

RESOLUTION NO. 15-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING THE AMENDMENT TO A SITE PLAN LEVEL IV DEVELOPMENT PERMIT FOR THE DEVELOPMENT OF THE ESCAPE/TIFFANY HOUSE LOCATED SOUTH OF RIOMAR STREET AND WEST OF BIRCH ROAD AND BOUNDED ALONG THE SOUTH AND WEST SIDES BY BAYSHORE DRIVE, FORT LAUDERDALE, FLORIDA IN A PLANNED UNIT DEVELOPMENT ZONING DISTRICT.

WHEREAS, on October 1, 2013 the City Commission adopted Ordinance C-13-36, rezoning to Planned Unit Development (“PUD”) a parcel of land located south of Riomar Street, west of Birch Road and bounded along the south and west by Bayshore Drive and approving the associated development permit for a development known as the Escape/Tiffany House; and

WHEREAS, Applicant, Tiffany House LP/The Escape Hotel seeks to amend the approved site plan to consist of 128 multi-family units, 96 hotel units, 2,000 square feet of commercial retail, 322 tandem/stacked parking spaces and architectural modifications to building facades; and

WHEREAS, Section 47-37.13 of the ULDR provides that if applicant wishes to amend a site plan or design narrative or any other aspect PUD previously approved as part of a rezoning to PUD, such amendment shall be done in accordance with the provisions for amending a site plan level IV as provided in Section 47-24.2.A.5, Development permits and procedures; and

WHEREAS, Section 47-24.2.A.5.c of the ULDR provides that if the applicant wishes to change the development to an extent which exceeds the authority of the department to approve amendments as provided in subsection A.5.b. i or ii, the proposed amendment to the site plan level III or level IV permit will be required to be reviewed by the department and forwarded to the body which gave final approval to the original development permit; and

WHEREAS, the City Commission reviewed the development application and plan submitted by the applicant, as required by the ULDR of the City of Fort Lauderdale, and finds that the proposed development or use meets the standards and requirements of the ULDR and criteria for a Site Plan Level IV development within the central beach area;

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

SECTION 1. That each WHEREAS clause set forth above is true and correct and incorporated herein by this reference.

SECTION 2. That the amendments to the approved site plan for the Escape/Tiffany House located south of Riomar Street and west of Birch Road and bounded along the south and west sides by Bayshore Drive, Fort Lauderdale, Florida, located in a Planned Unit Development zoning district is hereby approved, subject to the modifications and conditions imposed by the Department and City Commission; including and not limited to the conditions imposed at the January 6, 2015 Commission meeting.

SECTION 3. That pursuant to the provisions of the ULDR of the City of Fort Lauderdale, Florida, the proper City officials are hereby authorized to issue the necessary building and use permits.

SECTION 4. 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 5. This approval is conditioned upon the applicant obtaining all other applicable state or federal permits before commencement of the development.

ADOPTED this the ___ day of _____, 2015.

Mayor
JOHN P. "JACK" SEILER

ATTEST:

City Clerk
JONDA K. JOSEPH