

RESOLUTION NO. 23-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, DENYING THE APPLICATION BY PHILIP G. MAVON, JR. AND OMA JEAN MAVON FOR A WAIVER OF THE LIMITATIONS (A WAIVER TO ALLOW A MOORING STRUCTURE TO BE INSTALLED WITHOUT PRINCIPAL BUILDING ON THE ADJACENT 25' X 25' "BOAT NOTCH" LOT) FOR THE INSTALLATION OF (I) A LOW PROFILE BOAT LIFT AND (II) TWO (2) FINGER PIERS, EXTENDING A MAXIMUM DISTANCE OF 23'7"+/- FROM APPLICANT'S ADJACENT 25' X 25' "BOAT NOTCH" PROPERTY LINE INTO THE RIO CORAL WATERWAY PURSUANT TO SECTIONS 47-19(e) OF THE CITY OF FORT LAUDERDALE UNIFIED LAND DEVELOPMENT REGULATIONS ("ULDR"), FOR PROPERTY LOCATED AT 831 SOLAR ISLE DRIVE, FORT LAUDERDALE, FLORIDA.

WHEREAS, Section 47-19.3(e) of the City of Fort Lauderdale, Florida Unified Land Development Regulations (hereinafter "ULDR") provides that the City Commission may waive the limitations of Sections 47-19.3(c), and/or 47-19.3(d) under extraordinary circumstances; and

WHEREAS, Philip G. Mavon, Jr. and Oma Jean Mavon, husband and wife (hereinafter "Applicants") own the 25' x 25' "Boat Notch" Property and adjacent Property located at 831 Solar Isle Drive, Fort Lauderdale, Florida, 33301, Property ID# 5042 12 08 0650 (hereinafter "Property"); and

WHEREAS, Applicant submitted an application for a Waiver of Limitations to allow the installation of (I) a low profile boat lift and (II) two (2) finger piers, extending a maximum of 23'7"+/- from the Applicant's Property line into the waters of the Rio Coral (hereinafter "Application"); and

WHEREAS, the Marine Advisory Board at their June 1, 2023, meeting, on a motion to recommend approval of the waiver, voted 9-3, with the motion being approved.

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 City Commission of the City of Fort Lauderdale, Florida, after reviewing the evidence, finds that the Application for a Waiver of Limitations to install (I) a low profile boat lift and (II) two (2) finger piers, extending a maximum of 23'7" +/- from the Applicant's Property line into the waters of Rio Coral is hereby denied on the basis that the evidence failed to prove the "extraordinary circumstances" required under ULDR 47-19.3 (e).

SECTION 3. That this Resolution shall be in full force and effect upon final adoption.

ADOPTED this ____ day of _____, 2023.

Mayor
DEAN J. TRANTALIS

ATTEST:

CRA Secretary
DAVID R. SOLOMAN

APPROVED AS TO FORM
AND CORRECTNESS:

Interim General Counsel
D'WAYNE M. SPENCE

Dean J. Trantalis _____
John C. Herbst _____
Steven Glassman _____
Pamela Beasley-Pittman _____
Warren Sturman _____