# MEMORANDUM MF NO. 22-29

DATE: December 8, 2022

TO: Marine Advisory Board Members

FROM: Andrew Cuba, Marine Facilities Manager

RE: February 2, 2023 MAB Meeting – Application for Dock Permit – Eric Wiborg / 1029 Cordova Road

Attached for your review is an application from Eric Wiborg / 1029 Cordova Road.

# APPLICATION AND BACKGROUND INFORMATION

The applicant is seeking approval for the usage of an existing 45'+/- long x 8'+/- wide marginal dock and access steps extending a maximum distance of 8'+/-from seawall cap on public property abutting the waterway adjacent to 1029 Cordova Road. City Code Section 8-144 authorizes the construction and use of docks on public property, and allows for the permit to be issued provided the permit holder agrees to maintain the improvements and seawall.

### PROPERTY LOCATION AND ZONING

The property is located within the Rio Vista Isles RS-8 Residential Low Density Zoning District. The dock area is directly adjacent to the Rio Cordova Canal with direct access to the Intracoastal Waterway.

### ENGINEERING REVIEW REQUIREMENT

As a requirement of City Code Section 8-144, approval of the application is contingent upon all improvements to the property being maintained in accord with City Engineering standards and in full compliance with building and zoning regulations including construction permits required for any future electrical and water feeds to the property.

The granting of this Permit is subject to all of the provisions of City Code Section 8-144 as well as the following terms and conditions, violation of any of which shall be grounds for revocation of the Permit:

- 1. The permit to use the docks shall expire upon the: (i) abandonment of the use of the dock; or (ii) recordation of the deed of conveyance transferring title to the upland parcel; or (iii) termination, expiration or revocation of the dock permit by the City Commission, whichever (i),(ii), or (iii) shall first occur.
- 2. Upon expiration of the permit to use the dock, the permit holder shall be obligated to remove the dock and all appurtenances thereto no later than three (3) months after the termination, revocation or expiration of the permit to use the dock.
- 3. Signage such as "private dock" may be placed on the dock within the dock area, but not upon or within the public swale area.
- 4. Only vessels owned by the permit holder and registered with the City as part of the dock permit application may be moored at the permitted dock.

- 5. During the term of the dock permit, the permit holder shall be required to repair, replace, reconstruct or maintain the dock or adjacent seawall or both to meet the requirements of City Code 8-144 (7) and ULDR section 47-19.3 (f.) (4.). The public swale area shall be landscaped in accordance with the established landscape plan for the area in question adopted by the Department of Sustainable Development.
- 6. All improvements such as docks, seawalls and the like which are placed upon the public dock area or within the dock permit parcel or within the dock area and public swale area by a private person shall be constructed with appropriate permits from all applicable agencies. Maintenance and repairs shall be performed according to City Engineering standards and all applicable regulatory codes.
- 7. The public swale area shall be kept open at all times as means of reasonable ingress and egress to the public, but the permit holder shall have the right to exclude the public from the dock area.
- 8. Vessels berthed within the Dock Area must not encroach into the northerly or southerly extension of the 5' set-back required for the RS-8 zoning district for Applicant's (Permit Holder's) Property.
- 9. All installed docks must be either (i)floating docks that can adapt to seal level rise over their useful life span; or (ii) fixed docks installed at a minimum height consistent with the requirements of section 47-19.3(f); or (iii) fixed docks the height of which are even with the City's seawall, whichever (ii) or (iii) is the greater.
- 10. Except as to a tender, there shall be no rafting of vessels from the moored vessel.
- 11. The permit shall guarantee from the permit holder to the city to indemnify and hold the city harmless for any damage or injury to any person using such facilities.
- 12. Per 8-144 (6), penetration of the City's seawall to support the dock of attach improvements is prohibited, barring specified considerations.
- 13. The Applicant has the responsibility to execute and deliver a Declaration of Covenants Running With the Land Respecting A City Issued Dock Permit to the City Attorney's Office no later than ten (10) days prior to the Commission meeting date.
- 14. The violation of any provisions of Code Section 8-144 or violations of any of the terms or conditions relative to the granting or renewal of a dock permit shall be unlawful and may constitute cause for revocation of the permit.

AC Attachment

cc: Enrique Sanchez, Deputy Director of Parks and Recreation Jonathan Luscomb, Marine Facilities Supervisor Marine Advisory Board Dock Permit Application

Eric J. Wiborg II 1029 Cordova Road Fort Lauderdale, Fl 33316

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To: Marine Advisory Board:

I own the house located at 1029 Cordova Road and am applying for a dock permit..

I do not own a vessel now but will supply evidence of ownership to the City upon purchase. The previous owner built the existing dock with plans that were approved by the city. The dock will be for my personal use.

The City previously approved the landscaping in the public swale area which is attached to this package.

Regards,

Eric J. Wiborg II

# CITY OF FORT LAUDERDALE MARINE FACILITIES APPLICATION FOR WATERWAY PERMITS, WAIVERS AND LICENSES

Any agreement with the City of Fort Lauderdale and other parties, such as, but not limited to, licenses, permits and approvals involving municipal docking facilities or private uses in the waterways as regulated by Section 8 of the City Code of Ordinances or Section 47-19.3 of the City's Urban Land Development Regulations, shall be preceded by the execution and filing of the following application form available at the Office of the Supervisor of Marine Facilities. The completed application must be presented with the applicable processing fee paid before the agreement is prepared or the application processed for formal consideration (see City of Fort Lauderdale Code Section 2-157). If legal publication is necessary, the applicant agrees to pay the cost of such publication in addition to the application fee.

### APPLICATION FORM (Must be in Typewritten Form Only)

 LEGAL NAME OF APPLICANT - (If corporation, name and titles of officers as well as exact name of corporation. If individuals doing business under a fictitious name, correct names of individuals, not fictitious names, must be used. If individuals owning the property as a private residence, the name of each individual as listed on the recorded warranty deed):

NAME: Eric J. Wiborg II

TELEPHONE NO: 954-394-5773 EMAIL: eric@avcplastics.com (home/cellular)

- 2. APPLICANT''S ADDRESS (if different than the site address): Same
- 3. TYPE OF AGREEMENT AND DESCRIPTION OF REQUEST: City Dock Permit
- 4. SITE ADDRESS: 1029 CORDOVA ROAD, FORT LAUDERDALE, FLORIDA 33316 ZONING: RS 8

LEGAL DESCRIPTION AND FOLIO NUMBER: Lot 34 and the South 12.5 feet of lot 33, Rio Vista Isles Unit 3, According to plat thereof, as recorded in the plat book 7, page 47, of the public records of Broward County Florida,

5. EXHIBITS (In addition to proof of ownership, list all exhibits provided in support of the applications).

Applicant's Signature

<u>. 12/12/2022 .</u> Date

===				=========
The	sum of \$	was paid by the above-named applicant on the	of	
20	Received			

City of Fort Lauderdale

Marine Advisory Board Action Formal Action taken on Commission Action Formal Action taken on

Recommendation	
Action	

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# **RESOLUTION NO. 19-205**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, ESTABLISHING FEES FOR APPLICATIONS FOR DOCK PERMITS ISSUED UNDER SECTION 8-144 PRIVATE USE OF PUBLIC PROPERTY ABUTTING WATERWAYS, AND PROVIDING FOR SEVERABILITY, RESCISSION OF CONFLICTING RESOLUTION PROVISIONS, AND AN EFFECTIVE DATE.

WHEREAS, it has long been the law in Florida that a reasonable license or permit fee may be charged in an amount sufficient to bear the expense of issuing the permit and the costs of necessary inspections and review connected with the administration of the permit; and

WHEREAS, the City of Fort Lauderdale has established an application process that requires technical and legal review of documents, presentation of the application to the Marine Advisory Board for recommendation, drafting of a dock permit resolution, and presentation to the City Commission for approval, and recording of the resolution; and

WHEREAS, the current administrative fee of \$300 for the dock permit application does not cover the City's costs to process the application; and

WHEREAS, based on a review of the staff resources, an application fee of \$1,500 is recommended; and

WHEREAS, the City Commission of the City of Fort Lauderdale, Florida, wishes to establish the application fee for dock permits issued under Section 8-144 Private Use of Public Property Abutting Waterways at \$1,500 effective October 2, 2019; and

WHEREAS, a number of dock holders on Cordova Road between SE 7th Street and SE 12th Street will be required to submit full applications due to the removal of their docks associated with the reconstruction of the City seawall at that location and amendment of the terms and conditions of the dock permit under Section 8-144; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

<u>SECTION 1</u>. The City hereby establishes the application fee for dock permits issued under Section 8-144 Private Use of Public Property Abutting Waterways at \$1,500 effective October 2, 2019.

3

# **RESOLUTION NO. 19-205**

- - -

<u>SECTION 2</u>. The application fee for property owners whose docks were removed due to the seawall construction project on Cordova is hereby waived.

<u>SECTION 3</u>. 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.

SECTION 4. That all Resolutions or parts of Resolutions in conflict are hereby repealed.

SECTION 5. That this Resolution shall be in full force and effect upon final passage.

ADOPTED this the 2nd day of October, 2019.

Mayor

DEAN J. TRANTALIS

ATTEST:

City Clerk JEFFREY A. MODARELLI

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INSTR # 118516152 Recorded 11/15/22 at 09:32 AM Broward County Commission 2 Page(s) Deed Doc Stamps: \$12600.00 #1

Prepared by: Evette Arguinzoni Balocco & Abril, PLLC 4332 East Tradewinds Avenue Lauderdale By The Sea, FL 33308 (954) 530-4731 File No 2022-1001-1001

.

9 : \*

Return to: Colonial Title of Plantation, Inc. 2929 E Commercial Boulevard Suite PH-C Fort Lauderdale, FL 33308

Parcel Identification No. 504211-18-1920

[Space Above This Line For Recording Data]

# WARRANTY DEED

(STATUTORY FORM - SECTION 689.02, F.S.)

This indenture made the  $10^{\text{P}}$  day of November, 2022 between Lori Jean Sisko, a married woman, f/k/a Lori Jean Marcellino, whose post office address is 1500 SE 13<sup>th</sup> Street, Fort Lauderdale, FL 33316, of the County of Broward, State of Florida, and Miles Austin Forman, a married man, whose post office address is 1804 SE 9<sup>th</sup> Street, Fort Lauderdale, FL 33316, of the County of Broward, State of Florida, collectively the Grantor, to Eric J. Wiborg, II, a single man, whose post office address is 1029 Cordova Road, Fort Lauderdale, FL 33316, of the County of Broward, State of Florida, Grantee:

WITNESSETH, that said Grantor, for and in consideration of the sum of TEN DOLLARS (U.S.\$10.00) and other good and valuable considerations to said Grantor in hand paid by said Grantees, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said Grantees, and Grantees' heirs and assigns forever, the following described land, situate, lying and being in Broward County, Florida, to-wit:

The South 12.5 feet of Lot 33 and all of Lot 34, Block 22, RIO VISTA ISLES UNIT 3, according to the Plat thereof, recorded in Plat Book 7, Page 47, of the Public Records of Broward County, Florida.

Together with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

SUBJECT TO land use designation, zoning restrictions, prohibitions and other requirements imposed by governmental authority, none of which are hereby reimposed; restrictions, easements and matters appearing on the Plat or otherwise common to the subdivision, none of which are hereby reimposed; and taxes for the year of closing and subsequent years.

Grantor hereby certifies that the above-described real property is not now nor has it ever been the homestead or the primary residence of Grantor nor has it been adjacent to or contiguous to the homestead or primary residence of Grantor.



TO HAVE AND TO HOLD the same in fee simple forever.

And Grantors hereby covenant with the Grantee that the Grantors are lawfully seized of said land in fee simple, that Grantors have good right and lawful authority to sell and convey said land and that the Grantors hereby fully warrant the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2021.

In Witness Whereof, Grantor has hereunto set Grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence: WITNESS PRINT NAME **WITNESS** PRINT NAME

lean Marcellino

Miles Austin Forman

STATE OF FLORIDA COUNTY OF BROWARD

NAME:

WITNE

WITNESS PRINT NAME PA

PRINT

The foregoing instrument was acknowledged before me by means of  $\square$  physical presence or  $\square$  online notarization this  $10^{-1}$  day of November, 2022, by Lori Jean Sisko f/k/a Lori Jean Marcellino and Miles Austin Forman.

Signature of Notary Public Print, Type/Stamp Name of Notary

EVETTE ARGUINZONI MY COMMISSION # HH 050913 EXPIRES: January 13, 2025 Bonded Thru Notary Public Underwriters

Contraction of the Contractor Contra

Personally Known: \_\_\_\_\_ OR Produc Type of Identification Produced:

OR Produced Identification:





# PROPERTY SUMMARY

Tax Year: 2023	Property Use: 01-01 Single Family	Deputy Appraiser: Residential Department
Property ID: 504211181920	Millage Code: 0312	Appraisers Number: 954-357-6831
Property Owner(s):WIBORG,ERIC J II	Adj. Bldg. S.F: 2202	Email: realprop@bcpa.net
Mailing Address: 1029 CORDOVA ROAD FORT LAUDERDALE, FL	Bldg Under Air S.F: 1861	Zoning : RS-8 - RESIDENTIAL SINGLE
33316	Effective Year: 1959	FAMILY/LOW MEDIUM DENSITY
Physical Address: 1029 CORDOVA ROAD FORT LAUDERDALE,	Year Built: 1954	Abbr. Legal Des.: RIO VISTA ISLES UNIT 3
33316-1449	Units/Beds/Baths: 1 / 2 / 2.5	7-47 B LOT 33 S 12.5,34 BLK 22

### PROPERTY ASSESSMENT

Year	Land	Building / Improvement	Agricultural Saving	Just / Market Value	Assessed / SOH Value	Тах
2023	\$307,120	\$712,140	0	\$1,019,260	\$1,019,260	
2022	\$307,120	\$712,140	0	\$1,019,260	\$910,500	\$18,113.79
2021	\$307,120	\$520,610	0	\$827,730	\$827,730	\$15,921.84

## EXEMPTIONS AND TAXING AUTHORITY INFORMATION

	County	School Board	Municipal	Independent
Just Value	\$1,019,260	\$1,019,260	\$1,019,260	\$1,019,260
Portability	0	0	0	0
Assessed / SOH	\$1,019,260	\$1,019,260	\$1,019,260	\$1,019,260
Granny Flat				
Homestead	0	0	0	0
Add. Homestead	0	0	0	0
Wid/Vet/Dis	0	0	0	0
Senior	0	0	0	0
Exemption Type	0	0	0	0
Affordable Housing	0	0	0	0
Taxable	\$1,019,260	\$1,019,260	\$1,019,260	\$1,019,260

SALES HISTOR	RY FOR THIS PARCEL			LAND CALC	CULATIONS	
Date	Туре	Price	Book/Page or Cin	Unit Price	Units	Туре
11/10/2022	Warranty Deed Qualified Sale	\$1,800,000	118516152	\$40.00	7,678 SqFt	Square Foot
12/16/2011	Warranty Deed Qualified Sale	\$515,000	48422 / 207			
10/29/2002	Quit Claim Deed	\$100	34056 / 702			
10/13/1997	Quit Claim Deed	\$100	27371 / 879			
07/22/1997	Order Determining Homestead		27128 / 327			

# RECENT SALES IN THIS SUBDIVISION

Property ID	Date	Туре	Qualified/ Disqualified	Price	CIN	Property Address
504211181920	11/10/2022	Warranty Deed	Qualified Sale	\$1,800,000	118516152	1029 CORDOVA RD FORT LAUDERDALE, FL 33316
504211182460	11/03/2022	Warranty Deed	Qualified Sale	\$995,000	118512425	708 SE 9 ST FORT LAUDERDALE, FL 33316
504211181310	10/26/2022	Multi Special Warranty Deed	Excluded Sale	\$2,950,000	118490629	1130 S FEDERAL HWY FORT LAUDERDALE, FL 33316
504211181330	10/26/2022	Multi Special Warranty Deed	Excluded Sale	\$2,950,000	118490629	S FEDERAL HWY FORT LAUDERDALE, FL
504211181340	10/26/2022	Multi Special Warranty	Excluded Sale	\$2,950,000	118490629	1140 S FEDERAL HWY Exhibit AUDERDALE, Page 11 of 26

SPECIAL ASSESSMENT Fire Ft Lauderdale Fire-rescue (03)	Garb	Light	Drain	Impr	Safe	Storm (F1)	Clean	Misc	SCHOOL Harbordale El Sunrise Midd Fort Lauderda	le: C
Residential (R)										
1						1.00				
ELECTED OFFICIALS										
Property Appraiser	County	Comm. Di	strict	Co	unty Co	mm. Name	ri T	US Hous	e Rep. District	US House Rep. Name
Marty Kiar		4			Lamar F	P. Fisher			22	Ted Deutch
lorida House Rep.										
District	Florida Ho	use Rep. I	Vame	Flor	ida Sena	tor Distric	t i	Florida Sei	nator Name	School Board Member

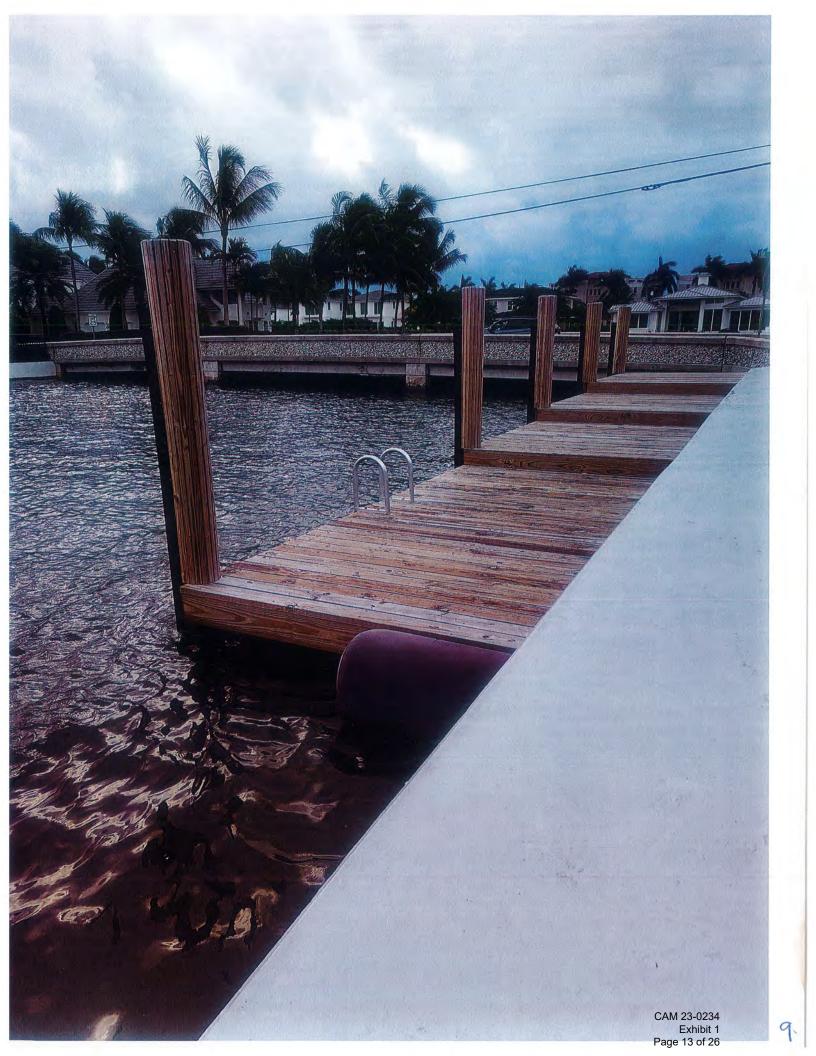
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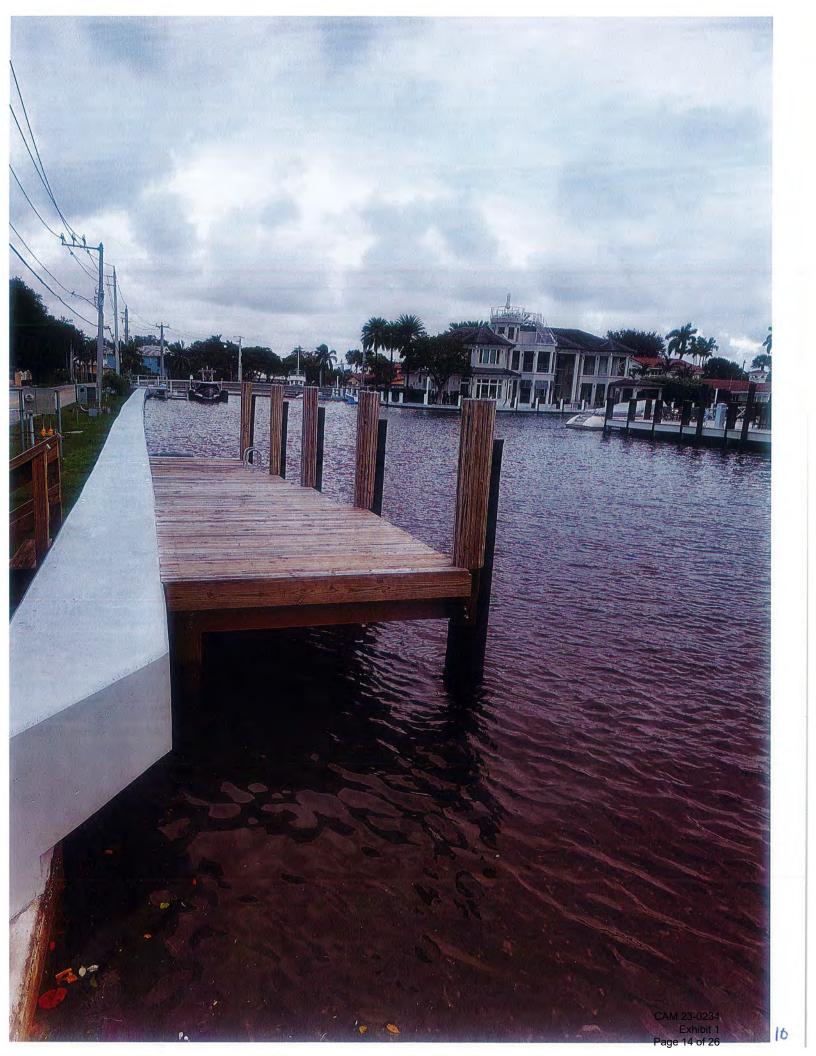
Gary M. Farmer, Jr.

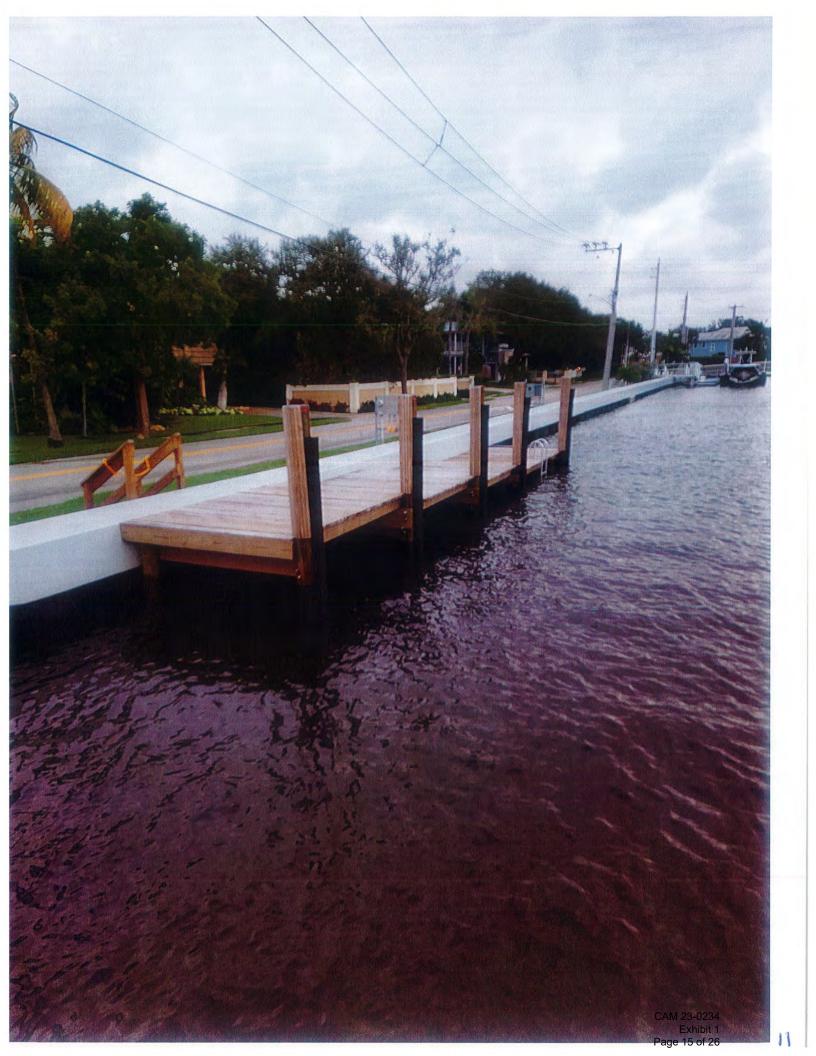
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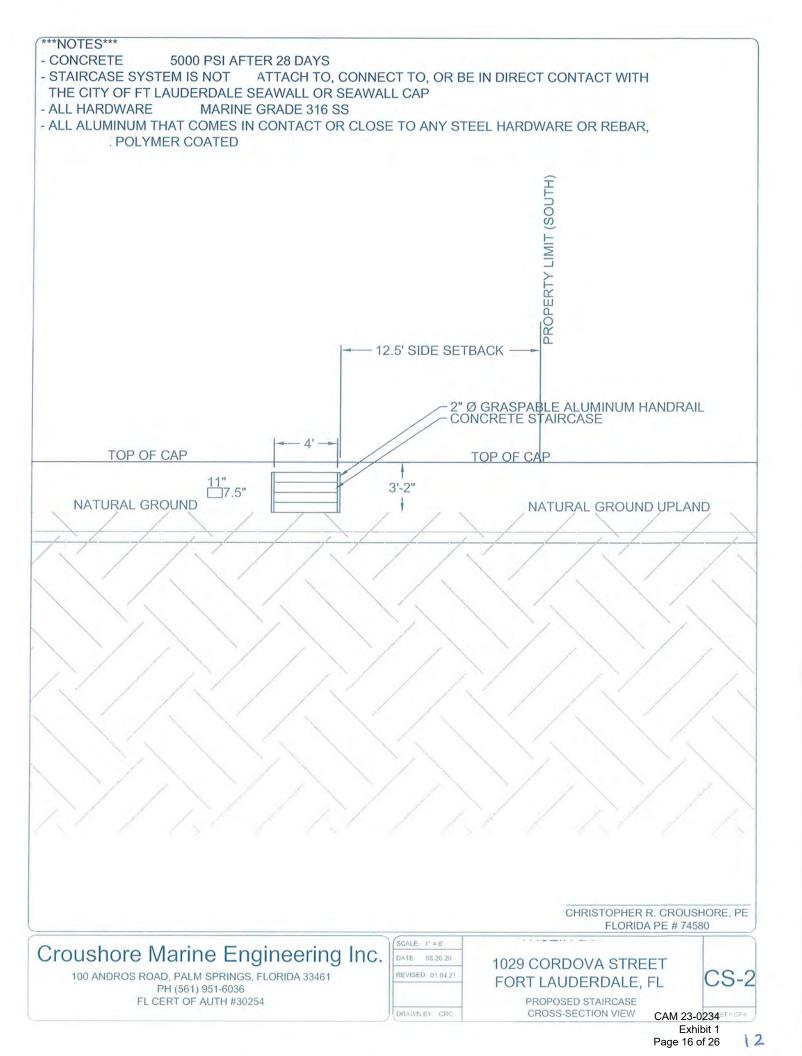
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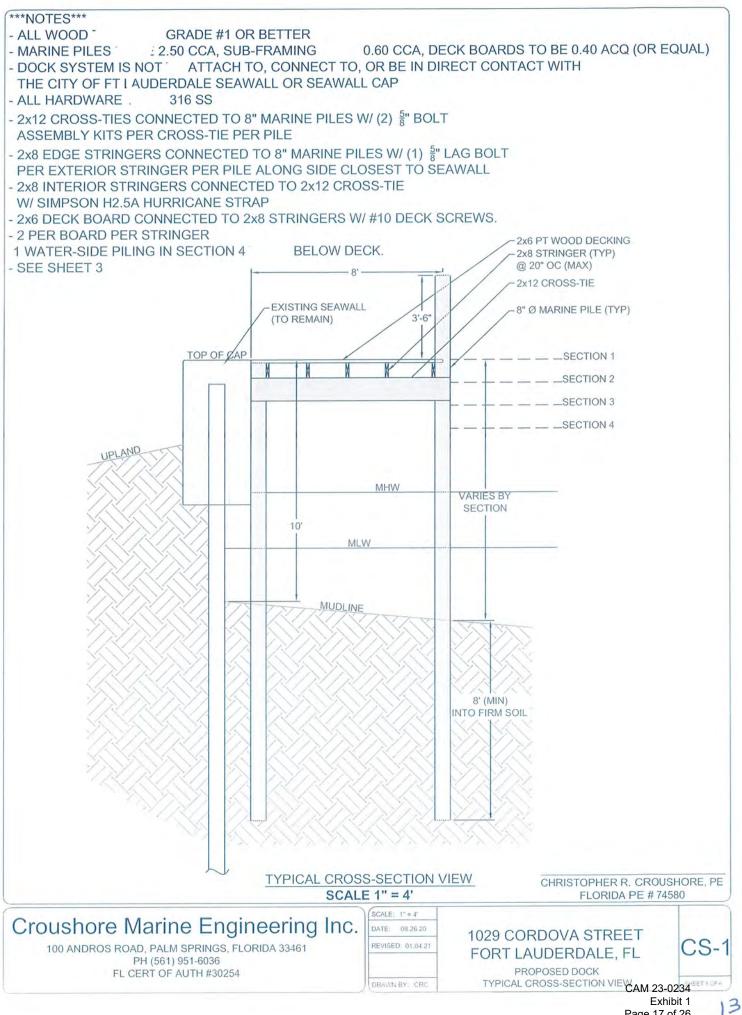
Sarah Leonardi



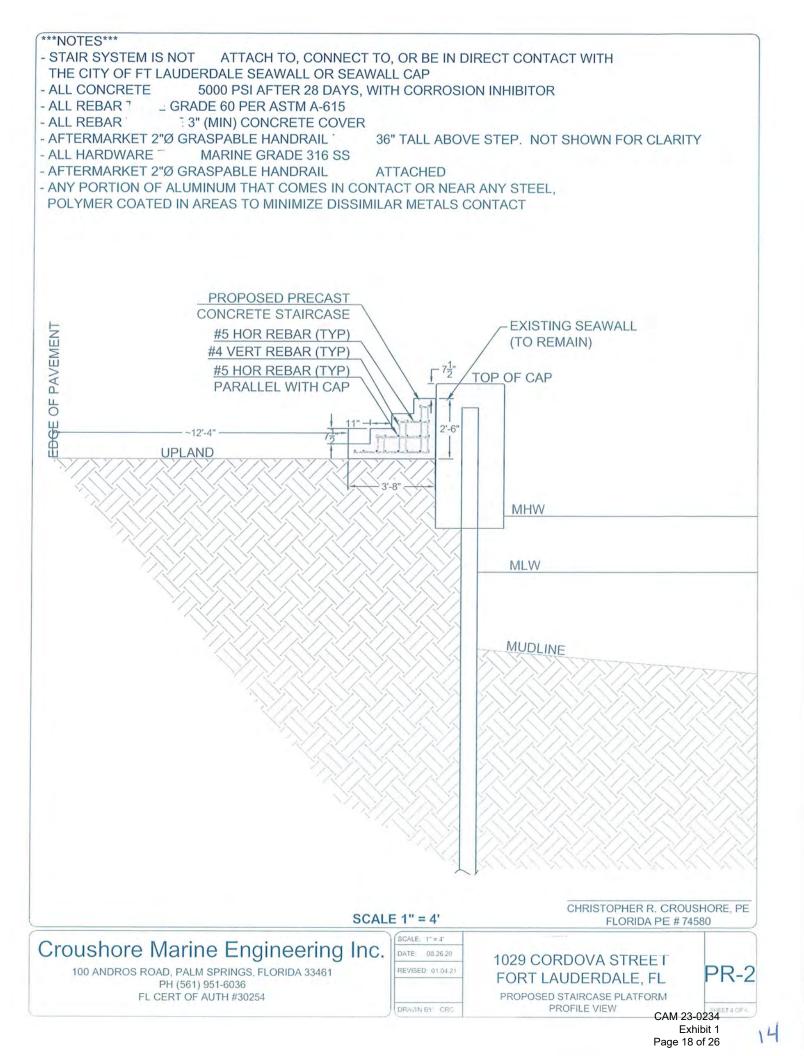


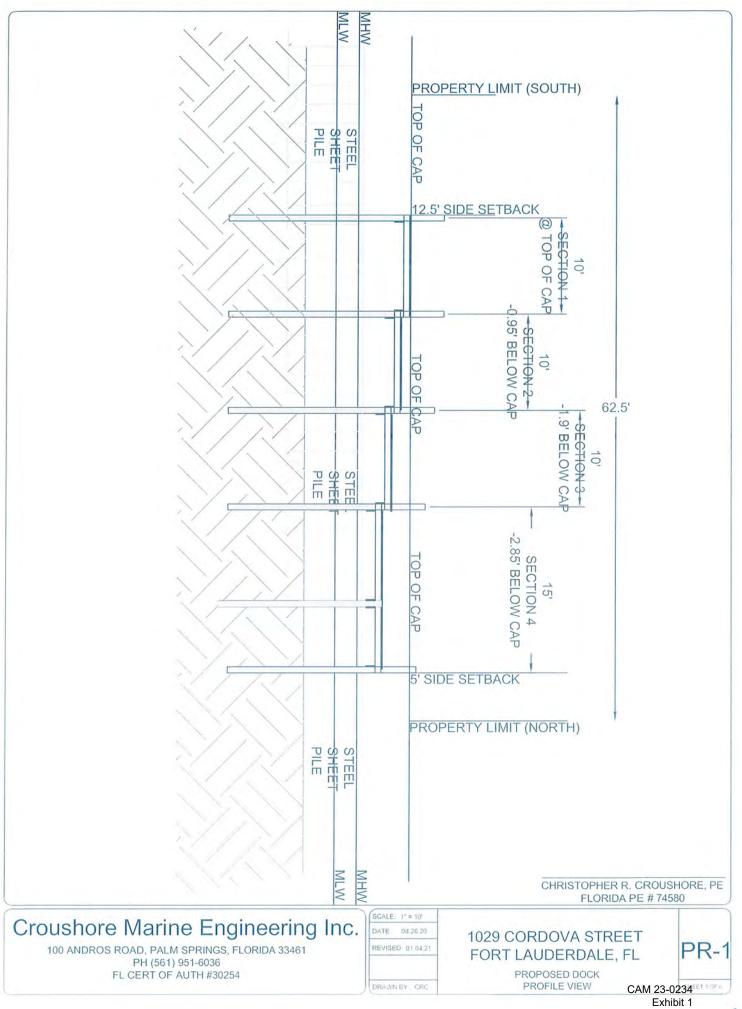




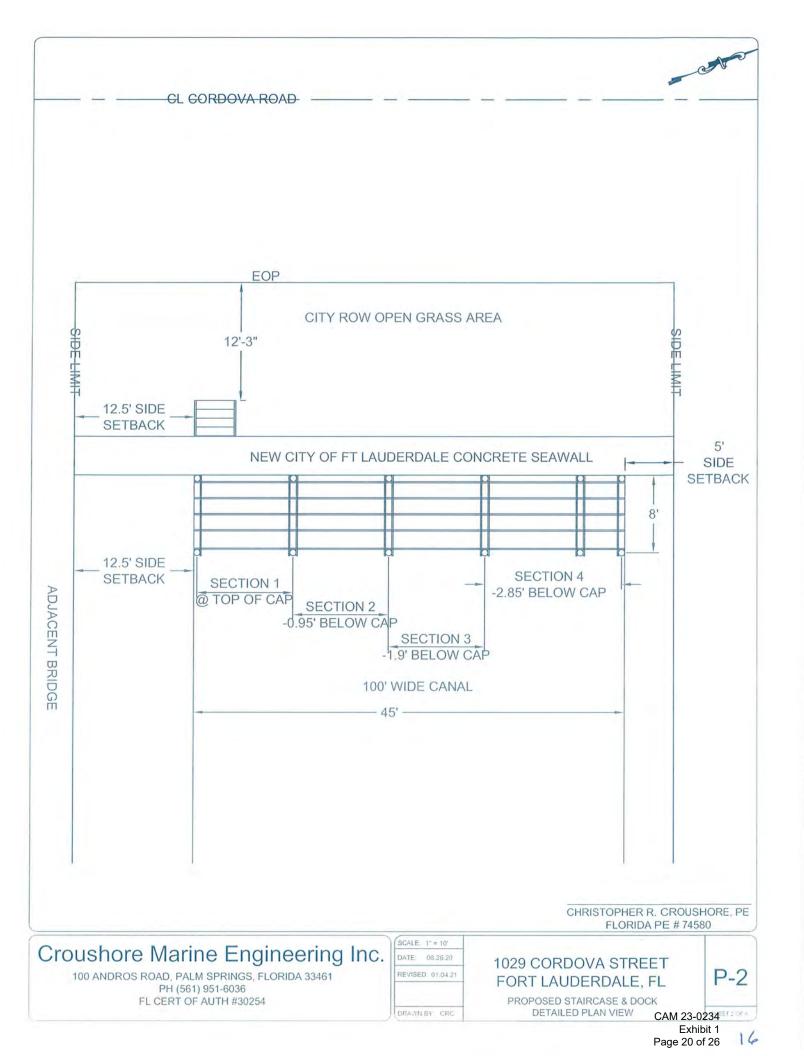


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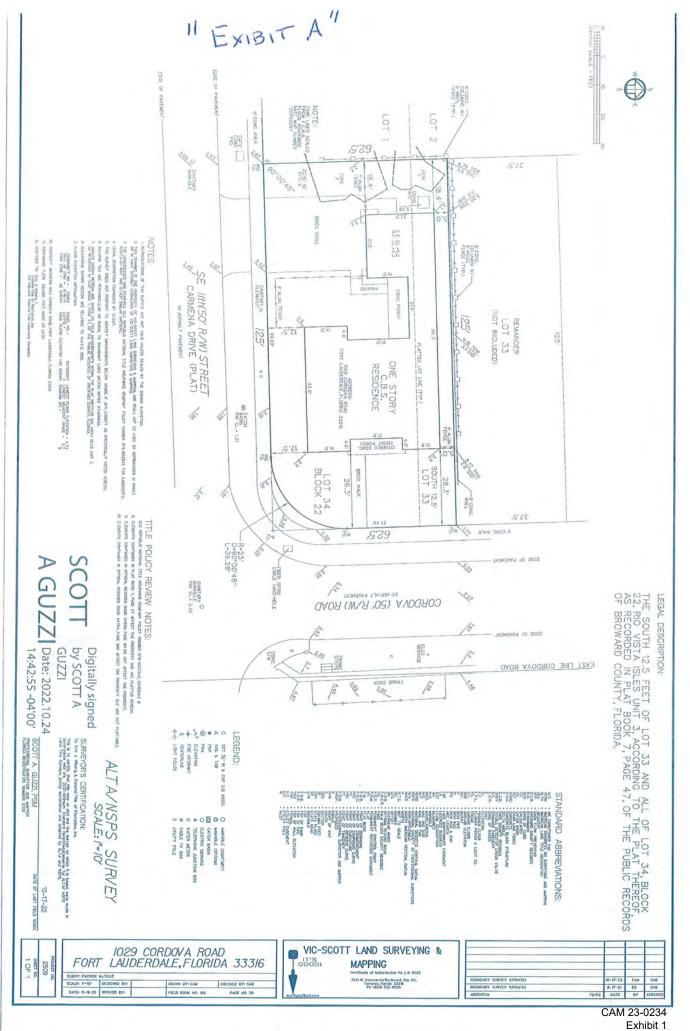
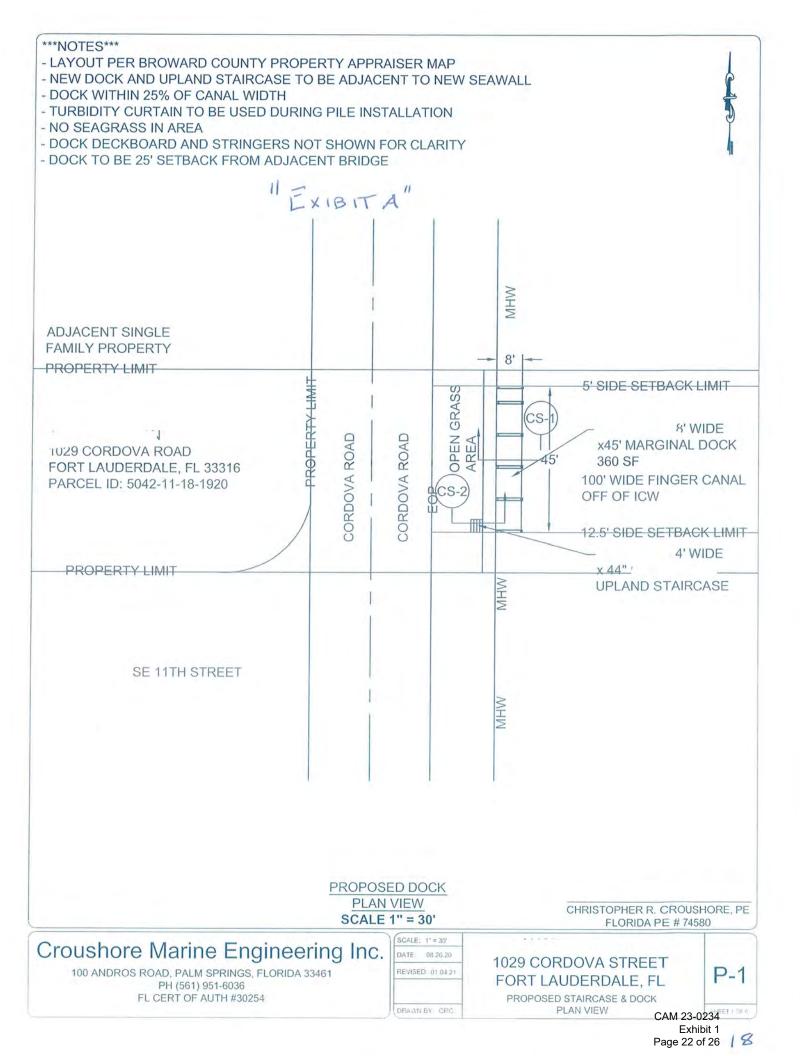
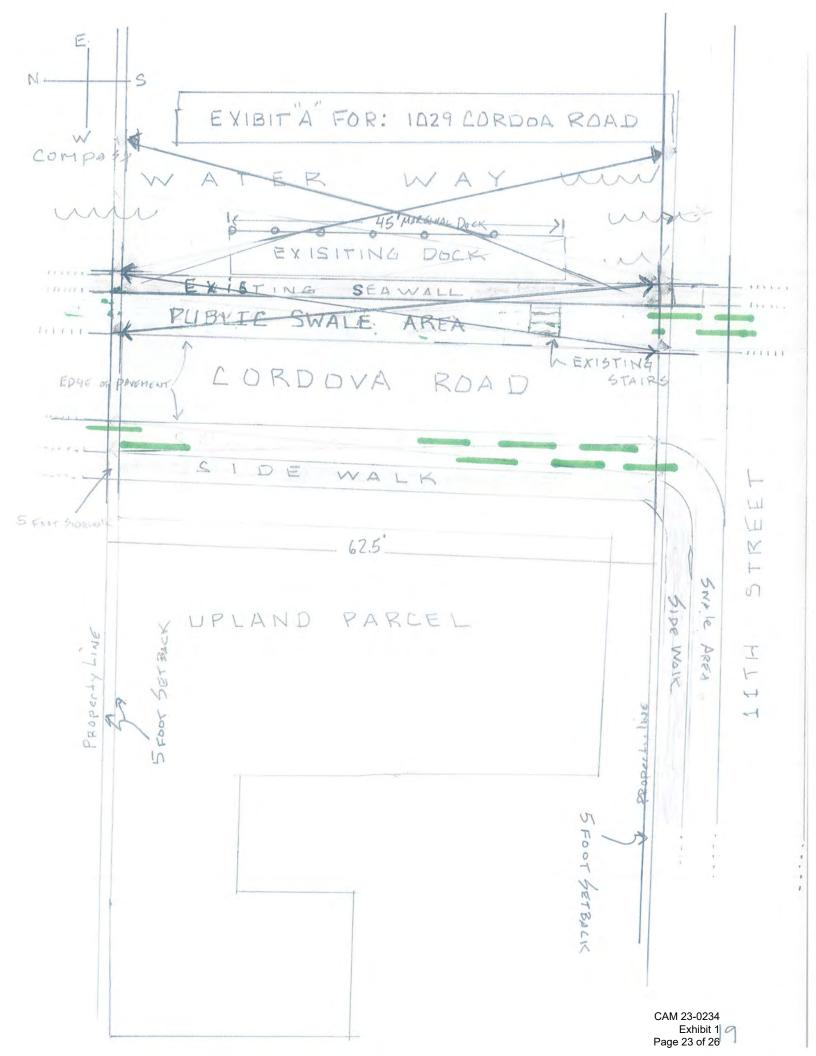
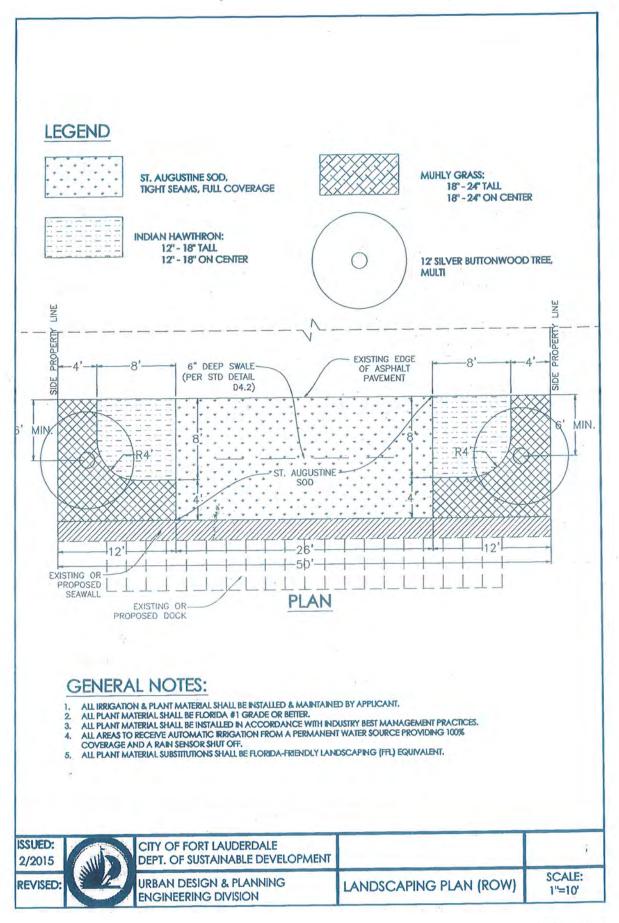


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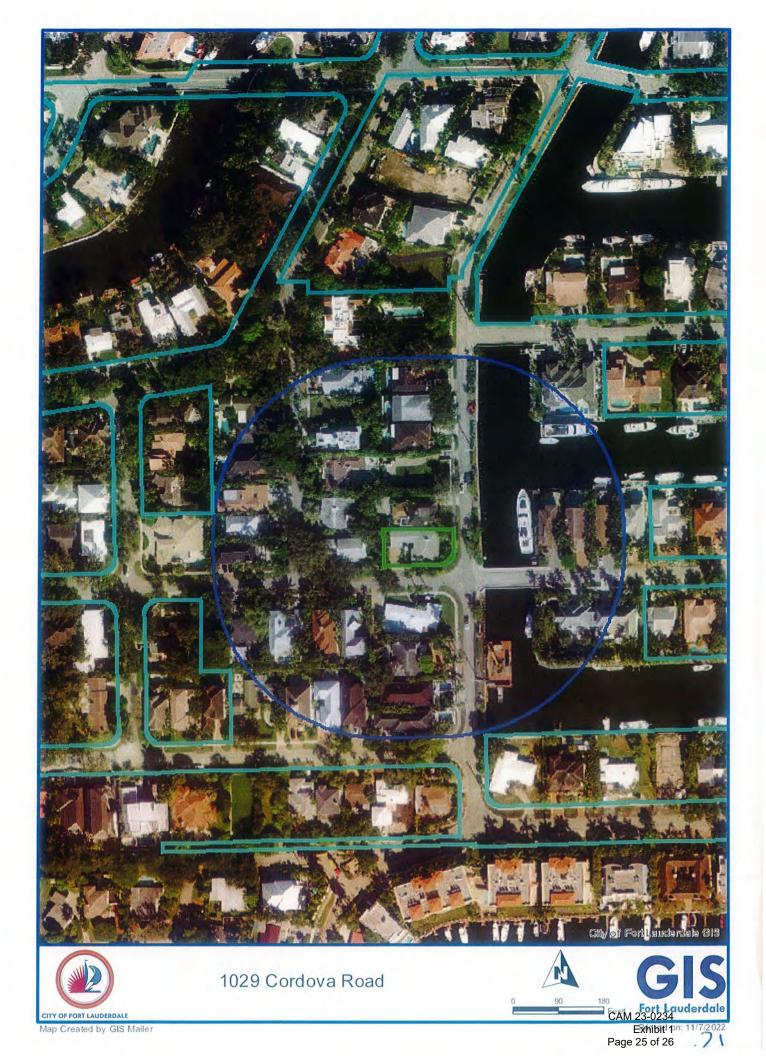






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#### **Electric Bill Statement**

For: Nov 14, 2022 to Dec 2, 2022 (18 days) Statement Date: Dec 2, 2022 Account Number: 04612-50441 Service Address: 1029 CORDOVA RD FORT LAUDERDALE, FL 33316

### Hello Eric J Wiborg Ii, Here's what you owe for this billing period.

# CURRENT BILL

\$77.47 TOTAL AMOUNT YOU OWE

# Dec 27, 2022

NEW CHARGES DUE BY

Balance before new charges	0.00
Total new charges	77.47
Total amount you owe	\$77.47
(See )	bage 2 for bill details.)

The Florida Public Service Commission is reviewing proposed rates that would take effect on Jan. 1, 2023. Learn more at FPL.com/Rates.

#### **KEEP IN MIND**

- Thank you for enrolling in the FPL E-Mail Bill program. Now that you are participating, THIS WILL BE THE LAST PAPER BILL YOU RECEIVE FROM FPL. You will be notified of future bills by e-mail.
- Payments received after December 27, 2022 are considered late; a late payment charge, the greater of \$5.00 or 1.5% of your past due balance will apply. Your account may also be billed a deposit adjustment.
- This billing period is less than a month; bill factors are available upon request.
- We've installed a smart meter on your property and it's ready to give you information--by the month, day and hour--about your energy use. For more information about the benefits, including how the smart meter will be read remotely, visit www.FPL.com/smartmeter.
- The Service/Initial Charge is a one-time charge to defray administrative costs required to start your electric service or to make a change to your account at your request.

