



CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING

#14-0755

TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Lee R. Feldman, ICMA-CM, City Manager

DATE: July 1, 2014

TITLE: QUASI-JUDICIAL - Resolution to Approve an Easement Vacation – Regal
Trace, Ltd. - Case E14003

Recommendation

It is recommended that the City Commission adopt a resolution vacating the easement consistent with ULDR Sec. 47-24.7, Vacation of Easement.

Background

The City Commission is to consider the application, the record and recommendations forwarded by the Development Review Committee (“DRC”), and public comment on the application when determining whether the application meets the criteria for vacation.

The applicant proposes to vacate a 40-foot portion of an existing 60-foot storm drainage easement that is located within the Regal Trace Apartments property. A portion of the easement was to be vacated and the utilities moved to the eastern portion of the easement as part of the seventh amendment to the agreement with the City. Although the utilities were moved, the western 40-foot portion of the easement was never formally vacated. The applicant is now requesting the vacation to complete the action of the amended agreement. The location map is attached as **Exhibit 1**. The Applicant’s Narrative and responses to criteria are attached as **Exhibit 2**.

Pursuant to criteria outlined in ULDR Sec. 47-24.7, Vacation of Easement, DRC reviewed the application on May 27, 2014. It has been determined that the western 40-foot portion of the storm drainage easement is no longer needed for public purpose as further evidenced by letters provided by the applicant from the City’s Public Works Department and the appropriate utility companies. The application, the record and the report of the DRC are available for review upon request. The sketch and legal description are provided in the attached resolution. (See **Exhibit 3**.)

Should the Commission approve the proposed vacation, staff proposes the following conditions:

1. 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.
2. 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.

Resource Impact

There is no fiscal impact associated with this action.

Strategic Connections

This item is a *Press Play Fort Lauderdale Strategic Plan 2018* initiative, included within the **Infrastructure Cylinder of Excellence**, specifically advancing:

- **Goal 2:** Be a sustainable and resilient community.
- **Objective 1:** Proactively maintain our water, wastewater, road, and bridge infrastructure.

This item advances the *Fast Forward Fort Lauderdale Vision Plan 2035: **We Are Connected***.

Attachments:

Exhibit 1 - Location Map
Exhibit 2 - Applicant's Narrative
Exhibit 3 - Resolution

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