

ORDINANCE NO. C-13-

AN ORDINANCE AMENDING THE CITY OF FORT LAUDERDALE 2008 COMPREHENSIVE PLAN TO AMEND THE LAND USE DESIGNATION OF CERTAIN PROPERTIES FROM MEDIUM-HIGH RESIDENTIAL TO COMMERCIAL AND AUTHORIZING THE PROPER CITY OFFICIALS TO TRANSMIT THE PROPOSED AMENDMENTS AND SUPPORTING DATA AND ANALYSES TO REVIEWING AGENCIES.

WHEREAS, pursuant to Ordinance No. C-08-18 adopted by the City Commission of the City of Fort Lauderdale on May 6, 2008, the City Commission adopted the City of Fort Lauderdale 2008 Comprehensive Plan for the City of Fort Lauderdale ("Plan"); and

WHEREAS, the Planning and Zoning Board, as the local planning agency, held a public hearing in accordance with Section 163.3174 of the Florida Statutes, at its meeting of November 28, 2012 and reviewed the amendment to the Future Land Use Plan Map as shown and described in the Exhibit attached hereto ("Amendment") and recommended that the City Commission of the City of Fort Lauderdale approve the proposed comprehensive plan amendments as provided and recommended the amendments be transmitted to the reviewing agencies as identified in Section 163.3184(1)(c) of the Florida Statutes; and

WHEREAS, the City of Fort Lauderdale wishes to adopt the proposed amendment to the City of Fort Lauderdale Comprehensive Plan as provided herein and transmit the proposed amendment to reviewing agencies identified in Section 163.3184(1)(c) of the Florida Statutes; and

WHEREAS, the City Commission of the City of Fort Lauderdale held a public hearing on January 8, 2013, which hearing was advertised in accordance with the provisions of Section 163,3184(11) of the Florida Statutes; and

WHEREAS, the City Commission approved this ordinance on first reading at their meeting of _____, 2013 and the proposed ordinance was sent to the Broward County Planning Council ("BCPC") for review and approval; and

WHEREAS, on _____, 2013 the BCPC approved the amendments; and

WHEREAS, on _____, 2013 the Broward County Board of County Commissioners approved the amendment; and

WHEREAS, the City Commission held a public hearing for second reading of this Ordinance on _____, 2013, which hearing was advertised in accordance with the provisions of Section 163.3184(11) of the Florida Statutes;

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

SECTION 1. That the City of Fort Lauderdale 2008 Comprehensive Plan shall be amended by amending the land use designation of certain properties from Medium-High Residential to Commercial as shown and described in the Exhibit attached hereto and authorize the proper City officials to transmit the proposed amendment to reviewing agencies as identified in Section 163.3184(1)(c) of the Florida Statutes.

SECTION 2. That if any clause, section or other part of this Ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby, but shall remain in full force and effect.

SECTION 3. That all ordinances or parts of ordinances in conflict herewith, be and the same are hereby repealed.

SECTION 4. That this Ordinance shall be in full force and effect upon the date when the compliance review requirements as provided in Chapter 163, Florida Statutes, and the Broward County Planning Council recertification requirements have been met.

PASSED FIRST READING this the _____ day of _____, 2013.

PASSED SECOND READING this the _____ day of _____, 2013.

Mayor
JOHN P. "JACK" SEILER

ATTEST:

City Clerk
JONDA K. JOSEPH

Sketch & Legal Description

LEGAL DESCRIPTION TO ACCOMPANY SKETCH

LEGAL DESCRIPTION:

A PARCEL OF LAND LYING WITHIN THE NORTHWEST ONE-QUARTER (NW ¼) OF THE NORTHEAST ONE-QUARTER (NE ¼) OF SECTION 8, TOWNSHIP 50 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA, BEING MORE SPECIFICALLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF THE NORTHWEST ONE-QUARTER (NW ¼) OF THE NORTHEAST ONE-QUARTER (NE ¼) OF SECTION 8, TOWNSHIP 50 SOUTH, RANGE 42 EAST; THENCE NORTH 87°47'47" EAST, ALONG THE NORTH LINE OF THE NORTHWEST ONE-QUARTER (NW ¼) OF THE NORTHEAST ONE-QUARTER (NE ¼) OF SECTION 8, A DISTANCE OF 1,291.41 FEET; THENCE SOUTH 02°12'13" EAST, DEPARTING SAID NORTH SECTION LINE, A DISTANCE OF 50.00 FEET TO AN INTERSECTION WITH THE SOUTHERLY RIGHT OF WAY LINE OF BROWARD BOULEVARD, AS SHOWN ON THE FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY MAP - SECTION 86006-2501, LYING 50.00 FEET SOUTH OF AND PARALLEL WITH, AS MEASURED AT RIGHT ANGLES TO THE NORTH LINE OF THE NORTHWEST ONE-QUARTER (NW ¼) OF THE NORTHEAST ONE-QUARTER (NE ¼) OF SAID SECTION 8 AND A POINT ON THE NORTH LINE OF PARCEL "C", AS SHOWN ON THE "AMENDED PLAT OF WOODLAND PARK - UNIT 1", AS RECORDED IN PLAT BOOK 30, PAGE 45 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, SAID POINT ALSO BEING THE POINT OF CURVATURE TO THE RIGHT, HAVING A RADIUS OF 25.00 FEET, WHOSE SOUTHERLY RIGHT OF WAY LINE, ALSO BEING THE NORTH LINE OF PARCEL "C", AND ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 91°00'37", A DISTANCE OF 39.71 FEET TO THE EAST LINE OF SAID PARCEL "C", ALSO BEING THE WESTERLY RIGHT OF WAY LINE OF S.W. 24TH AVENUE; THENCE SOUTH 01°11'36" EAST, ALONG SAID EAST LINE OF SAID PARCEL "C" AND IT'S SOUTHERLY EXTENSION AND SAID WESTERLY RIGHT OF WAY LINE OF S.W. 24TH AVENUE, A DISTANCE OF 208.59 FEET AND THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 01°11'36" EAST, ALONG SAID EAST LINE OF SAID PARCEL "C" AND IT'S SOUTHERLY EXTENSION AND SAID WESTERLY RIGHT OF WAY LINE OF S.W. 24TH AVENUE, A DISTANCE OF 1,057.61 FEET TO AN INTERSECTION WITH THE SOUTH LINE OF THE NORTHWEST ONE-QUARTER (NW ¼) OF THE NORTHEAST ONE-QUARTER (NE ¼) OF SAID SECTION 8, ALSO BEING THE NORTH LINE OF BLOCK "A" OF THE "AMENDED PLAT OF WOODLAND PARK", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 29, PAGE 18 OF THE PUBLIC RECORDS OF SAID BROWARD COUNTY, FLORIDA; THENCE SOUTH 88°02'57" WEST, ALONG SAID SOUTH LINE OF THE NORTHWEST ONE-QUARTER (NW ¼) OF THE NORTHEAST ONE-QUARTER (NE ¼) OF SAID SECTION 8 AND NORTH LINE OF SAID BLOCK "A", A DISTANCE OF 660.40' FEET TO AN INTERSECTION WITH THE EAST LINE OF THE WEST 655.00' FEET OF THE WEST ONE-HALF (W ½) OF THE NORTHWEST ONE-QUARTER (NW ¼) OF THE NORTHEAST ONE-QUARTER (NE ¼) OF SAID SECTION 8; THENCE NORTH 01°15'07" WEST, ALONG SAID EAST LINE, A DISTANCE OF 92.27' FEET TO AN INTERSECTION WITH THE SOUTH LINE OF THE NORTH 1,246.67 FEET OF THE WEST ONE-HALF (W ½) OF THE NORTHWEST ONE-QUARTER (NW ¼) OF THE NORTHEAST ONE-QUARTER (NE ¼) OF SAID SECTION 8;

SURVEYOR'S NOTES

1. THE BEARINGS SHOWN HEREON ARE ASSUMED AND MATCH THE PLAT OF HOPE CAOMPUS AS RECORDED IN PLAT BOOK 57, PAGES 128 & 129 OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.
2. NO INSTRUMENTS OF RECORD REFLECTING EASEMENTS, RIGHTS-OF-WAY AND/OR OWNERSHIP WERE FURNISHED TO THE SURVEYOR EXCEPT AS SHOWN HEREON. NO OPINION OF TITLE IS EXPRESSED OR IMPLIED.

NOTE: SEE SHEETS 3 AND 4 OF 4 FOR SKETCH OF DESCRIPTION.
DESCRIPTION NOT VALID UNLESS ACCOMPANIED WITH SKETCH OF DESCRIPTION AS SHOWN ON SHEETS 3 AND 4 OF 4 OF THIS DOCUMENT.

THIS IS NOT A SURVEY

SURVEYOR'S CERTIFICATION:

I HEREBY CERTIFY, TO THE BEST OF MY KNOWLEDGE AND BELIEF, THAT THE SKETCH AND DESCRIPTION SHOWN HEREON WAS PREPARED IN ACCORDANCE WITH THE "MINIMUM TECHNICAL STANDARDS" FOR SURVEYING AND MAPPING IN THE STATE OF FLORIDA AS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES.

DAVID J. IRWIN, P.S.M.
FLORIDA LICENSE No. LG -- 6372
CORPORATION CERTIFICATE OF AUTHORIZATION No. LB 6705

David J. Irwin
DAVID J. IRWIN
PROFESSIONAL SURVEYOR AND MAPPER

10/25/12
DATE OF SIGNATURE

NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

CREECH
ENGINEERS, INC.
CIVILIZATION ENGINEERED
7881 S.W. ELLIPSE WAY, STUART, FLORIDA 34997 (772) 283-1413
OFFICES ALSO IN MELBOURNE, PORT ST. LUCIE AND TALLAHASSEE FL.
BOARD OF PROFESSIONAL ENGINEERS, CERTIFICATE OF AUTHORIZATION NUMBER 6139
PROFESSIONAL SURVEYORS AND MAPPERS, AMENDED CERTIFICATE NO. LB-0006705

RIVERBEND MARKETPLACE
L.U.P.A. SKETCH AND LEGAL DESCRIPTION

BROWARD COUNTY FLORIDA
PROJECT NO. 12016.00 REVISED DATE: 10/25/12 DATE: SEPT. 12, 2012
CADD FILE: RIVERBEND LUPA_REV 10-25-12 SCALE: N/A SHEET 1 OF 4

LEGAL DESCRIPTION TO ACCOMPANY SKETCH

LEGAL DESCRIPTION:

(CONTINUED FROM SHEET 1)

THENCE SOUTH 87°47'47" WEST, ALONG SAID SOUTH LINE, A DISTANCE OF 500.09' FEET TO AN INTERSECTION WITH THE EASTERLY LINE OF THE PLAT OF "HENDERSON MENTAL HEALTH CENTER", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 173, PAGE 5 OF THE PUBLIC RECORDS OF SAID BROWARD COUNTY, FLORIDA; THENCE NORTH 01°15'07" WEST, ALONG SAID EASTERLY LINE OF SAID "HENDERSON MENTAL HEALTH CENTER", A DISTANCE OF 166.67 FEET; THENCE NORTH 01°15'07" WEST, ALONG THE WESTERLY LINE OF THOSE LANDS DESCRIBED IN OFFICIAL RECORD BOOK 38687, PAGE 916 AND OFFICIAL RECORD BOOK 30424, PAGE 967, AS RECORDED IN THE PUBLIC RECORDS OF SAID BROWARD COUNTY, FLORIDA, A DISTANCE OF 130.00 FEET TO AN INTERSECTION WITH THE SOUTHERLY RIGHT OF WAY LINE OF S.W. 2ND COURT; THENCE NORTH 01°15'07" WEST, ALONG THE SOUTHERLY RIGHT OF WAY LINE OF S.W. 2ND COURT AND THE EASTERLY LINE OF THOSE LANDS DESCRIBED IN OFFICIAL RECORD BOOK 5642, PAGE 174, AS RECORDED IN THE PUBLIC RECORDS OF SAID BROWARD COUNTY, FLORIDA, A DISTANCE OF 20.00 FEET; THENCE NORTH 01°15'07" WEST, A DISTANCE OF 15.00 FEET TO THE CENTERLINE OF S.W. 2ND COURT, AS SHOWN ON THE PLAT OF "WOODLAND PARK (UNIT ONE)", AS RECORDED IN PLAT BOOK 10, PAGE 64, OF THE PUBLIC RECORDS OF SAID BROWARD COUNTY, FLORIDA; THENCE NORTH 87°47'47" EAST, ALONG SAID CENTERLINE OF S.W. 2ND COURT, A DISTANCE OF 25.00 FEET; THENCE NORTH 01°15'07" WEST, TO THE NORTH RIGHT OF WAY LINE OF SAID S.W. 2ND COURT, A DISTANCE OF 15.00 FEET; THENCE NORTH 01°15'07" WEST, ALONG THE WEST LINE OF LOT 16 AS SHOWN ON SAID PLAT OF "WOODLAND PARK (UNIT ONE)", A DISTANCE OF 120.00 FEET; THENCE NORTH 01°15'07" WEST, ALONG THE WEST LINE OF LOT 9 AS SHOWN ON SAID PLAT OF "WOODLAND PARK (UNIT ONE)", A DISTANCE OF 120.00 FEET TO THE SOUTH RIGHT OF WAY LINE OF S.W. 2ND STREET, AS SHOWN ON SAID PLAT OF "WOODLAND PARK (UNIT ONE)"; THENCE NORTH 01°15'07" WEST, A DISTANCE OF 30.00 FEET TO THE CENTERLINE OF SAID S.W. 2ND STREET; THENCE NORTH 87°47'47" EAST, ALONG SAID CENTERLINE OF SAID S.W. 2ND STREET, A DISTANCE OF 475.00 FEET TO THE CENTERLINE OF S.W. 26TH AVENUE, AS SHOWN ON THE PLAT OF "AMENDED PLAT WOODLAND PARK-UNIT ONE", AS RECORDED IN PLAT BOOK 30, PAGE 45, OF THE PUBLIC RECORDS OF SAID BROWARD COUNTY, FLORIDA; THENCE NORTH 01°15'07" WEST, ALONG SAID CENTERLINE OF S.W. 26TH AVENUE, A DISTANCE OF 462.74 FEET; THENCE NORTH 87°47'47" EAST, DEPARTING SAID CENTERLINE OF S.W. 26TH AVENUE, A DISTANCE OF 351.28 FEET TO THE WESTERLY LINE OF PARCEL "C", AS SHOWN ON SAID "AMENDED PLAT OF WOODLAND PARK - UNIT 1"; THENCE SOUTH 01°13'21" EAST, ALONG THE SAID WESTERLY LINE OF PARCEL "C", A DISTANCE OF 117.02 FEET; THENCE NORTH 87°47'47" EAST, DEPARTING SAID WESTERLY LINE OF PARCEL "C", A DISTANCE OF 310.39 FEET TO THE EAST LINE OF SAID PARCEL "C", ALSO BEING THE WESTERLY RIGHT OF WAY LINE OF S.W. 24TH AVENUE AND THE POINT OF BEGINNING.

CONTAINING 23.88 ACRES. MORE OR LESS.

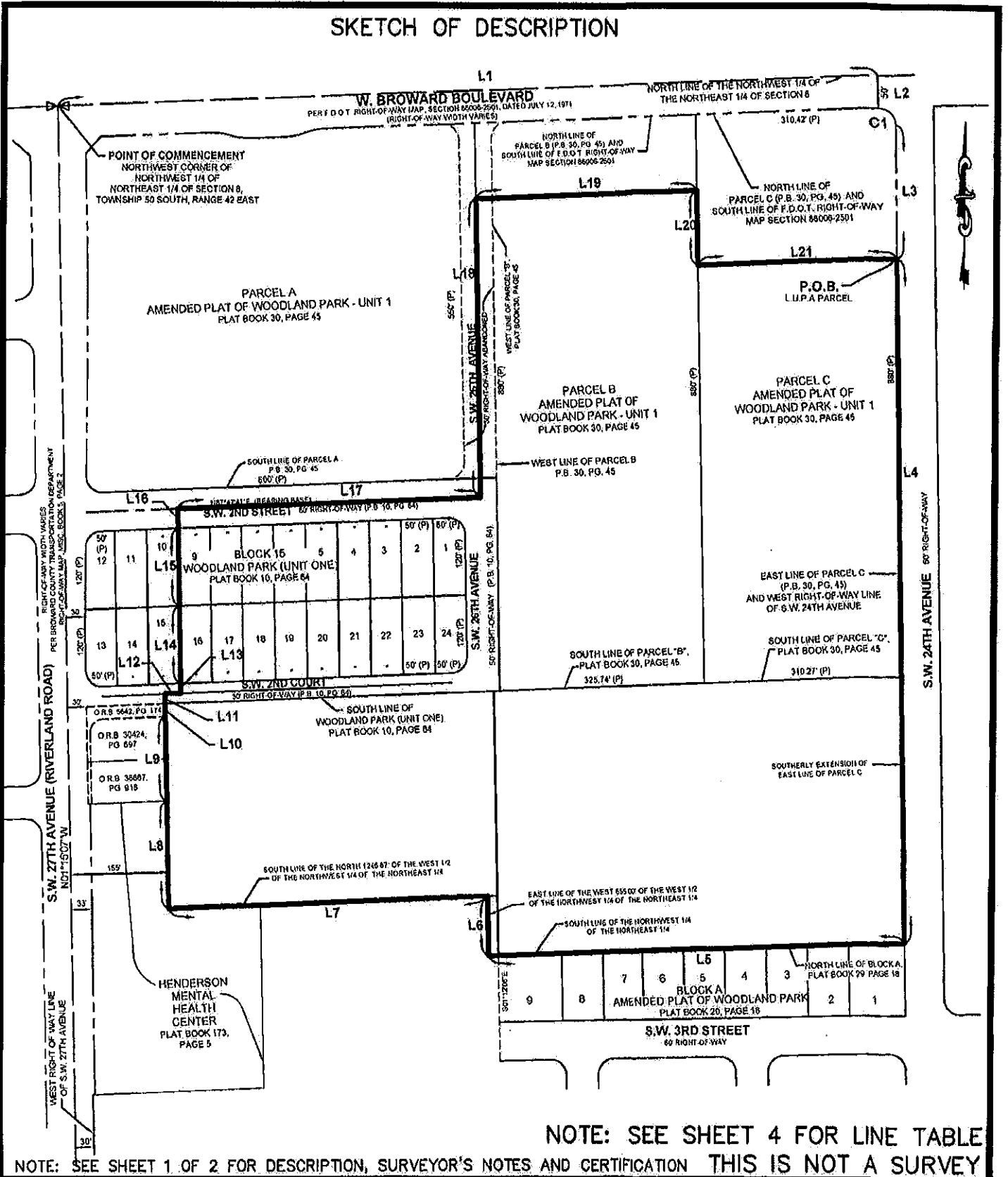
THIS IS NOT A SURVEY

CREECH
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CIVILIZATION ENGINEERED
7881 S.W. ELLIPSE WAY, STUART, FLORIDA 34997 (772) 283-1413
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PROFESSIONAL SURVEYORS AND MAPPERS, AMENDED CERTIFICATE NO. LB-0006705

RIVERBEND MARKETPLACE
L.U.P.A. SKETCH AND LEGAL DESCRIPTION

BROWARD COUNTY		FLORIDA	
PROJECT NO. 12016.00	REVISED DATE: 10/25/12	DATE: SEPT. 12, 2012	
CARD FILE: RIVERBEND LUPA REV 10-25-12		SCALE: N/A	SHEET 2 OF 4

SKETCH OF DESCRIPTION



NOTE: SEE SHEET 4 FOR LINE TABLE

NOTE: SEE SHEET 1 OF 2 FOR DESCRIPTION, SURVEYOR'S NOTES AND CERTIFICATION THIS IS NOT A SURVEY

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BROWARD COUNTY		FLORIDA	
PROJECT NO. 12016.00	REVISED DATE: 10/25/12	DATE: SEPT. 12, 2012	
CADD FILE: RIVERBEND LUPA_REV 10-25-12		SCALE: 1"=200'	SHEET 3 OF 4

LINE TABLE

LINE	BEARING	LENGTH
L1	N87°47'47"E	1291.41
L2	S02°12'13"E	50.00
L3	S01°11'36"E	208.59
L4	S01°11'36"E	1057.61
L5	S88°02'57"W	660.40
L6	N01°15'07"W	92.27
L7	S87°47'47"W	500.09
L8	N01°15'07"W	166.67
L9	N01°15'07"W	130.00
L10	N01°15'07"W	20.00
L11	N01°15'07"W	15.00
L12	N87°47'47"E	25.00
L13	N01°15'07"W	15.00
L14	N01°15'07"W	120.00
L15	N01°15'07"W	120.00
L16	N01°15'07"W	30.00
L17	N87°47'47"E	475.00
L18	N01°15'07"W	462.74
L19	N87°47'47"E	351.28
L20	S01°13'21"E	117.02
L21	N87°47'47"E	310.39

CURVE TABLE

CURVE	RADIUS	LENGTH	CENTRAL ANGLE	RADIUS BEARING
C1	25.00	39.71	91°00'37"	S02°12'13"E

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**RIVERBEND MARKETPLACE
 L.U.P.A. SKETCH AND LEGAL DESCRIPTION**

BROWARD COUNTY **FLORIDA**
 PROJECT NO. 12016.00 REVISED DATE: 10/25/12 DATE: SEPT. 12, 2012
 CAD FILE RIVERBEND_LUPA_REV 10-25-12 SCALE: N/A SHEET: 4 OF 4