

RESOLUTION NO. 19-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, VACATING THAT CERTAIN PLATTED 30-FOOT WIDE DRAINAGE EASEMENT IN LOTS 13 AND 14, "FORT LAUDERDALE INDUSTRIAL AIRPORT – SECTION 2", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 63, PAGE 8, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING THE EAST 15 FEET OF LOT 14 AND THE WEST 15 FEET OF LOT 13, LOCATED WEST OF NORTHWEST 15<sup>th</sup> AVENUE, NORTH OF NORTHWEST 64<sup>th</sup> STREET, EAST OF NORTHWEST 21<sup>st</sup> AVENUE AND SOUTH OF WEST MCNAB ROAD, ALL LOCATED IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

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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"), David Harker of First Industrial Realty Trust, Inc., is applying for the vacation of a platted 30-foot wide drainage easement (Case No. E19001) more fully described in SECTION 2 below, located at Cypress Creek Commerce Center I – Parcel B, 1501 Northwest 64th Street, 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. The City Commission finds that the application for vacation of easement meets the criteria of Section 47-24.7 of the ULDR as enunciated and memorialized in the minutes of its meeting of August 20, 2019, a portion of those findings expressly listed as follows:

[SPACE RESERVED FOR FINDINGS OF FACT]

SECTION 2. That the below described easement is hereby vacated and shall no longer constitute an easement for drainage, subject to the conditions provided in SECTION 3 of this resolution:

THAT CERTAIN PLATTED 30-FOOT WIDE DRAINAGE EASEMENT IN LOTS 13 AND 14, "FORT LAUDERDALE INDUSTRIAL AIRPORT – SECTION 2", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 63, PAGE 8, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING THE EAST 15 FEET OF LOT 14 AND THE WEST 15 FEET OF LOT 13, LOCATED WEST OF NORTHWEST 15<sup>th</sup> AVENUE, NORTH OF NORTHWEST 64<sup>th</sup> STREET, EAST OF NORTHWEST 21<sup>st</sup> AVENUE AND SOUTH OF WEST MCNAB ROAD, ALL LOCATED IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

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More particularly described in Exhibit "A" attached.

Location: West of Northwest 15<sup>th</sup> Avenue, north of Northwest 64<sup>th</sup> Street, east of Northwest 21<sup>st</sup> Avenue and south of West McNab Road

SECTION 3. 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.

SECTION 4. 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 5. 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 6. This approval is conditioned upon the applicant obtaining all other applicable state or federal permits before commencement of the development.

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

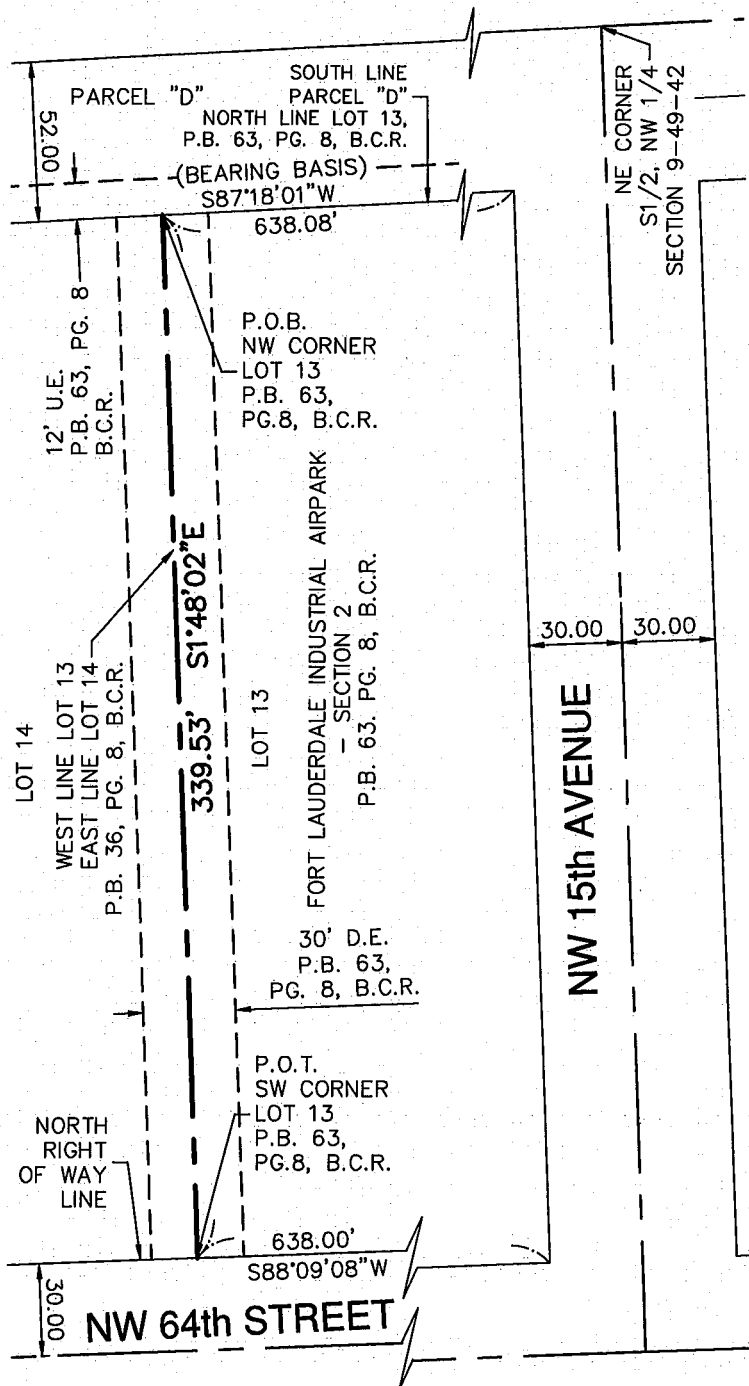
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Mayor  
DEAN J. TRANTALIS

ATTEST:

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City Clerk  
JEFFREY A. MODARELLI



DESCRIPTION: (VACATE EASEMENT)

PORTIONS OF LOTS 13 AND 14 OF FORT LAUDERDALE INDUSTRIAL AIRPARK - SECTION 2 ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 63, PAGE 8 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A STRIP OF LAND 30 FEET IN WIDTH LYING 15 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: BEGIN AT THE NORTHWEST CORNER OF SAID LOT 13; THENCE ALONG THE WEST LINE OF SAID LOT 13 ALSO BEING THE EAST LINE OF SAID LOT 14, S1°48'02\"E 339.53' TO THE SOUTHWEST CORNER OF SAID LOT 13 ALSO BEING A POINT OF TERMINATION OF DESCRIBED CENTERLINE. THE SIDE LINES TO BE LENGTHENED OR SHORTENED TO TERMINATE ON THE SOUTH LINE OF PARCEL \"D\" AND NORTH RIGHT OF WAY LINE OF NW 64th STREET.

ABBREVIATIONS:

- PG. - PAGE
- P.B. - PLAT BOOK
- B.C.R. - BROWARD COUNTY RECORDS
- U.E. - UTILITY EASEMENT
- P.O.B. - POINT OF BEGINNING
- P.O.T. - POINT OF TERMINATION
- D.E. - DRAINAGE EASEMENT

NOTES:

1. BEARINGS SHOWN HEREON ARE ARE BASED ON PLAT BEARING OF S 87°18'01\" W ALONG THE SOUTH LINE OF PARCEL \"D\" AS SHOWN ON FORT LAUDERDALE INDUSTRIAL AIRPARK SECTION 2 PLAT, AS RECORDED IN PLAT BOOK 63, PAGE 8, BROWARD COUNTY RECORDS.

GRAPHIC SCALE



( IN FEET )

1 INCH = 60 FEET

SKETCH & DESCRIPTION

THIS SKETCH DOES NOT REPRESENT A BOUNDARY SURVEY

DATE	REVISIONS	DWN.	CHK.

CERTIFIED TO:

**Cypress Creek Commerce Center I  
Vacation Easement**

**MILLER LEGG**

South Florida Office: 5747 N. Andrews Way  
Fl. Lauderdale, Florida - 33309-2364  
954-436-7000 · Fax: 954-436-8664  
www.millerlegg.com

I HEREBY CERTIFY THAT THIS SKETCH MEETS STANDARDS OF PRACTICE AS SET FORTH BY THE FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE PURSUANT TO SECTION 472.027, FLORIDA STATUTES.  
DATED THIS 14th DAY OF FEBRUARY, 2019 A.D.

*Karen A. Lynch*

**KAREN A. LYNCH**  
PROFESSIONAL SURVEYOR AND MAPPER  
STATE OF FLORIDA REGISTRATION No. 5837  
NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL  
RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER  
CERTIFICATE OF AUTHORIZATION: LB6680

PROJECT NO.  
**18-00074**

FILE NO.  
**SH-1**

DRAWN BY: LP CHECKED BY: MR