

RESOLUTION NO. 13-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, PURSUANT TO SECTION 47-19.3.(e). OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE GRANTING A WAIVER OF THE LIMITATIONS OF SECTION 47-19.3.(c). TO ALLOW NICOLE HANAKA AND MARTIN E. HANAKA, HUSBAND AND WIFE, TO INSTALL A FIXED DOCK AND A FLOATING DOCK COMBINATION ALONG AN EXISTING MARGINAL DOCK EXTENDING A MAXIMUM OF 31 FEET FROM THE APPLICANT'S PLATTED PROPERTY LINE INTO THE WATERS OF THE NEW RIVER, SUCH PROPERTY BEING LOCATED AT 1627 SE 7TH STREET AND MORE PARTICULARLY DESCRIBED BELOW; SUBJECT TO CERTAIN TERMS AND CONDITIONS; REPEALING ANY AND ALL RESOLUTIONS OR PARTS THEREOF IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Nicole Hanaka and Martin E. Hanaka, husband and wife (hereinafter "Applicant") own the following described Property located in the City of Fort Lauderdale, Broward County, Florida:

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.

Street Address: 1627 SE 7th Street
Fort Lauderdale, FL 33316

(hereinafter "Property")

WHEREAS, Applicant is requesting approval for installation of a fixed dock perpendicular to, and a floating dock parallel to the existing marginal dock to extend a maximum of 31' from the platted property line into the New River; and

WHEREAS, the City's Marine Advisory Board on November 7, 2013 reviewed the application for dock waiver filed by Applicant and voted unanimously to approve this application;

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

SECTION 1. That pursuant to the provisions of ULDR Section 47-19.3.(e). of the Code of Ordinances of the City of Fort Lauderdale, the City Commission hereby grants a waiver of the limitations of ULDR Section 47-19.3.(c)., to allow Applicant to install a fixed floating dock perpendicular to and a floating dock parallel to the existing marginal dock to extend a maximum of 31' from the platted property line into the New River, such distances being more specifically set forth in the Table of Distances set forth below:

TABLE OF DISTANCES

| PROPOSED STRUCTURES | STRUCTURE DISTANCE FROM PROPERTY LINE | PERMITTED DISTANCE WITHOUT WAIVER | DISTANCE REQUIRING WAIVER |
|-------------------------------|--|--|----------------------------------|
| Proposed Fixed Dock | 30.2' | 25' | 5.2' |
| Proposed Floating Dock | 31' | 25' | 6' |

SECTION 2. That the above waiver is subject to the following additional conditions to be performed by the Applicant:

1. The Applicant is required to comply with all applicable building and zoning regulations as well as any other Federal and State laws and permitting requirements including the Broward County Environmental Protection and Growth Management Department, the Florida Department of Environmental Protection and the U.S. Army Corps of Engineers.

2. As a general condition of approval and in order to review for final consistency with construction of facilities in accord with this application and City building permits the Applicant is required to provide the City's Supervisor of Marine Facilities with copies of "As Built" drawings from a certified and licensed contractor.

SECTION 3. That any and all Resolutions or parts thereof in conflict with this Resolution are hereby repealed.

SECTION 4. That this Resolution shall be in full force and effect upon and after its final passage.

ADOPTED this the _____, 2013.

Mayor
JOHN P. "JACK" SEILER

ATTEST:

City Clerk
JONDA K. JOSEPH