

MEMORANDUM NO. MF 14-01

DATE: January 4, 2014

TO: Marine Advisory Board

FROM: Andrew Cuba, Manager of Marine Facilities

RE: January 14, 2014 Agenda / Application – Beach Boating Restricted Area Waiver/Code Section 8-175 – 4060 Galt Ocean Drive, Doctor Jet Ski of Fort Lauderdale, Inc.

Attached is an application for a waiver of the provisions under code section 8-170 through 8-177 to operate through the beach boating restricted zone located 100 yards off shore as to property located at 4060 Galt Ocean Drive (see **Exhibit 1**).

APPLICATION AND BACKGROUND INFORMATION

The City Code of Ordinances, Section 8-175 requires among other things that the contents of the application include: the name and address of the business operator; complete description of activities; specific location of activities; proof of insurance coverage; and any additional information which is reasonably necessary to enable the City Commission to determine whether the activities proposed to be conducted under the waiver may constitute a reasonably likely threat of endangering public safety. Among other factors, the City Commission may grant or deny the application and may consider whether:

- (1) The waiver application is incomplete in a material respect;
- (2) The waiver application has been fraudulently completed;
- (3) The activity proposed under the waiver could not be conducted without a reasonably likely threat of endangering public safety.

SITE LOCATION

As described in the application included in **Exhibit 1** the proposed motorized watercraft rental concession is located on beach property adjacent to the Ocean Sky Resort as described in the site plan provided in **Exhibit 1**. The proposed rental site will consist of a 50' wide corridor with a minimum of 8 temporary removable orange buoys used to adequately identify the corridor. The corridor is strictly for use by rental watercraft traversing the 100-yard boat restricted zone as required under the code.

OPERATING PLAN

The operator proposes to maintain a fleet of 6 VX 110 Yamaha wave runners for rental purposes. Additionally, one wave runner will be assigned solely as a chase watercraft to control and safeguard watersports activities in accord with the requirements contained in the code. Provisions in the application included in **Exhibit 1** have also been made to color code the chase watercraft from rental watercraft for identification purposes. The designated non-permanent over-night storage site for wave runners must be secured in an area above the high water mark as required by the code. In addition, the application proposes guided 'Banana Boat' rides and paddle board and kayak rentals.

RECOMMENDATIONS

To summarize the above, we find that the proposed business operation meets all of the conditions of the code. Additionally, the recommendations proposed in conjunction with these requirements for this applicant and to maintain consistency with the special safety conditions imposed on the motorized rental concession are specifically as follows:

1. Corridor buoys shall be placed fifty feet (50') apart with measurement starting from the 100 yard boating restricted outer demarcation line currently marked with white cylindrical buoys.
2. The forward portion of all motorized rental watercraft and the chase watercraft shall be sufficient in size to permit identification a minimum distance of 150 yards.
3. Prior to operating the business operator's insurance certificate shall be reviewed by the City's Risk Manager in accord with code section 8-175(6).
4. Prior to operating daily a minimum of 2 signs must be posted along the high water mark at each boundary of the corridor to sufficiently warn the swimming public not to enter the watercraft launching area. Signs shall be removed at the end of each day and stored above the high water mark in the designated area under cover in a secure location to prevent theft.

AC
Attachment

cc: Carl Williams, Deputy Director of Parks and Recreation
Jon Luscomb, Supervisory of Marine Facilities