

RESOLUTION NO. 18-140

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, VACATING THE PLATTED 5-FOOT ACCESS AND PARKING EASEMENT LYING WITHIN PARCEL "A", "BMW SUNRISE PLAT", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 181, PAGE 42, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LOCATED WEST OF NORTHEAST 10TH AVENUE, NORTH OF THE EASTERLY EXTENSION OF NORTHEAST 9TH STREET, EAST OF NORTHEAST 7TH AVENUE AND SOUTH OF EAST SUNRISE BOULEVARD, ALL LOCATED IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

WHEREAS, under the provisions of Section 47-24.7 of the City of Fort Lauderdale, Florida Unified Land Development Regulations (hereinafter "ULDR"), Holman Automotive, Inc., is applying for the vacation of a platted 5-foot access and parking easement (Case No. E17005) more fully described in Section 1 below, associated with the project known as Holman Bentley Aston Martin's new showroom and maintenance facility, located at 900 East Sunrise Boulevard, Fort Lauderdale, Florida; and

WHEREAS, pursuant to the provisions of the aforementioned Section 47-24.7 of the ULDR, all utilities known to have an interest have been notified and have no objection to the vacation of the easement; and

WHEREAS, the City Engineer has certified that there is no objection to the vacation; and

WHEREAS, the Department of Sustainable Development has made the required reports and has also recommended the vacation of the easement, certifying that the same will not be required to serve the property;

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

SECTION 1. That the below described easement is hereby vacated and shall no longer constitute an easement for access and parking, subject to the conditions provided in SECTION 2 of this resolution:

THE PLATTED 5-FOOT ACCESS AND PARKING EASEMENT  
LYING WITHIN PARCEL "A", "BMW SUNRISE PLAT",  
ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT  
BOOK 181, PAGE 42, OF THE PUBLIC RECORDS OF  
BROWARD COUNTY, FLORIDA

More particularly described in Exhibit "A" attached.

Location: West of Northeast 10<sup>th</sup> Avenue, north of the  
easterly extension of Northeast 9<sup>th</sup> Street, east of  
Northeast 7<sup>th</sup> Avenue, and south of East Sunrise  
Boulevard.

SECTION 2. That the vacation of the easement shall not be effective until the applicant demonstrates compliance with the following conditions:

1. Any City infrastructure known or unknown and found to be within the vacated area shall be relocated at the expense of the applicant, and the relocated facilities shall be required to be inspected and accepted by the City's Public Works Department.

2. Any other utility infrastructure known or unknown and found to be within the vacated area shall be relocated at the expense of the applicant, and the relocated facilities shall be required to be inspected and accepted by the applicable utility agency or service provider.

The applicant has voluntarily agreed to the following conditions:

3. The applicant shall construct improvements on N.E. 10<sup>th</sup> Avenue, at its own expense. These improvements include the following:

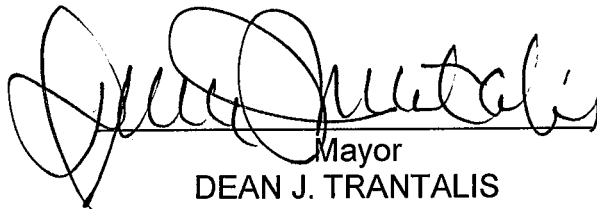
- a. Installing raised traffic calming devices
- b. Constructing crosswalks
- c. Adding five parallel parking spaces
- d. Erecting new parking signage
- e. Installing a landscape buffer

SECTION 3. That a copy of this Resolution shall be recorded in the Public Records of Broward County within 30 days from the date of final passage.


SECTION 4. Issuance of a development permit by a municipality does not in any way create any right on the part of an applicant to obtain a permit from a state or federal agency and does not create any liability on the part of the municipality for issuance of the permit if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes actions that result in a violation of state or federal law.

SECTION 5. This approval is conditioned upon the applicant obtaining all other applicable state or federal permits before commencement of the development.

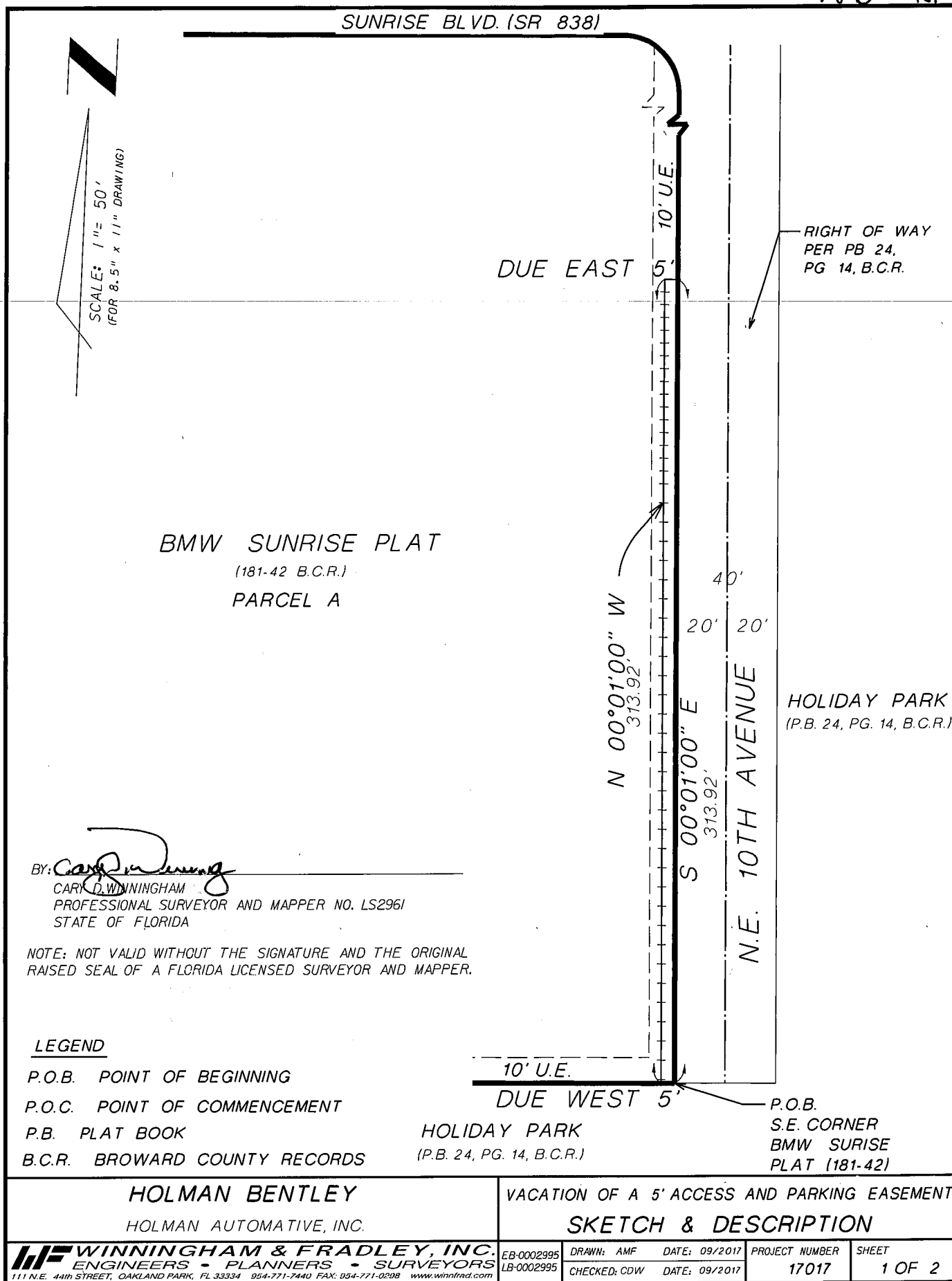
ADOPTED this the 10th day of July, 2018.

  
Mayor  
DEAN J. TRANTALIS

ATTEST:

  
\_\_\_\_\_  
City Clerk  
FOR JEFFREY A. MODARELLI

M.D. O.K.



M.R. Dick

DESCRIPTION OF A 5' ACCESS AND PARKING EASEMENT TO BE VACATED

A STRIP OF LAND LYING WITHIN PARCEL A OF THE "BMW SUNRISE PLAT" AS RECORDED IN PLAT BOOK 181 AT PAGE 42 OF THE PUBLIC RECORDS OF BROWARD COUNTY FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS.

BEGIN AT THE SOUTHEAST CORNER OF SAID PARCEL A OF THE "BMW SUNRISE PLAT" RUN DUE WEST (BASIS OF BEARINGS A PLAT BEARING) FOR A DISTANCE OF 5.00 FEET TO A POINT ON THE SOUTH LINE OF SAID PARCEL A; THENCE RUN NORTH 00°01'00" WEST FOR A DISTANCE OF 313.92 FEET TO A POINT; THENCE RUN DUE EAST FOR A DISTANCE OF 5.00 FEET TO A POINT ON THE EAST LINE OF SAID PARCEL A; THENCE RUN SOUTH 00°01'00" EAST FOR A DISTANCE OF 313.92 FEET TO THE POINT OF BEGINNING OF THIS DESCRIPTION.

SAID LANDS SITUATE IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY FLORIDA AND CONTAINING 1,570 SQUARE FEET MORE OR LESS.

**HOLMAN BENTLEY**

HOLMAN AUTOMATIVE, INC.

ACCESS AND PARKING EASEMENT

**LEGAL DESCRIPTION**

**W** **WINNINGHAM & FRADLEY, INC.**  
ENGINEERS • PLANNERS • SURVEYORS  
111 N.E. 44th STREET, OAKLAND PARK, FL 33334 954-771-7440 FAX: 954-771-0298 www.winnfrad.com

EB-0002995  
LB-0002995

DRAWN: AMF DATE: 09/2017  
CHECKED: CDW DATE: 09/2017

PROJECT NUMBER  
**17017**

SHEET  
**2 OF 2**