



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

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

DATE: August 18, 2015

TITLE: Motion Authorizing the Execution and Acceptance of a Pedestrian and
Bicycle Access Easement at the Paseo Del Mar Development along NE
16th Terrace & NE 17th Avenue to Sunrise Boulevard

Recommendation

It is recommended that the City Commission authorize the execution and acceptance of a pedestrian and bicycle access easement pursuant to which the City Manager will have the authority to allow a closure of the access easement; from time to time; for periods in excess of 72 hours.

Background

GS Sunrise is the owner of the Paseo Del Mar Development approved in 2012. As a condition of that approval, the applicant was required to dedicate Pedestrian and Bicycle Easements along NE 16th Terrace & NE 17th Avenue to Sunrise Boulevard. The grantor (GS Sunrise) has requested permission to allow restriction of access through the construction of lockable pedestrian gates in order to control the property overnight and maintain safety on the property, as set forth in Sections F(2) and (3) of the Pedestrian and Bicycle Access Easement.

Under Section F(2), the grantor reserves the right to prohibit the public's access between the hours of midnight to 6:00 a.m. daily by use of an access gate. The Grantor reserves the right to increase the hours of closure, provided notice is sent to the City Manager and Victoria Park Civic Association reciting the reasons for the increased hours of closure. The City Manager will have 30 days to provide written consent to such increased closure hours. The agreement was written to ensure the neighborhood would have input in any changes to the gate access.

Under Section F(3) the Grantor shall be responsible for the construction, maintenance, and repair of easement areas, and during the course of maintenance and repair, may restrict the public's use of certain portions of the easement areas, for reasonable periods of time with the approval of the City Manager. The easement areas are shown in Exhibit 1.

Resource Impact

There is no fiscal impact associated with this action.

Strategic Connections

This item is a *Press Play Fort Lauderdale Strategic Plan* initiative, included within the Business Development Cylinder of Excellence, specifically advancing:

- Goal 7: Be a well-positioned City within the global economic and tourism markets of the South Florida region, leveraging our airports, port, and rail connections.
- Objective 2: Facilitate a responsive and proactive business climate.

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

Attachment:

Exhibit 1 – Pedestrian and Bicycle Access Easement & Exhibits

Prepared by: Alex Scheffer, P.E., Urban Design Engineer

Department Director: Jenni Morejon, Sustainable Development