

RESOLUTION NO. 13-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, PURSUANT TO SECTION 47-19.3.E. OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE GRANTING A WAIVER OF THE LIMITATIONS OF SECTION 47-19.3.C. TO ALLOW ROBERT LECLAIR AND VINCENT GAUTHIER TO CONSTRUCT AND MAINTAIN A FOUR (4) POST BOATLIFT EXTENDING A MAXIMUM OF 29.5 FEET FROM THE APPLICANT'S PLATTED PROPERTY LINE INTO THE WATERS OF THE INTRACOASTAL WATERWAY, SUCH PROPERTY BEING LOCATED AT 777 BAYSHORE DRIVE AND MORE PARTICULARLY DESCRIBED BELOW; SUBJECT TO CERTAIN TERMS AND CONDITIONS; REPEALING ANY AND ALL PARTS OF RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Robert LeClair and Vincent Gauthier (hereinafter "Applicant") own the following described Property located in the City of Fort Lauderdale, Broward County, Florida:

Condominium Parcel-Unit No. 1006, of AMERICAS ON THE PARK, a Condominium, according to the Declaration of Condominium thereof, as recorded in Official Records Book 6920, at Page 664, of the Public Records of Broward County, Florida, and all amendments thereto, if any.

Parcel Identification Number: 504201-BD-0400

Street Address: 777 Bayshore Drive, Unit 1006
Fort Lauderdale, FL 33304

(hereinafter "Property")

WHEREAS, Applicant is requesting approval for installation of a four-post boatlift to extend a maximum of 29.5' from the property line into the Intracoastal Waterway; and

WHEREAS, the City’s Marine Advisory Board on May 2, 2013 reviewed the application for dock waiver filed by Applicant was approved unanimously by the Marine Advisory Board;

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

SECTION 1. That pursuant to the provisions of ULDR Section 47-19.3.E. of the Code of Ordinances of the City of Fort Lauderdale, the City Commission hereby grants a waiver of the limitations of ULDR Section 47-19.3.C., to allow Applicant to construct a four-post boatlift, extending a maximum of 29.5' from the property line into the Intracoastal Waterway, such distances being more specifically set forth in the Table of Distances set forth below:

TABLE OF DISTANCES

PROPOSED STRUCTURES	STRUCTURE DISTANCE FROM PROPERTY LINE	PERMITTED DISTANCE WITHOUT WAIVER	DISTANCE REQUIRING WAIVER
Four Post Boatlift	29.5'	25'	4.5'

SECTION 2. That the above waiver is subject to the following additional conditions to be performed by the Applicant:

1. The Applicant is required to comply with all applicable building and zoning regulations as well as any other Federal and State laws and permitting requirements including the Broward County Environmental Protection and Growth Management Department, the Florida Department of Environmental Protection and the U.S. Army Corps of Engineers.
2. The Applicant is required to provide guide poles on any portion of the mooring device that is capable of being submerged in accord with Code Section 8-91(d).
3. As a general condition of approval and in order to review for final consistency with construction of facilities in accord with this application and City building permits the Applicant is required to provide the City’s Supervisor of Marine Facilities with copies of “As Built” drawings from a certified and licensed contractor.

4. The Applicant is required to install and affix reflector tape to the boatlift pilings in accord with Section 47-19.3E of the Unified Land and Development Regulations (ULDR).

SECTION 3. That all Resolutions or parts of Resolutions in conflict with this Resolution are hereby repealed.

SECTION 4. That this Resolution shall be in full force and effect upon and after its final passage.

ADOPTED this the 4th day of June, 2013.

Mayor
JOHN P. "JACK" SEILER

ATTEST:

City Clerk
JONDA K. JOSEPH