# **MEMORANDUM MF NO. 13-16**

DATE:

June 13, 2013

TO:

Marine Advisory Board Members

FROM:

Andrew Cuba, Manager of Marine Facilities

RE:

Proposed Resolution Amendment – 621 Cordova Road – Steven Merson

On November  $15^{th}$ , 2011, the Applicant was granted a Permit to install a 6' W x 48' L angled finger pier on public property abutting the waterway immediately adjacent to 621 Cordova Road via Resolution 11-322 (within EXHIBIT 1). EXHIBIT 2 represents the original application. The Applicant is currently seeking a Marine Advisory Board recommendation for approval to install a four post boat lift adjacent to the previously permitted finger pier. This is facilitated via an amendment to the existing Resolution (Permit).

The proposed four-post boatlift, located on the north side of the angled finger pier, is designed to allow berthing within the 30% rule for the Applicants private vessel. It will extend a maximum of 25' into the Rio Vista Canal, as are explained within construction drawing within EXHIBIT 1.

# RECOMMENDATIONS

Should the Marine Advisory consider approval of the application, the amended Resolution amendment 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, the Florida Department of Environmental Protection and the U.S. Army Corps of Engineers.
- 2. The Applicant is required to provide guide poles on any portion of the mooring device that is capable of being submerged in accord with Code Section 8-91(d).
- 3. As a general condition of approval and in order to review for final consistency with construction of facilities in accord with this application and City building permits the Applicant is required to provide the City's Supervisor of Marine Facilities with copies of "As Built" drawings from a certified and licensed contractor.

AC Attachment

CC:

Carl Williams, Deputy Director of Parks and Recreation Jon Luscomb, Supervisor of Marine Facilitis

## MERSON BOATLIFT PROJECT

## SUMMARY OF PROJECT June 2013

This summary is prepared to detail the boatlift installation project proposed at the Steven Merson Residence ("Project"). Mr. Merson owns the property located at 621 Cordova Road, in the City of Fort Lauderdale (City). See attached drawings for location reference and detail of boatlift footprint. The boatlift is proposed as an accessory to the legally-permitted, existing dock, located across the street and adjacent to 621 Cordova Road on public property owned by the City.

# BACKGROUND INFORMATION AND HISTORIC DOCK APPROVALS

Based on feedback from City staff, a modification to the City Commission Resolution is required to install a self-contained 18,000lb Sunstream boatlift adjacent to an existing dock. This boatlift is proposed as an accessory to this existing dock, and will be used for Mr. Merson's personal vessel.

Resolution No. 11-322 - Existing Dock Project: City of Fort Lauderdale Commissioners approved Resolution No. 11-322 for the existing dock at the Property in December 2011. The Commission approval was required because the dock structure was proposed adjacent to public property, across the street from the Cordova residence. See attached Resolution No. 11-322 for reference, required pursuant to City Code Section 8-144 - Private use of Public Property abutting waterways.

Building Permit for Existing Dock: City Building Permit No. 11121441 was issued in December 2011 for construction of the existing finger pier dock. The issuance of this building permit followed Commission approval. Within the building permit, both the existing setback for the dock and any proposed boats are included. See attached, a set of the approved plans.

Proximity to Setbacks: The boatlift is proposed entirely within the required 30 percent setback required of all boats moored at the legally-existing finger pier dock. In addition, the proposed boat also fits entirely within the same 30% setback requirement when moored on the boatlift.

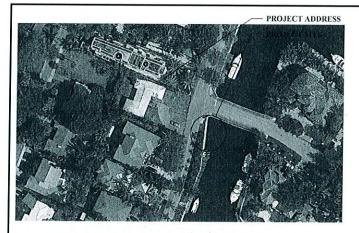
Note also that the northernmost point of the proposed boatlift is located entirely in-line with the northernmost point of the existing finger pier dock.

#### CONCLUSIONS

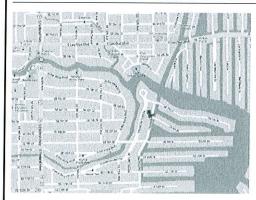
Based on the above detail, the boatlift is proposed to be located entirely within an existing slip space approved under Resolution No. 11-322 in December 2011; this modification to the Resolution does not change any of the conditions contemplated in the original approval. The boatlift is essentially an accessory to the dock, and in the same footprint as that proposed for any boat/vessel moored at the legally-existing finger pier dock. Therefore, the Project Team requests approval of this Resolution modification request at the next Marine Advisory Board and City Commission meetings.

# **APPENDIX A**

PROJECT DRAWINGS WITH BOATLIFT DETAIL



## LOCATION MAP AND LEGAL DESCRIPTION



PROJECT SITE LOCATION: 621 CORDOVA ROAD FORT LAUDERDALE, FL 33316

LATITUDE: 26° 6'48.12"N LONGITUDE: 80° 7'38.14"W

PROJECT SITE LEGAL DESCRIPTION: RIO VISTA ISLES UNIT 3 7-47 B LOT 41,42 LESS S 25 BLK 30

GENERAL NOTES

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CONCRETE

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#### MERSON DOCK AND BOAT LIFT PROJECT

621 CORDOVA ROAD FORT LAUDERDALE, FL 33316

CLIENT: MR. STEVE MERSON 621 CORDOVA ROAD FORT LAUDERDALE, FL 33316

ENVIRONMENTAL CONSULTANT

OCEAN CONSULTING, LLC

340 Minorca Avenue, Suite 5 Coral Gables, Florida 33134 Tel: (305) 921-9344 Fax: (305) 677-3254

CONTRACTOR:

PROJECT ENGINEER:

SEAL / SIGNATURE / DATE

CONSTRUCTION DRAWINGS

Issue # Issue Date

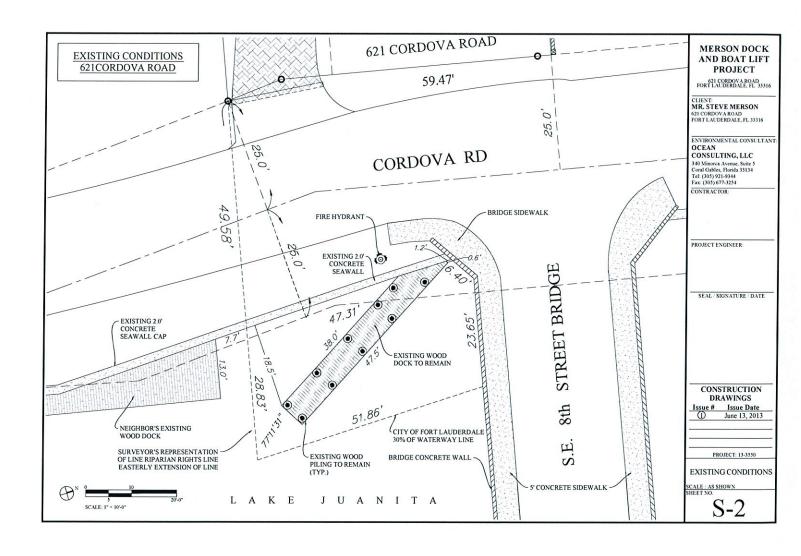
June 13, 2013

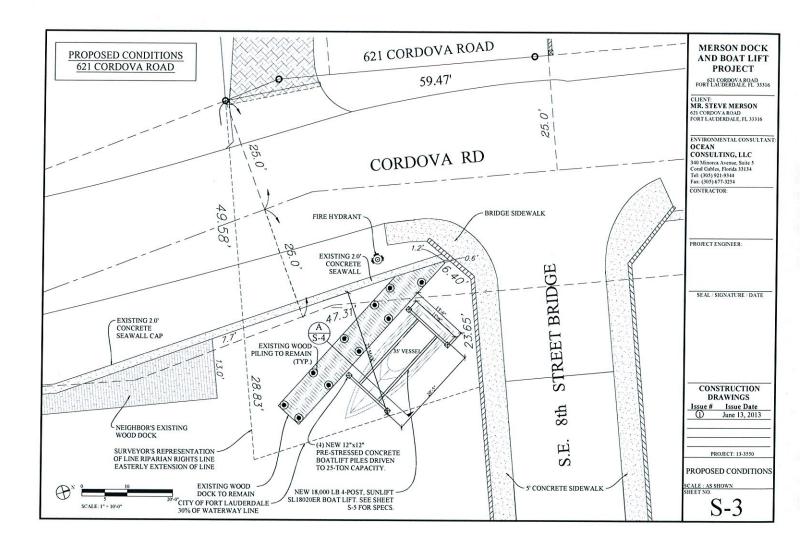
PROJECT: 13-3550

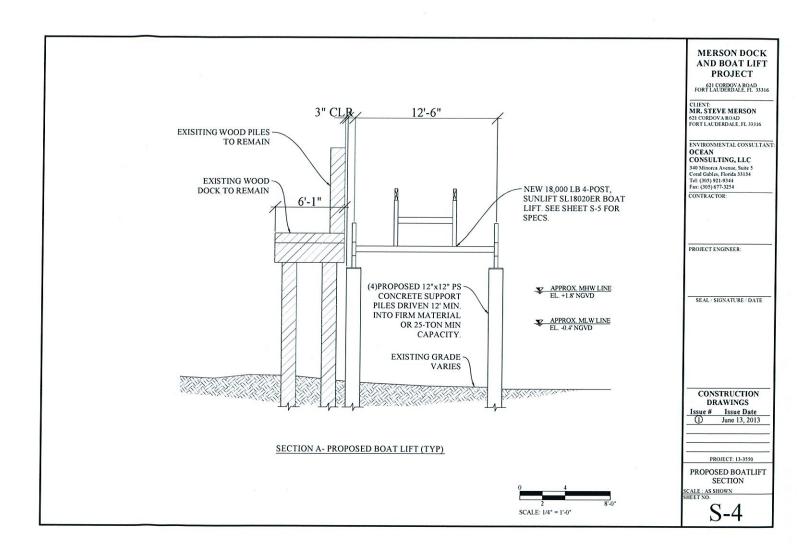
GENERAL NOTES & LOCATION MAP

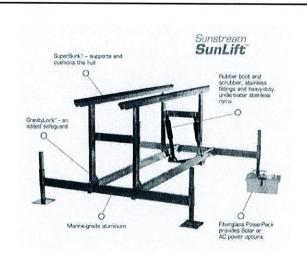
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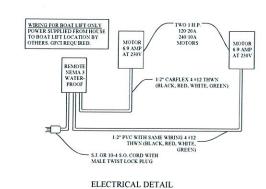
S-1











SunLift Model	SL2006AR	SL2008AR	SL3010	SL4010AR	SLG012AR	SL8012ER	SL10014ER	SL12018ER	SL18020ER	SL24022ER
Capacity (pounds)	2,000	2.000	3,000	4,000	6 000	000,8	10,000	12,000	18,000	24,000
Litting Ranges*	35*/48*/60*	361/481/60*	46*	361/481/601/(72111)	361/461/601/(7211)	60"/(72"")	50*/(72***)	60'/(72''')	601/(72***)	601/(72111)
Capacity at Max. Lifting Flange	1,800	1,800	3,000	4,000	4,500	8,000	9,500	0,500	14.250	19.000
Bunk Length	6'	8:	10"	10"	12'	12"	141	18	50,	22"
Frame Length	95'	95*	10'5"	10'5'	12'5"	12'5"	14'5"	18'5'	20151	24
Frame Width	5'6"	5'6'	9'6"	9'6"	10'	112	11"	11'	12'6"	12'6'
Weght (pounds)	500	210	450	550	655	1,000	1,050	1,500	2,000	2.500
Litting Speed (Fyp.)	15 sec	15 sec	15 sec	25 500	35 9%	50 sec	50 sec	50 sec	55 sec	60 sec
Min. Water Depth Required (Typ.)	18"	18"	23"	25"	27*	36"	40*	44*	50°	62"
Vin. Depth w/Shallow Water Roller (Typ.	N/A	N/A	N/A	16*	17*	30"	34*	38*	N/A	N/A
Renicle Control	Opt.	Opt.	Opt.	Std.	Stri	StriL	31:1	Std	Std.	Std.
Leg Lengthe Available	2'-12"	2'-12'	2'-16'	2'-16"	2'-16'	2'-16'	2'-16'	2'-16'	2'-10'	2'-16'

" Special Order Model NR 72" Banga.

#### MERSON DOCK AND BOAT LIFT **PROJECT**

621 CORDOVA ROAD FORT LAUDERDALE, FL 33316

CLIENT: MR. STEVE MERSON 621 CORDOVA ROAD FORT LAUDERDALE, FL 33316

ENVIRONMENTAL CONSULTANT:
OCEAN
CONSULTING, LLC
340 Minora Avenue, Suite 5
Coral Gables, Florida 33134
Tel: (395) 921-9344
Fax: (395) 677-3234
CONTRACTOR:

PROJECT ENGINEER:

SEAL / SIGNATURE / DATE

CONSTRUCTION
DRAWINGS
Issue # Issue Date
① June 13, 2013

PROJECT: 13-3550 BOAT LIFT DETAIL

SCALE : AS SHOWN SHEET NO.

S-5

# **APPENDIX B**

**RESOLUTION 11-322 FOR EXISTING FINGER PIER DOCK** 



CFN # 110440332
OR BK 48380 Pages 1651 - 1654
RECORDED 12/16/11 11:28:09 AM
BROWARD COUNTY COMMISSION
DEPUTY CLERK 1924
#1, 4 Pages

## **RESOLUTION NO. 11-322**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, PERMITTING. PURSUANT TO SECTION 8-144 OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, THE CONSTRUCTION, USE AND MAINTENANCE OF AN ANGLED FINGER PIER ON PUBLIC PROPERTY ABUTTING THE WATERWAY ADJACENT TO CORDOVA ROAD BY APPLICANT STEVEN MERSON; SAID FINGER PIER LOCATED **EASTWARD** OF THE SOUTHERLY PORITION OF APPLICANT'S RESIDENCE AT 621 CORDOVA ROAD. THE LEGAL DESCRIPTION OF SUCH RESIDENCE BEING MORE PARTICULARLY DESCRIBED SETTING FORTH CERTAIN TERMS AND CONDITIONS: REQUIREMENT FOR RECORDING A CERTIFIED COPY OF THIS RESOUTION IN THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; REPEALING ANY RESOLUTION IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Steven Merson ("Applicant") has made application for the use of public property abutting a waterway in accordance with the provisions of Section 8-144 of the Code of Ordinances of the City of Fort Lauderdale; and

WHEREAS, Steven Merson ("Applicant") owns the following described Property located in Fort Lauderdale, Broward County, Florida:

Lots 41 & 42, less the South 25 feet of Block 30, "RIO VISTA ISLES UNIT 3", according to the Plat thereof, as recorded in Plat Book 7, Page 47, of the Public Records of Broward County, Florida.

(Street Address: 621 Cordova Road, Fort Lauderdale, FL 33301)

(Folio # 5042 11 18 3600)

(Hereinafter, "Property")

WHEREAS, "Applicant" has made application for construction, use and maintenance of a 48' L X 6' W angled finger pier on public property abutting the waterway adjacent to Cordova Road and within the Eastward extension of the Southerly portion of Applicant's Property, in accordance with the provisions of Section 8-144 of the Code of Ordinances of the City of Fort Lauderdale; and

City of Fort Lauderdale 100 N. Andrews Ave. Fort Lauderdale, FL 33301

.. .. 3

WHEREAS, such application was reviewed at the October 6, 2011 Marine Advisory Board meeting and approval of this application by the City Commission was unanimously recommended, with certain conditions attached as more particularly set forth hereinafter; and

WHEREAS, the City Commission of the City of Fort Lauderdale is desirous of approving repair and maintenance of said finger pier, pursuant to the terms of Section 8-144 of the Code of Ordinances and subject to certain other terms and conditions;

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

SECTION 1. That pursuant to Section 8-144 of the Code of Ordinances of the City of Fort Lauderdale, permission is hereby granted to Steven Merson ("Permit Holder") for the construction, use and maintenance of a 48' long X 6' wide angled finger pier, on public property abutting the waterway adjacent to Cordova Road (hereinafter, "Angled Finger Piet") being immediately East of Applicant's Property which is described above.

<u>SECTION 2</u>. The granting of this Permit is subject to all of the provisions of City Code Section 8-144 as well as the following terms and conditions, violation of any of which shall be grounds for revocation of the Permit:

- 1. As a special condition in accord with City Code section 8-144(1), the initial period of the Permit for use of the Dock and Mooring Piles will be for a minimum of five (5) years in exchange for such improvements required to maintain the seawall and dock in accord with the recommendation of the City Engineer. The Permit can be revoked by the City Commission with ninety (90) days advance notice.
- 2. As a special condition, the City reserves the right to remove the existing Angled Finger Pier for (i) replacement of the seawall or (ii) repair and maintenance of the adjacent S.E. 8<sup>th</sup> Street Bridge, or both (i) and (ii) in the event that this might be required during the term of the Permit as determined by the City Engineer. The sole cost of removal and replacement of the Angled Finger Pier shall be the responsibility of the Permit Holder should any portion not be salvageable.
- 3. As a special condition of the Permit, the Permit Holder is prohibited from erecting any signs, landscaping or fencing to restrict public access to the Dock Area, except where permitted by Code. The "Dock Area" is that area bounded on the South by the Easterly

extension of the South Boundary Line of the Property and on the North by the S.E. 8<sup>th</sup> Street Bridge Abutment, less the paved portion of Cordova Road. The Dock Area includes the finger pier and adjoining seawall.

- 4. All existing improvements to the Dock Area must be in accord with City Engineering design standards and in compliance with applicable building and zoning permit requirements. Copies of all construction permits must be submitted to the Supervisor of Marine Facilities upon completion and authorization by the City's Building Services Department.
- As a special condition, vessels berthed within the Dock Area are prohibited from extending beyond the maximum distance of 30% of the width of the waterway (determined by the City Surveyor to be a maximum of 30' based on the platted canal width of 100').
- 6. As a special condition, vessels berthed within the Dock Area must not encroach into the 5' set-back required for the RS-8 zoning district for the Property.
- As a special condition of the permit, in the event Permit Holder is found by the City Commission to have violated any of the above conditions or is found by the Code Enforcement Board, Special Magistrate or County Court Judge to have violated any Code sections relative to the use of the Angled Finger Pier, then the Permit granted herein may be repealed or rescinded by the City Commission upon thirty days' advance notice to the Permit Holder.
- 8. Use of the Angled Finger Pier is limited to the docking of a vessel or vessels owned by the Permit Holder with a copy of the documentation showing the name and registration number of all vessels provided by the Applicant to the Supervisor of Marine Facilities.
- The Permit Holder is prohibited from mooring any watercraft or vessel in such a manner that it is "rafted out" from any additional vessel owned or operated by the Applicant.

<u>SECTION 3</u>. That by acceptance of the benefits of this Resolution, Permit Holder waives any right, title, interest or claim to the Dock Area other than by, through or under this Resolution and as members of the public generally, and Permit Holder acknowledges that such Dock Area is part of the public right-of-way for Cordova Road, fee simple title to which is vested in the City of Fort Lauderdale.

SECTION 4. Permit Holder shall obtain all applicable permits prior to constructing any improvements to the Dock Area, including City of Fort Lauderdale Engineering Permits. All improvements to the Dock Area shall be in accordance with City of Fort Lauderdale Engineering design standards. Improvements to the Dock Area shall be done according to City Engineering design standards and in compliance with all other applicable codes and permit conditions. Design criteria shall meet acceptable installation standards for temporary removal of the deck structure or the dock and support pilings (if required) to allow replacement of the seawall. The sole cost of removal and replacement of the Dock is the responsibility of the Permit Holder should any portion not be salvageable.

<u>SECTION 5</u>. The term of the Permit granted herein shall be five (5) years from the date hereof, subject to revocation as set forth in Section 3 hereof and further subject to revocation at the will of the City Commission with a minimum of ninety (90) days advance notice to the Permit Holder should the City Commission deem it appropriate for any reason or other purpose.

<u>SECTION 6</u>. That the City Clerk is hereby directed to record a certified copy of this Resolution in the Public Records of Broward County, Florida and after recording to file same in the City's records.

N P. "JACK" SEILER

SECTION 7. That any Resolution or any parts of Resolution in conflict herewith are hereby repealed.

SECTION 8. That this Resolution shall be in full force and effect upon final passage.

ADOPTED this the 15th day of November, 2011.

ATTEST:

JONDA K. JOSEP

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# **APPENDIX C**

PREVIOUSLY-APPROVED FINGER PIER DOCK PLANS

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