INSTR # 116065045
Recorded 09/20/19 at 10:09 AM
Broward County Commission
4 Page(s)
#2

CERTIFICATION
I certify this to be a true and correct copy of the record of the City of Fort Lauderdale, Florida.
WITNESSETH my hand and official seal of the City of Fort Lauderdale, Florida, this the 16 day of Sept, 2019
City Clerk

RESOLUTION NO. 19-158

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 15th AVENUE, NORTH OF NORTHWEST 64th STREET, EAST OF NORTHWEST 21st AVENUE AND SOUTH OF WEST MCNAB ROAD, ALL LOCATED IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

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:

a. 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; and

b. The City of Fort Lauderdale Utilities Division letter of no objection is included within Exhibit 1 to Commission Agenda Memorandum No. 19-0718.

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 15th AVENUE, NORTH OF NORTHWEST 64th STREET, EAST OF NORTHWEST 21st AVENUE AND SOUTH OF WEST MCNAB ROAD, ALL LOCATED IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

More particularly described in Exhibit "A" attached.

Location: West of Northwest 15th Avenue, north of Northwest 64th Street, east of Northwest 21st 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.

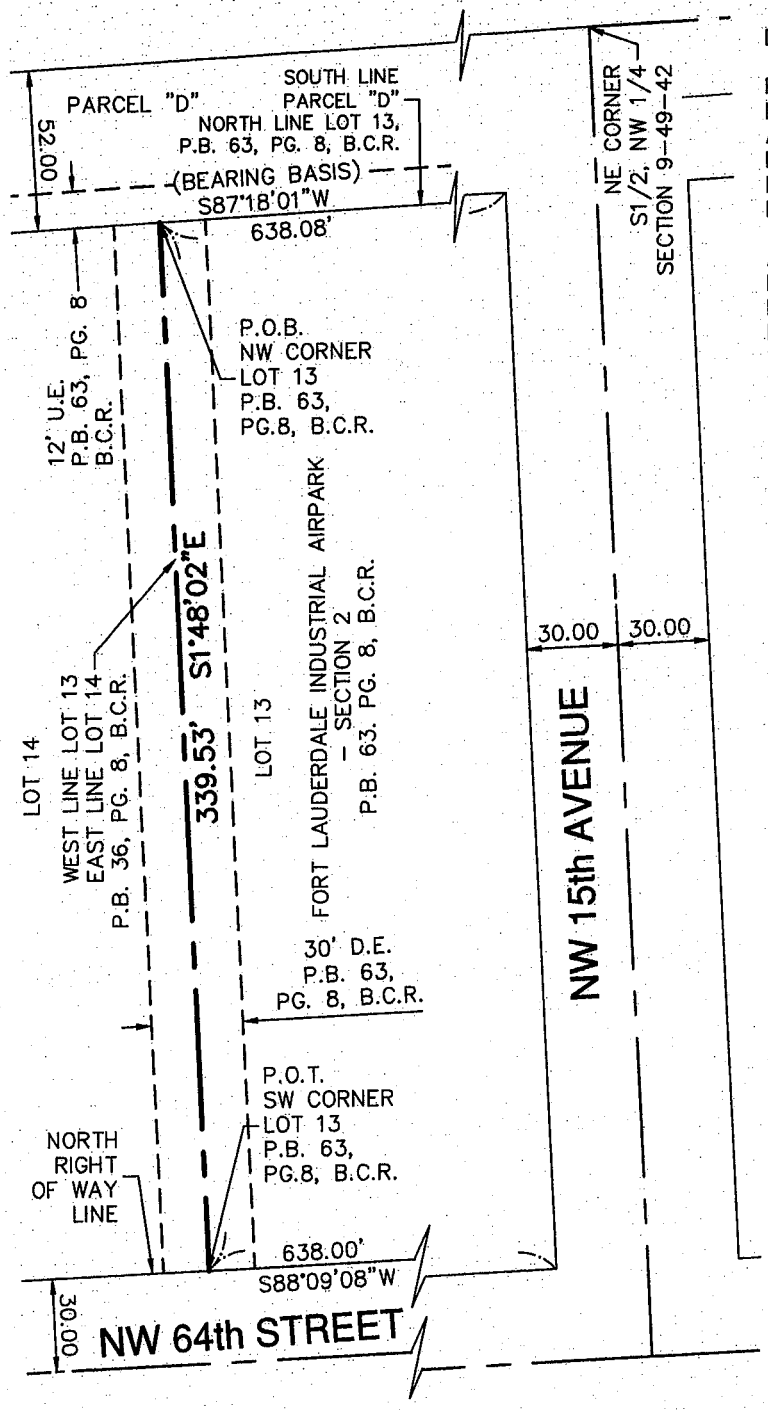
ADOPTED this the 20th day of August, 2019.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
JEFFREY A. MODARELLI

M.P. O.K.



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
U.E. – UTILITY EASEMENT
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
0 30 60 120
(IN FEET)
1 INCH = 60 FEET

SKETCH & DESCRIPTION

THIS SKETCH DOES NOT REPRESENT A BOUNDARY SURVEY

DATE	REVISIONS	DWN.	CHK.

DRAWN BY: LP | CHECKED BY: MR

CERTIFIED TO:

Cypress Creek Commerce Center I
Vacation Easement

MILLER LEGG
South Florida Office: 5747 N. Andrews Way
Ft. 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
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

V:\PROJECTS\2018\18-00074 – FXE OUTPARCELS B,C,D DUE DIL\DRAWINGS\SURVEY\18-00074_SD1.DWG 3/6/19 by LPODOLSK

Exhibit "A"