



**CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING**

#25-0169

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

FROM: Susan Grant, Acting City Manager

DATE: March 4, 2025

TITLE: Quasi-Judicial Resolution Vacating a One-Foot-Wide by 110-Foot-Long
Portion of a Drainage Easement – Case No. UDP-EV24007 – 3201 NE 58th
Street (**Commission District 1**)

Recommendation

Staff recommends the City Commission consider a resolution vacating a one-foot-wide-by-110-foot-long portion of a drainage easement located at 3201 NW 58th street.

Background

The applicant, Osero USA LLC and Paraisobay 36 LLC, requests to vacate a portion of a drainage easement that was originally dedicated by “The Landings Second Section Plat”, as recorded in Plat Book 56, Page 37 of the Public Records of Broward County. In closing out the permits for a newly constructed single-family home, it was determined that the home encroaches one foot into the existing drainage easement. The applicant met with the City’s Engineering Division and Public Works Department, and it was determined that vacating the one-foot portion of the easement does not impact the effectiveness of the drainage easement. The subject easement is on property located in the Residential Single-Family/Low-Medium Density (RS-8) zoning district with underlying land use of Low-Medium Residential. A Location Map is attached as Exhibit 1.

The City’s Development Review Committee (DRC) reviewed the easement vacation application on November 26, 2024. The Application, Narrative Responses to Criteria and No Objection Letter from the City’s Public Works Department are attached as Exhibit 2. The November 26, 2024, DRC Comment Report and Applicant’s Response to Comments is attached as Exhibit 3. The Sketch and Legal Description of the proposed easement vacation is attached as Exhibit 4.

Review Criteria

Pursuant to the City’s Unified Land Development Regulations (ULDR) Section 47-24.7, Vacation of Easement, the City Commission is to consider the application, the record, and recommendations forwarded by the DRC and shall hear public comment on the application to determine whether the application meets the following criteria for vacation of easement:

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

The applicant met with the City's Engineering Division and Public Works Department, and it was determined that vacating the 1-foot portion of the utility easement does not affect the effectiveness of the drainage easement. The letter of no objection from the City of Fort Lauderdale's Public Works Department is included in this submission stating that they have no objection to the vacation of the easement on the owner's property.

- 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;*

There are no active utilities located within the one-foot portion of the drainage easement to be vacated.

Resource Impact

There is no fiscal impact associated with this action

Strategic Connections

This item is a FY 2025 Commission Priority, advancing the Infrastructure and Resilience initiative.

This item supports the *Press Play Fort Lauderdale 2029* Strategic Plan, specifically advancing:

- The Infrastructure Focus Area, Goal 3: Be a sustainable and resilient community.

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 Infrastructure Focus Area
- The Sanitary Sewer, Water and Stormwater Element
- Goal 7: Ensure coordination of infrastructure improvements

Attachments

Exhibit 1 – Location Map

Exhibit 2 - Application, Narrative Responses to Criteria and No Objection Letter from the City's Public Works Department

Exhibit 3 - November 26, 2024, DRC Comment Report and Applicant's Response to Comments

Exhibit 4 - Sketch and Legal Description

Exhibit 5 - Resolution

Prepared by: Nancy Garcia, Urban Planner II, Development Services Department

Acting Department Director: Alfred G. Battle Jr., Development Services