

INSTR # 112410646

OR BK 50937 Pages 402 - 405

RECORDED 07/16/14 09:50:46 AM

BROWARD COUNTY COMMISSION

DEPUTY CLERK 1037

#3, 4 Pages

RESOLUTION NO. 14-108

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, VACATING A UTILITY EASEMENT DEDICATED TO THE PUBLIC WITHIN PARCEL "A" "PAT'S PLAT", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 154, PAGE 5, BROWARD COUNTY, FLORIDA, LOCATED SOUTH OF SOUTHEAST 8TH STREET, WEST OF SOUTHEAST 2ND AVENUE, EAST OF SOUTH ANDREWS AVENUE AND NORTH OF SOUTHEAST 9TH STREET, LYING AND BEING IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

WHEREAS, under the provisions of Section 47-24.7 of the Unified Land Development Regulations (hereinafter "ULDR") of the City of Fort Lauderdale, Florida, D. Fredrico Fazio is applying for the vacation of a utility easement (PZ Case No. 12-M-12) more fully described in Section 1, below associated with the development known as The Queue; 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 easement; and

WHEREAS, the City Engineer has certified that there is no objection to the vacation; and

WHEREAS, the Department of Sustainable Development has made the required reports and has also recommended the vacation of the easement, 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:

<u>SECTION 1</u>. That the below described utility easement is hereby vacated and shall no longer constitute an easement for utilities:

See Exhibit attached hereto and made a part hereof

> City of Fort Lauderdale 100 North Andrews Avenue Fort Lauderdale, FL 33301



Location: Located south of S.E. 8th Street, west of S.E. 2nd Avenue, east of south Andrews Avenue and north of S.E. 9th Street.

<u>SECTION 2</u>. 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.

<u>SECTION 3</u>. 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.

<u>SECTION 4</u>. This approval is conditioned upon the applicant obtaining all other applicable state or federal permits before commencement of the development.

ADOPTED this the 1st day of July, 2014.

JOHN P. "JACK" SEILER

ATTEST:

JONDA K. JOSEPH

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MCLAUGHLIN ENGINEERING COMPANY

LB#285

ENGINEERING * SURVEYING * PLAYTING * LAND PLANNING
400 N.E. 3rd AVENUE FORT LAUDERDALE, FLORIDA
33301 PHONE (954) 763-7611 * FAX (954) 763-7615

33307 FRONE (334) 763-7617 - FRA (33		
SCALE 1" = 50'	S.E. 8th STREET	
SKETCH AND DESCRIPTION		
TO ACCOMPANY VACATION PETITION	5 5 THIS OF THE	
PLATTED UTILITY EASEMENTS	THIS SKETCH SKETCH	
WITHIN PARCEL "A"	T V	
PAT'S PLAT (P.B. 154, PG. 5, B.C.R.)	D S SCEL S SE	
SHEET 1 OF 2 SHEETS		
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1 4	1 2 5	
7 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	S.E. 9th STREET	
BE BE PARCEL "A". PAT	S PLAT SITE LAYOUT	
(P.B. 154, PG. 5,		
1 96 . 36 /		
1,002001	EAST LINE, PARCEL "A"	
A SOUTH LINE, N9000'00"E 5.00' N9000'00"E 1	97.00'	
TO I I I I I I I I I I I I I I I I I I I	97.00" N90'00'00"W 20.0" 83	
\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	SOUTH LINE, PARCEL "A"	
NOO 25 00"W LASSEMENT (PER PLAY)	SOUTH LINE, PARCEL "A"	
UTILITY EASEMENTS	S. C.R.)	
(TO BE VACATED)	B B B B B B B B B B B B B B B B B B B	
S,855 SQUARE FEET RIGHT	200 20 10 10 10 10 10 10 10 10 10 10 10 10 10	
PARCEL "A", PAT'S PLAT		
	A Paris	
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POT 1. 107 1. 10	101 107 (P.B. 2	
POINT OF BEGINNING		
SW CORNER PARCEL "A" N90'00'E 144.00'	14	
10' UTILITY EASEMENT (PER PLAT)		
	-EXISTING RAY LINE	
10.00' NBO'00'W SIS PROPOSED 5' R/W VACATION SIS	())	
NOO'25'00"W SIN PROPOSED 5' R/W VACATION SIN	CERTIFICATION	
S.E. 9th STREET	Certified Correct. Dated at	
V-mr V-1/1 V///mic/	Fort Lauderdale, Florida this	
NOTES	31st day of January, 2012.	
1) This sketch reflects of easements and rights—of—way, as		
the season related a assertance one rights—pi-mag, as shown on above referenced record plat(s). The aubject property was not abstracted for other passments road reservations or MCLAUGHLIN ENDINEERING COMPA		
righte-of-way of record by McLaughin Engineering Company. 2) Legal description prepared by McLaughin Engineering Co.		
3) This drawing is not volid uniters sealed with an embosced		
4) THIS IS NOT A BOUNDARY SURVEY.	JERALD A. McEAUGHLIN Registered Land Surveyor No. 5269	
5) Bearings shown assume the South line of Percei "A", on North 20'00'00" Want. State of Florida.		

FIELD BOOK NO.	**************************************
JOB ORDER NO.	U-7121 REF. DWG.: 11-3-50 C:\JMMJR\2012\U7121(VACATION)

DRAWN BY: __MMF

CHECKED BY: CA



MCLAUGHLIN ENGINEERING COMPANY *LB#285*

ENGINEERING * SURVEYING * PLATTING * LAND PLANNING 400 N.E. 3rd AVENUE FORT LAUDERDALE, FLORIDA 33301 PHONE (954) 763-7611 * FAX (954) 763-7615

SKETCH AND DESCRIPTION TO ACCOMPANY VACATION PETITION PLATTED UTILITY EASEMENTS WITHIN PARCEL "A" PAT'S PLAT (P.B. 154, PG. 5, B.C.R.) SHEET 2 OF 2 SHEETS

S.E. 8th STREET Ø THIS 107 SKETCH 2 5 101 Ö

S.E. 9th STREET SITE LAYOUT NOT TO SCALE

LEGAL DESCRIPTION:

All the platted Utility Easements within Parcel "A", PAT'S PLAT, according to the plat thereof, as recorded in Plat Book 154, Page 5, of the public records of Broward County, Florida, more fully described as follows:

Beginning at the Southwest corner of said Parcel "A"; thence North 00'25'00" West, on the West line of sold Parcel "A", a distance of 10:00 feet; thence North 90'00'00" East, on a line 10.00 feet North of and parallel with the South line of said Parcel "A", a distance of 144.00 feet; thence North 00'25'00" West, on a line 6.00 feet West of and parallel with a East line of said Parcel "A", a distance of 120.00 feet; thence North 90'00'00" West, a distance of 144.00 feet; thence North 00'25'00" West, on the West line of said Parcel "A", a distance of 5.00 feet; thence North 90'00'00" East, on a South line of said Parcel "A", a distance of 50.00 feet; thence North 00'25'00" West, on a West line of said Parcel "A", a distance of 5.00 feet; thence North 90'00'00" East, a distance of 197.00 feet; thence South 00'25'00" East, on the East line of said Parcel "A", a distance of 5.00 feet; thence North 90'00'00" West, on a South line of said Parcel "A", a distance of 97.00 feet; thence South 00'25'00" East, on an East line of said Parcel "A", a distance of 135.00 feet; thence North 90'00'00" West, on the South line of said Parcel "A", a distance of 150,00 feet to the Point of Beginning.

Said lands situate, lying and being in the City of Fort Lauderdale, Broward County, Florida and containing 3,955 square feet or 0.0908 acres more or less,

CERTIFICATION

Certified Correct. Dated at Fort Lauderdale, Florida this 31st day of January, 2012.

 This sketch reflects all ensements and rights—of—way, shown on above referenced record platfa). The subjections not abstracted for other easements road reserve. -way of regard by McLoughlin Engineering Comp

Legal description prepared by MoLoughtin Engineering Co.
 This drawing is not volid unless secied with an embossed

4) THIS IS NOT A BOUNDARY SURVEY.

Bearings shown assume the South line of Parcel "A", as North 90'00'00" West.

MCLA	UGHLHN EX	PGINEERING CO	MPANY
			<i>-</i> .
	JERALD Á	MCLAUGHLIN	
Ragist	ered Lang State	Surveyor No. of Florida.	5268

CIEL D	POOK	MA	
FILLE	DOOM	14C	V1-10-1
			,

DRAWN BY: _ JUM

JOB ORDER NO. U-7121

CHECKED BY: _GA

REF. DWG.: 11-3-50 C:\JMMJR\2012\U7121(VACATION)