

RESOLUTION NO. 19-75

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING EXECUTION OF A DECLARATION OF RESTRICTIVE COVENANT WITH BROWARD COUNTY, FOR GROUNDWATER AND SOIL USE RESTRICTIONS LOCATED AT 1717 SW 1ST AVENUE, FORT LAUDERDALE; DELEGATING AUTHORITY TO THE CITY MANAGER TO NEGOTIATE ADDITIONAL TERMS AND CONDITIONS; AND FURTHER DELEGATING AUTHORITY TO THE CITY MANAGER TO EXECUTE THE DECLARATION OF RESTRICTIVE COVENANT.

WHEREAS, the City of Fort Lauderdale, Florida (the "City") will enter into a Declaration of Restrictive Covenant with Broward County, by and through its Environmental Engineering and Permitting Division for Groundwater and Soil Use Restrictions at 1717 SW 1<sup>st</sup> Avenue, Fort Lauderdale, FL 33315, more accurately described as:

A PORTION OF PARCEL "A", "A RESUBDIVISION OF PART OF BLOCKS 47 AND 48, CROISSANT PARK", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 36, PAGE 18 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF SAID PARCEL "A"; THENCE NORTH 78°51'44" EAST, ALONG THE NORTH LINE OF SAID PARCEL "A" AND THE SOUTH RIGHT OF WAY LINE OF SOUTHWEST 17TH STREET, A DISTANCE OF 10.50 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTH 78°51'44" EAST, ALONG THE LAST DESCRIBED LINE, A DISTANCE OF 114.50 FEET TO A POINT ON THE MOST WESTERLY EAST LINE OF SAID PARCEL "A";

THENCE SOUTH 11°08'16" EAST, ALONG SAID MOST WESTERLY EAST LINE, A DISTANCE OF 100.00 FEET TO A POINT ON THE MOST SOUTHERLY NORTH LINE OF SAID PARCEL "A";

THENCE NORTH 78°51'44" EAST, ALONG SAID MOST SOUTHERLY NORTH LINE, A DISTANCE OF 54.78 FEET TO A POINT ON THE EASTLINE OF SAID PARCEL "A";

THENCE SOUTH 11°08'16" EAST, ALONG SAID EAST LINE, A DISTANCE OF 175.00 FEET TO A POINT ON A LINE 275.00 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF SAID PARCEL "A";

THENCE SOUTH 78°51'44" WEST, ALONG SAID PARALLEL LINE, A DISTANCE OF 179.78 FEET TO A POINT ON THE WEST LINE OF SAID PARCEL "A";

THENCE NORTH 11°08'16" WEST, ALONG SAID WEST LINE, A DISTANCE OF 60.30 FEET; THENCE NORTH 78°51'44" EAST, A DISTANCE OF 10.50 FEET TO A POINT ON A LINE 10.50 FEET EAST OF AND PARALLEL WITH SAID WEST LINE;

THENCE NORTH 11°08'16" WEST, ALONG SAID PARALLEL LINE, A DISTANCE OF 214.70 FET TO THE POINT OF BEGINNING.

SAID LANDS SITUATE, LYING AND BEING IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, CONTAINING 0.96 ACRES (41,707 SQUARE FEET) MORE OR LESS. (the "Property")

Property Identification # 5042 15 11 0011

WHEREAS, a Declaration of Restrictive Covenant is needed to facilitate the Groundwater and Soil Use Restrictions on Environmental Assessment and Remediation ("EAR") License No 1256 issued by Broward County Environmental Engineering and Permitting Division, to Grantor for the Property.

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

SECTION 1. The execution of a Declaration of Restrictive Covenant between the City of Fort Lauderdale (the "City") and Broward County, for Groundwater and Soil Use Restrictions on Environmental Assessment and Remediation ("EAR") License No 1256 issued by Broward County Environmental Engineering and Permitting Division, to the City for the Property is hereby authorized.

SECTION 2. The City Commission hereby delegates authority to the City Manager, at his discretion, to modify the Declaration of Restrictive Covenant to include additional terms and conditions for the benefit of the City. Further, the City Commission hereby delegates authority to the City Manager to execute the Declaration of Restrictive Covenant.

SECTION 3. The Office of the City Attorney shall review and approve as to form all documents prior to their execution by City officials.

SECTION 4. That this Resolution shall be in full force and effect upon final passage.

ADOPTED this the 16th day of April, 2019.

  
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Mayor  
DEAN J. TRANTALIS

ATTEST:



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City Clerk  
JEFFREY A. MODARELLI