

RESOLUTION NO. 14-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, REGARDING THE APPEAL OF THE CITY ENGINEER'S ACTION DENYING RIGHT-OF-WAY PERMITS, MAKING CERTAIN FINDINGS AND SETTING A PUBLIC HEARING TO CONSIDER THE APPEAL BEFORE THE CITY COMMISSION AT 6:00 P.M. ON NOVEMBER 4, 2014.

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WHEREAS, pursuant to City Code Sec. 25-100.1, Crown Castle NG East, Inc., submitted Applications 13-01, 13-04, 13-05, 13-06, 13-07, 13-09, 13-11, and 13-12\_for installation utility poles, ground mounted cabinets and Distributed Antenna Systems of twelve cabinets and utility poles; and

WHEREAS, on August 27, 2013, the City Engineer, through his designee, issued a letter formally denying the foregoing Applications for right-of-way permits; and

WHEREAS, pursuant to Section 25.100.2 of the City of Fort Lauderdale Code of Ordinances, the Applicant has appealed the decision of the City Engineer to the City Commission; and

WHEREAS, at its meeting of November 4, 2014, the City Commission reviewed the record and\_has found and determined that as to Applications 13-01, 13-04, 13-05, 13-06, 13-07, 13-09, 13-11, and 13-12 there was a departure from the essential requirements of law or that competent substantial evidence does not exist to support the decision of the City Engineer; and

WHEREAS, the City Commission will review the decision of the City Engineer denying the applications;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. That each WHEREAS clause set forth above is true and correct and incorporated herein by this reference.

SECTION 2. That a *de novo* hearing on Applications 13-01, CC13-04, CC13-05, CC13-06, CC13-07, CC13-09, CC13-11 and CC13-12 is set for 6:00 p.m. on December 2, 2014, in the City Commission Chambers, City Hall, 100 North Andrews Avenue, Fort Lauderdale, Florida, or as soon thereafter as practicable. At such time and place, the City Commission shall consider whether or not it intends to approve, amend or reject the decision of the City Engineer.

ADOPTED this the \_\_\_\_ day of \_\_\_\_\_, 2014.

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Mayor  
JOHN P. "JACK" SEILER

ATTEST:

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City Clerk  
JONDA K. JOSEPH

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