#### MEMORANDUM MF NO. 25-02

DATE: February 6, 2025

TO: Marine Advisory Board Members

- FROM: Andrew Cuba, Marine Facilities & Parks Manager
- RE: February 6, 2025 MAB Application Dock Waiver of Distance Limitations Douglas Summers, 629 Idlewyld Drive

Attached for your review is an application from Douglas Summers, 629 Idlewyld Drive (see **Exhibit 1**).

#### APPLICATION AND BACKGROUND INFORMATION

The applicant is requesting approval for installation of five (5) 10" wood pilings and two (2) triple pile mooring clusters, requiring a Dock Waiver of Distance Limitations. These structures extend a maximum distance of +/- 60' from the (wet face) property line as shown in the survey in **Exhibit 1** and summarized in Table 1:

PROPOSED	STRUCTURE	PERMITTED	DISTANCE
STRUCTURES	DISTANCE FROM	DISTANCE	<b>REQUIRING A</b>
	EXTENDED	WITHOUT	WAIVER
	PROPERTY LINE	WAIVER	
Dock Pile	32'6"+/-	25'	7'6"+/-
Dock Pile	32'6"+/-	25'	7'6"+/-
Dock Pile	32'6"+/-	25'	7'6"+/-
Dock Pile	32'6"+/-	25'	7'6"+/-
Dock Pile	32'6"+/-	25'	7'6"+/-
Triple Mooring Pile	60'+/-	25'	35'+/-
Cluster			
Triple Mooring Pile	60'+/-	25'	35'+/-
Cluster			

TABLE 1

The City's Unified Land and Development Regulations (UDLR), Section 47-19.3(d.) limits the maximum distance of the proposed dock piles and pile clusters at this location to 25'. Section 47.19.3.E authorizes the City Commission to waive that limitation based on a finding of extraordinary circumstances.

The applicant's Summary Description indicates that the dock piles and triple pile clusters are necessary for safely mooring existing vessels, especially during high wind events and severe weather, and to protect the resident's vessels from high wave energy from excessive boat wakes.

#### PROPERTY LOCATION AND ZONING

The property is located within the Idlewyld Isles RS-8 Residential Low Density Zoning District. It is situated on the western shore of the Intracoastal Waterway where the overall width of the New River Sound is identified as approximately 413'+/-.

### DOCK PLAN AND BOATING SAFETY

Marine Facilities' records reflect that there have been eighteen (18) waivers of docking distance limitations approved by the City Commission since 1986. A comparison of these follows:

DATE	ADDRESS	MAXIMUM DISTANCE
1986	801 Idlewyld Drive	54.00'
1994	407 Idlewyld Drive	63.75'
1995	517 Idlewyld Drive	42.00'
2000	629 Idlewyld Drive	50.70'
2001	606 Idlewyld Drive	55.80'
2005	413 Idlewyld Drive	81.45'
2007	649 Idlewyld Drive	45.00'
2007	375 Idlewyld Drive	68.00'
2008	674 Idlewyld Drive	58.00'
2008	637 Idlewyld Drive	58.00'
2009	709 Idlewyld Drive	53.20'
2011	815 Idlewyld Drive	42.70'
2011	417 Idlewyld Drive	78.00'
2013	801 Idlewyld Drive	38.10'
2014	721 Idlewyld Drive	61.50'
2014	505 Idlewyld Drive	68.50'
2016	357 Idlewyld Drive	71.40'
2024	357 Idlewyld Drive	61.40'

#### RECOMMENDATION

Should the Marine Advisory Board consider approval of the application, the resolution under consideration for approval by the City Commission should include at least the following as prescribed in the ULDR and City Code of Ordinances:

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 and the U.S. Army Corps of Engineers.

AC

Attachment

cc: Enrique Sanchez, Deputy Director of Parks and Recreation



#### **APPLICATION FOR WATERWAY WAIVER**

629 Idlewyld Dr, Fort Lauderdale, FL 33301

#### CITY OF FORT LAUDERDALE

#### MARINE FACILITIES

#### APPLICATION FOR WATERWAY PERMITS, WAIVERS AND LICENSES

Any agreement with the City of Fort Lauderdale and other parties, such as, but not limited to, licenses, permits and approvals involving municipal docking facilities or private uses in the waterways as regulated by Section 8 of the City Code of Ordinances or Section 47-19.3 of the City's Urban Land Development Regulations, shall be preceded by the execution and filing of the following application form available at the Office of the Supervisor of Marine Facilities. The completed application must be presented with the applicable processing fee paid before the agreement is prepared or the application processed for formal consideration (see City of Fort Lauderdale Code Section 2-157). If legal publication is necessary, the applicant agrees to pay the cost of such publication in addition to the application fee.

#### APPLICATION FORM (Must be in Typewritten Form Only)

1. LEGAL NAME OF APPLICANT - (If corporation, name and titles of officers as well as exact name of corporation. If individuals doing business under a fictitious name, correct names of individuals, not fictitious names, must be used. If individuals owning the property as a private residence, the name of each individual as listed on the recorded warranty deed):

#### NAME: Douglas Summers

. .

TELEPHONE NO: 585.734.7068

EMAIL: dsummers@gc1001.com

- 2. APPLICANT'S ADDRESS (if different than the site address): N/A
- 3. TYPE OF AGREEMENT AND DESCRIPTION OF REQUEST: The applicant requests a waiver for the Removal and replacement of 5 existing dock support wood piles. Removal of 2 existing mooring piles located 50' from property line. Installation of 2 mooring cluster of (3) wood piles 60' from property line into the Intracoastal Waterway.
- 4. SITE ADDRESS: <u>629 IDLEWYLD DR, FORT LAUDERDALE, FL 33301</u> ZONING: <u>RS-8</u> LEGAL DESCRIPTION <u>AND</u> FOLIO NUMBER: Idlewyld 1-19 B Lots 1, 2 & 19 N 100, Blk 5 TOG with Strip of Land Lying E of Said Lots Between Ocean View Dr New River Sound ID#<u>504212020410</u>
- 5. EXHIBITS (In addition to proof of ownership, list all exhibits provided in support of the applications). Deed, Project Plans, Site Aerial, Summary Description, Site Photographs, Survey

Applicant's Signature	<u>12/10/24</u> Date	
The sum of \$, 20	was paid by the above-named applicant on the Received by:	of
	City of Fort Lauderdale	
=======================================	======For Official City Use Only====================================	=======
Marine Advisory Board Action	Commission Action	
Formal Action taken on	Formal Action taken on	
Recommendation Action		

# DOCK EXPERTS

## **TABLE OF CONTENTS**

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## EXHIBIT I

SUMMARY DESCRIPTION



#### **Summary Description**

#### 629 Idlewyld Drive, Fort Lauderdale, FL 33301

The project site is located along the Intracoastal Waterway at 629 Idlewyld, in Section 12, Township 50 South, Range 42 East, in the City of Fort Lauderdale Broward County, Florida.

The property is located along the Intracoastal Waterway. The nearest direct connection to the Atlantic Ocean is about 2.5 miles to the south at the Port Everglades Inlet. As the project site is located along the Intracoastal Waterway, the incoming tidal waters (flood) at the site move to the south and the outgoing waters (ebb) move to the north.

The proposed project consists of the removal and replacement of 5 existing dock support wood piles, removal of 2 existing mooring piles located 50' from property line, and the installation of 2 mooring cluster of (3) wood piles 60' from property line into the Intracoastal Waterway. As measured from the property line, the proposed mooring cluster piles encroach more than 25' from the property line into the Intracoastal Waterway. The proposed maximum distance is 60' from the property line into the Intracoastal Waterway. As these distances are over the allowable 25' distance into the waterway from the property line, the proposed replacement dock piles and mooring cluster piles will require a variance waiver. The permitted distance without waiver is 25'. The proposed distance requiring a waiver for the dock replacement piles is 7'6" and the mooring cluster piles is 35'.

The proposed structures have been approved by Broward County Environmental Protection & Growth Management Department. The approved license GL-FTL2409-007 was issued 9/5/2024.

The following four (4) matters provide justification for this waiver request:

- 1. All structures and piles will not exceed 30% of the width of the waterway.
- 2. Due to the extraordinary width of the waterway at this location from wetface to wetface (+/- 400'), the proposed project will not impede navigation within the Intracoastal Waterway.
- 3. The proposed structures are necessary for safely mooring resident's vessels, especially during high wind events and severe weather.
- 4. The proposed structures are also necessary to protect the resident's vessels from high wave energy from excessive boat wakes along the Intracoastal Waterway.



If this waiver is approved, the applicant will comply with all necessary construction requirements stated in Section 47-19.3(e).

The City of Fort Lauderdale Code Section 47-19.3 (e) The City Commission may waive the limitations of Sections 47-19.3.(c), 47-19.3.(d) and 47-39.A.1.b.(12).(a) and 47-39.A.1.b.(12).(b) under extraordinary circumstances, provided permits from all governmental agencies, as required, are obtained after approval of the City Commission, after a public hearing and notification to property owners within three hundred (300) feet. In no event shall the extension exceed thirty (30) percent of the width of the waterway and no variance may be approved by the Board of Adjustment or other agency permitting an extension beyond the thirty percent (30%) limitation. Reflector tape shall be affixed to and continually maintained on all mooring or dolphin piles authorized under this subsection to extend beyond the limitations provided in subsection (d). The reflector tape must be formulated for marine use and be in one (1) of the following uniform colors: international orange or iridescent silver. On all such piles, the reflector tape shall be at least five (5) inches wide and within eighteen (18) inches of the top of the pile.

PROPOSED STRUCTURE	STRUCTURE	PERMITTED	DISTANCE
	DISTANCE FROM	DISTANCE WITHOUT	REQUIREING A
	EXTENDED	WAIVER	WAIVER
	PROPERTY LINE		
Dock Pile 10" Diameter Wood	32'6"	25'	7'6"
Dock Pile 10" Diameter Wood	32'6"	25'	7'6"
Dock Pile 10" Diameter Wood	32'6"	25'	7'6"
Dock Pile 10" Diameter Wood	32'6"	25'	7'6"
Dock Pile 10" Diameter Wood	32'6"	25'	7'6"
Mooring Cluster of (3) 12"	60'	25'	35'
Diameter Wood			
Mooring Cluster of (3) 12"	60'	25'	35'
Diameter Wood			



### **EXHIBIT II**

WARRANTY DEED



Instr# 117832892 , Page 1 of 2, Recorded 12/29/2021 at 11:20 AM Broward County Commission Deed Doc Stamps: \$44800.00

> Return to: Earnest/Tighe Law Firm, P.A. 103 NE 4<sup>th</sup> St, Ft. Lauderdale, FL 33301

This instrument prepared by: Dan O'Connor, Esq. BRINKLEY MORGAN 100 Southeast 3<sup>rd</sup> Avenue, 23<sup>rd</sup> FL Fort Lauderdale, FL 33394 **Our File: 10012-21003** 

#### WARRANTY DEED

This Warranty Deed, made as of this <u>21</u> day of December, 2021, between: Robert W. Lovern, a married man, joined by his wife, Sally P. Lovern, individually and as Trustee of the Robert W. Lovern Florida Residence Trust created under declaration of Trust dated December 29, 2012 and Sally P. Lovern, a married woman, joined by her husband, Robert W. Lovern, individually and as Trustee of the Sally P. Lovern Florida Residence Trust created under declaration of Trust dated December 29, 2012, and Sally and as Trustee of the Sally P. Lovern Florida Residence Trust created under declaration of Trust dated December 29, 2012, whose mailing address is 629 Idlewyld Drive, Fort Lauderdale, Florida 33301, Grantor\*, and Douglas J. Summers, a single man and John M. Summers, a single man, as joint tenants with Right of Survivorship, whose mailing address is 629 Idlewyld Drive, Fort Lauderdale, Florida 33301, Grantee\*.

WITNESSETH, that the GRANTOR, for and in consideration of the sum of Ten (\$10.00) Dollars, and other good and valuable considerations paid to GRANTOR, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the GRANTEE, and GRANTEE'S heirs, successors and assigns, as the case may be, forever, the following described land, situate, lying and being in Broward County, Florida:

Lots 1 and 2, Block 5, IDLEWYLD, according to the Plat thereof as recorded in Plat Book 1, Page 19, of the Public Records of Broward County, Florida, and that strip of land lying due East of the above-described land between Oceanview Drive and New River Sound, together with riparian rights and privileges as described in Deed Book 214, Page 345, of the Public Records of Broward County, Florida.

and

The North 100 feet of Lot 19, Block 5, IDLEWYLD, according to the Plat thereof, as recorded in Plat Book 1, Page 19, of the Public Records of Broward County, Florida.

Property Address: 629 Idlewyld Drive, Fort Lauderdale, Florida 33301

#### Parcel Id: 5042-12-02-0410

SUBJECT TO: Taxes for the current calendar year and subsequent years, zoning and/or restrictions and prohibitions imposed by governmental authority, restrictions and other matters appearing on the declaration of condominium and/or plat and/or common to the subdivision; utility easements of record.



Instr# 117832892 , Page 2 of 2, End of Document

TOGETHER with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD, the same in fee simple forever.

AND the Grantor hereby covenants with the Grantee that the Grantor is lawfully seized of the land in fee simple; that the Grantor has good right and lawful authority to sell and convey the land; that the Grantor hereby fully warrants the title to the land and will defend the same against the lawful claims of all persons whomsoever; and that the land is free of all encumbrances, except taxes accruing subsequent to December 31, 2021.

\*"Grantor" and "Grantee" are used for singular or plural, as context requires.

IN WITNESS WHEREOF, Grantor has hereunto set Grantor's hand and seal the day and year first above written.

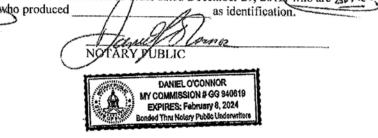
Signed, sealed and delivered in our presence: 50734.42 Sen jon's Printed Name of Witness No. 1 defaur Name of Witness No. 2 4754:00 20 7 M Printed Name itress, No. 1 CLAUNT Printed Name of Witness No. 2

STATE OF FLORIDA COUNTY OF BROWARD Robert W. Lovern, individually and as Trustee of the Robert W. Lovern Florida Residence Trust created under declaration

Gaver

of Trust dated December 29, 2012

Sally P. Lovern, individually and as Trustee of the Sally P. Lovern Florida Residence Trust created under declaration of Trust dated December 29, 2012



7

# DOCK EXPERTS

629 DLEWYLD DRIVE, FORT LAUDERDALE FL 33301-2735

629 DLEWYLD DR FORT LAUDERDALE FL 33301

MARTY KIAR

PROPERTY APPRAISER

BR

Site Address

Property Owner

Mailing Address

WARD

SUMMERS, DOUGLAS J

 ID #
 5042 12 02 0410

 Millage
 0312

 Use
 01-02

Abbr Legal DLEWYLD 1-19 B LOTS 1,2 & 19 N 100, BLK 5 TOG WITH STRIP OF LAND LYING E OF SAID LOTS BETWEEN OCEAN VIEW DR NEW RIVER SOUND

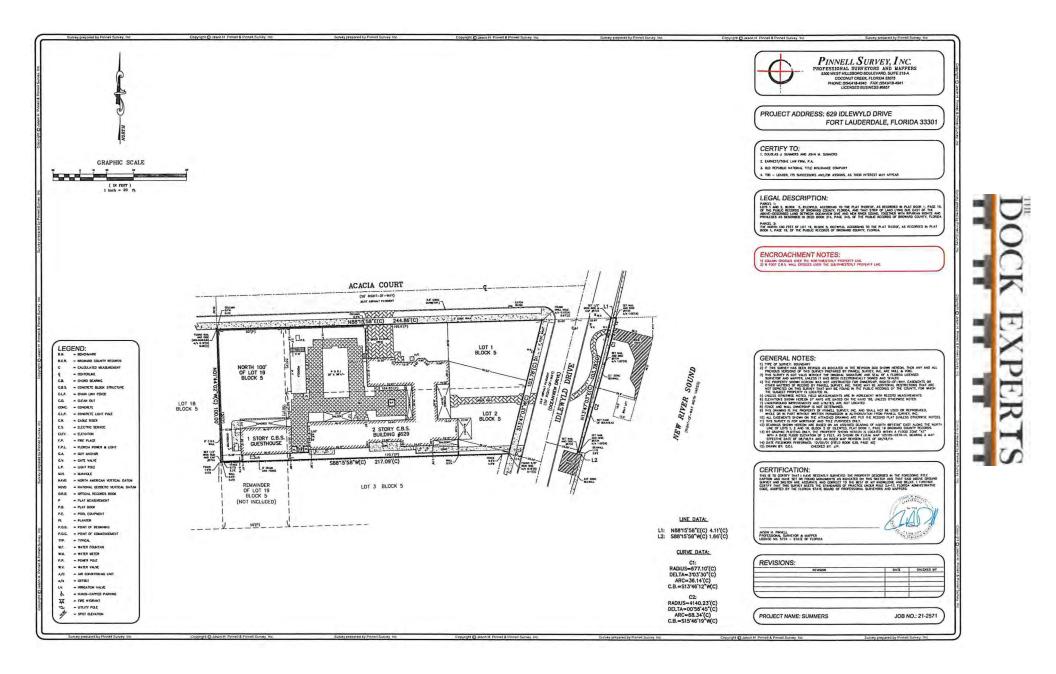
The just values displayed below were set in compliance with Sec. 193.011, Fla. Stat., and include a reduction for costs of sale and other adjustments required by Sec. 193.011(8).

			_	Buildir		Just /			Assesse	d/		
Year	Land	1	mprovemen			Value		SOH Value		Т	ах	
2024*	\$1,583,7	70	\$	4,777,0	000	\$6,36	\$6,360,770		\$6,360,770			
2023	\$1,583,7	70	\$	4,778,0	060	\$6,361,830		0	\$6,354,310		\$120,039,06	
2022	\$1,583,7	70	\$	3,883,7	790	\$5,46	7,56	0	\$5,467,560		\$102,444.51	
		20	024* Exe	emptio	ns and	Taxable Va	alues	by Ta	xing Authori	ty		
				Co	ounty	Sch	ool	Board	Muni	cipal	Ind	ependent
Just Valu	e			\$6,36	0,770	\$	\$6,36	0,770	\$6,360	0,770	\$	6,360,770
Portabilit	/				0			0		0		0
Assessed	/SOH 23			\$6,36	0,770	\$	6,36	0,770	\$6,360	0,770	\$	6,360,770
Homestea	ad 100%				5,000		\$2	5,000		5,000	\$25,0	
Add. Hom				\$2	5,000			0	\$25	5,000		\$25,000
Wid/Vet/D	lis				0			0		0		0
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Taxable	le \$6,			\$6,31	10,770 \$6,335,770			\$6,310	0,770	\$	6,310,770	
		Sa	ales Hist	tory					Land	Calcu	ations	
Date	Тур	e	Price	9	Book	/Page or Cl	IN	Price		F	Factor	Туре
12/21/20		_	\$6,400,0	000	1	17832892	7832892				3,485	SF
12/29/20	12 WD-	Т	\$100		49	373 / 1790		\$	64,80		521	SF
12/29/20	12 WD-	Т	\$100		49	373 / 1649						
12/29/20	12 WD-	Т	\$100		49	373 / 1474						
2/10/1993 WD \$1,200,000		20388 / 593		Ad	dj. Bldg. S.F. (Card, Sketch) Units/Beds/Baths			5930				
										2/5/4		
									Eff./Act. Ye	ar Bui	t: 1967/19	137
					Spec	ial Assess	men	ts				
Fire	Garb	L	.ight	Dra	ain	Impr	S	afe	Storm	0	lean	Misc
03									F1			
R												
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### EXHIBIT III

**ORIGINAL SURVEY** 



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EXHIBIT IV



SITE AERIAL



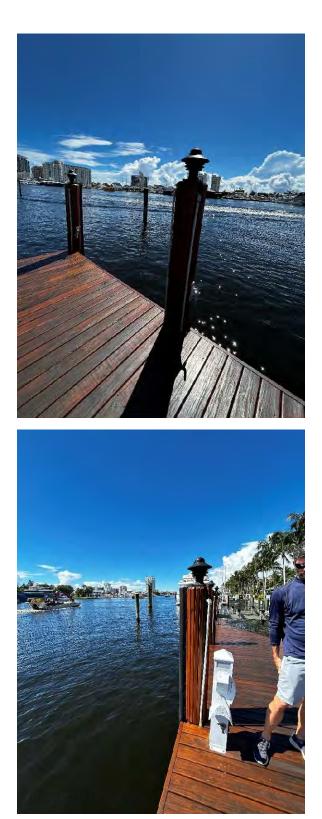
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> CAM #25-0457 Exhibit 1 Page 16 of 37



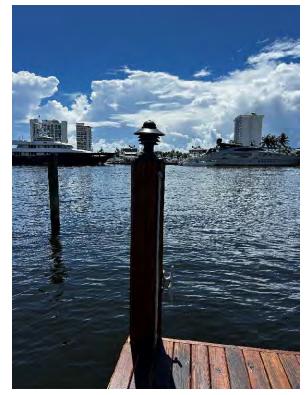
EXHIBIT V SITE PHOTOGRAPHS

# DOCK EXPERTS



# DOCK EXPERTS











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# DOCK EXPERTS









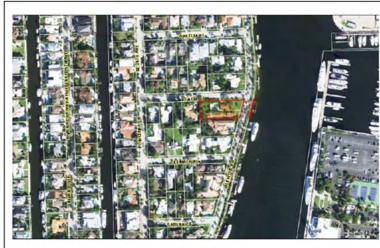


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**EXHIBIT VI** 

**PROJECT PLANS** 



#### LOCATION N.T.S.

Site Address629 IDLEWYLD DRIVE, FORT LAUDERDALE FL 33301-2735 Property Owner SUMMERS, DOUGLAS J

Mailing Address 629 IDLEWYLD DR FORT LAUDERDALE FL 33301

#### ID # 5042 12 02 0410

Abbreviated Legal Description IDLEWYLD 1-19 B LOTS 1,2 & 19 N 100, BLK 5 TOG WITH STRIP OF LAND LYING E OF SAID LOTS BETWEEN OCEAN VIEW DR NEW RIVER SOUND

#### SCOPE OF WORK

- 1. Demo 5 Existing Dock Piles and 2 Existing Mooring Piles
- 2. Install and replace 5 New Dock Piles and 2 New Mooring Piles

"This document has been electronically signed and sealed by Oscar M. Bermudez P.E. on date noted using a SHA-1 authentication code. Printed copies are not considered signed and sealed and the SHA-1 authentication code must be verified on any electronic copies per Rule 62-30.060, F.A.C."

OSCAR M. BERMUDEZ P.E.	Date:		[	PAGE	Date:	
Reg. Florida No. 55141		LINDA RIFFLE DRAFTING & DESIGN	DOUGLAS J SUMMERS	1 OF 6	08/010/2024	DOCK EXPERT
		LindsDraftliget.net	629 IDLEWY DRIVE	Revisions:	Date:	DOCK LIMENT
		B&B Consulting Engineers 2237 Woods Edge Circle	FORT LAUDERDALE, FL. 33301	A	12-18-2024	REMOVE AND REPLACE 5 DOCK
		Orlando Florida 32817 (772) 706-7785	00001	В	1-23-2024	PILES & NEW MOORING PILE

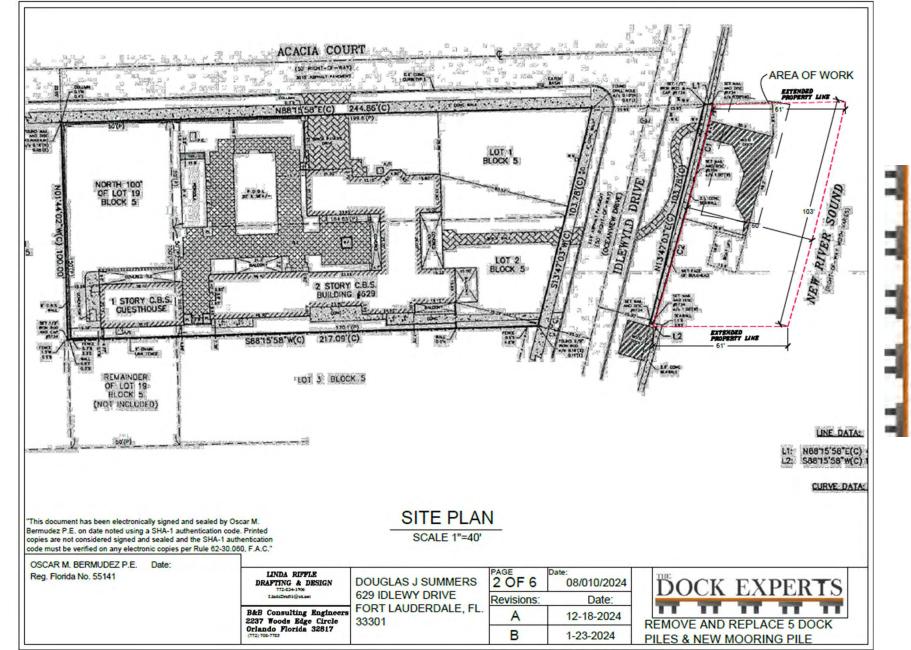


#### NOTES

- 1. ALL STORMWATER SHALL BE RETAINED ON PROPERTY.
- 2. DESIGN PER 8th ED 2023 FBCR. WIND LOADS PER ASCE 7-22, 175 MPH.
- 3. PROPOSED WORK DOES NOT CHANGE IMPERVIOUS AREA
- 4. ALL PROPOSED PILES SHALL BE CLASS "A" TIMBER PILES WITH
- AMMONIACAL COPPER ZINC ARSENATE TREATMENT. 5. PILES SHALL BE DRIVEN 10' DEPTH BELOW SEABED AND 25 TON BEARING.
- 5. PILES SHALL BE DRIVEN 10 DEPTH BELOW SEABED AND 25 TON BEARING
- 6. ALL FASTENERS SHALL BE 300 SERIES STAINLESS STEEL.
- BEST MANAGEMENT PRACTICES: FLOATING TURBIDITY CURTAIN EXTENDING WITHIN 1' OF BOTTOM TO BE INSTALLED DURING PILING INSTALLATION.

CAM #25-0457
Exhibit 1
Page 24 of 37

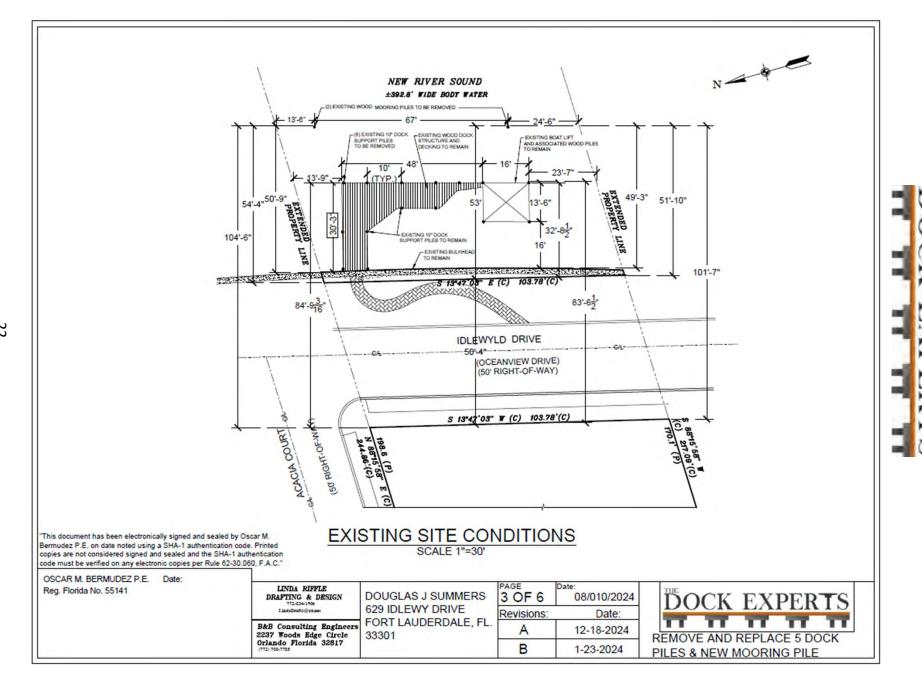
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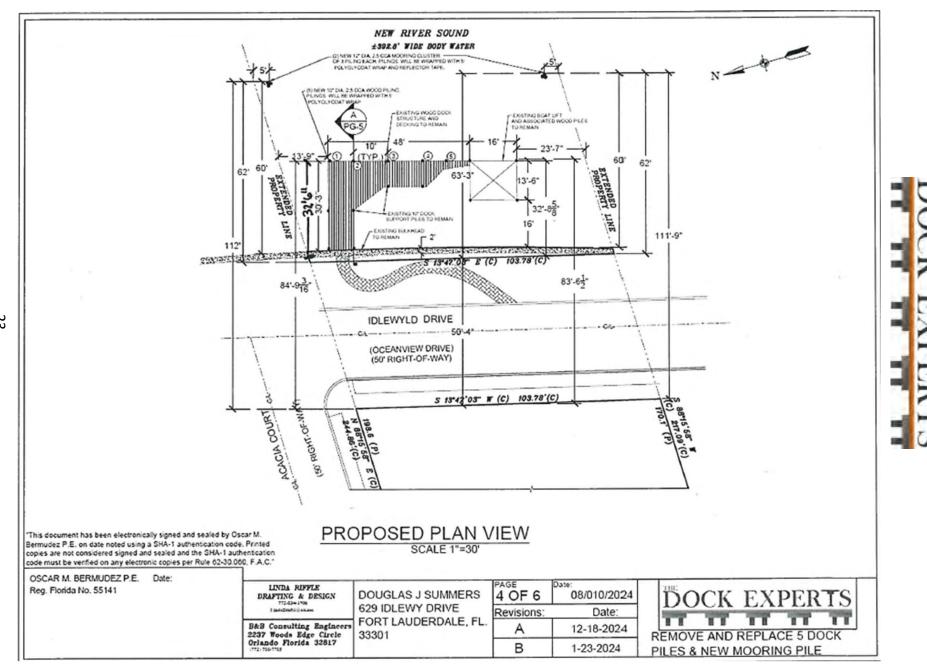
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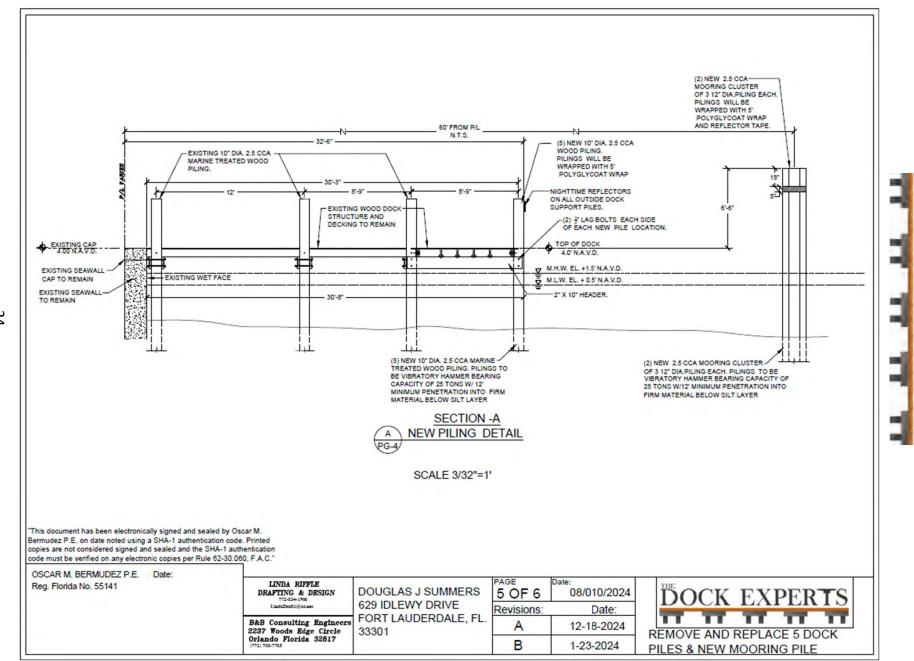
CAM #25-0457 Exhibit 1 Page 25 of 37



CAM #25-0457 Exhibit 1 Page 26 of 37

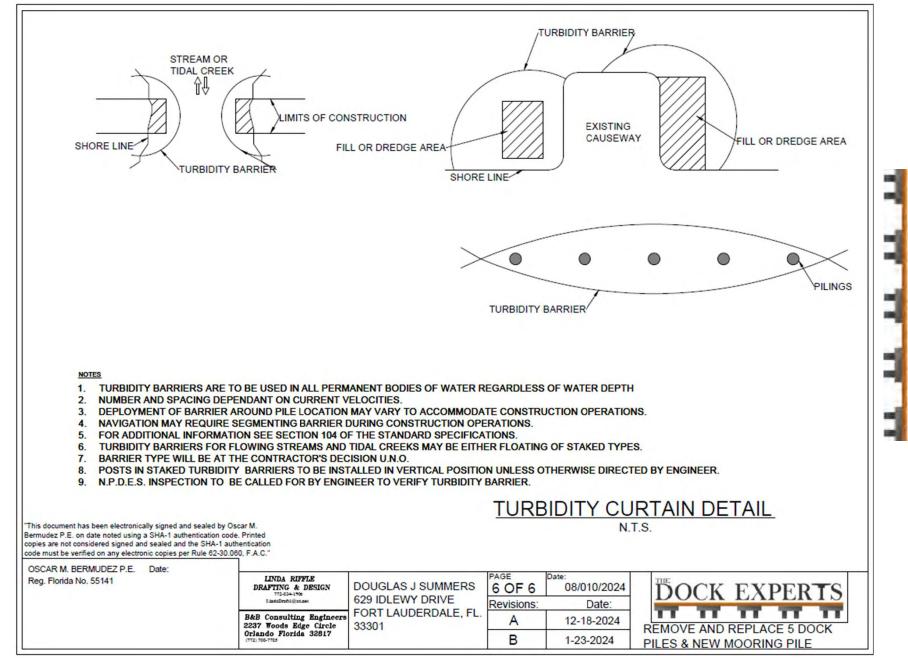


CAM #25-0457 Exhibit 1 Page 27 of 37



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> CAM #25-0457 Exhibit 1 Page 28 of 37



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EXHIBIT VII DISTANCE EXHIBIT





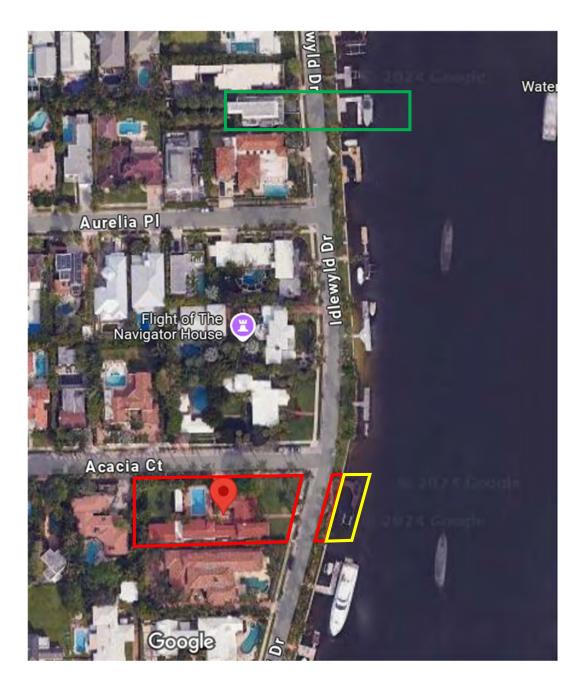


**EXHIBIT VIII** 

**EXISTING WAIVERS IN THE VICINITY** 



### **EXISTING WAIVERS IN THE VICINITY**



ADDRESS (Green)	MAXIMUM DISTANCE
515 Idlewyld Dr, Fort Lauderdale, FL 33301	66'

29 2670 N Federal Hwy, Lighthouse Point, FL 33064 • 754.200.4852 • www.yourdockexperts.com



EXHIBIT IX

LETTERS OF SUPPORT



#### LETTERS OF SUPPORT



ADDRESS	OWNER
621 Idlewyld Dr, Fort Lauderdale, FL 33301	James & Anne Hilmer
637 Idlewyld Dr, Fort Lauderdale, FL 33301	Stephen & Deborah Beinke

## DOCK EXPERTS

October 2, 2024

Mr. Douglas Summers 629 Idlewyld Dr Fort Lauderdale, FL 33301

RE: 629 Idlewyld Dr, Fort Lauderdale, FL 33301 City of Fort Lauderdale Waiver Request

Dear Mr. Douglas Summers,

We have reviewed the attached plans for the project site consists of consists of removal and replacement of 5 existing dock support wood piles. Removal of 2 existing mooring piles located 50' from property line. Installation of 2 mooring cluster of (3) wood piles 60' from property line into the Intracoastal Waterway at 629 Idlewyld Dr, Fort Lauderdale, FL 33301. We understand that the proposed project will require a waiver of limitations through the City of Fort Lauderdale along with permitting through the regulatory agencies. We reside at 621 Idlewyld Dr and support the project as proposed.

Sincerely,

2R 1/402

James Hilmer 621 Idlewyld Dr Fort Lauderdale, FL 33301

livere 3 Hern

Anne Hilmer 621 Idlewyld Dr Fort Lauderdale, FL 33301

# DOCK EXPERTS

October 2, 2024

Mr. Douglas Summers 629 Idlewyld Dr Fort Lauderdale, FL 33301

RE: 629 Idlewyld Dr, Fort Lauderdale, FL 33301 City of Fort Lauderdale Waiver Request

Dear Mr. Douglas Summers,

We have reviewed the attached plans for the project site consists of consists of removal and replacement of 5 existing dock support wood piles. Removal of 2 existing mooring piles located 50' from property line. Installation of 2 mooring cluster of (3) wood piles 60' from property line into the Intracoastal Waterway at 629 Idlewyld Dr, Fort Lauderdale, FL 33301. We understand that the proposed project will require a waiver of limitations through the City of Fort Lauderdale along with permitting through the regulatory agencies. We reside at 637 Idlewyld Dr and support the project as proposed.

Sincerely,

Stephen Beinke 637 Idlewyld Dr Fort Lauderdale, FL 33301

Khlorelf Bink

Deborah Beinke 637 Idlewyld Dr Fort Lauderdale, FL 33301