

RESOLUTION NO. 22-241

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, VACATING THAT CERTAIN 5-FOOT RIGHT-OF-WAY, UTILITIES AND OTHER PUBLIC PURPOSES EASEMENT DESCRIBED IN OFFICIAL RECORDS BOOK 8085, PAGE 174, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING THE WEST 5 FEET OF THE EAST ONE-QUARTER OF THE EAST ONE-HALF OF THE SOUTH ONE-HALF OF THE SOUTH ONE-HALF OF THE SOUTH ONE-HALF OF THE SOUTHEAST ONE-QUARTER OF SECTION 32, TOWNSHIP 49 SOUTH, RANGE 42 EAST, LESS THE SOUTH 200 FEET AND LESS THE WEST 35 FEET THEREOF, LOCATED WEST OF INTERSTATE 95, NORTH OF WEST SUNRISE BOULEVARD, EAST OF NORTHWEST 23 AVENUE AND SOUTH OF PANTHER LANE, ALL SAID LANDS BEING IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

WHEREAS, under the provisions of Section 47-24.7 of the City of Fort Lauderdale, Florida Unified Land Development Regulations (hereinafter "ULDR"), Public Storage Prop IV LTD, is applying for the vacation of a 5-foot right-of-way, utilities and other public purposes easement (Case No. UDP-EV22002) recorded in Official Records Book 8085, Page 174 of the Public Records of Broward County, Florida, more fully described in SECTION 2 below, located west of Interstate 95, north of West Sunrise Boulevard, east of Northwest 23rd Avenue and south of Panther Lane, Fort Lauderdale, Florida; and

WHEREAS, pursuant to the provisions of the aforementioned Section 47-24.7 of the ULDR, all utilities known to have an interest have been notified and have no objection to the vacation of the easement; and

WHEREAS, the Development Services Department has made the required reports and has also recommended the vacation of the easement, certifying that the same will not be required to serve the property;

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

SECTION 1. The City Commission finds that the application for vacation of easement meets the criteria of Section 47-24.7 of the ULDR as enunciated and memorialized in the minutes of its meeting of October 18, 2022, a portion of those findings expressly listed as follows:

1. The easement is no longer needed for public purposes as there are no utilities within the easement.
2. The easement area is proposed for dedication as a right-of-way in an associated plat (Commission Agenda Memo No. 22-0871) to satisfy the right-of-way width required by the Broward County Trafficways Plan.

SECTION 2. That the below described easement is hereby vacated and shall no longer constitute easements for utilities, and utility and roadway, subject to the conditions provided in SECTION 3 of this resolution:

THAT CERTAIN 5-FOOT RIGHT-OF-WAY, UTILITIES AND OTHER PUBLIC PURPOSES EASEMENT DESCRIBED IN OFFICIAL RECORDS BOOK 8085, PAGE 174, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING THE WEST 5 FEET OF THE EAST ONE-QUARTER OF THE EAST ONE-HALF OF THE SOUTH ONE-HALF OF THE SOUTH ONE-HALF OF THE SOUTHEAST ONE-QUARTER OF SECTION 32, TOWNSHIP 49 SOUTH, RANGE 42 EAST, LESS THE SOUTH 200 FEET AND LESS THE WEST 35 FEET THEREOF

More particularly described in Exhibit "A" attached.

Location: West of Interstate 95, north of West Sunrise Boulevard, east of Northwest 23rd Avenue and south of Panther Lane

SECTION 3. That the vacation of the easement shall not be effective until the applicant demonstrates compliance with the following conditions:

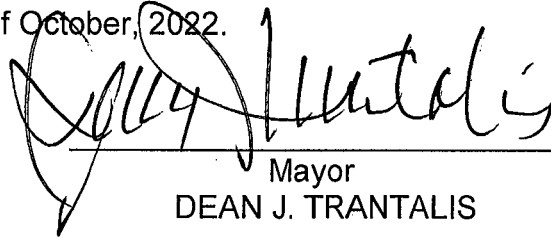
1. Any utilities unknown found to be within the easement shall be relocated pursuant to a relocation plan at the expense of the applicant, and an easement in a different location shall be provided by the owner to the satisfaction of the city. The relocated facilities shall be required to be inspected and accepted by the applicable utility agency or service provider; and,

SECTION 4. That a copy of this Resolution shall be recorded in the Public Records of Broward County within 30 days from the date of final passage.

SECTION 5. Issuance of a development permit by a municipality does not in any way create any right on the part of an applicant to obtain a permit from a state or federal agency and does not create any liability on the part of the municipality for issuance of the permit if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes actions that result in a violation of state or federal law.

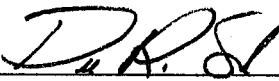
SECTION 6. This approval is conditioned upon the applicant obtaining all other applicable state or federal permits before commencement of the development.

ADOPTED this 18th day of October, 2022.



Mayor
DEAN J. TRANTALIS

ATTEST:



City Clerk
DAVID R. SOLOMAN

Dean J. Trantalis Yea

Heather Moraitis Yea

Steven Glassman Yea

APPROVED AS TO FORM:

Robert L. McKinzie Not Present



City Attorney
ALAIN E. BOILEAU

Ben Sorensen Yea

M.D.O.K.

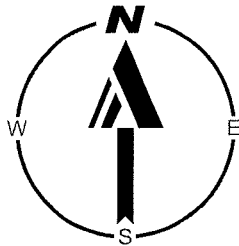
SKETCH AND DESCRIPTION EASEMENT VACATION

LEGAL DESCRIPTION EASEMENT VACATION

THE FOLLOWING DESCRIBED AREA BEING A PORTION OF SECTION 32, TOWNSHIP 49 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

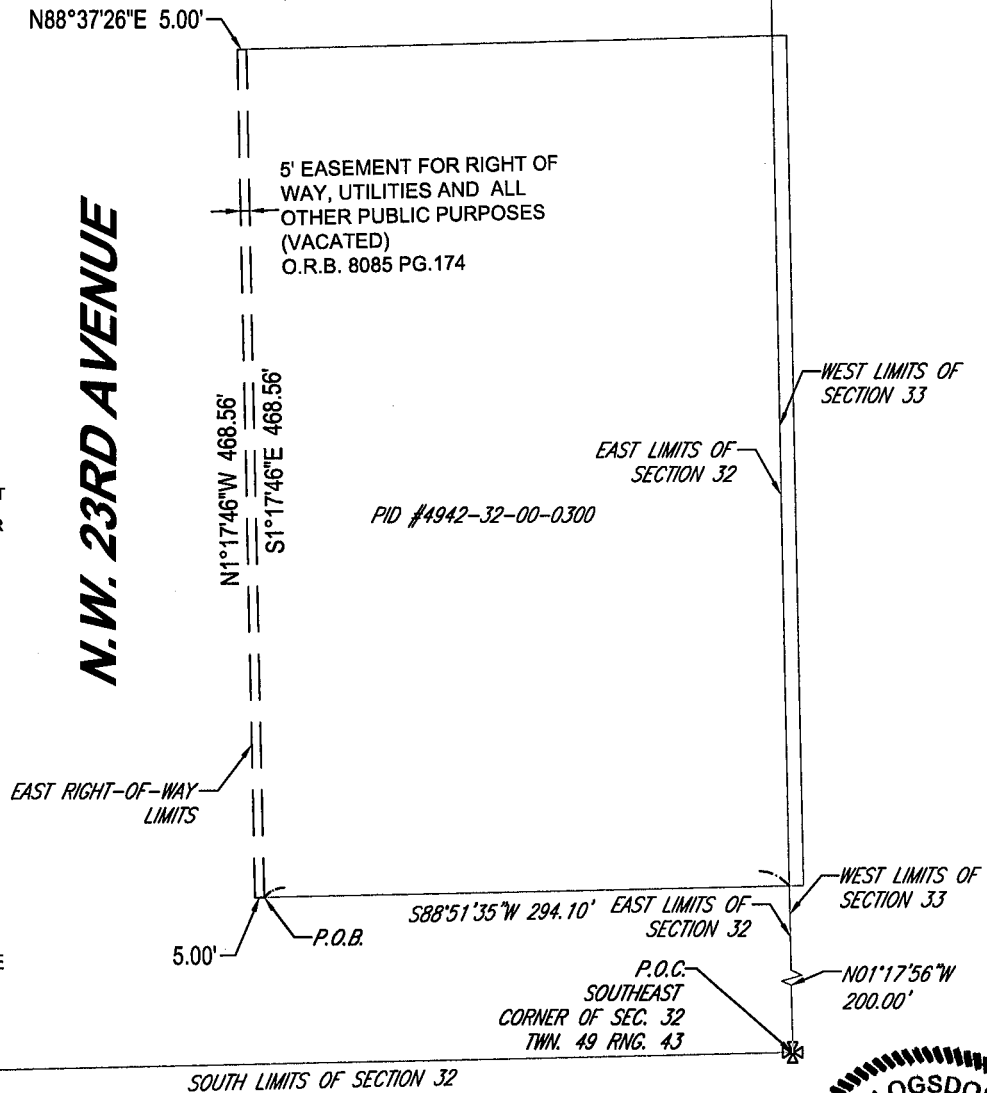
COMMENCE AT THE SOUTHWEST CORNER OF SECTION 32 TOWNSHIP 49 RANGE 43. THENCE NORTH 01°17'56" WEST A DISTANCE OF 200.00 FEET; THENCE SOUTH 88°51'35" WEST A DISTANCE OF 294.10 FEET TO THE POINT OF BEGINNING. THENCE CONTINUING ALONG SAID BEARING FOR A DISTANCE OF 5.00 FEET TO THE EAST RIGHT-OF-WAY LIMITS OF N.W. 23RD AVENUE; THENCE WITH SAID EAST LIMITS NORTH 01°17'46" WEST A DISTANCE OF 468.56 FEET; THENCE DEPARTING SAID EAST LIMITS NORTH 88°37'26" EAST A DISTANCE OF 5.00 FEET; THENCE SOUTH 01°17'46" EAST A DISTANCE OF 468.56 FEET TO THE POINT OF BEGINNING.

CONTAINING AN AREA OF 2,343 SQUARE FEET OR 0.054 ACRES, MORE OR LESS



LEGEND

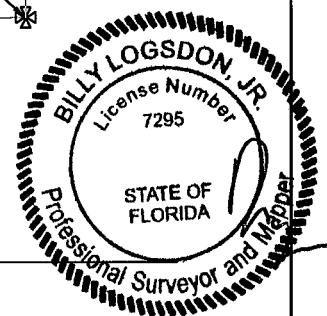
- SEC. SECTION
- TWP. TOWNSHIP
- RNG. RANGE
- P.O.B. POINT OF BEGINNING
- P.O.C. POINT OF COMMENCEMENT
- P.S.M. PROFESSIONAL SURVEYOR AND MAPPER
- ⊗ SECTION CORNER
- NAD NORTH AMERICAN DATUM
- N NORTH
- E EAST
- S SOUTH
- W WEST
- O.R.B. OFFICIAL RECORD BOOK
- P.G. PAGE
- PID # PARCEL IDENTIFICATION NUMBER



NOTES:

BEARINGS AS SHOWN HERE ARE BASED ON NAD83, 2011 ADJUSTMENT; ZONE = FLORIDA EAST. THIS SURVEY HAS NOT MADE A SEARCH OF THE PUBLIC RECORDS FOR EASEMENTS, RESTRICTIONS, RESERVATIONS AND/OR RIGHT OF WAYS.

BILLY LOGSDON, JR.
P.S.M. NO. 7295
SEPTEMBER 27, 2022



SCALE: 1"=100'	DATE 09/27/2022	DRAWN GS	PROJECT FSM210014	SEC. 32 TWP. 49 S RNG. 42 E	1900 NW CORPORATE BLVD., SUITE 101E BOCA RATON, FL 33431 561.571.0280	BOHLER ™
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