



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

FROM: Greg Chavarria, City Manager

DATE: August 16, 2022

TITLE: Quasi-Judicial Resolution Approving Vacation of a Utility Easement Located at 1300 W. Broward Boulevard - Fort Lauderdale Police Headquarters - Case Number UDP-EV22005 - **(Commission District 2)**

Recommendation

Staff recommends the City Commission consider a resolution vacating a utility easement located within a 10-foot right of way at 1300 W. Broward Boulevard. The request satisfies the provisions of the City's Unified Land Development Regulations (ULDR), Section 47-24.7, Vacation of Easement.

Background

The applicant, the City of Fort Lauderdale, is requesting to vacate a 10-foot-wide utility easement to allow construction of a new Fort Lauderdale Police Headquarters. A location map and the sketch and legal description is attached as Exhibit 1. The application and narrative responses to criteria are attached as Exhibit 2.

The City's Development Review Committee (DRC) reviewed the easement vacation application on May 24, 2022. All comments have been addressed and are available on file with the Development Services Department. The DRC comment report is attached as Exhibit 3.

The City Commission shall consider the application, the record, recommendations forwarded by the DRC and public comment on the application when determining whether the application meets the criteria for vacation.

Pursuant to the City's Unified Land Development Regulations (ULDR) Section 47-24.7.A.4, Vacation of Easement, the request is subject to the following criteria:

- a. *The easement is no longer needed for public purposes;*

The easement is no longer needed for public purpose. The applicant has obtained letters of no objection from Florida Power and Light, AT&T, Comcast, the City's Public Works Department. TECO People's Gas has no objection if

the active service line and active gas distribution line in the alley is retired and is cut or capped. The utility letters of no objection are attached as Exhibit 4.

- b. All utilities located within the easement have been or will be relocated pursuant to a relocation plan; and the owner of the utility facilities has consented to the vacation; or a portion of the easement area is maintained; or an easement in a different location has been provided by the utility facilities by the owner to the satisfaction of the city; or any combination of same;*

All utilities located within the easement will be relocated pursuant to a relocation plan and an easement at a different location will be provided to the satisfaction of the City.

Should the Commission approve the proposed vacation, the following conditions apply:

1. Prior to the Engineer's Certificate being executed, a letter from TECO People's Gas utility owner shall be provided to the City Engineer or designee indicating the satisfaction of the condition in their letter of no objection dated July 20, 2022;
2. Any utilities known or unknown found to be within the easement shall be relocated pursuant to a relocation plan at the expense of the applicant, and an easement in a different location shall be provided by the owner to the satisfaction of the City. The relocated facilities shall be required to be inspected and accepted by the applicable utility agency or service provider;
3. Any City infrastructure known or unknown and found to be within the vacated area shall be relocated at the expense of the applicant, and the relocated facilities shall be required to be inspected and accepted by the City's Public Works Department; and,
4. The vacating resolution shall be in full force and effect on the date a certificate, executed by the City Engineer, is recorded in the public records of Broward County, Florida. This certificate shall state that all conditions of the vacation have been met. A copy of the recorded certificate must be provided to the City.

Resource Impact

There is no fiscal impact associated with this action.

Strategic Connections

This item is a *2022 Commission Priority*, advancing the safety initiative.

This item supports the *Press Play Fort Lauderdale 2024 Strategic Plan*, specifically advancing:

- Public Safety
- Goal 6: Build a Safe and Well-Prepared Community.
- Objective: Prevent and Solve Crime in All Neighborhoods

This item advances the *Fast Forward Fort Lauderdale 2035 Vision Plan: We Are Ready*.

This item supports the *Advance Fort Lauderdale 2040 Comprehensive Plan* specifically advancing:

- The Public Safety Focus Area
- The Coastal Management, Community Health and Safety Element
- Goal 4: The City shall coordinate with related partners and agencies (at city, local, county, regional, state, and federal levels) to plan for disaster and emergency management, further the resiliency of coastal area, and ensure city-wide community health and public safety.

Related CAMs

#22-0657

#22-0658

#22-0659

#22-0702

#22-0711

#22-0712

Attachments

Exhibit 1 – Location Map and Sketch and Legal Description

Exhibit 2 – Application and Narrative Responses to Criteria

Exhibit 3 – May 24, 2022 Development Review Committee Comment Report

Exhibit 4 – Utility Letters of No Objection

Exhibit 5 – Resolution

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