



**CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING**

#15-0612

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

FROM: Lee R. Feldman, ICMA-CM, City Manager

DATE: June 2, 2015

TITLE: Ordinances Amending Beach Definitions Relating to the Bonnet House
Private Beach

Recommendation

It is recommended that the City Commission adopt each of the three ordinances described below.

Background

East of A-1-A, Bonnet House¹ owns approximately 1,500 feet of beach from Sunrise Boulevard South to the Natchez Property. Of those 1,500 feet of beach, 700 feet is owned by Bonnet House in fee simple and is not encumbered with a public beach easement ("Bonnet House Private Beach"). The balance of the 1,500 feet is encumbered with a public beach easement. Discussions regarding Special Event permitting for Bonnet House, both as to the beach side and as to the Bonnet House property West of A-1-A, began with Agenda Item Report 11-0214 (Exhibit "1" & "2"), with Bonnet House requesting a Special Event Agreement over a longer period of time so that Bonnet House would not have to return to the City for special event permits for events that routinely recur on Bonnet House Property. As part of those overall discussions Bonnet House requested that the City adopt ordinances that would exempt Bonnet House Private Beach from the beach codes.

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The three ordinances in question deal with the beach area identified above as Bonnet House Private Beach with such amendments being described as follows:

- A. An Ordinance amending Chapter 5, Alcoholic Beverages, Code Sec. 5-3, Consumption, Possession in Beach Area, by amending the definition of "beach area" to delete the above described "Bonnet House Private Beach" from the definition.

¹ Actually fee simple title is vested in Florida Trust for Historic Preservation, Inc., a Florida not for profit corporation, with operation responsibilities vested in Bonnet House, Inc., a Florida not for profit corporation. For ease of reference this Memorandum will refer to "Bonnet House" as the owner and operator of the Bonnet House properties, both West of A-1-A and East of A-1-A.

- B. An Ordinance amending Chapter 8, Boats, Docks, Beaches and Waterways, Code Sec. 8-52, Duty to provide lifeguards, etc.; public beaches designated by amending the definition of Fort Lauderdale Beach Designated in such a manner as to delete from the definition of Fort Lauderdale Beach designated the above describe “Bonnet House Private Beach.”
- C. An Ordinance amending Chapter 8, Boats, Docks, Beaches and Waterways, Code Sec. 8-71, Pubic Beaches Defined, by amending the definition of “Public Beaches” in such a manner as to delete from the definition of “Public Beaches” the above described “Bonnet House Private Beach.”

This item relates to the Bonnet House Event Agreement which is scheduled for the June 16, 2015 City Commission Agenda.

Resource Impact

There is no budgetary impact associated with this item.

Strategic Connections

This item is a *Press Play Fort Lauderdale Strategic Plan 2018 Initiative*, included within the Infrastructure Cylinder of Excellence, specifically advancing:

Goal 1: Be a pedestrian friendly, multi-modal City.

Objective 1: Improve transportation options and reduce congestion by working with agency partners.

This item advances the *Fast Forward Fort Lauderdale 2035 Vision Plan: We are Connected*.

Attachments:

- Exhibit 1 Agenda Item Report 11-0614, City Commission Conference Agenda, May 3, 2011
 - Exhibit 2 City Commission Conference Minutes – 05/03/2011
 - Exhibit 3 Proposed Ordinance “A” – amending Sec. 5-3 Alcoholic Beverages
 - Exhibit 4 Proposed Ordinance “B” – amending Sec. 8-52, Public Beaches Designated
 - Exhibit 5 Proposed Ordinance “C” – amending Sec. 8-71, Public Beaches Defined
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