

RESOLUTION NO. 23-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, DELEGATING AUTHORITY TO THE CITY MANAGER TO REQUEST THE FLORIDA DEPARTMENT OF TRANSPORTATION ("FDOT") TO CONVEY A FEE SIMPLE INTEREST SURPLUS REAL PROPERTY TO THE CITY OF FORT LAUDERDALE ("CITY") TO BE UTILIZED FOR THE PUBLIC PURPOSE OF RESTORING AND MAINTAINING THE WATERWAY OF THE OSCEOLA CREEK, A TRIBUTARY TO THE SOUTH FORK OF THE NEW RIVER, SUCH REAL PROPERTY BEING IDENTIFIED IN THE SKETCH & LEGAL DESCRIPTION ATTACHED TO THIS RESOLUTION LABELED AS EXHIBIT "A"; REPEALING ANY AND ALL PARTS OF RESOLUTIONS IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

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WHEREAS, the FDOT acquires real properties for transportation facilities for the citizens of the State of Florida; and

WHEREAS, the FDOT is permitted by law to convey real property that FDOT no longer needs and determines to be surplus to other public entities to further the public needs of the State of Florida; and

WHEREAS, the CITY can utilize FDOT's surplus real property described on the attached Exhibit "A" for the benefit of restoring and maintaining the waterway at the Osceola Creek; and

WHEREAS, it is in the best interests of the citizens of the State of Florida to gain the most benefit from real properties acquired with public funds; and

WHEREAS the CITY is requesting that FDOT convey to the CITY surplus real property described in the attached Exhibit "A"; and

WHEREAS, the surplus real property is sought for the restoration and management of the Osceola Creek, a tributary of the South Fork of New River and is proposed to be conveyed to the CITY for the public purpose of providing stormwater management pursuant to the CITY's Osceola Creek Project and would serve a valid municipal purpose.

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

SECTION 1. The foregoing recitals are true and correct and incorporated into this Resolution by reference.

SECTION 2. The CITY, by and through its City Manager, requests the FDOT to convey title without consideration to the surplus real property described in the attached Exhibit "A" to the City pursuant to Section 337.25 (4) (b), Florida Statutes (2022).

SECTION 3. The surplus real property to be conveyed to the CITY by FDOT will be used for the stormwater management which will be in the best interests of the general public for the CITY and will serve a valid municipal purpose.

SECTION 4. Upon adoption of this Resolution, the City Clerk shall forward an executed copy of this Resolution to Carlos Martinez, Florida Department of Transportation, 3400 W. Commercial Blvd., Fort Lauderdale, FL 33309-3421, for further handling.

ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2023.

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

ATTEST:

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

Dean J. Trantalis \_\_\_\_\_

John C. Herbst \_\_\_\_\_

APPROVED AS TO FORM:

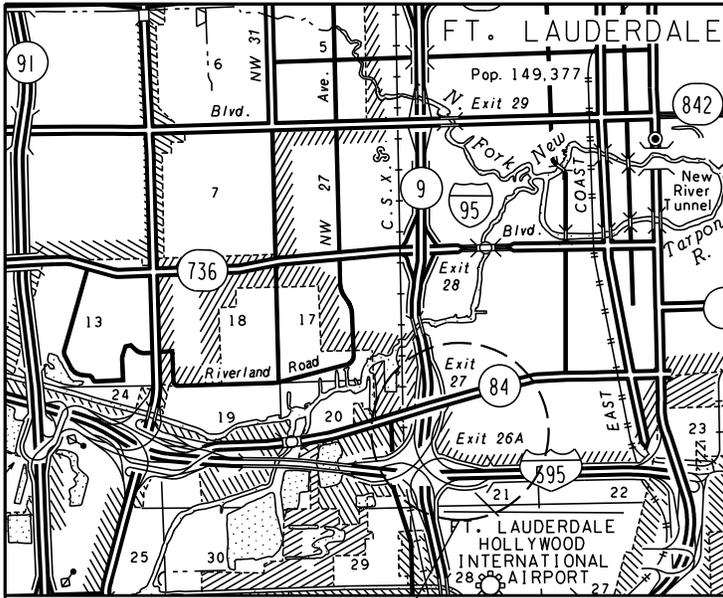
Steven Glassman \_\_\_\_\_

Pamela Beasley-Pittman \_\_\_\_\_

\_\_\_\_\_  
Interim City Attorney  
D'Wayne Spence

Warren Sturman \_\_\_\_\_

# EXHIBIT "A"



LOCATION MAP

RGE. 42 E.

## PARCEL LOCATION

NOT TO SCALE

## PARCEL 167 PART TRANSFER

### LEGEND:

- Δ = DELTA
- ⊕ = BASELINE OF SURVEY
- B.C.R. = BROWARD COUNTY RECORDS
- (C) = CALCULATED
- C.B. = CHORD BEARING
- COR. = CORNER
- D.C.R. = MIAMI-DADE COUNTY RECORDS
- EXIST. = EXISTING
- F.P. = FINANCIAL PROJECT
- L = LENGTH
- L/A = LIMITED ACCESS
- LB = LICENSE BUSINESS
- (M) = MAP
- (P) = PLAT
- P.B. = PLAT BOOK
- PG. = PAGE
- P.O.B. = POINT OF BEGINNING
- R = RADIUS
- REF. = REFERENCE
- R/W = RIGHT OF WAY
- RGE. = RANGE
- RT = RIGHT
- SEC. = SECTION
- S.R. = STATE ROAD
- STA. = STATION
- T = TANGENT
- TWP. = TOWNSHIP

OWNER: STATE OF FLORIDA  
 PARCEL AREA = 1.477 Acres (64,319 SQUARE FEET)  
 REMAINING AREA = N/A

### GENERAL NOTES:

1. BEARINGS AND COORDINATES SHOWN HEREON ARE RELATIVE TO THE STATE PLANE COORDINATES, FLORIDA EAST ZONE, NORTH AMERICAN DATUM OF 1983/1990 ADJUSTMENT (NAD 83/90). A BEARING OF NORTH 01°11'28" WEST, HAS BEEN ESTABLISHED BASED ON THE EXISTING EASTERLY L/A R/W LINE OF S.R. 862 / I-595, AS SHOWN F.D.O.T. R/W MAP FOR S.R. 862 / I-595, SECTION 86095-2405, SHEET 17, DATED APRIL 1983. AS ON FILE AT DISTRICT IV SURVEYING AND MAPPING IN FORT LAUDERDALE, FLORIDA.
2. THIS SKETCH EXISTS SOLELY FOR THE PURPOSE OF ILLUSTRATING THE LEGAL DESCRIPTION TO WHICH IT IS ATTACHED.
3. ALL DIMENSIONS ARE BASED ON THE AFORESAID F.D.O.T. R/W MAP FOR S.R. 862 / I-595, UNLESS OTHERWISE NOTED.

STATE OF FLORIDA  
 DEPARTMENT OF TRANSPORTATION  
 DISTRICT 4-SURVEYING AND MAPPING  
 3400 WEST COMMERCIAL BOULEVARD  
 FT. LAUDERDALE, FLORIDA 33309  
 (954) 777-4560

VAULT:/rwmapping/R4233056/RWPS167PART.DGN

## FLORIDA DEPARTMENT OF TRANSPORTATION PARCEL SKETCH - NOT A SURVEY

STATE ROAD NO. 862 / I-595

BROWARD COUNTY

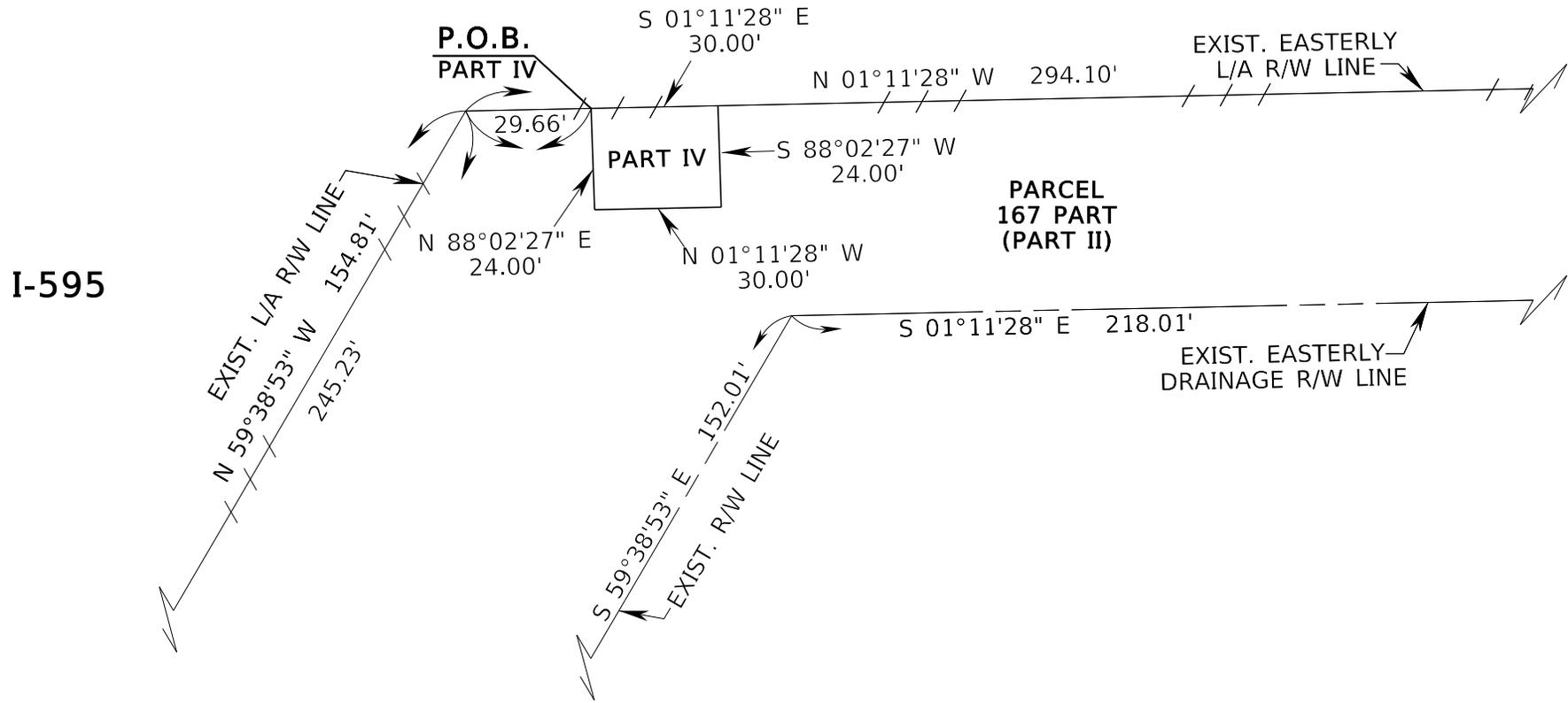
REVISE LABELS	BAIN	12/14/22	BY	DATE	PREPARED BY:	SCALE:	FM No. 423305-6-32-01
REV. SQ. FT. / ACRES	BAIN	10/28/22	DRAWN	MJR	10/13/2021	N/A	
ADD LESS OUTS	BAIN	06/16/22	CHECKED	EEW	10/15/2021	F.P. NO. N/A	SECTION 86095-2405
REVISION	BY	DATE					GAM 23-0016 SHEET 1 OF 8 Exhibit 1



**EXHIBIT "A"**  
CITY OF FORT LAUDERDALE

SEC. 21, TWP. 50 S., RGE. 42 E.  
Scale: 1" = 40'

**I-95**



**BARRETT'S SUBDIVISION OF THE WEST 1/2 OF SECTION 21**

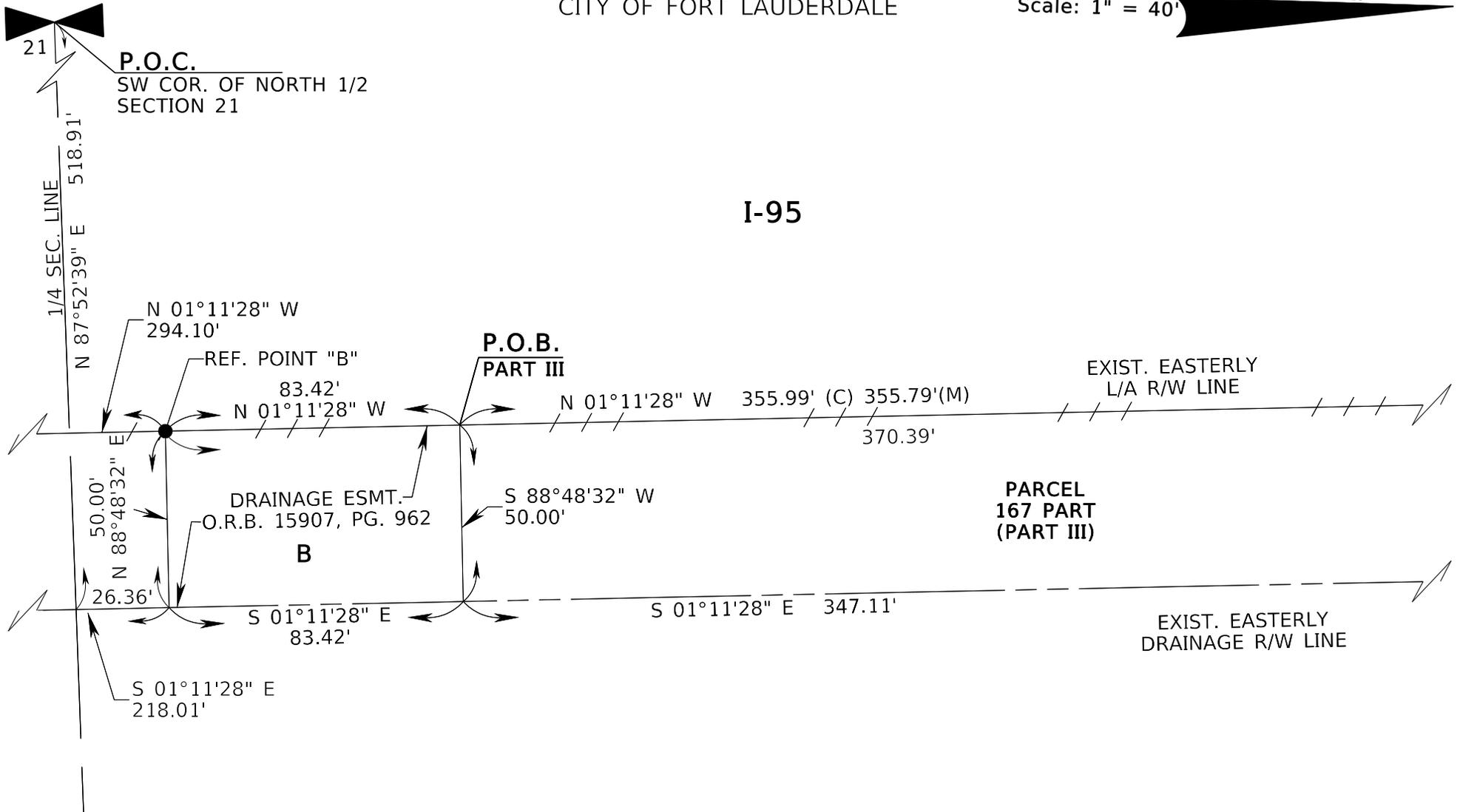
**P.B. 1, PG. 46, D.C.R.**

VAULT:/rwmapping/R4233056/RWPS167PART.DGN

<b>FLORIDA DEPARTMENT OF TRANSPORTATION PARCEL SKETCH THIS IS NOT A SURVEY</b>	REVISE LABELS	BAIN	12/14/22	<b>STATE ROAD NO. 862 / I-95</b>				<b>BROWARD COUNTY</b>	
	REV. SQ. FT. / ACRES	BAIN	10/28/22	BY	DATE	PREPARED BY:	SCALE:	FM No. 423305-6-32-01	
	ADD LESS OUTS	BAIN	06/16/22	DRAWN	MJR	10/13/2021	1" = 40'		
	REVISION	BY	DATE	CHECKED	EEW	10/15/2021	F.P. NO. N/A	SECTION 86095-2405	
							GAM 23-0046	3 OF 8	

**EXHIBIT "A"**  
CITY OF FORT LAUDERDALE

SEC. 21, TWP. 50 S., RGE. 42 E.  
Scale: 1" = 40'



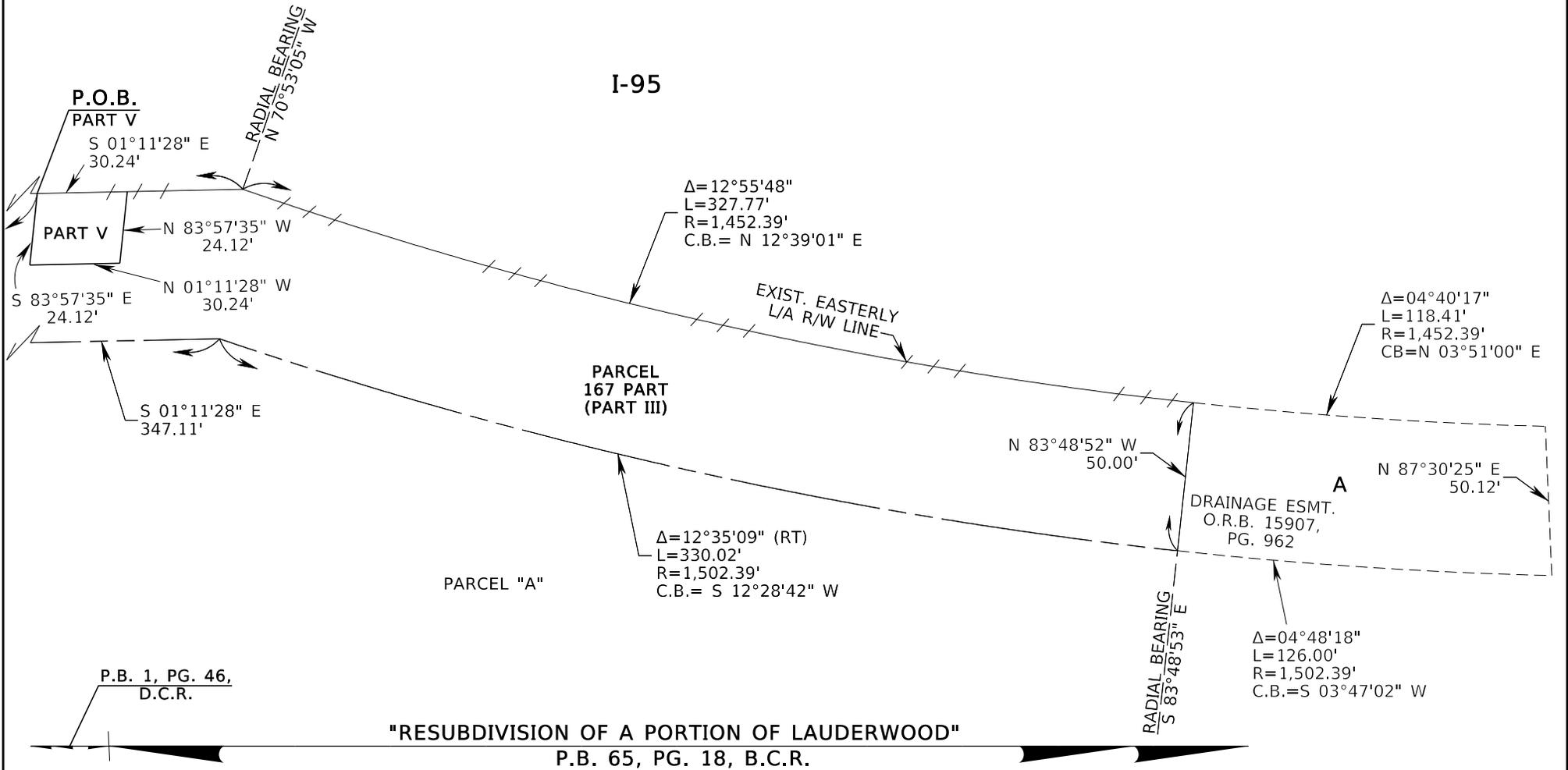
**BARRETT'S SUBDIVISION OF THE WEST 1/2 OF SECTION 21**  
P.B. 1, PG. 46, D.C.R.

VAULT:/rwmapping/R4233056/RWPS167PART.DGN

<b>FLORIDA DEPARTMENT OF TRANSPORTATION PARCEL SKETCH THIS IS NOT A SURVEY</b>	REVISE LABELS	BAIN	12/14/22	<b>STATE ROAD NO. 862 / I-95</b>				<b>BROWARD COUNTY</b>	
	REV. SQ. FT. / ACRES	BAIN	10/28/22	BY	DATE	PREPARED BY:	SCALE:	FM No. 423305-6-32-01	
	ADD LESS OUTS	BAIN	06/16/22	DRAWN	MJR	10/13/2021	FDOT DISTRICT 4	1" = 40'	
	REVISION	BY	DATE	CHECKED	EEW	10/15/2021	F.P. NO. N/A	SECTION 86095-2405	
								GAM 23-0046 Sheet 4 OF 8 Exhibit 1	

**EXHIBIT "A"**  
CITY OF FORT LAUDERDALE

SEC. 21, TWP. 50 S., RGE. 42 E.  
Scale: 1" = 50'



VAULT:/rwmapping/R4233056/RWPS167PART.DGN

<b>FLORIDA DEPARTMENT OF TRANSPORTATION PARCEL SKETCH THIS IS NOT A SURVEY</b>	REVISE LABELS	BAIN	12/14/22	<b>STATE ROAD NO. 862 / I-95</b>				<b>BROWARD COUNTY</b>	
	REV. SQ. FT. / ACRES	BAIN	10/28/22	BY	DATE	PREPARED BY:	SCALE:	FM No. 423305-6-32-01	
	ADD LESS OUTS	BAIN	06/16/22	DRAWN	MJR	10/13/2021	1" = 50'		
	REVISION	BY	DATE	CHECKED	EEW	10/15/2021	F.P. NO. N/A	SECTION 86095-2405	
							GAM 23-0046		SHEET 5 OF 8

# EXHIBIT "A"

PART I

Those portions of: Parcel A of the RESUBDIVISION OF A PORTION OF LAUDERWOOD, according to the Plat thereof, as recorded in Plat Book 65, Page 18, of the Public Records of Broward County, Florida AND Tracts 8 and 9 and the unnumbered Tract between said Tracts 8 and 9, BARRETT'S SUBDIVISION, of the West 1/2 of Section 21, Township 50 South, Range 42 East, as recorded in Plat Book 1, Page 46, of the Public Records of Miami-Dade County, Florida; being more particularly described as follows:

Commence at the Southwest corner of the North 1/2 of said Section 21; thence run along the South line of said North 1/2, North 87°52'39" East 518.91 feet; Thence South 01°11'28" East 191.65 feet; Thence South 59°38'53" East 252.01 feet to the POINT OF BEGINNING (Part I); Thence South 30°21'07" West 85.03 feet to a point herein after referred as Reference Point A; Thence North 88°25'37" East 100.15 feet; Thence North 30°21'03" East 32.07 feet; Thence North 59°38'53" West 85.00 feet to the POINT OF BEGINNING (Part I).

Containing 4,977 square feet, more or less.

TOGETHER WITH

PART II

COMMENCE at Reference Point A, thence South 88°25'37" West, a distance of 11.29 feet to a point on the Existing L/A R/W line of S.R. 862 / I-595 (as shown on F.D.O.T. R/W map for S.R. 862 / I-595, Section 86095-2405, Page 17, dated April 1983); Thence North 59°38'53" West along aforesaid Existing L/A R/W line, a distance of 90.42 feet to the POINT OF BEGINNING (Part II); Thence continue North 59°38'53" West along said Existing L/A R/W line, a distance of 154.81 feet to point on the Existing Easterly L/A R/W line of said S.R. 862 / I-595 (as shown on aforesaid F.D.O.T. R/W map for S.R. 862 / I-595, Section 86095-2405; Thence North 01°11'28" West along said Existing Easterly L/A R/W line, a distance of 294.10 feet to a point herein after referred as Reference Point B; Thence North 88°48'32" East, a distance of 50.00 feet to a point on the Existing Easterly Drainage R/W line; Thence South 01°11'28" East along said Existing Easterly Drainage R/W line, a distance of 218.01 feet; Thence continue South 59°38'53" East along aforesaid Existing R/W line, a distance of 152.01 feet; Thence South 30°21'07" West, a distance of 91.00 feet to the POINT OF BEGINNING (Part II).

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				<b>FLORIDA DEPARTMENT OF TRANSPORTATION</b>			
				<b>PARCEL SKETCH - THIS IS NOT A SURVEY</b>			
				<b>STATE ROAD NO. 862 / I-595</b>		<b>BROWARD COUNTY</b>	
REVISE LABELS	BAIN	12/14/22		BY	DATE	PREPARED BY:	SCALE:
REV. SQ. FT. / ACRES	BAIN	10/28/22				FDOT DISTRICT 4	N/A
ADD LESS OUTS	BAIN	06/16/22		DRAWN	MJR	10/13/2021	
REVISION	BY	DATE		CHECKED	EEW	10/15/2021	
				F.P. NO. N/A		SECTION 86095-2405	
						CAM 23-0046 Exhibit 1	

# EXHIBIT "A"

PART II CONTINUED

LESS PART IV

COMMENCE at Reference Point A, thence South 88°25'37" West, a distance of 11.29 feet to a point on the Existing L/A R/W line of S.R. 862 / I-595 (as shown on F.D.O.T. R/W map for S.R. 862 / I-595, Section 86095-2405, Page 17, dated April 1983); Thence North 59°38'53" West along aforesaid Existing L/A R/W line, a distance of 245.23 feet; Thence continue North 01°11'28" West along said Existing L/A R/W line, a distance of 29.66 feet to the POINT OF BEGINNING (Part IV); Thence North 88°02'27" East, a distance of 24.00 feet; Thence North 01°11'28" West, a distance of 30.00 feet; Thence South 88°02'27" West, a distance of 24.00 feet; thence South 01°11'28" East, a distance of 30.00 feet to the POINT OF BEGINNING (Part IV).

Containing 0.598 acres (26,044 square feet), more or less.

TOGETHER WITH

PART III

COMMENCE at Reference Point B, thence North 01°11'28" West along aforesaid Existing Easterly L/A R/W line, a distance of 83.42 feet to the POINT OF BEGINNING (Part III); Thence continue North 01°11'28" West along said Existing Easterly L/A R/W line, a distance of 355.99 feet to the beginning of a non-tangent curve concave Northwesterly, having a chord bearing of North 12°39'01" East; Thence Northeasterly along the said curve, having a radius of 1,452.39 feet, through a central angle of 12°55'48" and arc distance of 327.77 feet to the end of said curve; Thence South 83°48'52" East, a distance of 50.00 feet to a point on the aforesaid Existing Easterly Drainage R/W line, and a point on a non-tangent curve concave Northwesterly, having a chord bearing of South 12°28'42" West; Thence Southwesterly along the said curve and said Existing Easterly Drainage R/W line, having a radius of 1,502.39 feet, through a central angle of 12°35'09" and arc distance of 330.02 feet to the end of said curve; Thence continue South 01°11'28" East along said Existing Easterly Drainage R/W line, a distance of 347.11 feet; Thence South 88°48'32" West, a distance of 50.00 feet to POINT OF BEGINNING (Part III).

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		<b>FLORIDA DEPARTMENT OF TRANSPORTATION</b>			
		<b>PARCEL SKETCH - THIS IS NOT A SURVEY</b>			
		<b>STATE ROAD NO. 862 / I-595</b>			<b>BROWARD COUNTY</b>
REVISE LABELS	BAIN	12/14/22	BY	DATE	PREPARED BY: FDOT DISTRICT 4
REV. SQ. FT. / ACRES	BAIN	10/28/22			SCALE: N/A
ADD LESS OUTS	BAIN	06/16/22	DRAWN	MJR	10/13/2021
REVISION	BY	DATE	CHECKED	EEW	10/15/2021
			F.P. NO. N/A		SECTION 86095-2405
					CAM 23-0046 Exhibit 1
					FM No. 423305-6-32-01
					7 OF 8

# EXHIBIT "A"

PART III CONTINUED

LESS PART V

COMMENCE at Reference Point B, thence North 01°11'28" West along aforesaid Existing Easterly L/A R/W line, a distance of 370.39 feet to the POINT OF BEGINNING (Part V); Thence South 83°57'35" East, a distance of 24.12 feet; thence North 01°11'28" West, a distance of 30.24 feet; Thence North 83°57'35" West, a distance of 24.12 feet; Thence South 01°11'28" East, a distance of 30.24 feet to POINT OF BEGINNING (Part V).

Containing 0.764 acres (33,298 square feet), more or less.

Said combined lands lying in the City of Fort Lauderdale, Broward County, Florida and containing a total of 1.477 acres (64,319 square feet), more or less.

I hereby certify that the sketch and legal description was prepared under my direction and that said sketch and legal description is in compliance with the Standards of Practice as set forth by the Florida Board of Professional Surveyors and Mappers, in Chapter 5J-17, Florida Administrative Code, Pursuant to Section 472.027, Florida Statutes.


*6/16/22*  
 \_\_\_\_\_  
 Jeffrey D. Smith Date

Florida Surveyor & Mapper No. 4805  
 Florida Department of Transportation



NOT VALID WITHOUT THE ORIGINAL SIGNATURE  
 AND SEAL OF A FLORIDA LICENSED SURVEYOR  
 AND MAPPER.

VAULT:/rwmapping/R4233056/RWPS167PART.DGN

**FLORIDA DEPARTMENT OF TRANSPORTATION  
 PARCEL SKETCH - THIS IS NOT A SURVEY**

			<b>STATE ROAD NO. 862 / I-595</b>				<b>BROWARD COUNTY</b>	
REVISE LABELS	BAIN	12/14/22		BY	DATE	PREPARED BY:	SCALE:	FM No. 423305-6-32-01
REV. SQ. FT. / ACRES	BAIN	10/28/22				FDOT DISTRICT 4	N/A	
ADD LESS OUTS	BAIN	06/16/22	DRAWN	MJR	10/13/2021	F.P. NO. N/A	SECTION 86095-2405	<b>SHEET 8 OF 8</b>
REVISION *	BY	DATE	CHECKED	EEW	10/15/2021			