### ITEM V

#### **MEMORANDUM MF NO. 23-05**

DATE: February 8, 2022

TO: Marine Advisory Board Members

FROM: Andrew Cuba, Marine Facilities Manager

RE: March 2, 2023 MAB Meeting – Application for Dock Permit – Andrew & Amy Shook /

1109 Cordova Road

Attached for your review is an application from Andrew & Amy Shook / 1109 Cordova Road.

#### APPLICATION AND BACKGROUND INFORMATION

The applicant is seeking approval for the usage of a proposed 65'+/- long x 10'+/- wide floating Dock, access platform and access gangways extending a maximum distance of 12'+/- from the seawall cap on public property abutting the waterway adjacent to 1109 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

# REQUEST FOR PRIVATE USE OF PUBLIC PROPERTY ABUTTING WATERWAYS

### FOR:

APPLICANT: ANDREW & AMY SHOOK

CONTRACTOR: B & M MARINE CONSTRUCTION, INC.

ADDRESS: 1109 CORDOVA ROAD, FORT LAUDERDALE, FL 33316

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### 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 Typ	ewritten Form Only)				
1.	corporation If individual fictitious names, must be	LEGAL NAME OF APPLICANT - (If corporation, name and titles of officers as well as exact name corporation. If individuals doing business under a fictitious name, correct names of individuals, in fictitious names, must be used. If individuals owning the property as a private residence, the name each individual as listed on the recorded warranty deed).					
	NAME: Andrew & Amy S	Shook					
	TELEPHONE NO: 954	l-448-6633 home/cellular)	(business)	AIL ashook@mac.com			
2.	APPLICANT"S ADDRES	SS (if different than the	e site address):				
3.	TYPE OF AGREEMENT Private Use Of Public Pri						
4.	SITE ADDRESS: 1109 Cordova Road Fort Lauderdale, Fl 3331	16	ZONING Rs-8 – Residential Single Family/Low Medium Density				
	LEGAL DESCRIPTION A		R: W 15, 11 Less W 15 Bik 6	5			
5.	EXHIBITS (In addition to See attached	proof of ownership, I	ist all exhibits provided in s	support of the applications)			
6	l	_	1/29	23			
Appl	icant's Signature		/ Da	te			
The 20	sum of \$ was paid   Received by:	by the above-named	applicant on the	of			
=:		====Eor Official City	City o	f Fort Lauderdale			
		Tor Omolar Oil	OSC OTHY				
	ine Advisory Board Action		Commission Actio				
Forn	nal Action taken on		Formal Action taker	n on			
Reco	mmendationAction						



# cg co52820

January 20, 2023

Marine Advisory Board 2 South New River East Ft. Lauderdale, Fl. 33301

Re: Andrew & Amy Shook

1109 Cordova Road, Fort Lauderdale, FL 33316

Request for Private Use of Public Property Abutting a Waterway

For purpose of installing a dock

#### Dear Board Members,

We are submitting an application to request for Private Use of a Public Property Abutting a Waterway. The public property in question is the swale area and associated seawall across Cordova Road from the applicant's property, located at 1109 Cordova Road, Fort Lauderdale, Florida 33316. The applicants, Andrew and Amy Shook, husband and wife, are requesting to install a floating dock structure with associated gangways and access platform at the seawall.

The project will consist of the installation of a 65' x 10' floating dock (615sf), parallel with the seawall, a 12.5' x 5' access platform (62.5sf), extending over the seawall cap, a 15' x 3' gangway (45sf) from the platform to the dock, and a 15' x 3' gangway (45sf) from the swale area to the platform. The dock area will be a 65' x 12' (extended from the seawall) over the water, and the docking area will be a 65' x 15' (extended from the dock) over the water. The two areas combined will be 1755sf. The proposed structures will not require or include penetrations into the existing seawall cap; the access platform will extend over the cap, but will not be supported from the cap.

The intended vessel to be moored there is a 2007 43.8-foot Tiara 47 Sovran (named All Shook Up, documentation included in this application). The vessel will be moored parallel with the floating dock and the seawall. The vessel will be moored so that it does not encroach into the 5' setbacks at either end of the property.

We make this application under the rules and conditions proscribed under Section 8-144 – Private use of public property abutting waterways in the City of Fort Lauderdale Code of Ordinances. We would like to note also, that under the City's ULDR, Section 4-19.3, Paragraph C, docks are allowed to extend up to 25 feet or 25% of the waterway width, and vessels are allowed to extend up to 30% of the waterway width.



# cg co52820

The property lies adjacent to Cordova Road, which in turn lies adjacent to a publicly owned swale and seawall, which in turn lies adjacent to the Rio Cordova. The waterway at this location is 100 feet wide (per Platbook 8 Page 7). The dock will extend 12 feet from the seawall and the property line of public property, which is less that allowed. The vessel will extend a total of 27 feet, which is less than that allowed for vessel. With these requested extensions, no waiver of limitations will be necessary, and neither the dock nor the vessel will impact navigation on the waterway.

STRUCTURE	SIZE	WATERWARD	MAXIMUM
		EXTENSION	ALLOWED
			EXTENSION
FLOATING DOCK	65' x 10'	12'	25'
ACCESS PLATFORM	12.5' x 5'	6.5'	25'
GANGWAY #1	15' x 3'	6'	25'
GANGWAY #2	15' x 3'	OVER SWALE	NA

The applications to the Broward County Environmental Protection and Growth Management and all other required environmental agencies will be submitted to said agencies once the City Commission has issued a resolution of approval.

We respectfully request that this application for private use of public property be approved as it is typical to previous permits that have been approved for properties in this area.

Sincerely,

David Nutter

B & M Marine Construction Inc.

Instr# 117159678 , Page 1 of 2, Recorded 03/30/2021 at 02:25 PM

Broward County Commission Deed Doc Stamps: \$11060.00

> This Document Prepared By and Return to: Michelle G. Trca, Esquire Michelle G. Trca, P.A. 3020 N.E. 32nd Avenue, Suite 226 Ft. Lauderdale, Florida 33308

Parcel ID Number: 5042-11-18-0480

## **Warranty Deed**

This Indenture, Made this  $29^m$  day of March , 2021 A.D., Between Constance J. Kaplan, a single woman, individually and as Trustee of the CONSTANCE J. KAPLAN 2020 REVOCABLE TRUST UAD 7/23/2020

of the County of Broward , State of Florida , grantor,
ANDREW SHOOK AND AMY SHOOK, husband and wife

whose address is: 1109 Cordova Road, Fort Lauderdale, FL 33316

of the County of Broward , State of Florida , grantees.

Witnesseth that the GRANTOR, for and in consideration of the sum of

TEN DOLLARS (\$10)

and other good and valuable consideration to GRANTOR in hand paid by GRANTEES, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the said GRANTEES and GRANTEES' heirs, successors and assigns forever, the following described land, situate, lying and being in the County of State of Florida to wit:

The South one-half of Lot 10 and all of Lot 11, in Block 6, 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, less the West 15 feet of Lots 10 and 11.

Subject to real property taxes and assessments for 2021 and thereafter and all matters of record.

and the grantor does hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever.

and

## Warranty Deed-Page 2

Parcel ID Number: 5042-11-18-0480

In Witness Whereof, the grantor has hereunto set her hand and seal the day and year first above written.
Signed, scaled and delivered in our presence:
Printed Name: V; Levis - Constance J. Kaplan, individually Witness P.O. Address: 161 Isle of Venice Drive, 94401, Fort Lauderdale, FL 33301
Printed Name: Karie Cambu Witness
Printed Name: Vicenta Harnay & Constance J. Kaplan, as Trustee Witness Witness  Constance J. Kaplan, as Trustee P.O. Address: 161 Isle of Venice Drive, Pi 1401. Fort Lauderdale, FL 33301
Printed Name: Katie Gamble Witness
State of North Carolina  County of Buncombe  The foregoing instrument was acknowledged before me by means of ✓ physical presence or ☐ online notarization, this 🏒 day of March , 2021 , by  Constance J. Kaplan, a single woman, individually and as Trustee of the CONSTANCE J. KAPLAN 2020 REVOCABLE TRUST UAD 7/23/2020  who is personally known to me or who has produced her Florida driver's license
as identification  Timothy J. Pence Printed Name:  Notary Public Buncombe County, NC  Notary Public Buncombe County, NC  Notary Public  November 2025

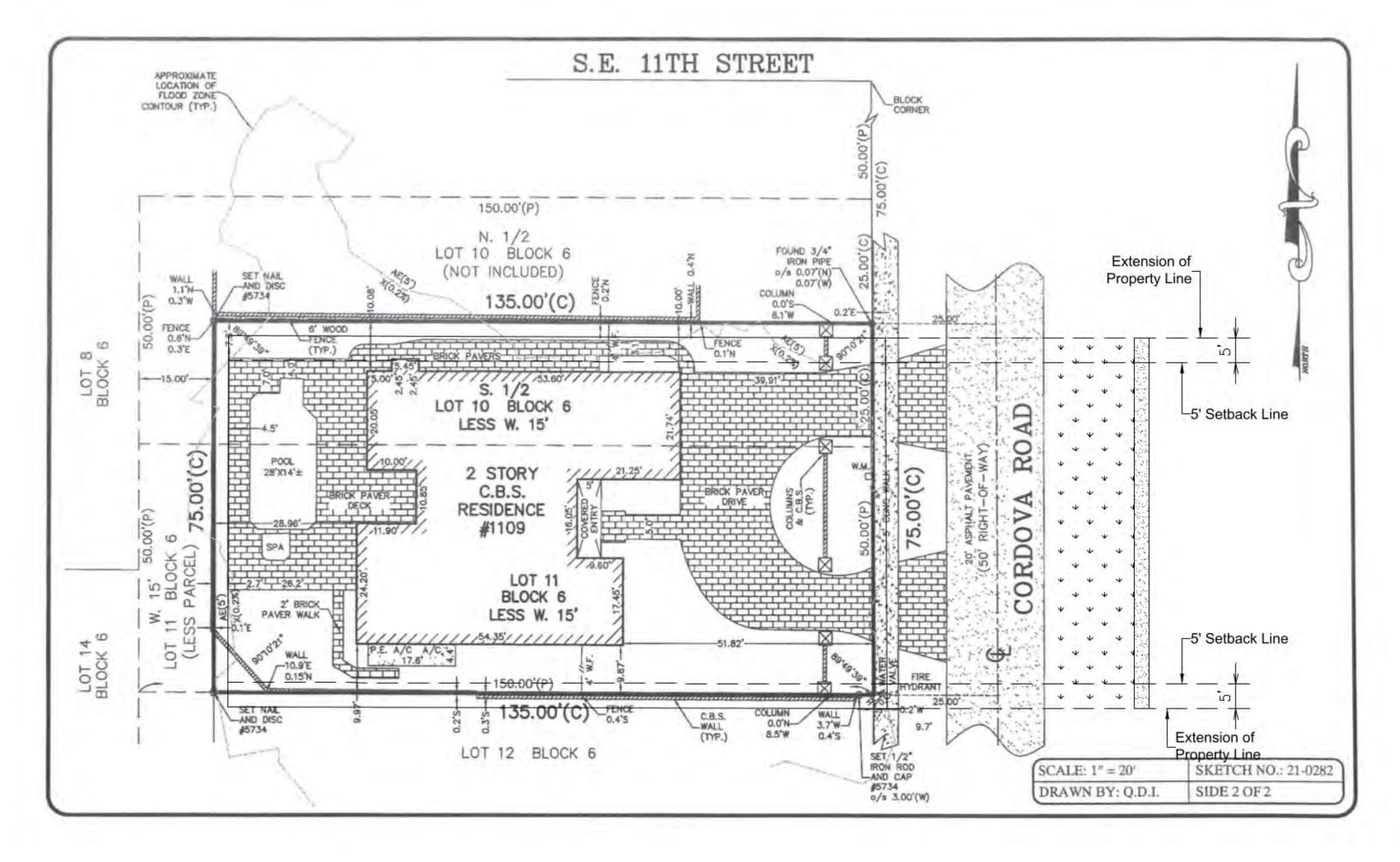


Site Address	1109 CORDOVA ROAD, FORT LAUDERDALE FL 33316	(D#	5042 11 18 0480
Property Owner	SHOOK, ANDREW & AMY	Millage	0312
Mailing Address	1109 CORDOVA RD FORT LAUDERDALE FL 33316	Use	01-01
Abbr Legal Description	RIO VISTA ISLES UNIT 3 7-47 B LOT 10 S1/2 LESS W 15,11	LESS W 15	BLK 6

The just values displayed below were set in compliance with Sec. 193.011, Fla. Stat., and include a reduction for costs of sale and other adjustments required by Sec. 193.011(8).

	* 202	23 values are co	nsidered "v	vorking values	and are	subject to	change.		
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2021	\$405,000	\$1,200	980	\$1,605,98	0	\$1,605,9	080	\$30,35	6.65
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8/28/2020	WD'-T	\$100	116	700576					
2/1/1989	WD	\$600,000	162	74 / 442					
4/1/1987	WD	\$143,000							
1/1/1987	WD	\$120,000			Adj	Bldg. S.F.	(Card, S	Sketch)	3956
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R								
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House from North



House from South



Swale from North



Swale from South



Seawall Cap from North



Dock Area from Bridge



OMB APPROVED

1625-0027



## UNITED STATES OF AMERICA

DEPARTMENT OF HOMELAND SECURITY UNITED STATES COAST GUARD

NATIONAL VESSEL DOCUMENTATION CENTER

## CERTIFICATE OF DOCUMENTATION

VESSEL NAME ALL SHOOK UP		OFFICIAL NUMBER 1205247	IMO OR O SSUM207	THER NUMBER 78,5607	YEAR COMPLETED 2007	
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CAM 23-0314 Exhibit 1

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ANDREW MARC SHOOK, AMY PODOLSKY SHOOK 1109 CORDOVA RD FORT LAUDERDALE, FL 33316

	COMOL	 1911	2890829	
Sa	at 4/13/2024			
	Reg. Tax	262.50	Class Code Tax Months	100

1748459497

FLORIDA VESSEL REGISTRATION
FL/DO# DO1205247 DECAL 03690043 F

Expires Midnight VS but Reg 2007/SSU BODY 131.26 Back Tax Mos YR/MK TITLE County Fee SSUM2078J607 DIESL Credit Class IBN FUIA. INBRO Mail For PROPUL FBGLSS 43'8" LENGTH Credit Months THULL CABIN Sales Tax TYPE. 8200015855720 PLSRE 2ND DLa USE Voluntary Fees DL/FEID \$200013821330 393.76 Grand Total thate Issued 12/5/2022

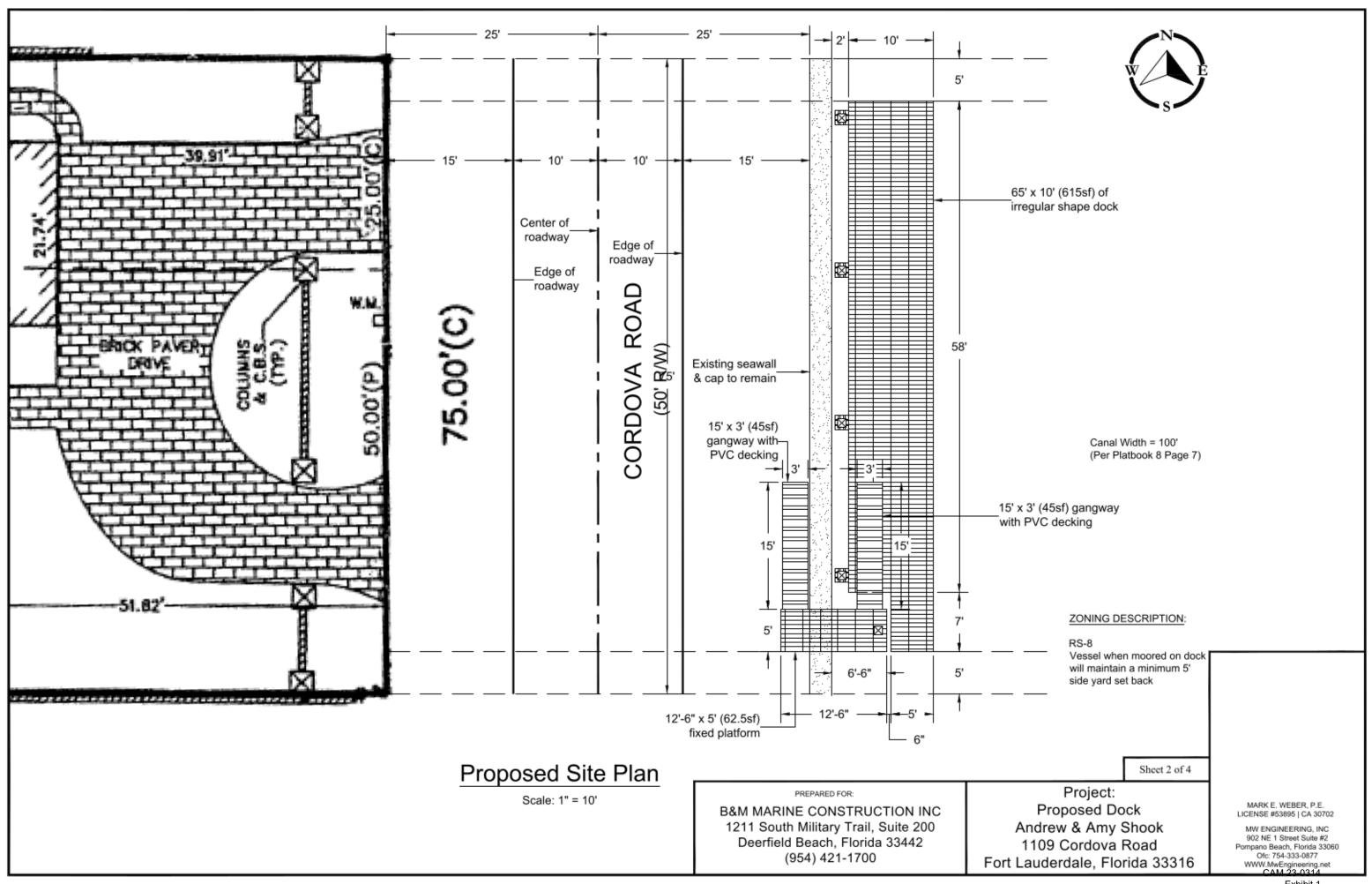
ANDREW MARC SHOOK, AMY PODOLSKY SHOOK 1109 CORDOVA RD FORT LAUDERDALE, FL 33316 1 Your registration must be updated to your new address within 30 days of innying.
2 Registration renewals are the responsibility of the registrant and shall occur during the 30-day period prior to the expiration date shown on this registration. Renewal notices are provided as a coursesy and are not required for renewal purposes.

10

CO/AGY

No tree will be removed or See attached survey supplied by replanted as part of this permit owner for exact property information. 135.00'(C) S. 1/2 LOT 10 BLOCK 6 LESS W. 15' ROAD 75.00'(C) 2 STORY 28'X14'± 75.00'(C) (50' R/W) C.B.S. CORDOVA RESIDENCE 75' 50.00'(P) #1109 Existing seawall and cap to remain LOT 11 BLOCK 6 LESS W. 15' ZONING DESCRIPTION: Vessel when moored on dock will maintain a minimum 5' side yard 150.00'(P) 135.00'(C) **Existing Site Plan** 1109 CORDOVA ROAD, FORT LAUDERDALE FL 33316 Scale: 1" = 15' Sheet 1 of 4 SEISH O Project: PREPARED FOR: MARK E. WEBER, P.E. Proposed Dock **B&M MARINE CONSTRUCTION INC** LICENSE #53895 | CA 30702 POINCIANA PARK Andrew & Amy Shook 1211 South Military Trail, Suite 200 MW ENGINEERING, INC. 902 NE 1 Street Suite #2 Pompano Beach, Florida 33060 Deerfield Beach, Florida 33442 1109 Cordova Road Location Map Ofc: 754-333-0877 (954) 421-1700 Fort Lauderdale, Florida 33316

> Exhibit 1 Page 17 of 23



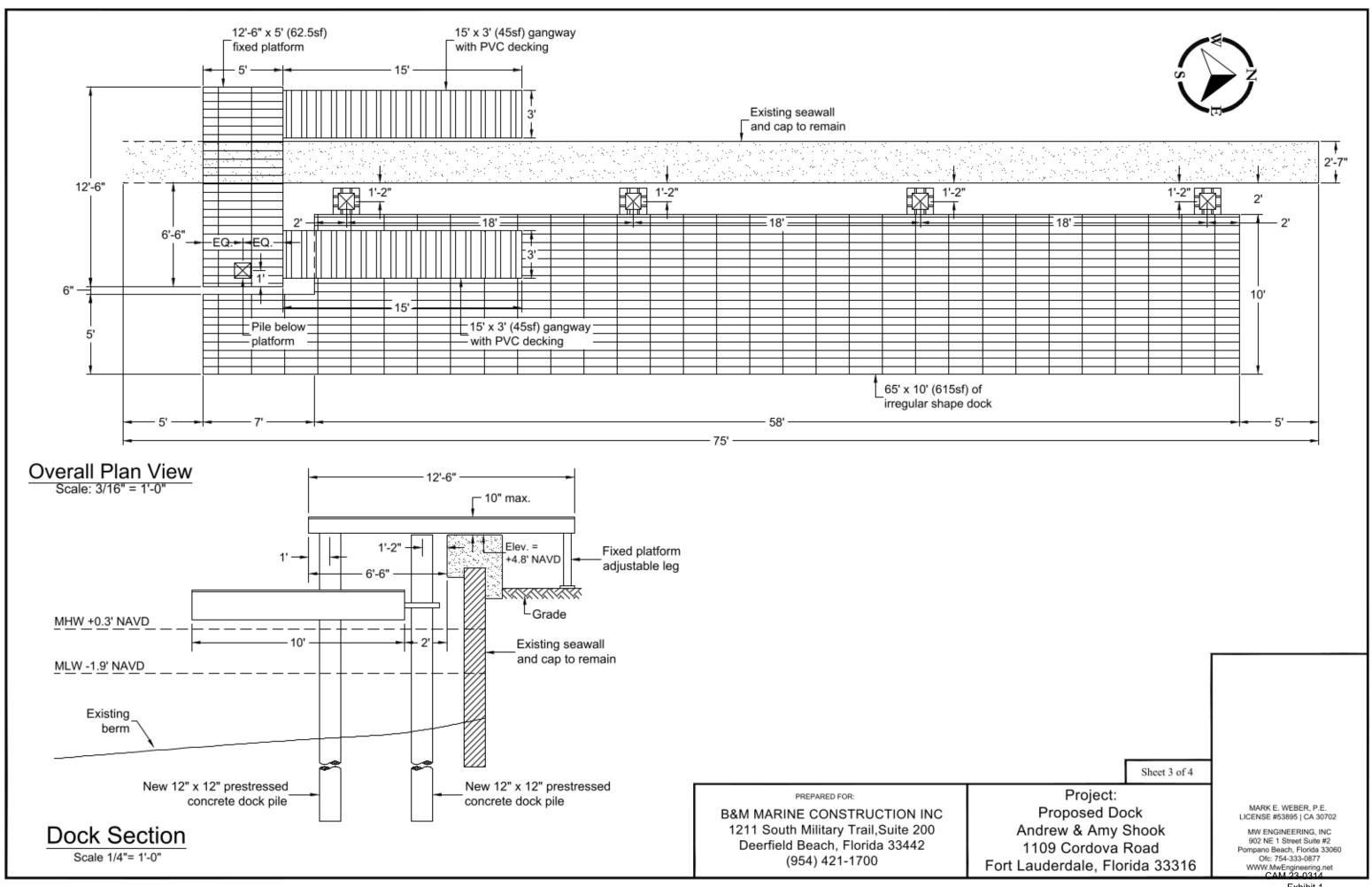


Exhibit 1 Page 19 of 23

#### **GENERAL NOTES:**

- Construction to follow the Florida Building Code 7th Edition (2020) and amendments as applicable and all Local, State and Federal Laws.
- Licensed contractor shall verify the existing conditions prior to the commencement of the work. Any conflicts
  or omissions between existing conditions or the various elements of the working drawing shall be brought to
  the attention of the Engineer prior to the commencement of the work. The Licensed Contractor and all
  subcontractors are responsible for all lines, elevations, and measurements in connection with their work.
- Do not scale drawings for dimensions.
- Any deviation and/or substitution from the information provided herein shall be submitted to the Engineer for approval prior to commencement of work.
- All unanticipated or unforeseen demolition and/or new construction conditions which require deviation from the plans and notes herein shall be reported to the Engineer prior to commencement of work.
- All new work and/or materials shall conform to all requirements of each administrative body having jurisdiction in each appertaining circumstance.
- All new materials and/or patchwork shall be provided to match existing materials and/or adjoining work where practical except as specifically noted herein.
- Licensed Contractor to shall use all possible care to protect all existing materials, surfaces, and furnishings from damage during all phases of construction.
- 9. Licensed Contractor to verify location of existing utilities prior to commencing work.
- The Licensed contractor to install and remove all shoring and bracing as required for the proper execution of the work.
- 11. Licensed Contractor to obtain all permits as necessary from all Local, State, and Federal agencies.
- Turbidity barriers to be marked with site contractor's company name using permanent markings no smaller than 3 inches in height on the top of the barrier.

#### PILE DRIVING:

- Piles shall be driven using an approved cushion block consisting of material so arranged so as to provide the transmission of hammer energy.
- 2. Piles shall be driven to required capacity (min. 10 tons) a minimum of 8' into berm or refusal.
- 3. Piles shall be driven with a drop hammer or gravity hammer provided the hammer shall weight no less than 3,000 pounds, and the fall of the hammer shall not exceed 6'.
- Piles shall be driven with a variation of not more than <sup>1</sup>/<sub>4</sub> inch per foot from the vertical, or from the batter line indicated, with a maximum variation of the head of the pile from the position shown on the plans of not more than three inches.
- Where piling must penetrate strata offering high resistance to driving, the structural engineer of record or special inspector may require that the piles be set in pre-drilled or punched holes. The piles shall reach their final penetration by driving.

#### CONCRETE NOTES:

- Concrete shall conform to ACI 318-14 and shall be regular weight, sulfate resistant, with a design strength of 5000 psi at 28 days with a maximum water-cementitious materials ratio, by weight aggregate concrete of 0.40.
- Owner shall employ and pay for testing services from an independent testing laboratory for concrete sampling and testing in accordance with ASTM.
- 3. Licensed contractor is responsible for the adequacy of forms and shoring and for safe practice in their use and removal.
- Concrete cover shall be 3" unless otherwise noted on the approved drawings.
- Reinforcing steel shall be in conformance with the latest version of ASTM A615 Grade 60 specifications. All
  reinforcement shall be placed in accordance with ACI 315 and ACI Manual of Standard Practice.
- Splices in reinforcing bars shall be not be less than 48 bar diameters and reinforcing shall be continuous around all
  corners and changes in direction. Continuity shall be provided at corners or changes in direction by bending the
  longitudinal steel around the corner 48 bar diameters.
- Defective, cracked or loose concrete areas must be cut out, the rebar must be cleaned, coated with zinc and repaired with at least 3" of expoxy-concrete mix or gunnite concrete with sulfate-resistant cement.

#### PILE NOTES:

- Wood piles to be 2.5 lb. CCA treated in accordance with AWPA standard C18.
- 2. Wood piles shall be a minimum diameter of 10", Miami Dade County requires minimum diameter of 12".
- 3. Concrete piles shall attain 6000 psi compressive strength in 28 days.
- Concrete piles shall be reinforced with four <sup>1</sup>/<sub>18</sub> Ø lo-lax strands, 270 kips, and 5 ga. spiral ties.
- Concrete piles shall be 12"x12" square, minimum length of 20'.
- Concrete piles shall be cut to leave strands exposed a min. of 18" and tied to dock or cap steel or drill and epoxy (2) #5 8"x12" hook bars 6" into pile.

#### WOOD DOCK NOTES:

- All materials to be pressure treated pine unless otherwise noted.
- All frame work materials to be Southern Pine Grade #1
- 3. All Decking materials to be grade #1 unless otherwise noted.
- 4. All hardware to be Stainless Steel or Galvanized unless otherwise noted.

Sheet 4 of 4

PREPARED FOR:

B&M MARINE CONSTRUCTION INC 1211 South Military Trail, Suite 200 Deerfield Beach, Florida 33442 (954) 421-1700 Project:
Proposed Dock
Andrew & Amy Shook
1109 Cordova Road
Fort Lauderdale, Florida 33316

MARK E. WEBER, P.E. LICENSE #53895 | CA 30702

MW ENGINEERING, INC 902 NE 1 Street Suite #2 Pompano Beach, Florida 33060 Ofc: 754-333-0877 WWW.MwEngineering.net CAM 23-0314

