

RESOLUTION NO. 22-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, PURSUANT TO SECTION 8-146(A) OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA ("CITY"), APPROVING AN APPLICATION FROM RAHN BAHIA MAR, L.L.C., TO PERMIT THE USE OF A FLOATING STRUCTURE AS A PLACE OF BUSINESS; SUBJECT TO CERTAIN TERMS AND CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Rahn Bahia Mar, L.L.C., requests approval of its August 22, 2022 Application under City Code Sec. 8-146 (a) for their 120'L x 46'W floating structure to be used as a floating restaurant located in the Southeast corner of the Bahia Mar Marina within the Marina Village adjacent to Seabreeze Boulevard; and

WHEREAS, the City's Marine Advisory Board on September 1, 2022, reviewed the Application under City Code Sec. 8-146(a) for dock permit filed by Applicant and voted unanimously to recommend to the City Commission approval of this application.

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

SECTION 1. That pursuant to Section 8-146(a) of the Code of Ordinances of the City of Fort Lauderdale, permission is hereby granted by the City to Rahn Bahia Mar, L.L.C., (hereinafter referred to as "Applicant"), to install a 120'L x 46'W floating structure to be used as a floating restaurant located in the Southeast corner of the Bahia Mar Marina and located within the Marina Village adjacent to Seabreeze Boulevard as more fully described in the August 22, 2022 Application to the Marine Advisory Board.

SECTION 2. The Approval granted by this Resolution is conditioned upon:

(a) City staff reviewing the Application for compliance with the applicable provisions of the Florida Building Code, National Fire Prevention Act, City Code Sec. 8-146 (b) and obtaining U.S. Coast Guard Certification, if applicable, before commencement of operations for using a boat or vessel as a place of business; and

(b) The Applicant is required to comply with all applicable federal, state and county laws and regulations and specifically with the Florida Department of Environmental Protection and the U.S. Army Corps of Engineers as it applies to the "floating structure"; and

(c) As a general condition of approval and in order to review for final consistency with this Application and the recommendations for approval, prior to or concurrent with the Applicant applying for applicable building permits, the Applicant is required to provide the City’s Supervisor of Marine Facilities with copies of permits from the Florida Department of Environmental Protection (FDEP), Broward County Environmental Protection and Grown Management Department and the U.S. Army Corps of Engineers.

SECTION 3. The Applicant must be in compliance and maintain valid copies of all certifications and licensing for the floating structure and maintain compliance with all requirements set forth in City Code Sec. 8-146 entitled “Using Boats As A Place Of Business.”

SECTION 4. The granting of this conditional approval does not in any way create any liability on the part of the City for issuance of the conditional approval if the Applicant fails to obtain requisite approvals or fulfill the obligations imposed by a county, state or federal agency laws or regulations or undertakes actions that result in a violation of applicable county, state or federal laws or regulations.

SECTION 5. That all Resolutions or parts of Resolutions in conflict are hereby repealed.

SECTION 6. That this Resolution shall be in full force and effect immediately upon adoption.

ADOPTED this _____ day of _____, 2022.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
DAVID R. SOLOMAN

Dean J. Trantalis _____

Heather Moraitis _____

Steven Glassman _____

Robert L. McKinzie _____

APPROVED AS TO FORM:

City Attorney
ALAIN E. BOILEAU

Ben Sorensen
