

RESOLUTION NO. 13-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, GRANTING, PURSUANT TO CITY CODE SECTION 47-19.3.E, A WAIVER OF THE LIMITATIONS OF SECTIONS 47-19.3.D. OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE TO ALLOW LASCALA TOWNHOMES, LLC, TO CONSTRUCT AND MAINTAIN TWELVE (12) MOORING PILE CLUSTERS EXTENDING A MAXIMUM OF 35' FROM THE APPLICANT'S PLATTED PROPERTY LINE LOCATED AT 91 ISLE OF VENICE DRIVE, 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, LaScala Townhomes, LLC (hereinafter "Applicant") which owns the following described Parcel located in the City of Fort Lauderdale, Broward County, Florida:

Lot 16, South 110, NURMI ISLES ISLAND NO. 4, according to the Plat thereof, recorded in Plat Book 24, Page 43 of the Public Records of Broward County, Florida.

Street Address: 91 Isle of Venice Drive
Fort Lauderdale, FL 33301

(hereinafter "Property")

WHEREAS, Applicant, pursuant to City Code Sec. 47-19.3.E., is requesting a waiver of the limitations of ULDR Sec. 47-19.3.D. for approval to construct and maintain twelve (12) mooring pile clusters extending a maximum of 35' from the property line into the waters of the Rio Grande Waterway; and

WHEREAS, the City's Marine Advisory Board on March 7, 2013 reviewed the application for dock waiver filed by Applicant and was unanimously approved by the Marine Advisory;

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 approve Applicant's request to construct and maintain twelve (12) mooring pile clusters extending a maximum of 35' from the property line into the waters of Rio Grande Waterway, such distances being more specifically set forth in the Table of Distances set forth below:

TABLE OF DISTANCES

PILINGS REQUIRING WAIVER	PROPOSED MAXIMUM DISTANCE OF PILINGS	PERMITTED DISTANCE WITHOUT WAIVER	AMOUNT OF DISTANCE REQUIRING WAIVER
Mooring Pilings	45'	25'	20'

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 Code Section 47-19.3.E of the Unified Land and Development Regulations (ULDR).

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 2nd day of April, 2013.

Mayor
JOHN P. "JACK" SEILER

ATTEST:

City Clerk
JONDA K. JOSEPH