

RESOLUTION NO. 17-223

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, VACATING THE 20-FOOT STORM DRAINAGE EASEMENT RECORDED IN OFFICIAL RECORDS BOOK 2087, PAGE 626 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, ALSO BEING A PORTION OF LOT 10, BLOCK "D", "EDGEWATER ADDITION", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 1, PAGE 123, OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA, LOCATED WEST OF SOUTHEAST 8TH AVENUE, NORTH OF SOUTHEAST 2ND STREET, EAST OF SOUTH FEDERAL HIGHWAY (U.S. 1) AND SOUTH OF SOUTHEAST 1ST STREET, ALL LOCATED IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

WHEREAS, under the provisions of Section 47-24.7 of the Unified Land Development Regulations (hereinafter "ULDR") of the City of Fort Lauderdale, Florida, The Las Olas Company, Inc., is applying for the vacation of a drainage easement (PZ Case No. E16008) more fully described in Section 1, below associated with the development known as Las Olas Walk - North; 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 City Engineer has certified that there is no objection to the vacation; and

WHEREAS, the Department of Sustainable Development 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. That the below described easement is hereby vacated and shall no longer constitute an easement for drainage:

See Exhibit "A" attached hereto and made a part hereof

Location: West of Southeast 8th Avenue, north of Southeast 2nd Street, east of South Federal Highway (U.S. 1) and south of Southeast 1st Street.

SECTION 2. That a copy of this Resolution shall be recorded in the Public Records of Broward County, at the applicant's expense, within 30 days from the date of final passage.


SECTION 3. 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 4. This approval is conditioned upon the applicant obtaining all other applicable state or federal permits before commencement of the development.

SECTION 5. That this vacation shall be in full force and effect on the date a certificate of the City Engineer is recorded in the public records of Broward County evidencing that all conditions of the vacation set forth below have been satisfied:

- (a) Any City infrastructure known or unknown and found to be within the vacated area shall be relocated at the expense of the applicant, and the relocated facilities shall be required to be inspected and accepted by the City's Public Works Department.
- (b) Any other utility infrastructure known or unknown and found to be within the vacated area shall be relocated at the expense of the applicant, and the relocated facilities shall be required to be inspected and accepted by the applicable utility agency or service provider.

ADOPTED this the 3rd day of October, 2017.



Mayor
JOHN P. "JACK" SEILER

ATTEST:



City Clerk
JEFFREY A. MODARELLI

M.O. ok.

SKETCH & DESCRIPTION 20' STORM DRAIN EASEMENT-VACATION LAS OLAS WALK - NORTH

LEGAL DESCRIPTION - 20' STORM DRAIN EASEMENT VACATION

A parcel of land being a portion of Lots 9 and 10 of Block D, of EDGEWATER ADDITION, to the Town of Fort Lauderdale, a Subdivision, according to the Plat thereof, as recorded in Plat Book 1, Page 123, of the Public Records of Dade County, Florida, said parcel being more particularly described as follows.

COMMENCE at the Northeast corner of said Lot 10, Block D, said point being on the South Right-of-Way line of S.E. 1st Street;

THENCE S 01°29'49" E along the East line of said Lot 10 a distance of 99.70 feet to the POINT OF BEGINNING;

THENCE continue S 01°29'49" W continuing along the said East line of Lot 10, a distance of 25.59 feet;

THENCE N 52°53'45" W a distance of 68.62 feet to the East Right-of-Way line of Federal Highway (U.S. Highway No. 1, S.R. 5);

THENCE N 02°31'12" W along the said East right-of-way line of Federal Highway a distance of 25.97 feet;

THENCE S 52°53'45" E a distance of 69.21 feet to the POINT OF BEGINNING;


Said land situate, lying and being in Broward County, Florida, containing 1,378 sq. ft. more or less.


SEAL
NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER
STEVEN M. WATTS
PSM #4588

SHEET 1 OF 2
REVISION: 9/15/2017 CITY REVIEW COMMENTS
REVISION: 8/25/2017 CITY REVIEW COMMENTS

CERTIFICATE

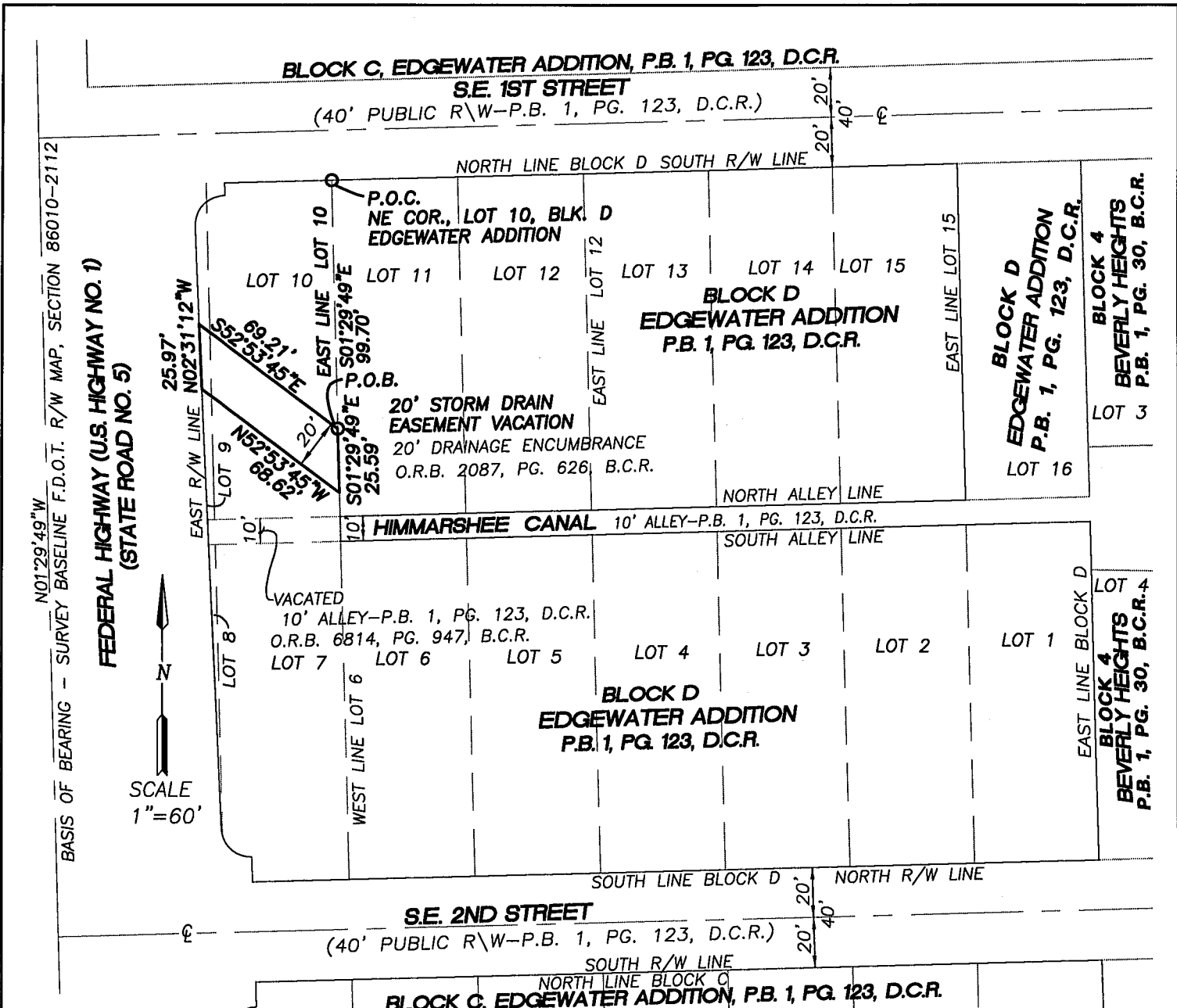
I, Steven M. Watts, do hereby state that this Sketch and Description was done under my direct supervision and is accurate and correct to the best of my knowledge and belief. I further state that this Sketch and Description was completed in accordance with the Standards of Practice requirements for Surveying and Mapping as stated in Rule 5J-17 of the Florida Administrative Code, pursuant to Florida Statutes Ch. 472.027.

 **AWN DESIGN & CONSULTING GROUP, INC.**
SURVEYORS - MAPPERS - DESIGNERS
227 GOOLSBY BOULEVARD
DEERFIELD BEACH, FLORIDA 33442
LB 7260 PHONE: (954) 481-8682


PROFESSIONAL SURVEYOR AND MAPPER #LS 4588, STATE OF FLORIDA
STEVEN M. WATTS AWN DESIGN & CONSULTING GROUP, INC.
DATE OF SKETCH DRAWN BY CHECKED BY
11/30/16 SMW SMW

DRAWING NAME
ZOM EASEMENTS

M.D. O.K.



ABBREVIATIONS

- B.C.R. = Broward County Records
- ⊕ = Centerline
- R/W = Right-of-Way
- P.O.C. = Point of Commencement
- P.O.B. = Point of Beginning
- COR. = Corner
- BLK. = Block
- D.C.R. = Dade County Records
- P.B. = Plat Book
- PG. = Page
- F.D.O.T. = Florida Department of Transportation

NOTES

1. AWN Design & Consulting Group, Inc. State of Florida Certificate of Authorization number is LB7260
2. Bearings shown hereon are assumed bearings and referenced to the Survey Baseline for Federal Highway (F.D.O.T. R/W Map Section 86010-2112), said line having a bearing of N01°29'49"W.
3. The purpose of this Sketch and Description is for the vacation of the Drainage Encumbrance as recorded in O.R.B. 2087, Pg. 626, B.C.R.

SHEET 2 OF 2
 REVISION: 9/15/2017 CITY REVIEW COMMENTS
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SKETCH & DESCRIPTION
20' STORM DRAIN EASEMENT-VACATION
LAS OLAS WALK - NORTH

DATE OF SKETCH 11/30/16	DRAWN BY SMW	CHECKED BY SMW	DRAWING NAME ZOM EASEMENTS
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