

RESOLUTION NO. 22-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, VACATING THAT CERTAIN 6-FOOT WIDE STORM SEWER EASEMENT RECORDED IN OFFICIAL RECORDS BOOK 797, PAGE 125, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING A PORTION OF LOT 60, "SEA ISLAND UNIT 3" ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 27, PAGE 19 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LOCATED NORTH OF EAST LAS OLAS BOULEVARD, SOUTH OF BARCELONA DRIVE, WEST OF THE INTRACOASTAL WATERWAY AND EAST OF SEVEN ISLES DRIVE (SE 23<sup>RD</sup> AVENUE), ALL SAID LANDS SITUATE, LYING AND BEING IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

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WHEREAS, under the provisions of Section 47-24.7 of the City of Fort Lauderdale, Florida Unified Land Development Regulations (hereinafter "ULDR"), Marco Markin and Shannon Markin, applied for the vacation of a 6-foot-wide storm sewer easement (Case No. UDP-EV21006) more fully described in SECTION 2 below, located at 2724 Sea Island Drive, Fort Lauderdale, Florida; 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. The City Commission finds that the application for vacation of easement meets the criteria of Section 47-24.7 of the ULDR as enunciated and memorialized in the minutes of its meeting of April 19, 2022, a portion of those findings expressly listed as follows:

[SPACE RESERVED FOR FINDINGS OF FACT]

SECTION 2. That the below described easement is hereby vacated and shall no longer constitute an easement for utilities, subject to the conditions provided in SECTION 3 of this resolution:

THAT CERTAIN 6-FOOT WIDE STORM SEWER  
EASEMENT RECORDED IN OFFICIAL RECORDS BOOK  
797, PAGE 125 OF THE PUBLIC RECORDS OF BROWARD  
COUNTY, FLORIDA

More particularly described in Exhibit "A" attached.

Location: North of East Las Olas Boulevard, south of  
Barcelona Drive, west of the Intracoastal Waterway and east  
of Seven Isles Drive (S.E. 23<sup>rd</sup> Avenue)

SECTION 3. That the vacation of the easement shall not be effective until the applicant demonstrates compliance with 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 easements will be dedicated, 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 easements will be dedicated, and the relocated facilities shall be required to be inspected and accepted by the applicable utility agency or service provider.

SECTION 4. That a copy of this Resolution shall be recorded in the Public Records of Broward County within 30 days from the date of final passage.

SECTION 5. 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 6. This approval is conditioned upon the applicant obtaining all other applicable state or federal permits before commencement of the development.

SECTION 7. That all resolutions or parts of resolutions in conflict herewith are hereby repealed.

SECTION 8. That if any clause, section, or other part of this resolution shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this resolution shall not be affected thereby, but shall remain in full force and effect.

ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mayor  
DEAN J. TRANTALIS

\_\_\_\_\_  
City Clerk  
DAVID R. SOLOMAN

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney  
ALAIN E. BOILEAU

Dean J. Trantalis	_____
Heather Moraitis	_____
Steven Glassman	_____
Robert L. McKenzie	_____
Ben Sorensen	_____

m. 10.0.1K



IT'S  
GOOD!

# Vic-Scott Land Surveying & Mapping

6047 Kimberly Boulevard, Suite T, North Lauderdale, FL 33068  
(954) 722-8500

scottguzzi@aol.com

Certificate of Authorization Number LB 6893

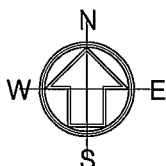
## LEGAL DESCRIPTION:

## SKETCH AND LEGAL DESCRIPTION: (VACATION OF STORM SEWER EASEMENT)

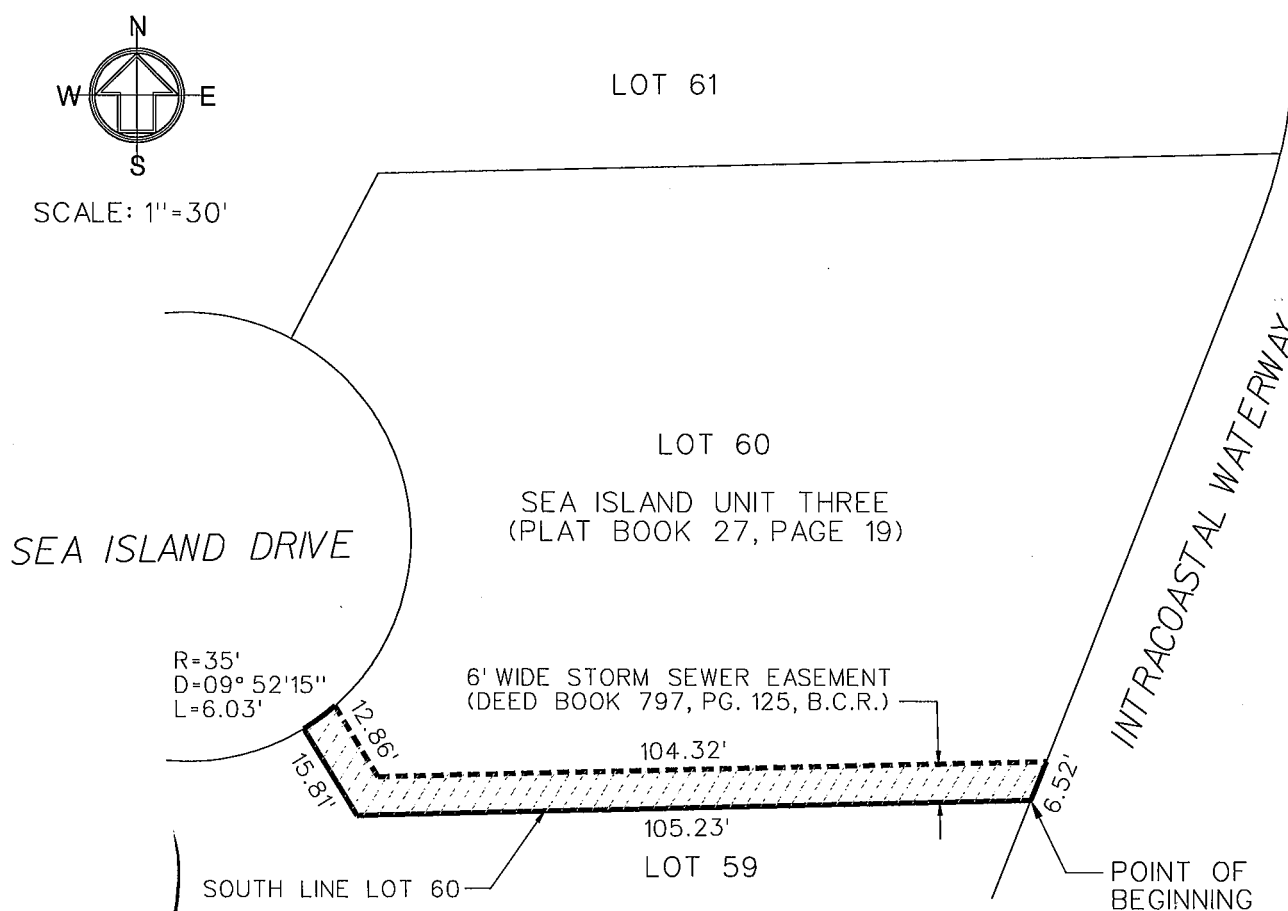
BEGINNING AT A POINT BEING THE SOUTHEAST CORNER OF LOT 60 OF SEA ISLAND UNIT 3, AS RECORDED IN PLAT BOOK 27, PAGE 19, OF THE PUBLIC RECORDS OF BROWARD COUNTY, STATE OF FLORIDA; THENCE WESTERLY AND ALONG THE SOUTH BOUNDARY LINE OF SAID LOT FOR A DISTANCE OF 105.23 FEET TO AN ANGLE IN THE PROPERTY LINE; THENCE NORTH WESTERLY AND ALONG THE SOUTHWEST PROPERTY LINE FOR A DISTANCE OF 15.81 FEET TO A POINT ON THE RIGHT-OF-WAY OF NE 2nd STREET; THENCE NORTHEASTERLY AND ALONG THE RIGHT-OF-WAY OF NE 2nd STREET FOR A DISTANCE OF 6 FEET PLUS OR MINUS TO A POINT; THENCE SOUTHEASTERLY PARALLEL AND 6 FEET FROM THE SOUTHWEST PROPERTY LINE FOR A DISTANCE OF 12.8 FEET PLUS OR MINUS TO A POINT 6 FEET NORTH OF THE SOUTH BOUNDARY LINE OF SAID LOT; THENCE EASTERLY AND PARALLEL TO THE SOUTH BOUNDARY LINE TO A POINT ON THE EAST BOUNDARY OF SAID LOT; THENCE SOUTHERLY AND ALONG THE EAST BOUNDARY LINE FOR A DISTANCE OF 6.5 FEET PLUS OR MINUS TO THE SOUTHEAST CORNER OF SAID LOT AND THE POINT OF BEGINNING.

THE ABOVE IS A DESCRIPTION OF A PLOT OF LAND 6 FEET WIDE ON THE SOUTH SIDE OF LOT 60, SEA ISLAND UNIT THREE, AS RECORDED IN PLAT BOOK 27, PAGE 19, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.

SAID EASEMENT RECORDED IN DEED BOOK 797, PAGE 125, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.



SCALE: 1"=30'



## SURVEYOR'S CERTIFICATION:

I HEREBY CERTIFY THAT THE SKETCH AND LEGAL DESCRIPTION SHOWN HEREON COMPLIES WITH STANDARDS OF PRACTICE FOR SURVEYS AS CONTAINED IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 425.42, FLORIDA STATUTES, AND THAT SAID SKETCH AND LEGAL DESCRIPTION IS TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.

**SCOTT A. GUZZI, PSM**  
PROFESSIONAL SURVEYOR AND MAPPER  
FLORIDA REGISTRATION NUMBER 5108

NOT A SURVEY

NOT VALID  
UNLESS SEALED  
WITH EMBOSSED  
SURVEYORS SEAL

SEA ISLAND DRIVE

PROJ. NO.: 2445

DATE: 9-17-21

SHEET 1 OF 1