



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

#18-0690

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

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

DATE: August 21, 2018

TITLE: Quasi-Judicial Resolution to Approve a Partial Utility Easement Vacation –
Located at 215 SW 14th Way – Kim Nothard - Case No. E18005

Recommendation

It is recommended that the City Commission adopt a resolution vacating the western 25-foot by 105-foot portion of an existing utility easement, which runs northwest to southeast along the eastern edge of the subject property, located at 215 SW 14th Way. The request satisfies the provisions of the City's Unified Land Development Regulations (ULDR), Section 47-24.7, Vacation of Easement.

Background

The proposed utility easement vacation application is part of a request to construct a swimming pool in the side/rear yard of a residential property located at 215 SW 14th Way. The applicant proposes to vacate a 25-foot by 105-foot portion of a utility easement, located at the end of a dead-end street, which is no longer needed for public purposes. The applicant will be responsible for relocating the existing overhead utility pole and wires within the vacated area during the development permitting process.

The City's Development Review Committee (DRC) reviewed the application on March 13, 2018, and all comments have been addressed. The application and record are available for review upon request with the Department of Sustainable Development. The utility easement location map is attached as Exhibit 1. The application, applicant's narrative responses to the vacation of easement criteria and letters of no objection from the utility providers are attached as Exhibit 2. The sketch and legal description are provided as Exhibit 3.

The City Commission shall consider the application, the record, staff recommendation, and public comment on the application when determining whether the application meets the criteria for vacation.

Should the Commission approve the proposed vacation, the following conditions apply:

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; and
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 easements will be dedicated at a different location, and the relocated facilities shall be required to be inspected and accepted by the applicable utility agency or service provider.

Resource Impact

There is no fiscal impact associated with this action.

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 2: Facilitate a responsive and proactive business climate.

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

Attachments

Exhibit 1 – Utility Easement Location Map

Exhibit 2 – Application, Narratives and Criteria and Letters of No Objection

Exhibit 3 – Sketch and Legal Description

Exhibit 4 – Resolution

Prepared by: Tyler Laforme, Planner I

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