



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

**#19-0881**

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

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

**DATE:** October 15, 2019

**TITLE:** Motion Authorizing Execution of a Revocable License with CIP 18 Flagler Village, LLC for a Temporary Right-of-Way Closure on NE 5<sup>th</sup> Terrace, NE 8<sup>th</sup> Street, and NE 5<sup>th</sup> Avenue, in Association with the Modera 555 Development Located at 555 NE 8<sup>th</sup> Street - **(Commission District 2)**

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**Recommendation**

It is recommended that the City Commission approve a Motion Authorizing the Execution of a Revocable License Agreement with CIP 18 Flagler Village, LLC for a Temporary right-of-way closure on NE 5<sup>th</sup> Terrace, NE 8<sup>th</sup> Street, and NE 5<sup>th</sup> Avenue, contiguous to the Modera 555 development.

**Background**

The subject project consists of 350 multifamily residential units with structured parking for 424 parking spaces. The site plan received City approval in May 2019 for a 24-story (269' high), 604,364 square foot building under DRC Case No. R18060. The developer is anticipated to commence with site clearing and demolition work subject to the issuance of this Revocable License and a Maintenance of Traffic (MOT) permit. A Location Map is attached as Exhibit 1.

The closure is being requested as a safety measure for pedestrians due to site access constraints and the high volume of material deliveries generated by a project of this size. The proposed closure is described below and graphically shown in the "License Area", attached as Exhibit 2 and the "Detour Plan", attached as Exhibit 3. A copy of the Revocable License is attached as Exhibit 4.

- Along this section of NE 5<sup>th</sup> Avenue is a two-lane local road within a 45-foot wide right-of-way, with a five-foot wide sidewalk on the west side of the road; there is no existing sidewalk on the east side of the road. The License Area would occupy approximately 10 feet of the eastern-most portion of NE 5<sup>th</sup> Avenue right-of-way along the property frontage, from NE 8<sup>th</sup> Street to approximately 250 feet north. Both vehicular lanes would remain open to traffic.
- Along this section of NE 8<sup>th</sup> Street is a two-lane local road within a 40-foot wide right-of-way; there are no existing sidewalks. The License Area would occupy 10

feet of the northern-most portion of NE 8<sup>th</sup> Street right-of-way along the property frontage, between NE 5<sup>th</sup> Avenue and NE 5<sup>th</sup> Terrace. Both vehicular lanes would remain open to traffic.

- Along this section of NE 5<sup>th</sup> Terrace is a two-lane local road within a 40-foot wide right-of-way; there are no existing sidewalks. The License Area would occupy approximately 10 feet of the western-most portion of NE 5<sup>th</sup> Terrace right-of-way along the property frontage, from NE 8<sup>th</sup> Street to approximately 400 feet north. Both vehicular lanes would remain open to traffic.
- The License Area will not displace any on street metered public parking spaces.
- The requested period for the closure is 26 months. The City Manager would have the ability to approve up to two 30-day extensions.
- The proposed MOT plan does not appear to present any conflicts with the other construction projects in this area.

### **Resource Impact**

There is no fiscal impact to the City associated with this action.

### **Strategic Connections**

This item is a *Press Play Fort Lauderdale Strategic Plan* initiative, included within the Infrastructure Cylinder of Excellence, specifically advancing:

- Goal 1: Be a pedestrian friendly, multi-modal City.
- Objective 2: Integrate transportation land use and planning to create a walkable and bikeable community.
- Initiative 3: Develop a citywide comprehensive public/private sidewalk policy and plan to improve sidewalks and connections.

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

### **Attachments**

Exhibit 1 – Location Map

Exhibit 2 – License Area

Exhibit 3 – Detour Plan

Exhibit 4 – Revocable License

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Prepared by: Raymond Meyer, Sustainable Development

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