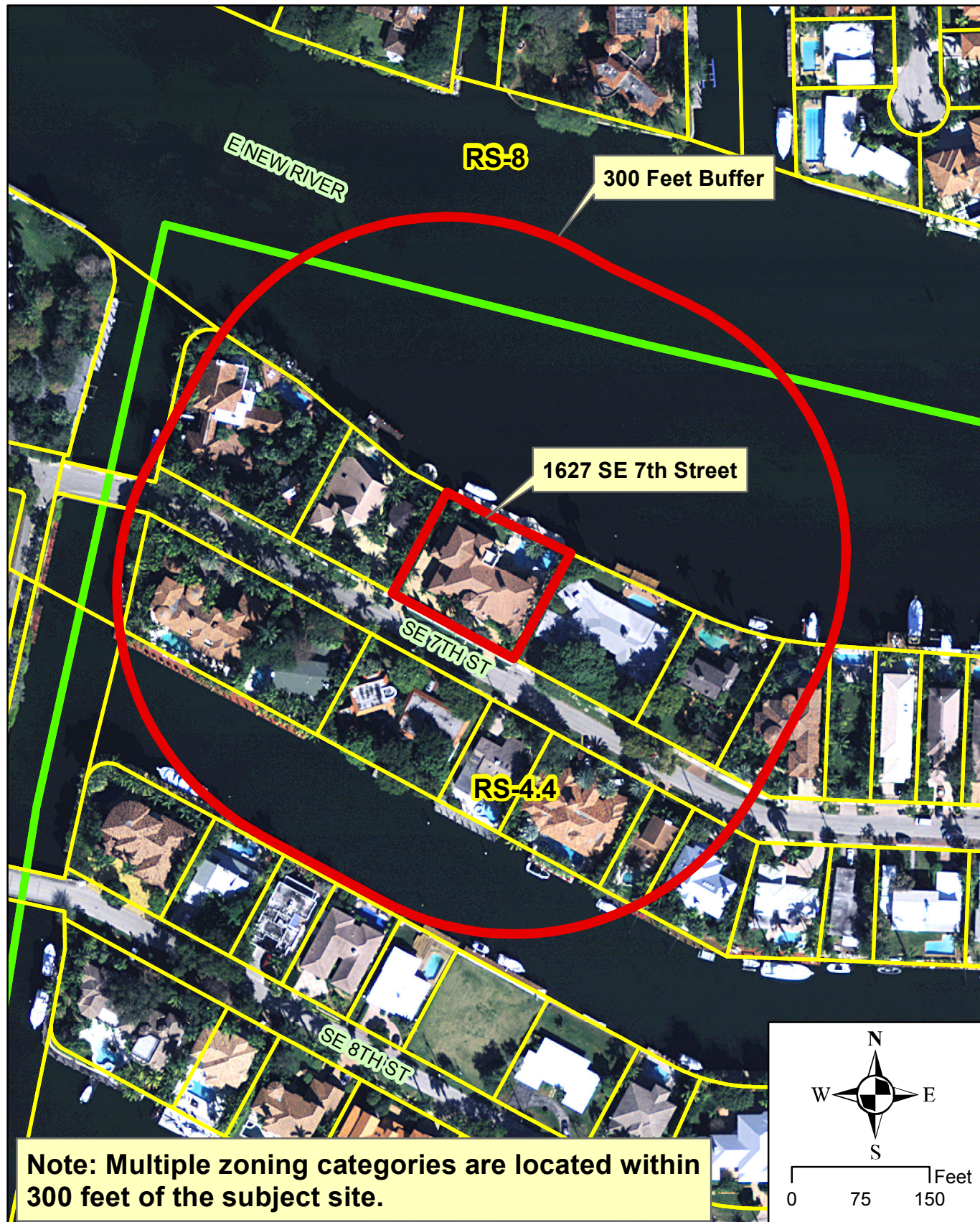
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1627 SE 7TH STREET

PREPARED FOR:
MARTIN HANAKA

SECTIONS		
Date: 10/28/13	Sheet: 3	of: 3
Proj No.: 13-0020		

**EXHIBIT VI
ZONING AERIAL**



1627 SE 7th Street



**EXHIBIT VII
SUMMARY DESCRIPTION**

Summary Description
1627 SE 7 Street
TCG Project No. 13-0020

The project site is located along the Rio Valencia Canal at 1627 SE 7 Street, in Section 11, Township 50, Range 42, in the City of Ft. Lauderdale, Broward County, Florida

The property is located along the New River, which is tidal water. The nearest direct connection to the Atlantic Ocean is Port Everglades, and is located approximately 2.0 miles to the southeast of the subject site. Incoming tidal waters (flood) at the site move to the west and outgoing waters move to the east (ebb).

The proposed project is the installation a fixed dock and floating dock, along the eastern portion of the existing marginal dock, associated with the single-family residence to accommodate one (1) vessel. The proposed project consists of the installation a fixed dock perpendicular and a floating dock parallel to the existing marginal dock.

The existing marginal dock extends 12.2' from the property line into the New River. The proposed fixed dock will extend approximately 30.2' from the property line while the floating dock will encroach approximately 31.0' from the property line into the New River.

The proposed project, as previously proposed, has been issued a license by the Broward County Environmental Protection & Growth Management Department (EPGMD) [License # DF13-1107] and by the Florida Department of Environmental Protection (FDEP) (File # 06-0233903-004). These permits will be modified when the current proposed layout has been approved.

The following three (3) matters provide justification for this waiver request:

1. Due to the extraordinary width of the waterway at this location and its far proximity from the 30% line and centerline of the channel the proposed project will not impede navigation in anyway including recreational activities located in the immediate vicinity.
2. Due to the height of the existing marginal dock, the floating docks are necessary for ease of access to the applicant's vessels.
3. Due to existing dock configuration, an additional vessel slip space is needed.

If this waiver is approved, the applicant will comply with all necessary construction requirements stated in Section 47-19.3 (D)(E)(F)(G).

PROPOSED STRUCTURES	STRUCTURE DISTANCE FROM PROPERTY LINE	STRUCTURE DISTANCE FROM NEAREST RIPARIAN RIGHTS LINE	PERMITTED DISTANCE WITHOUT WAIVER	DISTANCE REQUIRING A WAIVER
Proposed Floating Dock, Gangway, & Fixed Dock	31.0'	25.0'	25.0'	6.0'

**EXHIBIT VIII
SITE PHOTOGRAPHS**



1. Western edge of property, facing west along the New River.



2. Western edge of property, facing north over the New River. Note: Distance to opposite shoreline.



3. Western edge of property, facing east along the New River. Note: Existing dock and boatlift.



4. Eastern edge of property, facing east along the New River.



5. Eastern edge of property, facing north over the New River. Note: Distance to opposite shoreline.



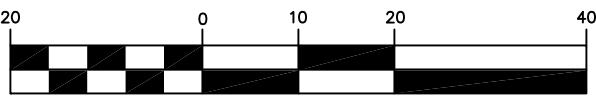
6. Eastern edge of property, facing west along the New River.

**EXHIBIT IX
CURRENT SURVEY**

prepared by:
McLAUGHLIN ENGINEERING COMPANY (LB#285)
 400 N.E. 3rd AVENUE FORT LAUDERDALE, FLORIDA
 PHONE: (954) 763-7611
 FAX: (954) 763-7615



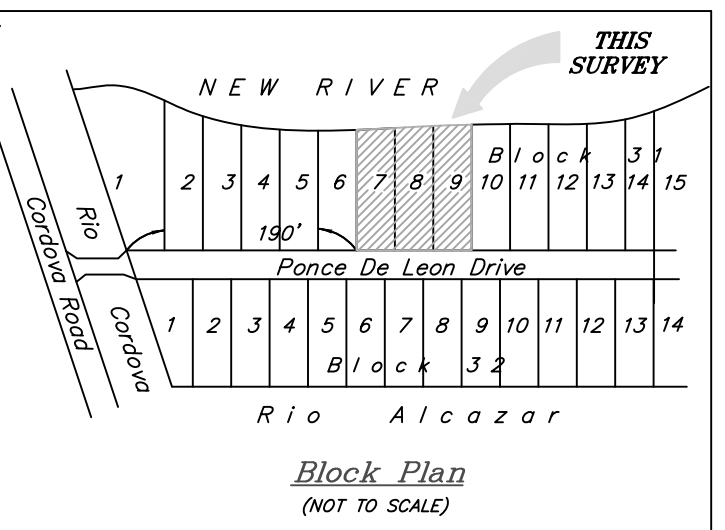
GRAPHIC SCALE



(IN FEET)
 1 inch = 20 ft.

RECORD LAND SURVEY WITH CHANNEL LOCATION

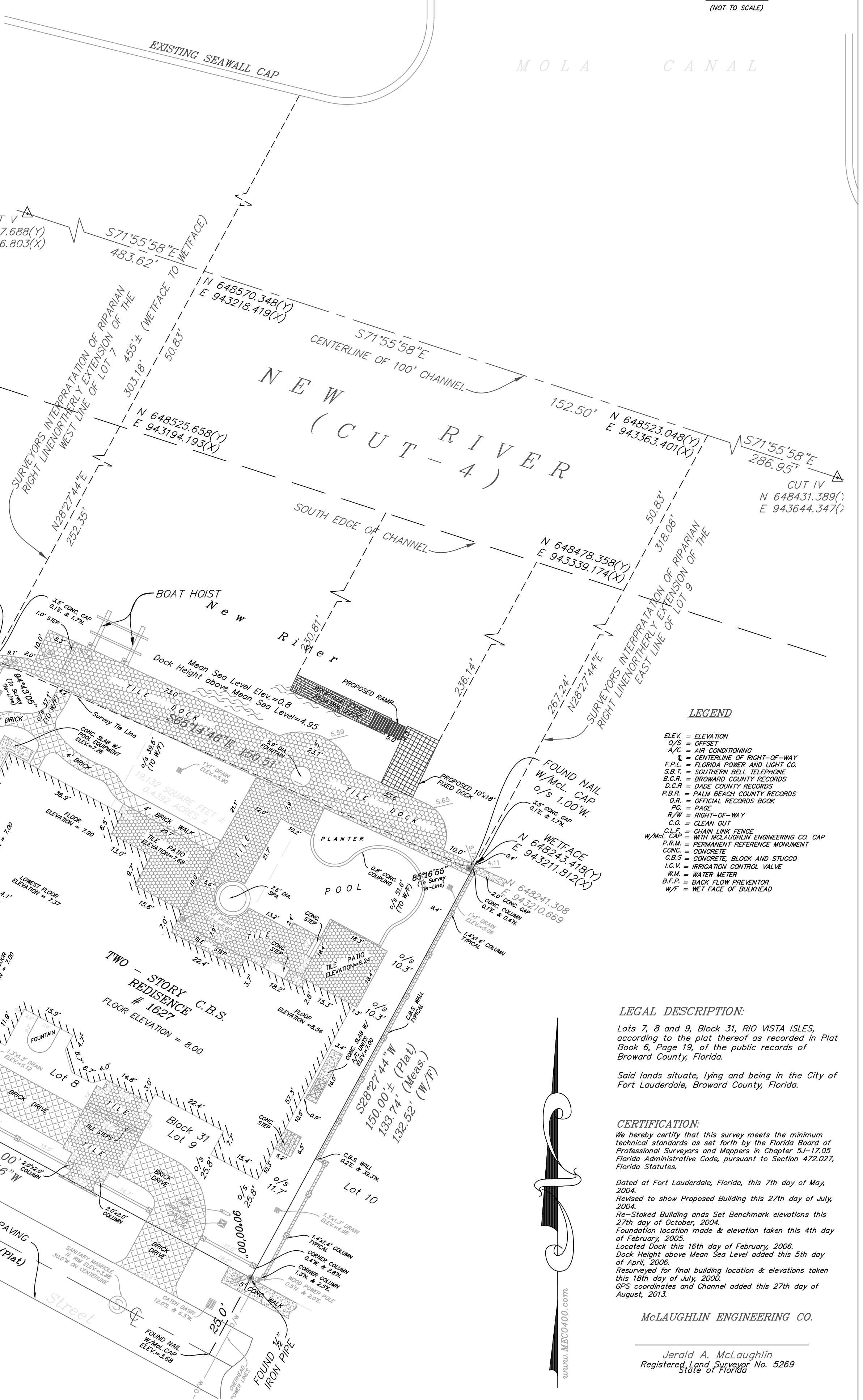
LOTS 7, 8 & 9, BLOCK 31,
 RIO VISTA ISLES, P.B. 6, PG. 19, B.C.R.



MOLA CANAL

NOTES:

- This survey reflects all easements and rights-of-way, as shown on above referenced record plat(s). The subject property was not abstracted for other easements road reservations or rights-of-way of record by McLaughlin Engineering Company.
- Underground improvements if any not located.
- This drawing is not valid unless sealed with an embossed surveyors seal.
- Boundary survey information does not infer Title or Ownership.
- All iron rods 5/8", unless otherwise noted.
- Reference Bench Mark: NW Bolt of Fire Hydrant at Ponce De Leon Dr. & SE 7th Street, in median. ELEVATION = 9.09
- Elevations shown refer to National Geodetic Vertical Datum (1929), and are indicated thus: Δ , Elev.=7.95
- This property lies in Flood Zone "AE", Elev.=7.0, Per Flood Insurance Rate Map No. 12011C0219 F, Dated: August 18, 1992, Community Panel No. 125105, Index Map Dated: October 2, 1997.
- Bearings shown hereon assume the South line of said Lots as North 61°32'16" West.
- NEW RIVER HORIZONTAL ACCURACY:**
 The channel location as shown hereon refers to U.S. ARMY CORPS OF ENGINEERS (ACOE) New River 8th Project, File 18-38,307, Sheet 4 of 4. The Channel Cut Reference Stations coordinates have been transformed to the North American Datum 1983 (NAD83) as converted from 1927 datum using Corpcan 3.2 Software the property coordinates were based on field location using the Global Positioning System (GPS).



LEGEND

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Said lands situate, lying and being in the City of Fort Lauderdale, Broward County, Florida.

CERTIFICATION:

We hereby certify that this survey meets the minimum technical standards as set forth by the Florida Board of Professional Surveyors and Mappers in Chapter 5J-17.05, Florida Administrative Code, pursuant to Section 472.027, Florida Statutes.

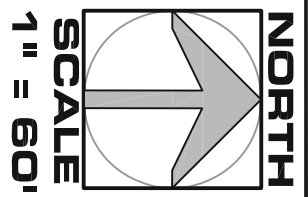
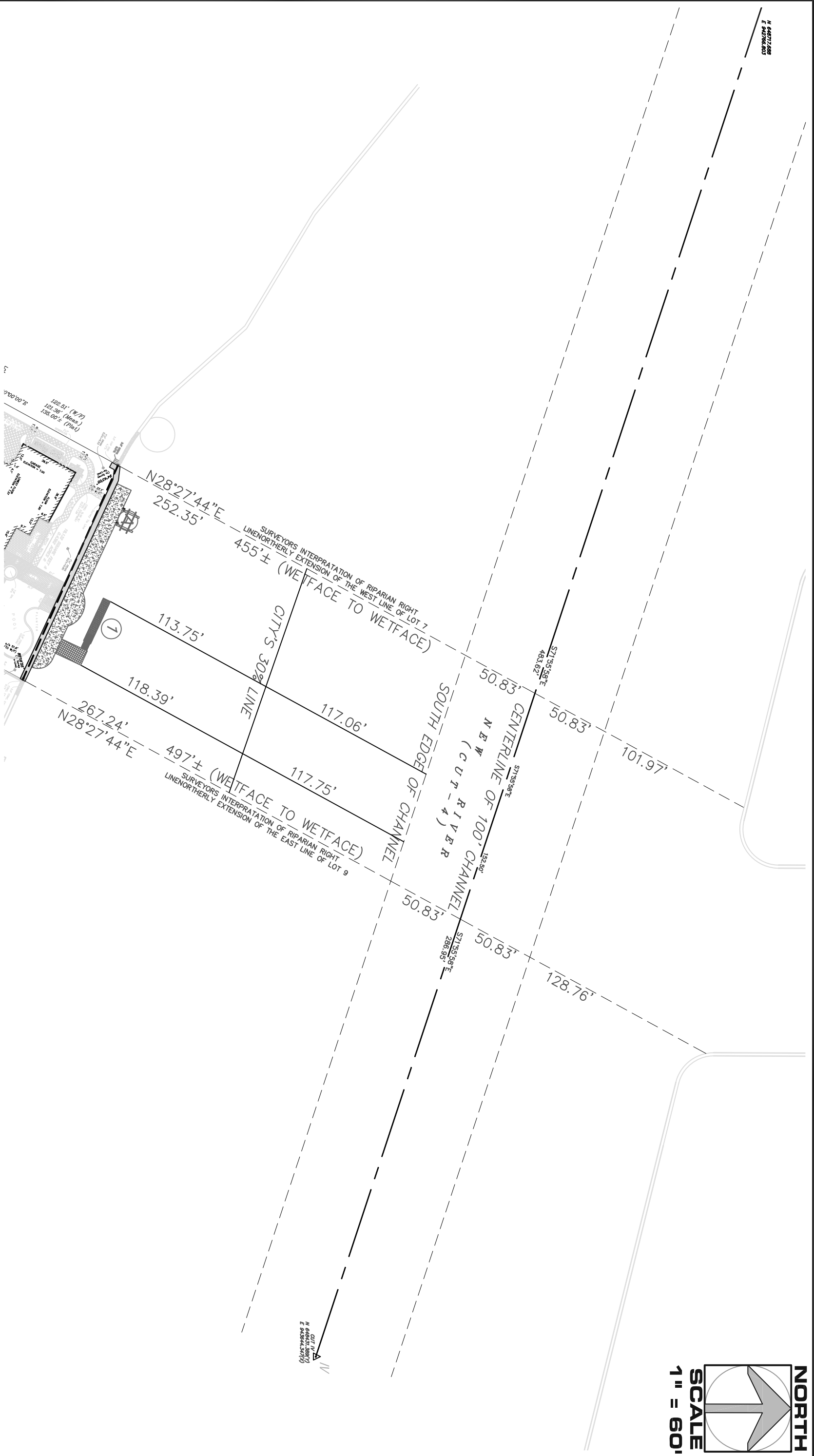
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 Re-Staked Building and Set Benchmark elevations this 27th day of October, 2004.
 Foundation location made & elevation taken this 4th day of February, 2005.
 Located Dock this 16th day of February, 2006.
 Dock Height above Mean Sea Level added this 5th day of April, 2006.
 Resurveyed for final building location & elevations taken this 18th day of July, 2000.
 GPS coordinates and Channel added this 27th day of August, 2013.

McLAUGHLIN ENGINEERING CO.

Jerald A. McLaughlin
 Registered Land Surveyor No. 5269
 State of Florida

**EXHIBIT X
DISTANCE EXHIBIT**

N 84972.688
E 84970.833



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- Phase I ESAs

1627 SE 7TH STREET

PREPARED FOR:
MARTIN HANAKA

DISTANCE EXHIBIT		
Date: 10/28/13	Sheet: 1	of: 1
Proj No.: 13-0020		