

RESOLUTION NO. 25-20

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, VACATING PORTIONS OF THOSE CERTAIN PLATTED UTILITY EASEMENTS LEGALLY DESCRIBED TOGETHER AS THE SOUTH 5.00 FEET LESS THE WEST 5.00 FEET AND THE WEST 5.00 FEET OF THE SOUTH 12.55 FEET OF LOT 15, THE WEST 5.00 FEET OF LOT 11, THE EAST 5.00 FEET OF LOT 12 AND THE EAST 5.00 FEET OF THE SOUTH 36.28 FEET OF LOT 13, ALL OF BLOCK 1, "LAUDERDALE MANOR HOMESITES", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 34, PAGE 21, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LOCATED WEST OF NORTHWEST 26TH TERRACE, NORTH OF NORTHWEST 18TH COURT, EAST OF NORTHWEST 28TH AVENUE AND SOUTH OF NORTHEAST 19TH STREET, ALL SAID LANDS BEING IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

WHEREAS, under the provisions of Section 47-24.7 of the City of Fort Lauderdale, Florida Unified Land Development Regulations (hereinafter "ULDR"), the City of Fort Lauderdale is applying for the vacation of two (2) 5-foot wide by 112-foot long and 5-foot wide by 55-foot long platted utility easements (Case No. UDP-EV24005) more fully described in SECTION 2 below, located west of Northwest 26th Terrace, north of Northwest 18th Court, east of Northwest 28th Avenue and south of Northwest 19th Street, Fort Lauderdale, Florida; and

WHEREAS, pursuant to the provisions of the aforementioned Section 47-24.7 of the ULDR, all utilities known to have an interest have been notified and have no objection to the vacation of the easements; and

WHEREAS, the Development Services Department has made the required reports and has also recommended the vacation of the easements, certifying that the same will not be required to serve the property;

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

SECTION 1. The City Commission finds that the application for vacation of easements meets the criteria of Section 47-24.7 of the ULDR as enunciated and memorialized in the minutes of its meeting of February 4, 2025, a portion of those findings expressly listed as follows:

1. Letters of no objection from the utility companies are included in this submission, stating that they have no objection to the vacation of the easements on owner's property. According to the letters of no objection, there are no active utilities located within the easements. Therefore, these easements are no longer needed for public purposes.
2. Applicant has provided letters of no objection from TECO, AT&T, FPL, Comcast, and the City's Public Works Department.

SECTION 2. That the below described easements are hereby vacated and shall no longer constitute easements for utilities subject to the conditions provided in SECTION 3 of this resolution:

THE SOUTH 5.00 FEET LESS THE WEST 5.00 FEET AND THE WEST 5.00 FEET OF THE SOUTH 12.55 FEET OF LOT 15, THE WEST 5.00 FEET OF LOT 11, THE EAST 5.00 FEET OF LOT 12 AND THE EAST 5.00 FEET OF THE SOUTH 36.28 FEET OF LOT 13, ALL OF BLOCK 1, "LAUDERDALE MANOR HOMESITES", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 34, PAGE 21, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA

More particularly described in Exhibit "A" attached.

Location: West of Northwest 26th Terrace, north of Northwest 18th Court, east of Northwest 28th Avenue and south of Northwest 19th Street

SECTION 3. That the vacation of the easements shall not be effective until the applicant demonstrates compliance with the following conditions:

1. Any other utility infrastructure known or unknown and found to be within the vacated area shall be relocated at the expense of the applicant, and the relocated facilities shall be required to be inspected and accepted by the applicable utility agency or service provider.
2. The vacating resolution shall be in full force and effect on the date a certificate, executed by the City Engineer, is recorded in the public records of Broward County, Florida. This certificate shall state that all conditions of the vacation have been met. A copy of the recorded certificate must be provided to the City.

SECTION 4. That a copy of this Resolution shall be recorded in the Public Records of Broward County within 30 days from the date of final passage.

SECTION 5. That the approval of the vacation of the easements shall expire in 24 months from the date of final passage of this resolution if the certificate required in Section 3, paragraph 3 of this resolution has not been recorded in the public records of Broward County, Florida.

SECTION 6. Issuance of a development permit by a municipality does not in any way create any right on the part of an applicant to obtain a permit from a state or federal agency and does not create any liability on the part of the municipality for issuance of the permit if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes actions that result in a violation of state or federal law.

SECTION 7. This approval is conditioned upon the applicant obtaining all other applicable state or federal permits before commencement of the development.

ADOPTED this 4th day of February, 2025.



Mayor
DEAN J. TRANTALIS

ATTEST:



City Clerk
DAVID R. SOLOMAN

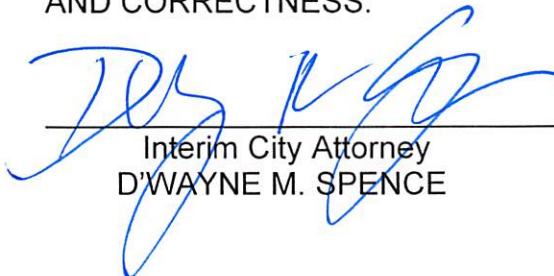
Dean J. Trantalis Yea

John C. Herbst Yea

APPROVED AS TO FORM
AND CORRECTNESS:

Steven Glassman Yea

Pamela Beasley-Pittman Yea

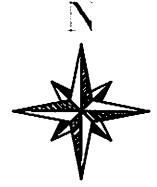


Interim City Attorney
D'WAYNE M. SPENCE

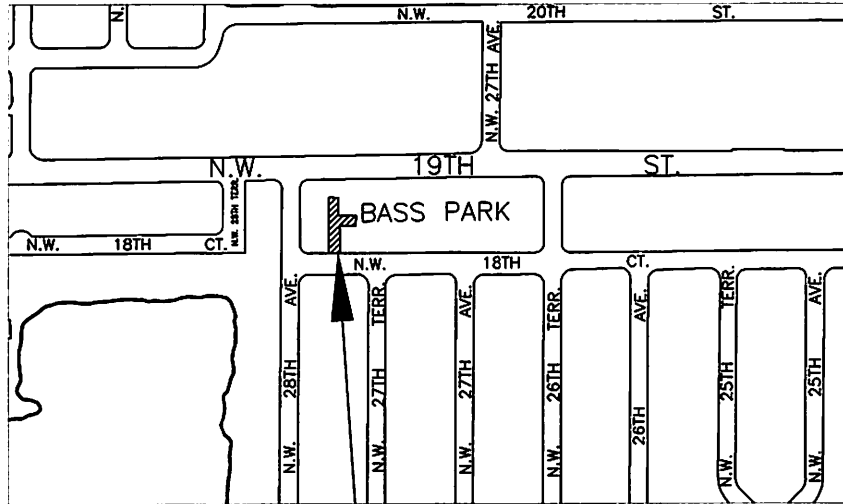
Ben Sorensen Yea

SKETCH AND DESCRIPTION

THIS IS NOT A FIELD SURVEY



LOCATION MAP (NOT TO SCALE)



LOCATION OF SKETCH

LEGAL DESCRIPTION: PLATTED UTILITY EASEMENT VACATION

THE SOUTH 5.00 FEET LESS THE WEST 5.00 FEET AND THE WEST 5.00 FEET OF THE SOUTH 12.55 FEET OF LOT 15, THE WEST 5.00 FEET OF LOT 11, THE EAST 5.00 FEET OF LOT 12 AND THE EAST 5.00 FEET OF THE SOUTH 36.28 FEET OF LOT 13, ALL OF BLOCK 1, "LAUDERDALE MANOR HOMESITES", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 34, PAGE 21, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.

SAID LANDS LYING AND SITUATE IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA. CONTAINING 1,401 SQUARE FEET MORE OR LESS.

NOTES:

- 1) THIS IS NOT A SKETCH OF SURVEY AND DOES NOT REPRESENT A FIELD SURVEY.
- 2) SUBJECT TO EXISTING EASEMENTS, RIGHT-OF WAYS, COVENANTS, RESERVATIONS AND RESTRICTIONS OF RECORD, IF ANY
- 3) THIS SKETCH IS NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OR ELECTRONIC SIGNATURE AND SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER

SHEET 1 OF 2

I HEREBY CERTIFY THAT THE HEREIN SKETCH AND DESCRIPTION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF, PREPARED UNDER MY RESPONSIBLE CHARGE IN ACCORDANCE WITH THE STANDARDS OF PRACTICE IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODES, PURSUANT TO SECTION 472.027.

DATED: JULY 17th, 2024

MICHAEL W. DONALDSON
PROFESSIONAL SURVEYOR AND MAPPER NO. 6490
STATE OF FLORIDA

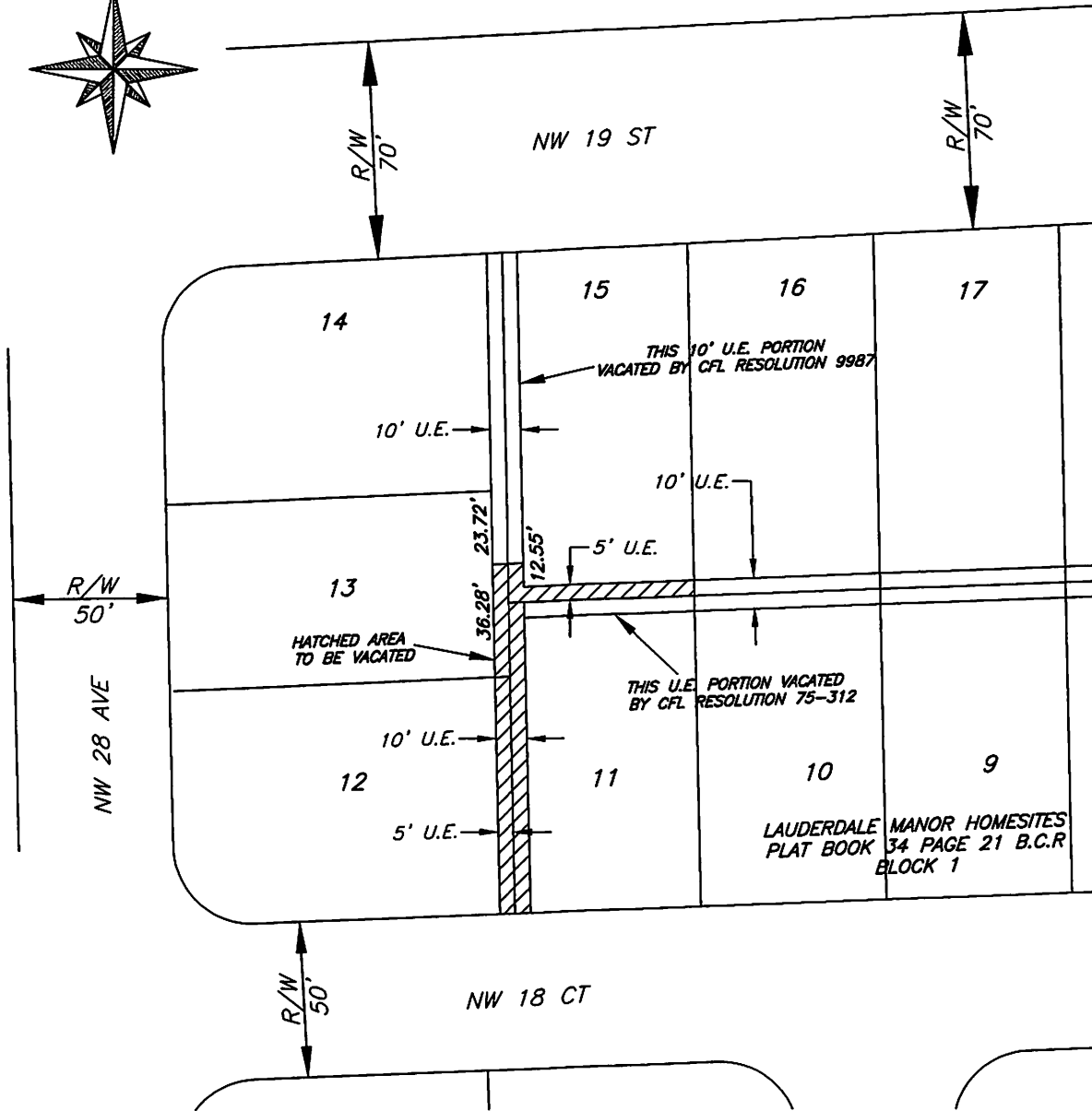
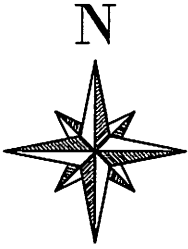


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Michael W Donaldson
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| CITY OF FORT LAUDERDALE | | |
| EXHIBIT A BASS PARK 10' UTILITY EASEMENT VACATION | | |
| BY: MD | ENGINEERING | DATE: 7/17/24 |
| CHK'D MD | DIVISION | SCALE: N.T.S |

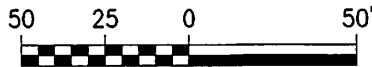
PLOT

SKETCH AND DESCRIPTION



THIS IS NOT A FIELD SURVEY

1"=50'-0"



SHEET 2 OF 2

LEGEND:

| | |
|--------|------------------------|
| U.E. | UTILITY EASEMENT |
| R/W | RIGHT OF WAY |
| N.T.S. | NOT TO SCALE |
| CFL | CITY OF FT. LAUDERDALE |

| | | |
|-------------------------------|-------------|---------------|
| CITY OF FORT LAUDERDALE | | |
| EXHIBIT A | | |
| BASS PARK | | |
| 10' UTILITY EASEMENT VACATION | | |
| BY: MD | ENGINEERING | DATE: 7/17/24 |
| CHK'D MD | DIVISION | SCALE: 1"=50' |

PLOT