

RESOLUTION NO. 19-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, VACATING ALL OF THE PUBLIC INGRESS AND EGRESS EASEMENT CITY OF FORT LAUDERDALE NUMBER 1712, AS RECORDED IN OFFICIAL RECORDS BOOK 17840, PAGES 355 THROUGH 357, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, A PORTION OF LOT 17 AND A PORTION OF THAT CERTAIN VACATED 10-FOOT ALLEY ADJACENT TO SAID LOT WITHIN BLOCK 4, "HOLMBERG & McKEE'S SUBDIVISION", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 1, PAGE 112, OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA, LOCATED WEST OF NORTHEAST 7<sup>TH</sup> AVENUE, NORTH OF NORTHEAST 5<sup>TH</sup> STREET, EAST OF SOUTH FEDERAL HIGHWAY (US1) AND SOUTH OF NORTHEAST 6<sup>TH</sup> STREET, ALL LOCATED IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, AND PROVIDING FOR CONFLICTS.

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WHEREAS, under the provisions of Section 47-24.7 of the City of Fort Lauderdale, Florida Unified Land Development Regulations (hereinafter "ULDR"), Gaddis Properties LLC is applying for the vacation of a platted 15-foot by 110-foot public ingress/egress access easement (Case No. E18012) more fully described in Section 1 below, located at 514-524 North Federal Highway, 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 utilities, subject to the conditions provided in SECTION 2 of this resolution:

ALL OF THE PUBLIC INGRESS AND EGRESS EASEMENT CITY OF FORT LAUDERDALE NUMBER 1712, AS RECORDED IN OFFICIAL RECORDS BOOK 17840, PAGES 355 THROUGH 357, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, A PORTION OF LOT 17 AND A PORTION OF THAT CERTAIN VACATED 10-FOOT ALLEY ADJACENT TO SAID LOT WITHIN BLOCK 4, "HOLMBERG & McKEE'S SUBDIVISION", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 1, PAGE 112, OF THE PUBLIC RECORDS OF DADE COUNTY.

More particularly described in Exhibit "A" attached.

Location: West of Northeast 7<sup>th</sup> Avenue, north of Northeast 5<sup>th</sup> Street, east of South Federal Highway (US1) and south of Northeast 6<sup>th</sup> Street

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

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.

SECTION 6. All resolutions in conflict herewith are hereby repealed to the extent of such conflict.

ADOPTED this the \_\_\_\_ day of \_\_\_\_\_, 2019.

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Mayor  
DEAN J. TRANTALIS

ATTEST:

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City Clerk  
JEFFREY A. MODARELLI

M.D. O.K.



m. d. o. k.



D. C. R.	DADE COUNTY RECORDS
P. O. C.	POINT OF COMMENCEMENT
P. O. B.	POINT OF BEGINNING
P. B.	PLAT BOOK
PG.	PAGE
C	CENTERLINE
R/W	RIGHT-OF-WAY
B. C. R.	BROWARD COUNTY RECORDS

SHEET 2 OF 2

[illegible]

SCALE:	JOB NO:
1" = 40'	08-071-PI&E
FB/PG:	CAD. FILE: F:\dwgs\08-jobs\08-071\500
N/A	FEDERAL SKETCH & DES
DRAWN BY:	DATE:
RM	3/15/18
CKD. BY:	PROJ. FILE:
TD	honda navd88

**DAVID &  
GERCHAR, INC.**  
**SURVEYORS AND MAPPERS**  
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