



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

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

DATE: February 18, 2014

TITLE: Quasi-Judicial/Public Hearing/Resolution granting a Waiver of Limitations for Shawn and Jennifer Benyo / 704 NE 20th Avenue via ULDR Sections D and E.

Recommendation

It is recommended that the City Commission adopt a Resolution granting a Waiver of Limitations for the installation of nine triple pile clusters for Shawn and Jennifer Benyo at 704 NE 20th Avenue.

Background

The applicant is seeking a resolution granting a Waiver of Limitations (a waiver to allow a dock, mooring structure, or boat lift to extend beyond the maximum distance as defined by City Code) of the Unified Land and Development Regulations (ULDR) Sec. 47-19.3 D for the installation of nine triple pile clusters extending a maximum of 125 feet from the property line into the Middle River (see Revised Matrix below)

REVISED MATRIX

PROPOSED STRUCTURES	STRUCTURE DISTANCE FROM PROPERTY LINE	PERMITTED DISTANCE WITHOUT WAIVER	DISTANCE REQUIRING WAIVER
Triple Pile Cluster #1	+/-45.0'	25'	+/-20.0'
Triple Pile Cluster #2	+/-85.0'	25'	+/-60.0'
Triple Pile Cluster #3	+/-125.0'	25'	+/-100.0'
Triple Pile Cluster #4	+/-45.0'	25'	+/-20.0'
Triple Pile Cluster #5	+/-85.0'	25'	+/-60.0'
Triple Pile Cluster #6	+/-125.0'	25'	+/-100.0'
Triple Pile Cluster #7	+/-45.0'	25'	+/-20.0'
Triple Pile Cluster #8	+/-85.0'	25'	+/-60.0'
Triple Pile Cluster #9	+/-125.0'	25'	+/-100.0'

The applicant's original submission, which extended a maximum of 166.9 feet from the property line into the Middle River, was scaled back to appease neighbor concerns. Although there is not a fee associated with obtaining a Waiver of Limitations, the applicant has paid the required application fee in the amount of \$300.00. The applicant's narrative indicates the piling clusters are necessary for safely mooring vessels as well as the extraordinary width of the waterway at this location.

In a voice vote, the Marine Advisory Board recommended approval of the revised application (13:0) (see Exhibit 6).

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 **Public Places Cylinder of Excellence**, specifying advancing:

- **Goal 3:** Be a community that finds opportunities and leverages partnerships to create unique, inviting, and connected gathering places that highlight our beaches, waterways, urban areas and parks.
- **Objective 1:** Improve access to and enjoyment of our beach, Riverwalk, waterways, parks, and open spaces for everyone.
- **Initiative 3:** Evaluate dock availability to complement our public places.

This item advances the Fast Forward Fort Lauderdale 2035 Vision Plan: We are Community.

Attachments:

Exhibit 1 – Original Application Memo

Exhibit 2 – Original Application

Exhibit 3 – Code Sec. 47 – 19.3

Exhibit 4 – December 5, 2013 Marine Advisory Board Minutes

Exhibit 5 - Revised Summary Description/Marine Survey

Exhibit 6 - February 6, 2013 Marine Advisory Board Minutes

Exhibit 7 – Resolution

Prepared by: Carolyn Bean, Administrative Assistant, x5348

Department Director: Phil Thornburg, Parks and Recreation Director