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**TO:** Honorable Mayor & Members  
Fort Lauderdale City Commission

**FROM:** Lee Feldman, City Manager

**DATE:** September 18, 2012

**TITLE:** Granting of Revocable License to New River 3 Venture, LLC for a Portion of Smoker Park for the Staging of Materials and Equipment Associated with the Construction of New River Phase III

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**Recommendation**

The City Commission approve the Revocable License to New River 3 Venture, LLC for a Portion of Smoker Park for the Staging of Materials and Equipment Associated with the Construction of New River Phase III.

**Background**

Final DRC approval for New River Phase III was granted May 2, 2012 for a Development Project consisting of 17 floors (not including mechanical penthouse) with a height of 191 feet (using ULDR measurements) consisting of 209 luxury apartment units, 2,246 square foot restaurant on the ground floor, and 8,827 square feet of lobby and amenities.

New River 3 Venture, LLC is desirous of obtaining a Revocable License from the City for a portion of Smoker Park to facilitate construction of its Development Project in a safe and efficient manner and to provide adequate safety protections to the public during the construction of the Development Project.

Pursuant to a Park Easement Agreement granted to the City, Smoker Park is to be used for public park purposes by the City from sunrise to sunset, subject to a reservation of twelve (12) Events to be held in the Park as more particularly described in the Park Easement Agreement.

The CITY'S Property & Right of Way Committee reviewed New River 3 Venture, LLC's application for a Revocable License at its regular meeting of August 16, 2012 and recommended approval of same.

A copy of the proposed Revocable License is attached as Exhibit 1. The License Area is Exhibit A to the Revocable License.

## **Resource Impact**

There is no fiscal impact associated with this action

## **Attachment**

Exhibit 1 - Revocable License

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Prepared By: Lee Feldman

Department Director: Lee Feldman