



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

**#19-0717**

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

**FROM:** Chris Lagerbloom, ICMA-CM, City Manager

**DATE:** August 20, 2019

**TITLE:** Quasi-Judicial Resolution Approving the Vacation of a Drainage Easement  
Located at 1201 NW 64<sup>th</sup> Street – City of Fort Lauderdale - Case No.  
E19002 - **(Commission District 1)**

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**Recommendation**

It is recommended that the City Commission consider a resolution vacating a 30-foot wide, 359-foot long drainage easement located at 1201 NW 64<sup>th</sup> Street.

**Background**

The applicant seeks to vacate a 30-foot wide and 359-foot long drainage easement, which runs north to south bisecting the subject property. The request for the drainage easement vacation is associated with the construction of a proposed warehouse and distribution center known as Cypress Creek Commerce Center II Parcel C (Case No. R19023). The Cypress Creek Commerce Center II Parcel C site plan application was reviewed by the Development Review Committee (DRC) on April 9, 2019, and approval is contingent on the vacation of the drainage easement.

The City's Development Review Committee reviewed the drainage easement vacation application on April 9, 2019. All comments have been addressed and are available on file with the Department of Sustainable Development. The application, applicant's narrative responses, and supportive documentation are attached as Exhibit 1. The sketch and legal description are provided as Exhibit 2.

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.

Pursuant to the City's Unified Land Development Regulations (ULDR) Section 47-24.7.A.4, Vacation of Easement, the request is subject to the following criteria:

- a. *The easement is no longer needed for public purposes;*

The easement area is no longer needed for public purpose. The portion of the easement area being vacated is completely located on the subject property. The applicant has received a letter of no objection from the City of Fort Lauderdale Utilities Division, which states the drainage easement area being vacated has no known City facilities located within the 30-foot utility easement.

- b. All utilities located within the easement have been or will be relocated pursuant to a relocation plan; and the owner of the utility facilities has consented to the vacation; or a portion of the easement area is maintained; or an easement in a different location has been provided by the utility facilities by the owner to the satisfaction of the city; or any combination of same;*

The applicant has received letters of no objection from applicable franchise utilities and has provided a site plan which indicates a building in its place. The City of Fort Lauderdale Utilities Division letter of no objection and site plan are included within Exhibit 1.

Should the City 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.
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.

### **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.
- Initiative 4: Incorporate Business First feedback into City business development efforts.

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

**Attachments**

Exhibit 1 – Application, Applicant's Narrative Responses and Supportive Documentation

Exhibit 2 – Sketch and Legal Description

Exhibit 3 – Resolution of Approval

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Prepared by: Nicholas Kalargyros, Urban Planner II

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