



**CITY OF FORT LAUDERDALE
City Commission Agenda Memo
Regular Meeting**

#13-0076

TO: Honorable Mayor & Members
Fort Lauderdale City Commission

FROM: Lee Feldman, City Manager

DATE: January 8, 2013

TITLE: Motion to authorize execution of a Revocable License with a private property owner in the City of Plantation for the installation and maintenance of nine private parking stalls within a canal right-of-way in Melrose Park

Recommendation

It is recommended that the City Commission approve a motion authorizing execution of a Revocable License with Bob Swayman for the installation and maintenance of nine private parking stalls within a fifty foot canal easement under the City's jurisdiction.

Background

Mr. Swayman owns a 2,200 square foot office building in the City of Plantation that fronts State Road 7 approximately a half mile south of Broward Boulevard (Location Map attached as **Exhibit 1**). The rear property line is adjacent to the common corporate limit line of Plantation and Fort Lauderdale and the west right-of-way line of a fifty-foot wide canal that is located within the City of Fort Lauderdale. The canal was dedicated by plat for drainage purposes and serves the Melrose Park Subdivision. The canal is under the maintenance jurisdiction of the City of Fort Lauderdale.

Mr. Swayman is requesting the City's permission to install nine at-grade asphalt surface parking stalls that would partially extend into the canal by approximately 15 feet. A sketch of proposed improvements in the canal right-of-way is attached as **Exhibit 2**.

The addition of these proposed parking spaces would allow the property to be used by a broader tenant base and is anticipated to reduce the vacancies that have been experienced during the past several years during the economic downturn. The Property and Right-of-Way Committee considered this request in August 2012 and the City Attorney's Office subsequently prepared a Revocable License that would allow the parking spaces based on certain conditions.

The City's Parks and Recreation Department is responsible for maintenance trimming of the vegetation in the canal. No impacts to maintenance operations are anticipated as a result of the proposed improvements.

The proposed plan was presented to the Melrose Park Association and the president has indicated there are no objections to the installation of the parking spaces.

The Revocable License would allow the improvements to remain for as long as they are needed, however, the City may demand removal of the improvements at the property owner's expense should there ever be a conflict with a higher municipal purpose in the future. The license would also require that the City be indemnified and require the property owner to maintain the improvements and provide minimum levels of insurance coverage.

Resource Impact

There is no fiscal impact associated with this action.

Attachments

Exhibit 1 – Location Map

Exhibit 2 – Sketch of Proposed Improvements

Prepared By: Dennis Girisgen, P.E., Assistant City Engineer

Department Director: Albert J. Carbon, P.E. Public Works