

RESOLUTION NO. 16-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA AUTHORIZING EXECUTION BY THE CITY MANAGER, ON BEHALF OF THE CITY OF FORT LAUDERDALE, A LETTER OF CONCURRENCE RELATIVE TO THE BAHIA MAR DREDGING PROJECT ALLOWING THE DREDGING TO BE CONDUCTED WITHIN WHAT WOULD OTHERWISE BE A FLORIDA ADMINISTRATIVE CODE REQUIREMENT OF A MINIMUM TWENTY-FIVE FOOT SETBACK WITHIN THE APPLICANT'S RIPARIAN RIGHTS LINE; REPEALING ANY RESOLUTIONS OR PARTS THEREOF IN CONFLICT HERewith; PROVIDING FOR AN EFFECTIVE DATE

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WHEREAS, Rahn Bahia Mar, LLC, a Delaware limited liability company is proposing to undertake a dredging project within the riparian rights lines of City-owned Bahia Mar; and

WHEREAS, the Florida Administrative Code, Section 18-21.004(3)(d) provides, among other matters, that dredging activities must be set back a minimum of twenty-five (25) feet inside an applicant's (Rahn Bahia Mar, LLC's) riparian rights lines; and

WHEREAS, the Florida Administrative Code permits dredging activities to occur within the twenty-five foot setback area referenced above when a Letter of Concurrence is obtained from the affected adjacent upland riparian owner; and

WHEREAS, the City of Fort Lauderdale is also an adjacent upland owner qualified to provide the Florida Department of Environmental Protection with such a Letter of Concurrence; and

WHEREAS, the City Commission declares that expansion of the dredging area serves a valid municipal purpose;

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

SECTION 1. That the City Commission of the City of Fort Lauderdale hereby authorizes issuance of a Letter of Concurrence with respect to the twenty-five (25) foot setback requirement under Florida Administrative Code Section 18-21.004(3)(d) with regard to the

proposed dredging project by Rahn Bahia Mar, LLC, a Delaware limited liability of the City-owned Bahia Mar, a copy of which is attached hereto as Exhibit "A".

SECTION 2. That authority to execute the Letter of Concurrence is hereby delegated to the City Manager.

SECTION 3. That any prior Resolutions or parts thereof to the extent of conflict with this Resolution are hereby repealed.

SECTION 4. That this Resolution shall be in full force and effect immediately upon and after its passage.

ADOPTED this the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

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Mayor  
JOHN P. "JACK" SEILER

ATTEST:

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City Clerk  
JEFFREY A. MODARELLI

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