



**CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING**

#15-0184

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

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

DATE: February 17, 2015

TITLE: Dune Maintenance Agreement with Belmar Development Associates, LLC
(a/k/a Paramount Condominium Project)

Recommendation

It is recommended that the City Commission adopt a resolution authorizing the City Manager to execute a Dune Maintenance Agreement with Belmar Development Associates, LLC (a/k/a Paramount Condominium Project).

Background

On November 18, 2014, a Conference Item was presented to discuss dune restoration projects and how to proceed with developers who are required by the Florida Department of Environmental Protection (FDEP) to maintain excavated sand on the eastward side of the Coastal Construction Control Line (CCCL). This typically generates an opportunity to create a dune habitat on the beach at the expense of the developer.

The specific project discussed at the meeting was the Paramount Condominium project located at 700 North Fort Lauderdale Beach Boulevard. At that meeting, the City Manager discussed that permission to construct dunes on City-maintained beach should be subject to a Dune Maintenance Agreement (Exhibit 2) which delineates the developer's maintenance responsibilities for the dune.

Specifically, the agreement outlines the following responsibilities:

- The developer shall install the dune habitat in accordance with the plans and specifications approved by FDEP pursuant to the Paramount Coastal Construction Permit No. BO-698.
- The developer shall be responsible for all costs and fees associated with the planning, permitting, and installation of the dune habitat.

- The developer shall at its own cost and expense cause the dune habitat to be maintained as permitted by the FDEP and in accordance with the Installation and Maintenance Plan which is part of Exhibit 2. However, in the event the dune is damaged or destroyed the developer is not obligated to repair and/or re-install the dune habitat unless required by FDEP.

The dune habitat will be beneficial to the City as dunes provide protection of property from erosion and storm events and create habitat for endangered nesting sea turtles. Further, native vegetation helps anchor the dune and keeps the sand in place. This newly created dune will help complement existing dunes already in place with the maintenance being the responsibility of the developer and ultimately the condominium association.

Resource Impact

No resource impact.

Strategic Connections:

This item is a *Press Play Fort Lauderdale Strategic Plan 2018* initiative, included within the Business Development Cylinder of Excellence, specifically advancing:

- Goal 7: Be a well-positioned City within the global economic and tourism markets of the South Florida region, leveraging our airports, port, and rail connections.
- Objective 3: Advance beach resiliency and re-nourishment.

This item advances the *Fast Forward Fort Lauderdale 2035 Vision Plan: We Are Ready*

Attachments: Exhibit 1 – Letter of Support for FDEP Permit Application
Exhibit 2 – Dune Maintenance Agreement
Exhibit 3 - Resolution

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