

RESOLUTION NO. 12-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, GRANTING A WAIVER OF THE LIMITATIONS OF SECTION 47-19.3.D. OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE TO ALLOW 810 LLC TO CONSTRUCT AND MAINTAIN THREE (3) TRIPLE-PILE CLUSTERS EXTENDING A MAXIMUM OF 124.4' FROM THE APPLICANT'S PLATTED PROPERTY LINE LOCATED AT 810 NE 20TH AVENUE, SUCH PROPERTY AS BEING MORE PARTICULARLY DESCRIBED BELOW; SUBJECT TO CERTAIN TERMS AND CONDITIONS; REPEALING ANY AND ALL PARTS OF RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, 810 LLC (hereinafter "Applicant") which owns the following described Parcel I and leases the below described Parcel II (sovereignty submerged lands) located in the City of Fort Lauderdale, Broward County, Florida:

Parcel I – Lot 20, GATEWAY PARK, according to the Plat thereof, recorded in Plat Book 25, Page 43 of the Public Records of Broward County, Florida.

Parcel II – Sovereignty Submerged Lands Lease as recorded March 22, 1994, in Official Records Book 21901, Page 221 of the Public Records of Broward County, Florida; Affected by: Modification recorded in Official Records Book 29173, Page 276 and Renewal recorded in Official Records Book 36903, Page 58.

Street Address: 810 NE 20th Avenue
Fort Lauderdale, FL 33304
(hereinafter "Property")

WHEREAS, Applicant is requesting approval for installation of three (3) triple-pile clusters adjacent to an existing four (4) slip floating pier docking facility, extending a maximum of 124.4' from the property line into the Middle River; and

WHEREAS, the City's Marine Advisory Board on October 4, 2012 reviewed the application for dock waiver filed by Applicant and voted unanimously to approve this application;

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

SECTION 1. That pursuant to the provisions of ULDR Section 47-19.3.e. of the Code of Ordinances of the City of Fort Lauderdale, the City Commission hereby grants a waiver of the limitations of ULDR Section 47-19.3.d., to allow Applicant to construct three (3) triple-pile clusters adjacent to an existing four (4) slip floating pier docking facility, extending a maximum of 124.4' from the property line into the Middle River, such distances being more specifically set forth in the Table of Distances set forth below:

TABLE OF DISTANCES

LOCATIONS OF STRUCTURES FROM NORTH TO SOUTH	SURVEYED DISTANCE OF PROPOSED STRUCTURES	PERMITTED DISTANCE WITHOUT WAIVER	AMOUNT OF DISTANCE REQUIRING WAIVER
MOORING PILES #1	116'	25'	91'
MOORING PILES #2	121'	25'	96'
MOORING PILES #3	124.4'	25'	99.4'

SECTION 2. That the above waiver is subject to the following additional conditions to be performed by the Applicant:

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 install and affix reflector tape to the cluster pilings in accord with Section 47-19.3E of the Unified Land and Development Regulations (ULDR).
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.

SECTION 3. That all Resolutions or parts of Resolutions in conflict with this Resolution are hereby repealed.

SECTION 4. That this Resolution shall be in full force and effect upon and after its final passage.

ADOPTED this the _____, 2012.

Mayor
JOHN P. "JACK" SEILER

ATTEST:

City Clerk
JONDA K. JOSEPH

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