



CITY OF FORT LAUDERDALE

**DRAFT**

**MINUTES OF THE MARINE ADVISORY BOARD  
100 NORTH ANDREWS AVENUE  
COMMISSION CONFERENCE ROOM – EIGHTH FLOOR  
FORT LAUDERDALE, FLORIDA  
WEDNESDAY, NOVEMBER 7, 2018 – 6:00 P.M.**

**Cumulative Attendance  
May 2018 - April 2019**

<b><u>Board Members</u></b>	<i>Attendance</i>	<b><u>Present</u></b>	<b><u>Absent</u></b>
Grant Henderson, Chair	P	5	0
Ed Strobel, Vice Chair	P	5	0
Jimi Batchelor	A	2	2
Cliff Berry II	A	4	1
George Cable	P	3	2
Robyn Chiarelli	P	1	0
Richard Graves	P	4	1
Rose Ann Lovell	A	3	1
Kitty McGowan	A	3	1
Norbert McLaughlin	P	4	0
Ted Morley	P	3	2
Curtis Parker	P	3	0
Roy Sea (arr. 6:04)	P	5	0
Randy Sweers	A	3	1
Bill Walker (arr. 6:06)	P	3	2

As of this date, there are 15 appointed members to the Board, which means 8 would constitute a quorum.

**Staff**

Andrew Cuba, Manager of Marine Facilities  
Sergeant Todd Mills, Fort Lauderdale Police Department  
Division Chief Stewart Ahearn, Fort Lauderdale Fire Department  
Brigitte Chiappetta, Recording Secretary, Prototype, Inc.

**Communications to City Commission**

None.

**I. Call to Order / Roll Call**

Chair Henderson called the meeting to order at 6:03 p.m. and roll was called.

**II. Approval of Minutes – September 6, 2018**

**Motion** made by Mr. Cable, seconded by Mr. Morley, to approve. In a voice vote, the **motion** passed unanimously.

New Board member Robyn Chiarelli introduced herself at this time.

Mr. Sea arrived at 6:04 p.m.

### **III. Statement of Quorum**

It was noted that a quorum was present at the meeting.

### **IV. Waterway Crime & Boating Safety Report / Fire Department Report**

Sergeant Todd Mills of the Fort Lauderdale Police Department reported the following Marine Unit activity from October 2018:

- 15 citations
- 129 warnings
- 42 safety inspections
- 1 boating accident
- 1 burglary from a boat

Mr. Walker arrived at 6:06 p.m.

Sgt. Mills continued that the load-in for the Fort Lauderdale International Boat Show went very smoothly, with one incident that stopped traffic at the swinging bridge. The incident will be addressed with management prior to next year's event.

Division Chief Stewart Ahearn of the Fort Lauderdale Fire Department reported the following activity from October 2018:

- 19 distress calls
- 4 medical emergencies
- 3 fires
- 4 search and rescue calls
- 2 sinking vessels
- 1 boating accident

Division Chief Ahearn noted that the Grand Prix of the Seas is scheduled for November 17-18, 2018. The fire boat will be on hand for this event. The Department has recently instituted emergency fire dispatch, which is a nationally recognized program that allows dispatchers to ask questions to determine the type of emergency, including open-water emergencies. This ensures that the proper units are dispatched to calls.

### **V. Introduction – Lieutenant Derek Wallin – Coast Guard Station Fort Lauderdale**

Lieutenant Derek Wallin of the U.S. Coast Guard introduced himself at this time. He noted some of the major efforts in which the Coast Guard has been recently involved, including illegal charters, which can only be addressed when they are underway. Lt. Wallin emphasized that bridge activity on the New River falls outside his purview, as the Fort Lauderdale Station is typically involved in issues such as search and rescue and other law enforcement activity. The Fort Lauderdale Station's parent command, which is located in Miami, oversees bridge activity and has fined FEC Railway, the parent company of Brightline, due to lengthy bridge openings.

Mr. Strobel requested additional information on illegal charter activity. Lt. Wallin replied that the Coast Guard follows a checklist to inspect these vessels. If the number of passengers and the vessel's gross tonnage are below a certain threshold, the vessel may not need a license. He encouraged the Board members to make the Coast Guard aware if they suspect illegal charters.

Mr. McLaughlin addressed bridge openings and closures, asking why bridge tenders do not keep logs of the amount of time a bridge is down. He explained that this is an issue for tow boats and other commercial vessels. He also asked how the Coast Guard determines that a violation has occurred on the bridge.

Lt. Wallin reiterated that he did not have enforcement authority for the bridge at the station level, adding that bridge closures are tracked, which led to the fine issued to the FEC Railway. He offered to provide the Board with a contact number for the Command Center in Miami, which can take calls for bridge violations. It was clarified that fines go into the Coast Guard's General Fund. The bridge tenders' log is not considered public information, as the bridge is owned by a private company.

Chair Henderson requested additional information on safety features the Coast Guard would like to see on clusters or pilings, such as reflective tape or solar lighting. Lt. Wallin advised that while he was uncertain of exact regulations for these features, red or green lights should not be used. Mr. Cuba added that the City requires 5 in. reflector tape on pilings.

Mr. Sea asked if it is clear where the New River channel is located. Lt. Wallin recommended that the Command Center be contacted if there are any questions regarding placement of pilings or clusters.

## **VI. Introduction – Paul Flannery – Executive Director International Yacht Brokers Association (IYBA)**

Paul Flannery, Executive Director of the International Yacht Brokers Association (IYBA), explained that this organization is the largest yacht brokers' group in the world, with over 1500 members. Its purpose is to promote professionalism and cooperation among the

yacht brokerage community. The IYBA has recently adopted the position that it has the ability to remove barriers to commerce.

In 2010, working in concert with the Marine Industries Association of South Florida (MIASF), the IYBA convinced the Florida Legislature to pass a sales tax cap, which limits the sales tax on boat purchases to \$18,000. This captures more boat deals made in the state of Florida rather than allowing them to take place offshore. This enabled the capture of more than \$10 million in sales tax revenue in the first year after the cap was created.

The yachting industry in Florida is worth \$17.2 billion and supports 202,000 jobs throughout the state, including roughly \$11 million and 136,000 jobs in the three South Florida counties. Mr. Flannery noted that this industry is the second-largest economic driver in the state behind tourism. At present, the IYBA has a federal legislative effort underway to enact two deferred importation bills, which would modify restrictions on sales of foreign vessels to U.S. residents in U.S. waters.

Other initiatives are underway to raise the level of professionalism in the yachting industry. The IYBA has lobbied the state of Florida to license yacht brokers, and is active in education, providing seminars for professionals in Fort Lauderdale multiple times each year. The organization also has an international presence in the Mediterranean, which is a key area for the yachting industry.

Chair Henderson requested additional information on how a change in laws would bring more boats to South Florida. Mr. Flannery advised that vessels over 300 tons must be registered commercially under a law from the early 20<sup>th</sup> century, when there were few boats of this size. An amendment to this law has been proposed to mandate that the U.S. Coast Guard develop a set of rules for recreational vessels in excess of 300 gross tons under the U.S. flag. This will remove a barrier to commerce and encourage Americans to keep and service their boats in the United States.

Mr. Flannery concluded that the IYBA helps brokers in other countries work with brokers in Florida and bridge the gap between these members. It is very effective in lobbying for change, as it represents an industry at large and can draw on multiple areas of that industry for support and expertise.

## **VII. Reports**

Mr. Cuba stated that a recent application to place dolphin pilings in the waterway off SE 6<sup>th</sup> Street was not approved by the City Commission, based on navigational concerns raised by neighbors of the property.

Projects including the lagoon at Coontie Hatchee and floating docks at Riverwalk are both moving forward. The floating docks are proposed for the north side of the river

between existing docks at the Maritime Museum and the Esplanade. A bid package is being created for boat ramp improvements at George English Park.

### **VIII. Old / New Business**

Mr. McLaughlin requested clarification of the rule governing bridge openings and closings. Lt. Wallin confirmed that the bridge may not be closed for more than 60 minutes in a two-hour period. He reiterated that these reports are not addressed at the Fort Lauderdale Station. If suspected violations are reported, the Coast Guard will investigate to determine whether or not violations occurred. Patience Cohn, representing MIAASF, stated that fines for violations are \$27,500 per vessel detained.

Mr. Morley asked for clarification of when a dock waiver application would come before the Marine Advisory Board (MAB) as opposed to the Board of Adjustment (BOA). Mr. Cuba replied that dock waivers come to the MAB, while setback waivers go to the BOA. He added that the MAB is likely to see fewer dock waivers, as the new City Commission appears to be less receptive to them.

Mr. Walker recalled that a dredging study was presented to the Board some years ago, and stated that a new study should be undertaken. Mr. Cuba advised that the Board may send a communication to the new City Commission on this topic. It was determined that the members would discuss potential language for this communication and review previous communications on dredging at the next meeting.

Mr. McLaughlin commented that in the past, the Board typically saw multiple applications for boat lifts each month, which previously led to a communication to the City Commission suggesting that this regulation be changed to allow boat lifts to be placed in up to 25% of waterway distance. He proposed that the Board send a similar communication recommending restriction of the length to which pilings may be placed in the waterway.

### **IX. Adjournment**

There being no further business to come before the Board at this time, the meeting was adjourned at 7:11 p.m.

Any written public comments made 48 hours prior to the meeting regarding items discussed during the proceedings have been attached hereto.

[Minutes prepared by K. McGuire, Prototype, Inc.]

# ITEM V

## MEMORANDUM MF NO. 18-12

DATE: November 20, 2018

TO: Marine Advisory Board Members

FROM: Andrew Cuba, Manager of Marine Facilities

RE: December 6, 2018 MAB Meeting – Application for Dock Permit – David Zwick / 1735 SE 8<sup>th</sup> Street (Revised)

### APPLICATION AND BACKGROUND INFORMATION

The applicant is seeking approval for use, maintenance and repair of a proposed new seawall cap and batter piles, fixed marginal dock, floating dock with access ramp, and jet dock on public property abutting the waterway and encroaching no more than 10' from the property line into the Rio Valencia Canal (**Exhibit 1**). City Code Section 8- 144 authorizes the construction and use of docks on public property, and allows for the permit to be issued for a fixed period provided the permit holder agrees to maintain the improvements and seawall.

### PROPERTY LOCATION AND ZONING

The property is located within the Rio Vista Isles RS-4.4 Residential Single Family / Low Density Zoning District. The proposed improvements would be located on the Rio Valencia Canal.

### ENGINEERING REVIEW REQUIREMENT

As a requirement of City Code Section 8-144, approval of the application is contingent upon all improvements to the property being maintained in accord with City Engineering standards and in full compliance with building and zoning regulations including construction permits required for any future electrical and water feeds to the property.

The granting of this Permit is subject to all of the provisions of City Code Section 8-144 as well as the following terms and conditions, violation of any of which shall be grounds for revocation of the Permit:

1. The fixed period of the Permit issued for use of the seawall, seawall cap, batter piles, fixed marginal dock, floating dock with access ramp, and jet dock described in the application is for a period of five (5) years in accordance with City Code Section 8-144 (1). The Permit is revocable at the will of the City Commission, without cause with 90 days advance notice.
2. As a special condition, the City reserves the right to remove the proposed dock structures for replacement of the seawall in the event that this might be required during the term of the Permit as determined by the City Engineer. The sole cost of removal and replacement of the Dock shall be the responsibility of the Permit Holder. Furthermore, the Permit Holder shall be responsible for maintaining and beautifying a reasonable area in and around the dock location and failure to do so shall be grounds for revocation of this Permit.

Marine Advisory Board

December 6, 2018

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3. As a special condition of the Permit, the Permit Holder is prohibited from erecting any signs, landscaping or fencing to restrict public access to the Dock Area except where permitted by Code. The "Dock Area" shall include the marginal dock, batter piles, floating dock, access ramp, jet dock and adjoining seawall.
4. The public property abutting the waterway or Dock Area being used by the Permit Holder shall be kept open at all times as means of reasonable ingress and egress to the public, but Permit Holder shall have the right to exclude the public from a reasonable portion upon which improvements have been placed, not exceeding fifty (50%) percent of the area.
5. All improvements to the Dock Area must be in accord with City Engineering design standards and in compliance with applicable building and zoning permit requirements.
6. The Permit granted herein shall not be assignable without the written approval by Resolution adopted by the City Commission.
7. Permit Holder shall not charge or collect any rent or fees from anyone using such dock constructed on public property. No signage shall be placed upon such dock indicating it is a private dock.
8. As a special condition, vessels berthed within the Dock Area are prohibited from extending beyond the maximum distance of 30% of the width of the waterway.
9. As a special condition, vessels berthed within the Dock Area must not encroach into the easterly or westerly extension of the 10' vessel set-back required for the RS-4.4 zoning district for Applicant's (Permit Holder's) Property, unless as specified in applicant's narrative a set-back waiver is granted via the City's Board of Adjustment.
10. As a special condition of the permit, in the event Permit Holder is found by the City Commission to have violated any of the above conditions or is found by the Code Enforcement Board, Special Magistrate or County Court Judge to have violated any Code sections relative to the use of the Dock Area, Dock and Mooring Piles, then the Permit granted herein may be repealed or rescinded by the City Commission upon thirty days' advance notice to the Permit Holder.
11. Use of the dock is limited to the docking of a vessel owned by the Permit Holder with a copy of the documentation showing the name and registration number of all vessels provided by the Applicant to the Supervisor of Marine Facilities.
12. The Permit Holder is prohibited from mooring any watercraft or vessel in such a manner that it is "rafted out" from any additional vessel owned or operated by the Applicant.

AC

Attachment

cc: Enrique Sanchez, Deputy Director of Parks and Recreation  
Jonathan Luscomb, Supervisor of Marine Facilities

**1735 SE 8<sup>TH</sup> STREET  
PRIVATE USE OF PUBLIC LANDS**

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**CITY OF FORT LAUDERDALE  
MARINE FACILITIES  
APPLICATION FOR WATERWAY PERMITS, WAIVERS AND LICENSES**

Any agreement with the City of Fort Lauderdale and other parties, such as, but not limited to, licenses, permits and approvals involving municipal docking facilities or private uses in the waterways as regulated by Section 8 of the City Code of Ordinances or Section 47-19.3 of the City's Urban Land Development Regulations, shall be preceded by the execution and filing of the following application form available at the Office of the Supervisor of Marine Facilities. The completed application must be presented with the applicable processing fee paid before the agreement is prepared or the application processed for formal consideration (see City of Fort Lauderdale Code Section 2-157). If legal publication is necessary, the applicant agrees to pay the cost of such publication in addition to the application fee.

**APPLICATION FORM  
(Must be in Typewritten Form Only)**

1. LEGAL NAME OF APPLICANT - (If corporation, name and titles of officers as well as exact name of corporation. If individuals doing business under a fictitious name, correct names of individuals, not fictitious names, must be used. If individuals owning the property as a private residence, the name of each individual as listed on the recorded warranty deed):

NAME: David Zwick

TELEPHONE NO: 954-205-2555 FAX NO. \_\_\_\_\_  
(home) (business)

2. APPLICANT'S ADDRESS (if different than the site address):  
**1000 SE 6<sup>th</sup> Court Fort Lauderdale, Florida 33301**

3. TYPE OF AGREEMENT AND DESCRIPTION OF REQUEST:  
**Private Use of Public Lands**

4. SITE ADDRESS: **1735 SE 8<sup>th</sup> Street, Fort Lauderdale Florida 33316** ZONING: **RS-4.4**

LEGAL DESCRIPTION:  
**RIO VISTA ISLES UNIT 5 8-7 B LOTS 24 & 25 BLK 20**

5. EXHIBITS (In addition to proof of ownership, list all exhibits provided in support of the applications).  
**Warranty Deed, Survey, Zoning Aerial, Photos, Project Plans**

[Signature]  
Applicant's Signature

11/12/18  
Date

The sum of \$ \_\_\_\_\_ was paid by the above-named applicant on the \_\_\_\_\_ of \_\_\_\_\_, 2015 Received by: \_\_\_\_\_

City of Fort Lauderdale

=====For Official City Use Only=====

**Marine Advisory Board Action**  
Formal Action taken on \_\_\_\_\_

**Commission Action**  
Formal Action taken on \_\_\_\_\_

Recommendation \_\_\_\_\_  
Action \_\_\_\_\_

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**EXHIBIT II  
COVER LETTER**



November 15, 2018

Marine Advisory Board  
City of Fort Lauderdale  
2 South New River Drive East  
Fort Lauderdale, FL 33301

RE: Private Use of Public Lands Authorization

To Whom It May Concern:

The property of 1735 SE 8<sup>th</sup> Street consists of an existing wood, marginal dock along a concrete seawall on the south side along the Rio Valencia canal, adjacent to public property. Historically, the owners of the property had utilized the dock for the purpose of mooring a vessel. Not only would the applicant like to continue to use the dock for mooring a vessel, but would also like to request to be allowed to improve the existing seawall and dock as they are in disrepair. The proposed project is the installation of a new seawall cap and batter piles, installation of a fixed marginal dock, installation of a floating dock with access ramp and installation of a jet dock along the Rio Valencia canal. The project was approved under Resolution No. 18-44 for use by Todd and Karin Correl. The proposed project has not changed, and the new owner, Mr. David Zwick, is applying for the same waiver.

Sincerely,

**THE CHAPPELL GROUP, INC.**

A handwritten signature in cursive script that reads "Jena Robbins".

Jena Robbins  
Project Biologist

Cc: Mr. David Zwick

**EXHIBIT III  
SUMMARY DESCRIPTION**

**Summary Description**  
**1735 SE 8<sup>th</sup> Street**  
**TCG Project No. 17-0047.001**

The project site is located along Rio Valencia Canal at 1735 SE 8<sup>th</sup> Street, in Section 11, Township 50, Range 42, in the City of Fort Lauderdale, Broward County, Florida

The property is located along the Rio Valencia, which is a tidal water. The nearest direct connection to the Atlantic Ocean is 1.6 miles to the southeast at the Port Everglades Inlet. As the project site is located along the Rio Valencia, the incoming tidal waters (flood) at the site move to the north and west the outgoing waters (ebb) move to the south and east.

The project site consists of an existing concrete seawall and a ±528 ft<sup>2</sup> marginal wood dock. The proposed project includes the construction of a 4.0' seawall cap with batter piles, a 456 ft<sup>2</sup> marginal wood dock, one (1) 240 ft<sup>2</sup> concrete floating dock with access ramp, and one (1) 90 ft<sup>2</sup> jet dock. As measured from the existing wetface, the proposed structures encroach no more than 10' from the property line into Rio Valencia. As this property is owned by the city, the proposed fixed dock, floating dock and jet dock will require an approval of use of public lands for private use. The use of this land was previously approved for a proposed fixed 10'x10' platform and 680 ft<sup>2</sup> floating dock that also exceeded 10' from the existing wetface.

The proposed structures were also approved under Resolution No. 18-44 under the previous owners. The proposed project has not changed, and the new owner, Mr. David Zwick, is applying for the same waiver. Permits are being applied for concurrently with the Broward County Environmental Protection & Growth Management Department and Florida Department of Environmental Protection. The proposed structures were previously permitted under BCEMPGMD ERL No. DF18-1032 and FDEP Exemption No. 06-0361013-001,002,004,005,006-EE;003-EG. These permits are currently in the process of reauthorization under the new owner's name.

The following two (2) matters provide justification for this request:

1. All structures and piles will not exceed 30% of the width of the waterway.
2. The existing structures are in disrepair and the seawall height is in violation of the current city code.

If this request is approved, the applicant will comply with all other necessary codes of ordinances.

**EXHIBIT IV  
WARRANTY DEED**

Prepared by:

Capstone Title Partners, LLC  
888 S. Andrews Avenue Suite 204  
Fort Lauderdale, FL 33316  
954-467-9899  
File Number: 18-225

Return to:

Tobin & Associates, P.A.  
10800 Biscayne Blvd. Suite 700  
Miami, FL 33161

[Space Above This Line For Recording Data]

## Warranty Deed

This Warranty Deed made this 27<sup>th</sup> day of September, 2018 between Todd Correll and Karin Correll, husband and wife whose post office address is 2316 Barcelona Drive, Fort Lauderdale, FL 33304, grantor, and David J. Zwick and Lisa Zwick, husband and wife whose post office address is 1000 SE 6th Court, Fort Lauderdale, FL 33301, grantee;

(Whenever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, trusts and trustees)

**Witnesseth**, that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in **Broward County, Florida** to-wit:

Lots 24 and 25, Block 20, RIO VISTA ISLES, UNIT 5, according to the Plat thereof, as recorded in Plat Book 8, Page 7, Public Records of Broward County, Florida.

Parcel Identification Number: 5042 11 22 1540

Subject to taxes for 2018 and subsequent years; covenants, conditions, restrictions, easements, reservations and limitations of record, if any.

**Together** with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

**To Have and to Hold**, the same in fee simple forever.

**And** the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to **December 31, 2017**.

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

[Signature]  
Witness #1 Signature

Witness #1 Name: Thomas T Coon Jr.

[Signature]  
Witness #2 Signature

Witness #2 Name: MARLIE ANDRE

[Signature]  
Witness #1 Signature

Witness #1 Name: Thomas T Coon Jr.

[Signature]  
Witness #2 Signature

Witness #2 Name: MARLIE ANDRE

[Signature] (Seal)  
Todd Correll

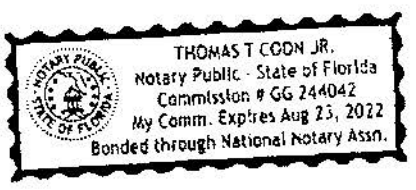
[Signature] (Seal)  
Karin Correll

State of FLORIDA  
County of BROWARD

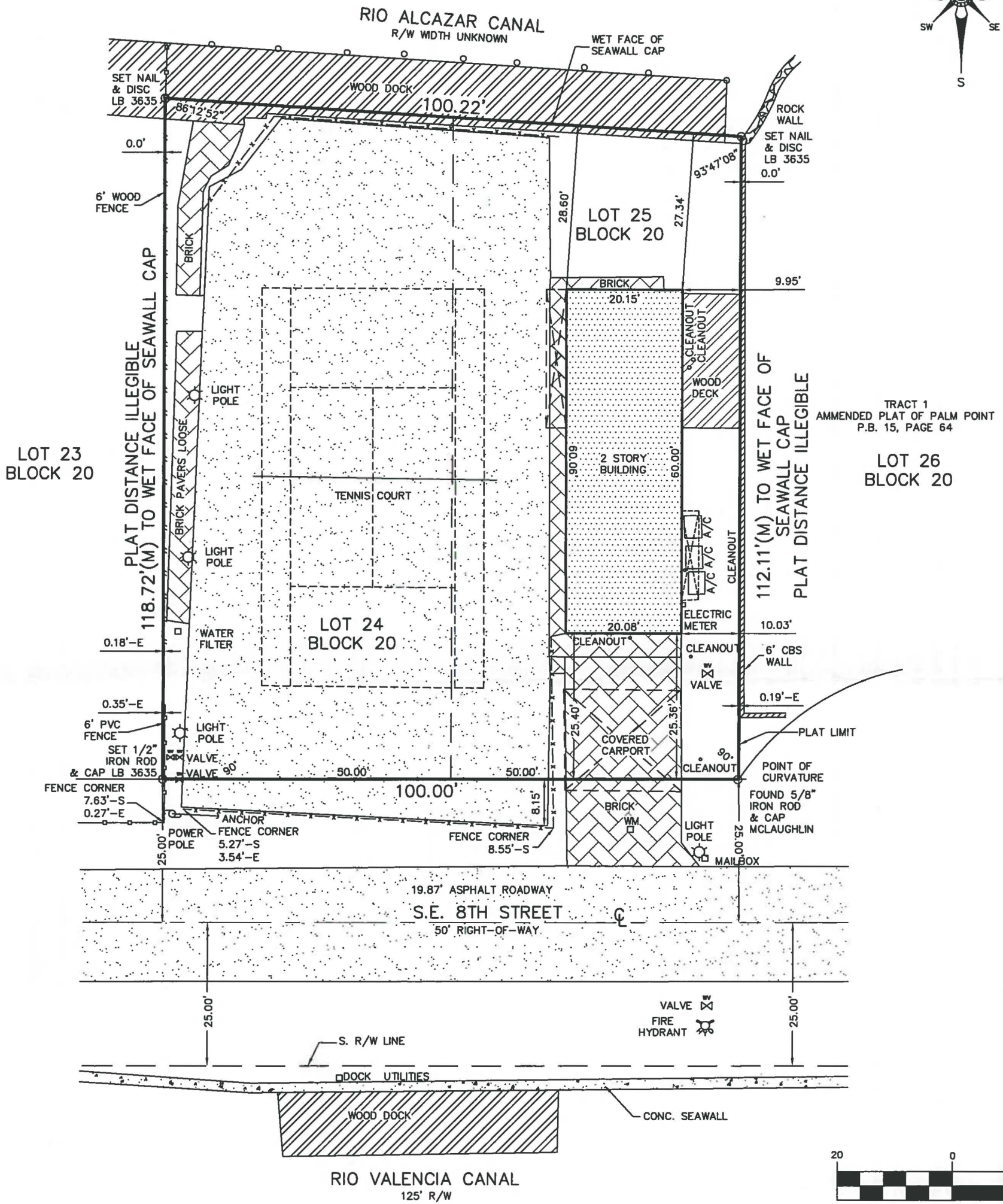
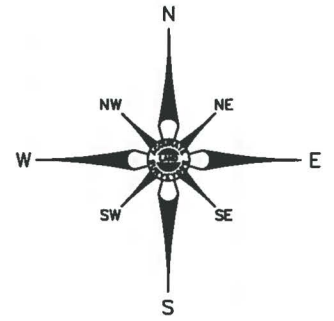
The foregoing instrument was acknowledged before me this 27<sup>th</sup> day of September, 2018 by Todd Correll and Karin Correll, who  are personally known or  have produced a driver's license as identification.

[Notary Seal]

[Signature]  
Notary Public  
Printed Name: \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_



**EXHIBIT V**  
**ORIGINAL SURVEY**



TRACT 1  
AMMENDED PLAT OF PALM POINT  
P.B. 15, PAGE 64

LOT 26  
BLOCK 20



This survey was made for mortgage and title purposes only and is not valid for design or construction purposes.

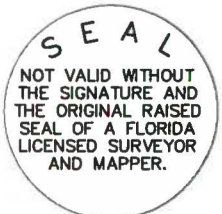
- NOTES:**
- UNLESS OTHERWISE NOTED FIELD MEASUREMENTS ARE IN AGREEMENT WITH RECORD MEASUREMENTS.
  - BEARINGS SHOWN HEREON ARE BASED ON A BEARING OF N/A.
  - THE LANDS SHOWN HEREON WERE NOT ABSTRACTED FOR OWNERSHIP, RIGHTS-OF-WAY, EASEMENTS, OR OTHER MATTERS OF RECORDS BY ACCURATE LAND SURVEYORS, INC.
  - OWNERSHIP OF FENCES AND WALLS IF ANY NOT DETERMINED.
  - THIS DRAWING IS THE PROPERTY OF ACCURATE LAND SURVEYORS, INC. AND SHALL NOT BE USED OR REPRODUCED IN WHOLE OR IN PART WITHOUT WRITTEN AUTHORIZATION.
  - THIS SURVEY CONSISTS OF A MAP AND TEXT REPORT. ONE IS NOT VALID WITHOUT THE OTHER.
  - THIS SURVEY IS MADE FOR THE EXCLUSIVE USE OF THE CERTIFIED HEREON, TO BE VALID ONE YEAR FROM THE DATE OF SURVEY AS SHOWN.
  - THIS SURVEY WAS MADE FOR MORTGAGE AND TITLE PURPOSES ONLY AND SHOULD NOT BE USED FOR DESIGN OR CONSTRUCTION PURPOSES.

**CERTIFICATION:**

THIS IS TO CERTIFY THAT THIS SKETCH OF BOUNDARY SURVEY WAS MADE UNDER MY RESPONSIBLE CHARGE AND IS ACCURATE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I FURTHER CERTIFY THAT THIS SKETCH MEETS THE STANDARDS OF PRACTICE, ESTABLISHED BY THE BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS, CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODES, PURSUANT TO SECTION 472.027, FLORIDA STATUTES.

*Robert L. Thompson*  
1-10-17

ROBERT L. THOMPSON (PRESIDENT)  
PROFESSIONAL SURVEYOR AND MAPPER No.3869 - STATE OF FLORIDA



REVISIONS	DATE	BY

DATE OF SURVEY 01-05-17	DRAWN BY AL	CHECKED BY RLT	FIELD BOOK 17-0015	SCALE 1"=20'	SKETCH NUMBER SU-17-0015
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**EXHIBIT VI  
ZONING AERIAL**



CITY OF FORT LAUDERDALE

### Property Reporter Map



0 40 80 Feet

**GIS**  
Fort Lauderdale

**EXHIBIT VII  
SITE PHOTOGRAPHS**



**1. Central portion of the subject site, facing east along the Rio Valencia Canal.**



**2. Central portion of the subject site, facing south towards the Rio Valencia Canal.**

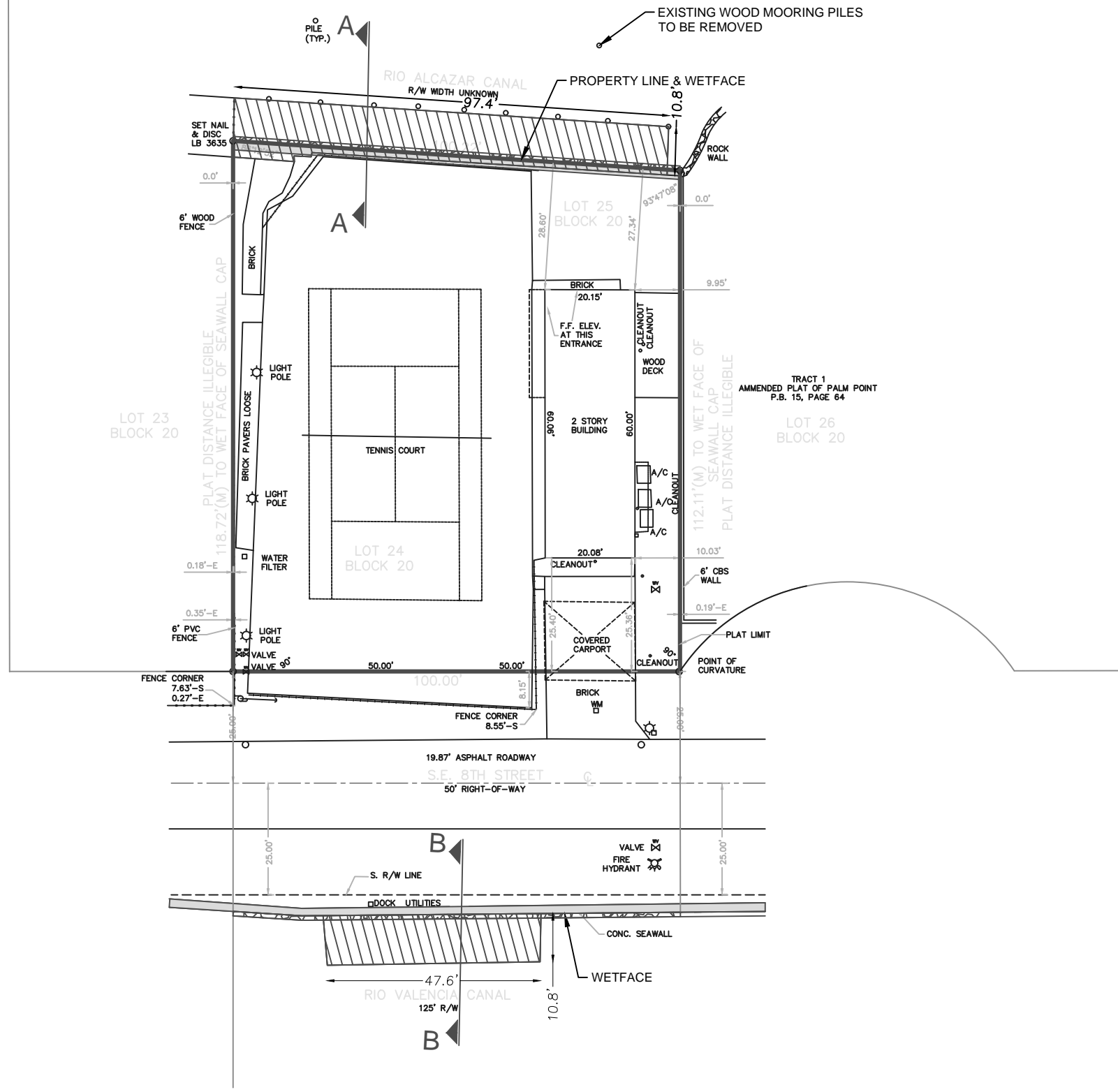
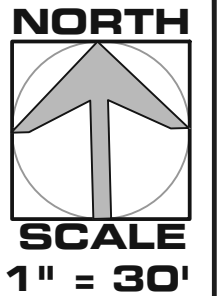


**3. Western portion of the subject site, facing east along the Rio Valencia Canal.**



**4. Eastern portion of the subject site, facing west along the Rio Valencia Canal.**

**EXHIBIT VIII  
PROJECT PLANS**



### LEGEND

- EXISTING WOOD DOCKS TO BE REMOVED  
ft-9' & 2' x 2' - 1/2' x 1' 1/2' CJ9FK 5H9FL
- EXISTING 2.0' CONCRETE SEAWALL  
ft-8' x 8' @ 2' : H'L
- 9L-GHB; 2' : CCH9F'HC'69'F9ACJ98'ft-8' x 8' LN. FT.)

M.H.W. = 0.32' NAVD    M.L.W. = (-)2.1' NAVD  
**NOTE: SURVEY INFORMATION PROVIDED BY ACCURATE LAND SURVEYORS**

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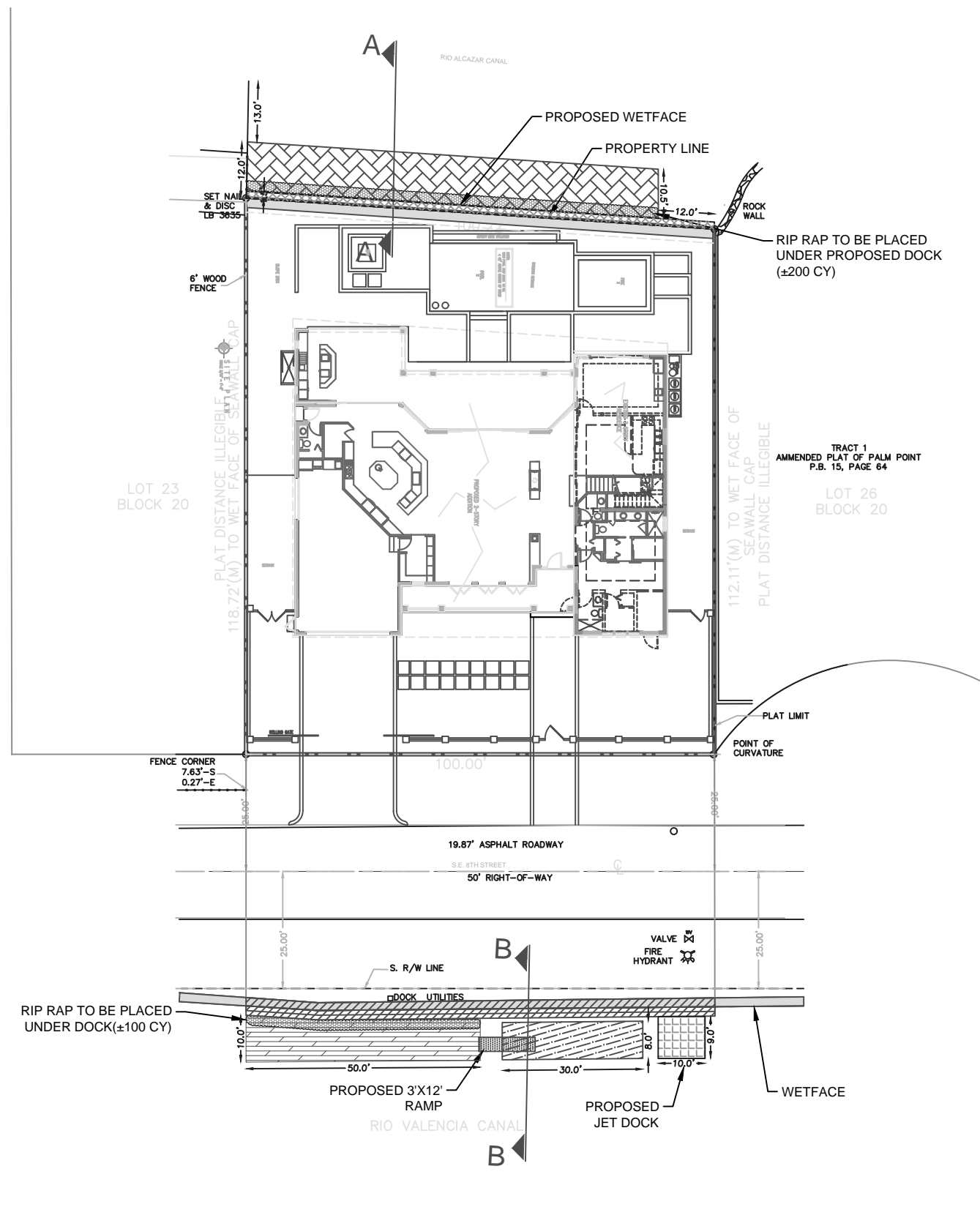
**THE Chappell GROUP INC.**  
 714 East McNab Road  
 Pompano Beach, Florida 33060  
 tel. 954.782.1908  
 fax. 954.782.1108    [www.thechappellgroup.com](http://www.thechappellgroup.com)

- Environmental Consultants
- Marina & Wetland Permitting
- Mitigation Design & Monitoring
- T&E Species Surveys
- Phase I ESAs

## 1735 SE 8TH STREET

PREPARED FOR:  
 DAVID ZWICK

EXISTING CONDITIONS		
Date: 11/5/2018	Sheet : <b>1</b>	of : <b>5</b>
Proj No.: 17-0047.001		



### LEGEND

- EXISTING 2.0' CONCRETE SEAWALL  
fl-8\$\$' @B": H'L
- DFCDCG98 'G95 K 5 @@K #'-%) f7 5 D/ '6 5 HH9F  
D=@G'fl-%\$\$' @B": H'z-%) \$'zh'CJ9FK 5 H9F L
- PROPOSED CONCRETE MARGINAL DOCK  
fl- & 'zh'CJ9FK 5 H9F L
- DFCDCG98 '-( '\$fG95 K 5 @@7 5 D/ '6 5 HH9F  
D=@G'fl-%\$\$' @B": H"!'-&\$\$'zh'CJ9FK 5 H9F L
- PROPOSED CONCRETE FLOATING DOCK  
fl-& (\$'zh'CJ9FK 5 H9F L
- DFCDCG98 'K CC8 '8 C7 ? 'fl- ) \* 'zh'CJ9FK 5 H9F L
- DFCDCG98 '>9H'8 C7 ? 'fl- \$'zh'CJ9FK 5 H9F L

M.H.W. = 0.32' NAVD M.L.W. = (-)2.1' NAVD  
 NOTE: SURVEY INFORMATION PROVIDED BY ACCURATE LAND SURVEYORS

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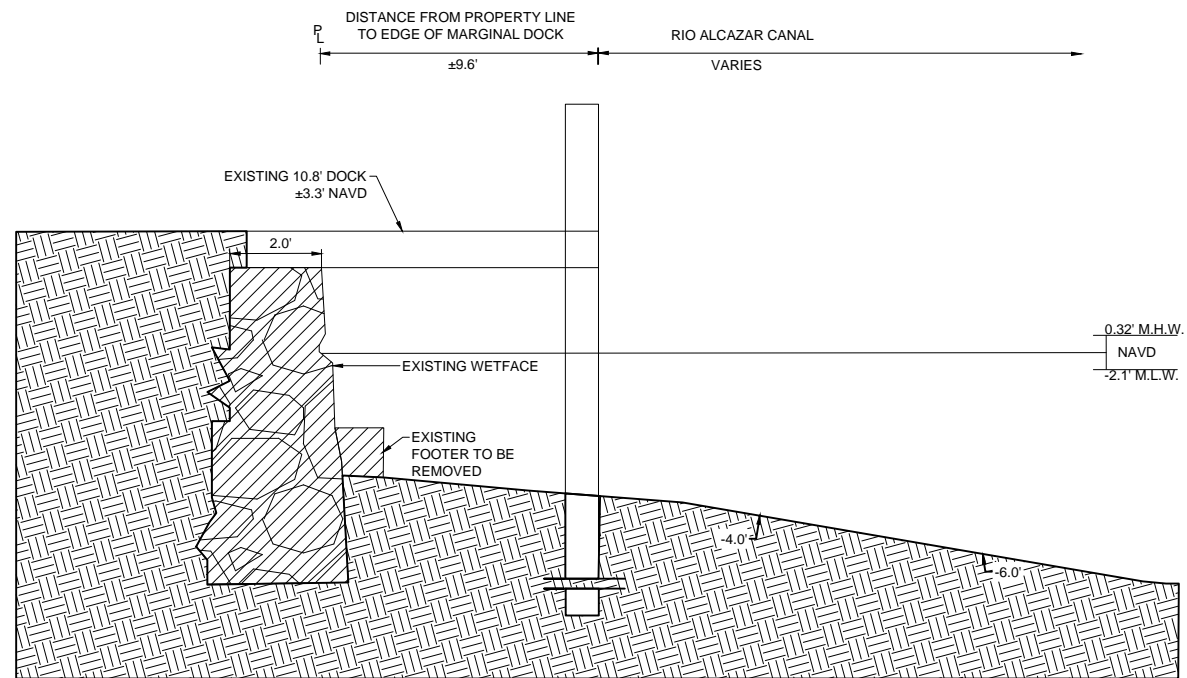
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**1735 SE 8TH STREET**  
 PREPARED FOR:  
**DAVID ZWICK**

PROPOSED CONDITIONS		
Date: 11/5/2018	Sheet : <b>2</b>	of : <b>5</b>
Proj No.: 17-0047.001		

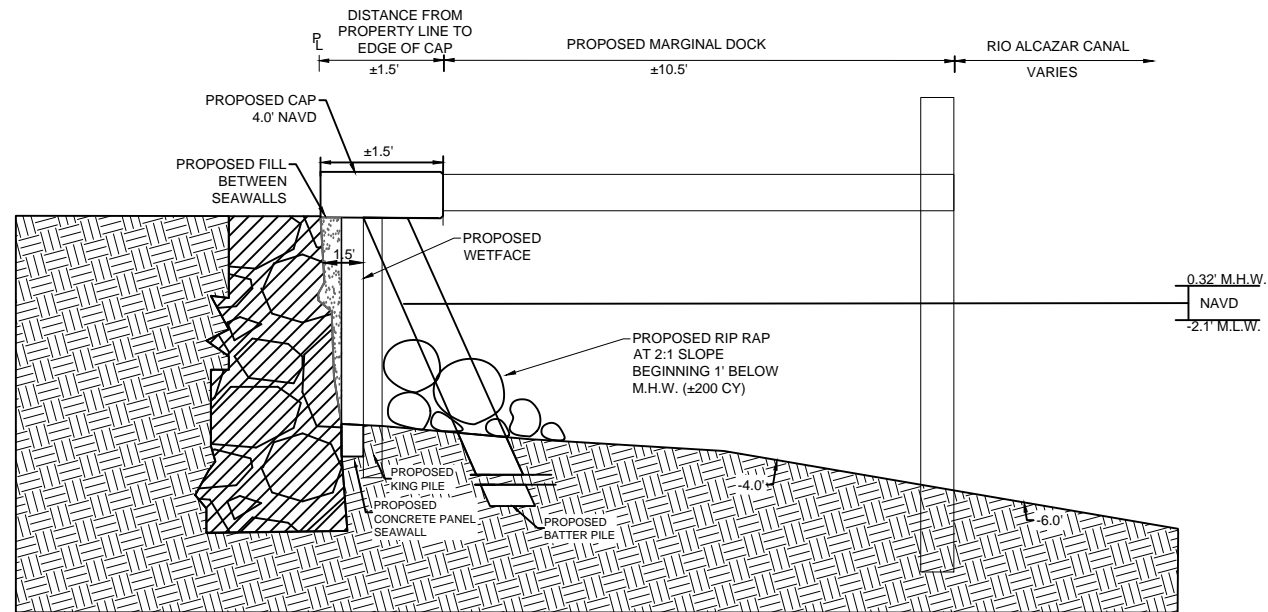
**EXISTING CONDITIONS A-A (TYP.)**

N.T.S.



**PROPOSED CONDITIONS A-A (TYP.)**

N.T.S.



NOTE: PROPOSED WETFACE TO BE NO GREATER THAN 1.5' WATERWARD OF THE EXISTING WETFACE

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**1735 SE 8TH STREET**

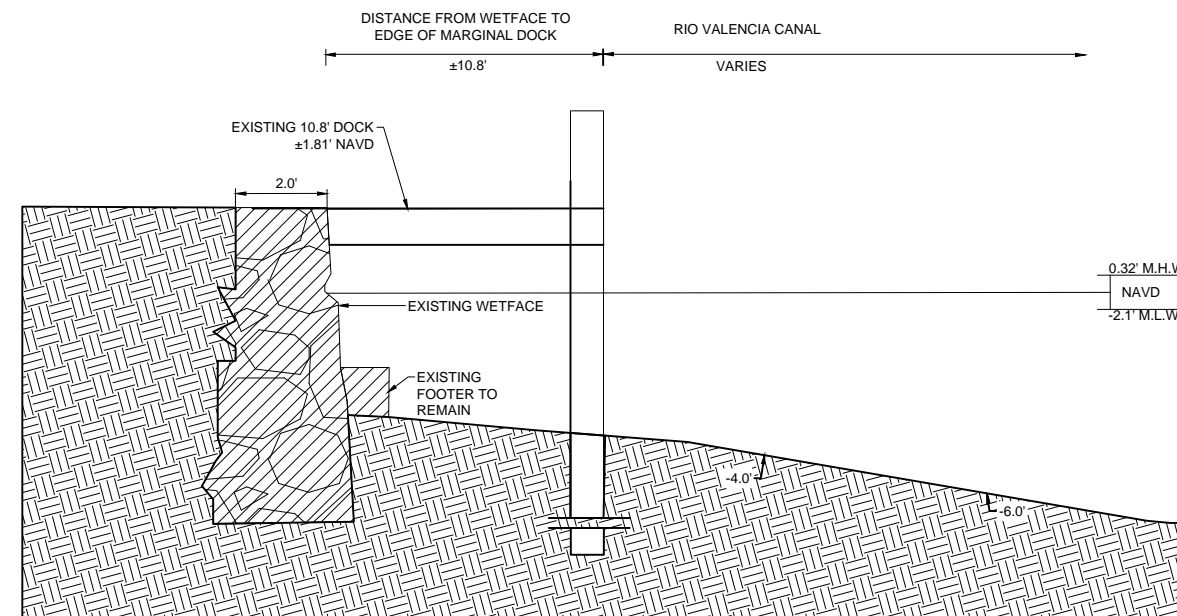
PREPARED FOR:  
DAVID ZWICK

SECTIONS

Date: 11/5/2018	Sheet : <b>3</b>	of : <b>5</b>
Proj No.: 17-0047.001		

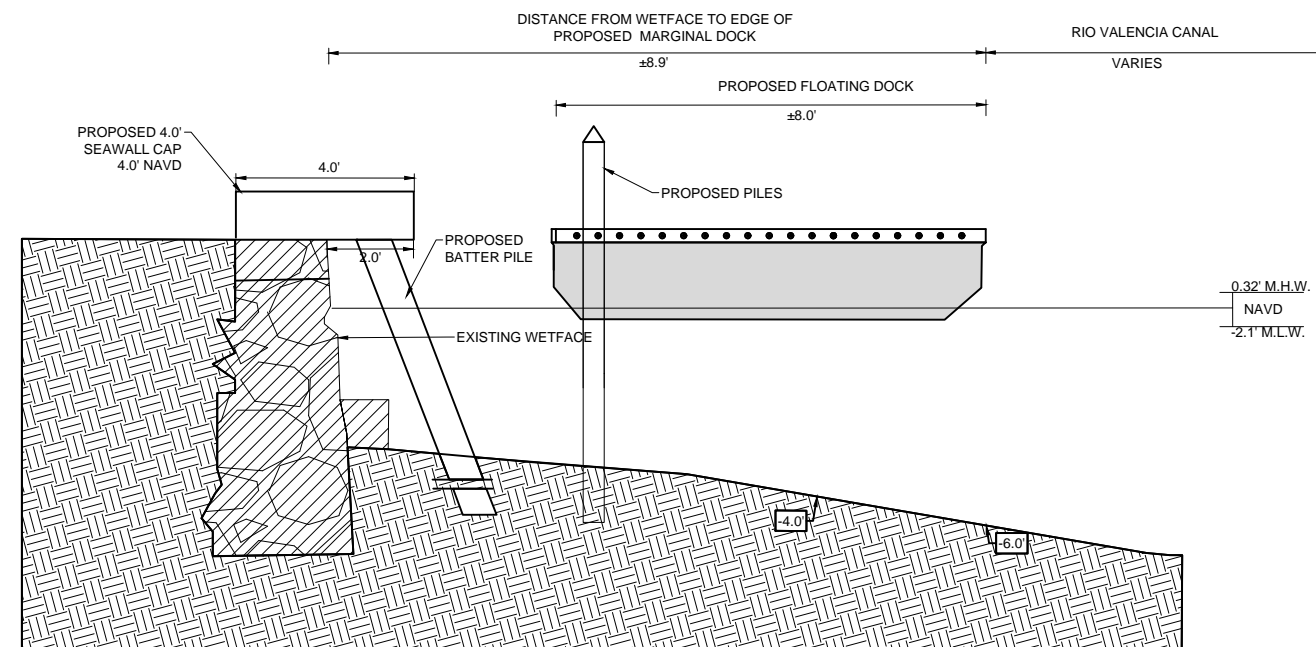
**EXISTING CONDITIONS B-B (TYP.)**

N.T.S.



**PROPOSED CONDITIONS B-B (TYP.)**

N.T.S.



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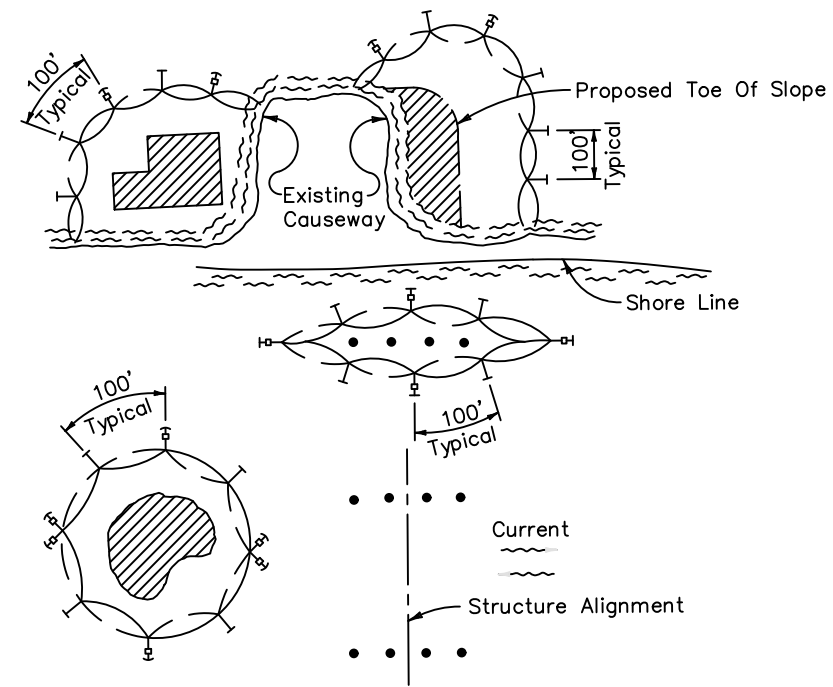
**1735 SE 8TH STREET**

PREPARED FOR:  
**DAVID ZWICK**

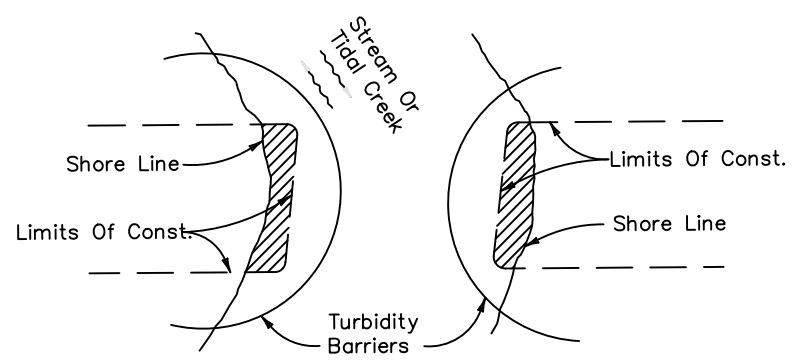
**SECTIONS**

Date: 11/5/2018	Sheet : <b>4</b>	of : <b>5</b>
Proj No.: 17-0047.001		

## CONSTRUCTION BARGE (TYP.)



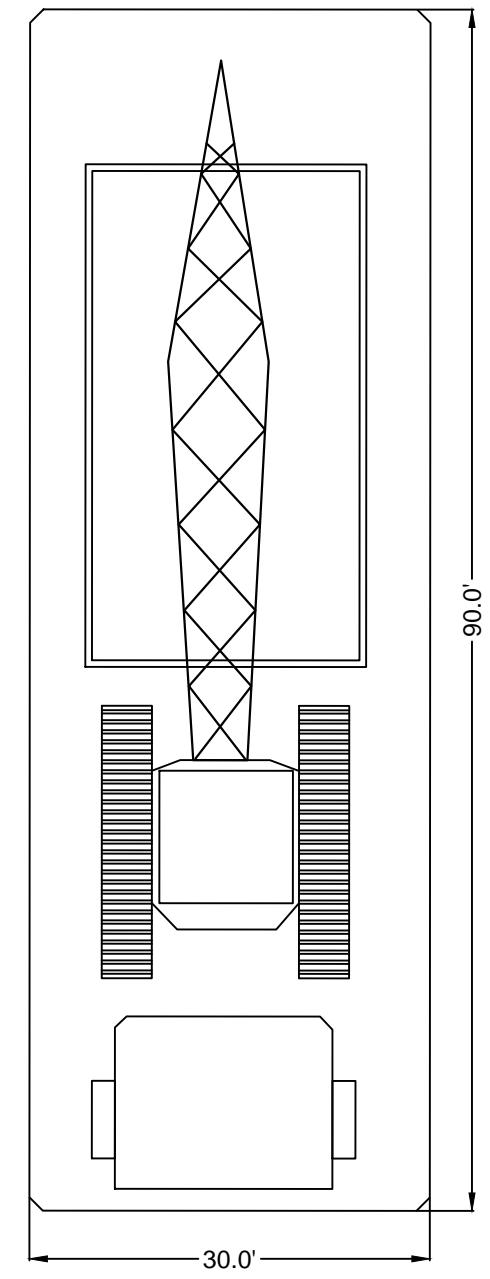
- LEGEND**
- Pile Locations
  - ▨ Dredge Or Fill Area
  - Mooring Buoy w/Anchor
  - Anchor
  - Barrier Movement Due To Current Action



**Note:**  
Turbidity barriers for flowing streams and tidal creeks may be either floating, or staked types or any combinations of types that will suit site conditions and meet erosion control and water quality requirements. The barrier type(s) will be at the Contractors option unless otherwise specified in the plans, however payment will be under the pay item(s) established in the plans for Floating Turbidity Barrier and/or Staked Turbidity Barrier. Posts in staked turbidity barriers to be installed in vertical position unless otherwise directed by the Engineer.

- NOTES:**
1. Turbidity barriers are to be used in all permanent bodies of water regardless of water depth.
  2. Number and spacing of anchors dependent on current velocities.
  3. Deployment of barrier around pile locations may vary to accommodate construction operations.
  4. Navigation may require segmenting barrier during construction operations.
  5. For additional information see Section 104 of the Standard Specifications.

### TURBIDITY BARRIER APPLICATIONS



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**1735 SE 8TH STREET**

PREPARED FOR:  
**DAVID ZWICK**

DETAILS		
Date: 11/5/2018	Sheet : <b>5</b>	of : <b>5</b>
Proj No.: 17-0047.001		

# ITEM VI

## MEMORANDUM MF NO. 18-11

DATE: November 20, 2018

TO: Marine Advisory Board Members

FROM: Andrew Cuba, Manager of Marine Facilities

RE: December 6, 2018 MAB Meeting - Dock Waiver of Distance Limitations – Richard Arote / 797 Middle River Drive

Attached for your review is an application from Richard Arote, 797 Middle River Drive.

### APPLICATION AND BACKGROUND INFORMATION

The applicant is requesting approval for installation of a 4-post boat lift and 225 square foot finger pier extending a maximum of +/-54.5' into the adjacent waterway. The distances these structures extend from the property line into the Middle River are shown in the survey and summarized in Table 1 below:

**TABLE 1**

<b>PROPOSED STRUCTURES</b>	<b>STRUCTURE DISTANCE FROM PROPERTY LINE</b>	<b>PERMITTED DISTANCE WITHOUT WAIVER</b>	<b>AMOUNT OF DISTANCE REQUIRING WAIVER</b>
<b>Boat Lift</b>	<b>+/-49.5'</b>	<b>25'</b>	<b>+/-24.5'</b>
<b>Finger Pier</b>	<b>+/-54.5'</b>	<b>25'</b>	<b>+/-29.5'</b>

The City's Unified Land and Development Regulations (UDLR) Secs. 47-19.3.C limits the maximum distance of mooring structures to 25' or 25% of the width of the waterway, whichever is less. Section 47-19.3.E authorizes the City Commission to waive that limitation based on a finding of extraordinary circumstances. The applicant indicates that the proposed finger pier and boat lift are necessary for safe mooring of their vessel, as this is along a high traffic waterway, especially during high winds and severe weather.

### PROPERTY LOCATION AND ZONING

The property is located within the Sunrise Plat RS-4.4 Residential Single Family/Low Density District. It is situated on the eastern shore of the Middle River where the width between the applicant's property line to the adjacent shoreline's closest structure is +/-294 feet, according to the Summary Description provided in **Exhibit 1**.

### DOCK PLAN AND BOATING SAFETY

Marine Facilities' records reflect there has been two (3) Waivers of Limitation approved by the City Commission within close proximity to 797 Middle River Drive (**Table 2**).

**TABLE 2**

<b>DATE</b>	<b>ADDRESS</b>	<b>MAXIMUM DISTANCE</b>
April 2013	785 Middle River Drive	Pilings – 40'
January 2015	773 Middle River Drive	Pilings – 60'
November 2017	801 Middle River Drive	Pilings – 52'

**RECOMMENDATIONS**

Should the Marine Advisory approve the application, the resolution under consideration by the City Commission should include at least the following as prescribed in the ULDR and City Code of Ordinances:

1. The applicant is required to comply with all applicable building and zoning regulations as well as any other Federal and State laws and permitting requirements including the Broward County Environmental Protection and Growth Management Department, the Florida Department of Environmental Protection and the U.S. Army Corps of Engineers.
2. As a general condition of approval and in order to review for final consistency with construction of facilities in accord with this application and City building permits the applicant is required to provide the City's Supervisor of Marine Facilities with copies of "As Built" drawings from a certified and licensed contractor.
3. The applicant is required to install and affix reflector tape to the proposed mooring piling clusters in accord with Section 47.19.3.E of the Unified Land and Development Regulations (ULDR).

AC  
Attachment

cc:  
Enrique Sanchez, Deputy Director of Parks and Recreation  
Jon Luscomb, Supervisor of Marine Facilities

**797 MIDDLE RIVER DRIVE  
APPLICATION FOR WATERWAY WAIVER**

CITY OF FORT LAUDERDALE
MARINE FACILITIES
APPLICATION FOR WATERWAY PERMITS, WAIVERS AND LICENSES

Any agreement with the City of Fort Lauderdale and other parties, such as, but not limited to, licenses, permits and approvals involving municipal docking facilities or private uses in the waterways as regulated by Section 8 of the City Code of Ordinances or Section 47-19.3 of the City's Urban Land Development Regulations, shall be preceded by the execution and filing of the following application form available at the Office of the Supervisor of Marine Facilities. The completed application must be presented with the applicable processing fee paid before the agreement is prepared or the application processed for formal consideration (see City of Fort Lauderdale Code Section 2-157). If legal publication is necessary, the applicant agrees to pay the cost of such publication in addition to the application fee.

APPLICATION FORM
(Must be in Typewritten Form Only)

1. LEGAL NAME OF APPLICANT - (If corporation, name and titles of officers as well as exact name of corporation. If individuals doing business under a fictitious name, correct names of individuals, not fictitious names, must be used. If individuals owning the property as a private residence, the name of each individual as listed on the recorded warranty deed):

NAME: Richard Arote

TELEPHONE NO: (home) FAX NO. (business)

2. APPLICANT'S ADDRESS (if different than the site address):

3. TYPE OF AGREEMENT AND DESCRIPTION OF REQUEST: The applicant requests a waiver for the proposed construction of a 4-post boat lift and finger pier, beyond 25 feet from the property line.

SITE ADDRESS: 797 Middle River Drive Fort Lauderdale, FL 33304

4. ZONING: RS-4.4

LEGAL DESCRIPTION: SUNRISE 28-42 B LOT 58 BLK 6

EXHIBITS (In addition to proof of ownership, list all exhibits provided in support of the applications).

Warranty Deed, Project Plans, Site Photographs, Survey, Aerial Exhibit

Applicant's Signature

Date 11/9/18

The sum of \$ was paid by the above-named applicant on the of 2018 Received by:

City of Fort Lauderdale

For Official City Use Only

Marine Advisory Board Action
Formal Action taken on

Commission Action
Formal Action taken on

Recommendation
Action

## **TABLE OF CONTENTS**

## TABLE OF CONTENTS

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<b>EXHIBIT 3 - WARRANTY DEED</b>	<b>2</b>
<b>EXHIBIT 4 - ORIGINAL SURVEY</b>	<b>3</b>
<b>EXHIBIT 5 - ZONING AERIAL</b>	<b>4</b>
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**EXHIBIT II**  
**SUMMARY DESCRIPTION**

**Summary Description**  
**797 Middle River Drive**  
**TCG Project No. 18-0065**

The project site is located at 797 Middle River Drive, in Section 01, Township 50, Range 42, in the City of Fort Lauderdale, Broward County, Florida.

The property is located along the Middle River, which is a tidal water. The nearest direct connection to the Atlantic Ocean is 2.9 miles to the southeast at the Port Everglades Inlet. As the project site is located along the Middle River, the incoming tidal waters (flood) at the site move to the north and the outgoing waters (ebb) move to the south.

The project site consists of an existing seawall with a cap and batter piles and a 963 ft<sup>2</sup> concrete dock. The proposed project includes the installation of a 225 ft<sup>2</sup> finger pier and boat lift. As measured from the property line, the proposed finger pier and boat lift encroach more than 25' from the property line into the Middle River. As these distances are over the allowable 25' distance into the waterway from the property line, the proposed finger pier and boat lift will require a variance waiver.

The proposed structures are being permitted through the Broward County Environmental Protection & Growth Management Department, Florida Department of Environmental Protection, and US Army Corps of Engineers.

The following three (3) matters provide justification for this waiver request:

1. All structures will not exceed 30% of the width of the waterway.
2. Due to the width of the waterway at this location to the closest structure ( $\pm 294$ ), the proposed project will not impede navigation within the Middle River. The proposed finger pier extends 54.5' waterward of the property line.
3. The finger pier and boat lifts are necessary for safely mooring vessels, as this is along a high-traffic waterway, especially during high wind events and severe weather.

If this waiver is approved, the applicant will comply with all necessary construction requirements stated in Section 47-19.3 (C)(D)(E).

<b>PROPOSED STRUCTURES</b>	<b>STRUCTURE DISTANCE FROM PROPERTY LINE</b>	<b>PERMITTED DISTANCE WITHOUT WAIVER</b>	<b>DISTANCE REQUIRING A WAIVER</b>
<b>(A) Finger Pier</b>	<b>±54.5</b>	<b>25'</b>	<b>±29.5'</b>
<b>(B) Finger Pier</b>	<b>±54.5'</b>	<b>25'</b>	<b>±29.5'</b>
<b>(C) Boat Lift</b>	<b>±49.5'</b>	<b>25'</b>	<b>±24.5'</b>
<b>(D) Boat Lift</b>	<b>±49.5'</b>	<b>25'</b>	<b>±24.5'</b>

**EXHIBIT III  
WARRANTY DEED**

Return to: 15-075  
Standard Title Ins. Agency, Inc.  
1860 Forest Hill Blvd., Ste. 107  
West Palm Beach, Florida 33406

Prepared by:  
William M. Karney, Esq.  
Moraitis, Cofar, Karney & Moraitis  
915 Middle River Drive Suite 506  
Fort Lauderdale, FL 33301  
File Number: 15R-205K  
Will Call No.:

[Space Above This Line For Recording Data]

## Warranty Deed

This Warranty Deed made this 30<sup>th</sup> day of March, 2015 between BRUCE H. JEFFRESS, a single man, individually and as Trustee of the BRUCE HENRY JEFFRESS TRUST Dated May 23, 1996, UNDER THE AMENDED AND RESTATED FOURTH DECLARATION OF TRUST Dated June 21, 2011 with full power and authority pursuant to Section 689.073 of the Florida Statutes to deal in and with said property and with the power and authority to protect, conserve, and to sell, to lease, to encumber, or otherwise to manage and dispose of the real property described herein, whose post office address is Kurfursten Str. 34, 14467 Potsdam, Germany, grantor, and RICHARD AROTE and MARGUERITE AROTE, husband and wife, whose post office address is 19 Wilbur Street, Lynbrook, NY 11563, grantee:

(Whenever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, trusts and trustees)

**Witnesseth**, that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in Broward County, Florida to-wit:

Lot 58, Block 6, SUNRISE, according to the Plat thereof, recorded in Plat Book 28, Page 42, of the Public Records of Broward County, Florida.

Parcel Identification Number: 504201-32-1310

Subject to taxes for 2015 and subsequent years; covenants, conditions, restrictions, easements, reservations and limitations of record, if any.

**Together** with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

**To Have and to Hold**, the same in fee simple forever.

**And** the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2014.

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

William M. Karney  
Witness Name: WILLIAM M. KARNEY

Heather Bruce  
Witness Name: HEATHER BRUCE

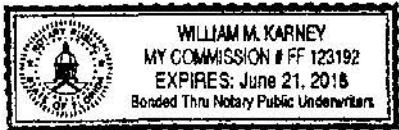
[Signature]

BRUCE H. JEFFRESS, individually and as Trustee of the  
BRUCE HENRY JEFFRESS TRUST Dated May 23, 1996,  
UNDER THE AMENDED AND RESTATED FOURTH  
DECLARATION OF TRUST Dated June 21, 2011

State of Florida  
County of Broward

The foregoing instrument was acknowledged before me this 30<sup>th</sup> day of March, 2015 by BRUCE H. JEFFRESS, individually and as Trustee of the BRUCE HENRY JEFFRESS TRUST Dated May 23, 1996, UNDER THE AMENDED AND RESTATED FOURTH DECLARATION OF TRUST Dated June 21, 2011, who  is personally known or  has produced a driver's license as identification.

[Notary Seal]



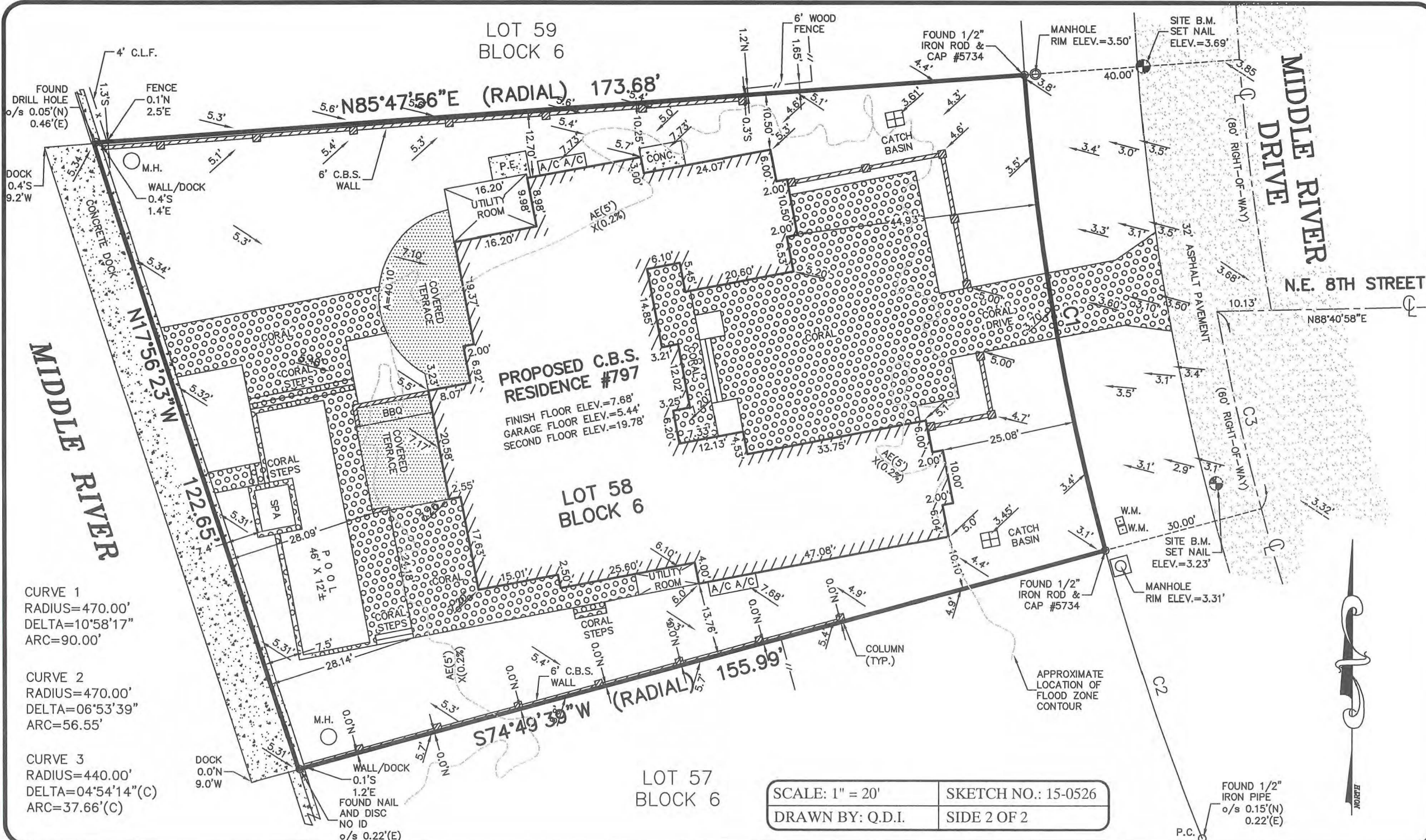
William M. Karney  
Notary Public

Printed Name: \_\_\_\_\_

My Commission Expires: \_\_\_\_\_

**EXHIBIT IV  
ORIGINAL SURVEY**

LOT 59  
BLOCK 6



CURVE 1  
RADIUS=470.00'  
DELTA=10°58'17"  
ARC=90.00'

CURVE 2  
RADIUS=470.00'  
DELTA=06°53'39"  
ARC=56.55'

CURVE 3  
RADIUS=440.00'  
DELTA=04°54'14"(C)  
ARC=37.66'(C)

5.6' N85°47'56"E (RADIAL) 173.68'

N17°56'23"N

122.65'

S74°49'39"W (RADIAL) 155.99'

MIDDLE RIVER  
DRIVE

N.E. 8TH STREET

**PROPOSED C.B.S. RESIDENCE #797**  
FINISH FLOOR ELEV.=7.68'  
GARAGE FLOOR ELEV.=5.44'  
SECOND FLOOR ELEV.=19.78'

LOT 58  
BLOCK 6

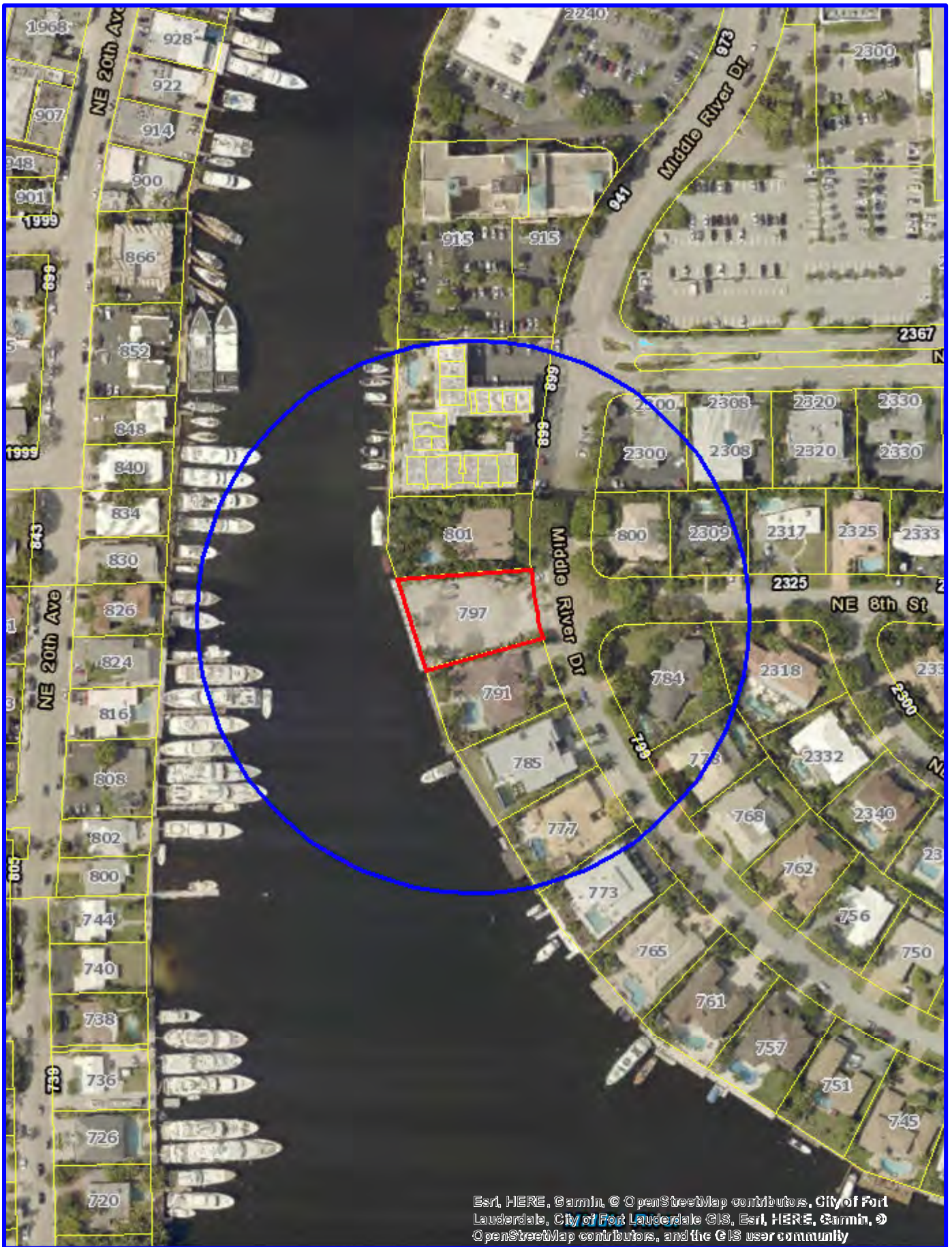
LOT 57  
BLOCK 6

SCALE: 1" = 20'	SKETCH NO.: 15-0526
DRAWN BY: Q.D.I.	SIDE 2 OF 2



FOUND 1/2" IRON PIPE  
o/s 0.15'(N)  
0.22'(E)

**EXHIBIT V**  
**ZONING AERIAL**



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CITY OF FORT LAUDERDALE

### Property Reporter Map



0 90 180 Feet

**GIS**  
Fort Lauderdale

**EXHIBIT VI**  
**SITE PHOTOGRAPHS**



**1. North corner of the subject site, facing south. Note existing concrete dock.**



**2. Northern portion of subject site, facing southwest along the Middle River.**

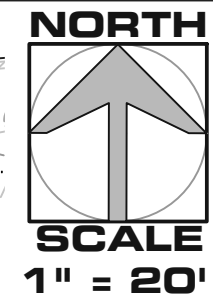


**3. South corner of the subject site, facing north.**



**4. Southern portion of the subject site, facing northwest along the Middle River.**

**EXHIBIT VII  
PROJECT PLANS**



**LEGEND**

- EXISTING CONCRETE SEAWALL AND 3.0' 75 D'HC F9A5-B'fl-%& 'B": H'L
- EXISTING CONCRETE MARGINAL DOCK TO F9A5-B'fl- \*' 'GE": H'Z%2, \$'GE: H"CJ9F WATER)

M.H.W. = 0.25' NAVD M.L.W. = (-)2.13' NAVD

NOTE: SURVEY INFORMATION PROVIDED BY PINNELL SURVEY, INC.

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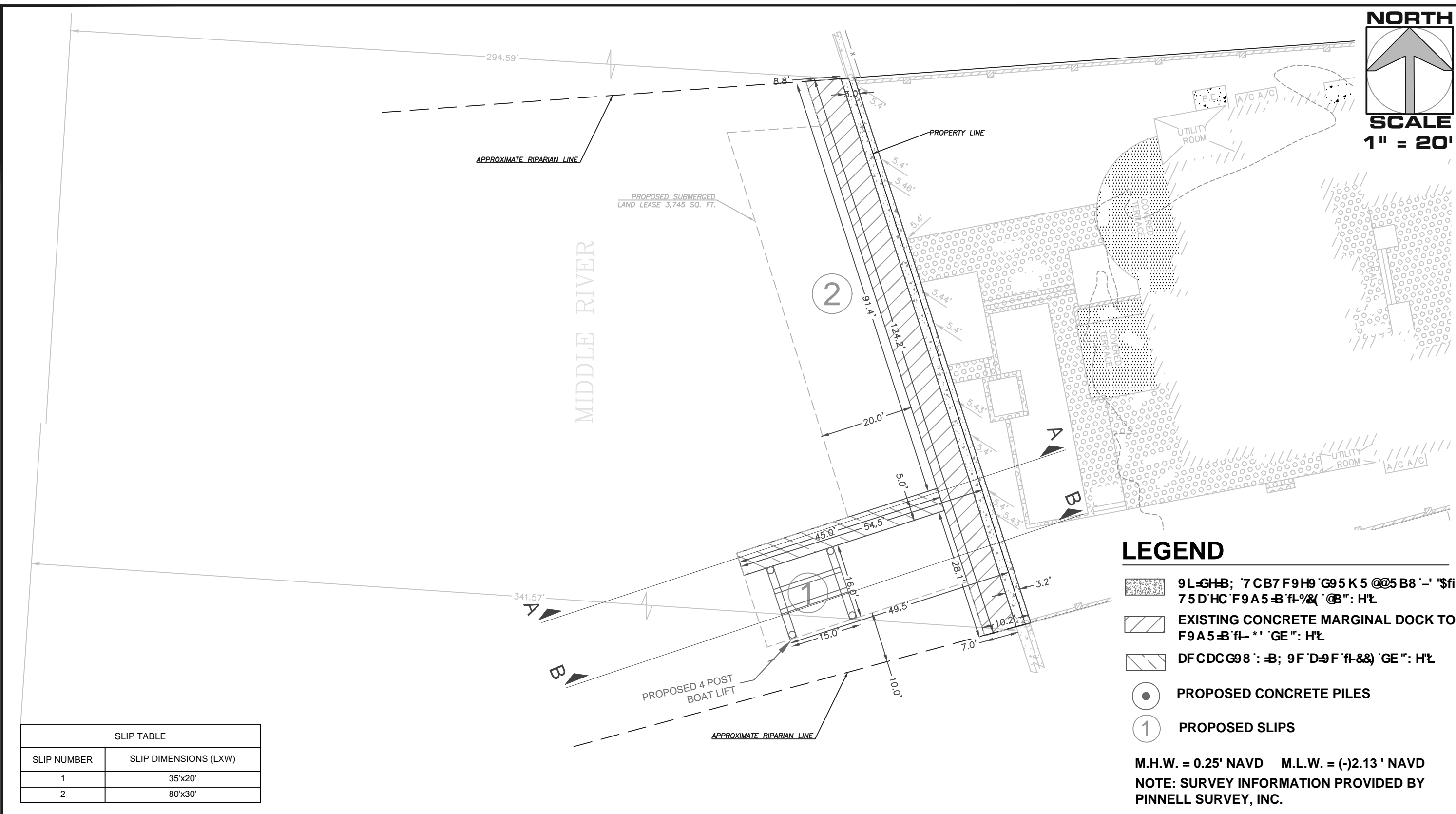
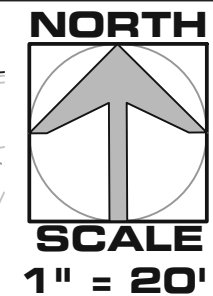
- Environmental Consultants
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- Phase I ESAs

**797 MIDDLE RIVER DRIVE**

PREPARED FOR:  
 RICHARD AROTE

EXISTING CONDITIONS

Date: 10/22/2018	Sheet: <b>1</b>	of: <b>4</b>
Proj No.: 18-0065		



**LEGEND**

- 9L-GHB; 7CB7F9H9'G95K5 @5B8'-' '\$fi 75D'HC'F9A5-B'fl-%& ('B": H'L
- EXISTING CONCRETE MARGINAL DOCK TO F9A5-B'fl-'\*' 'GE": H'L
- DFCDCG98': -B; 9F'D-9F'fl-&&' 'GE": H'L
- PROPOSED CONCRETE PILES
- PROPOSED SLIPS

M.H.W. = 0.25' NAVD M.L.W. = (-)2.13' NAVD  
 NOTE: SURVEY INFORMATION PROVIDED BY PINNELL SURVEY, INC.

SLIP TABLE	
SLIP NUMBER	SLIP DIMENSIONS (LXW)
1	35'x20'
2	80'x30'

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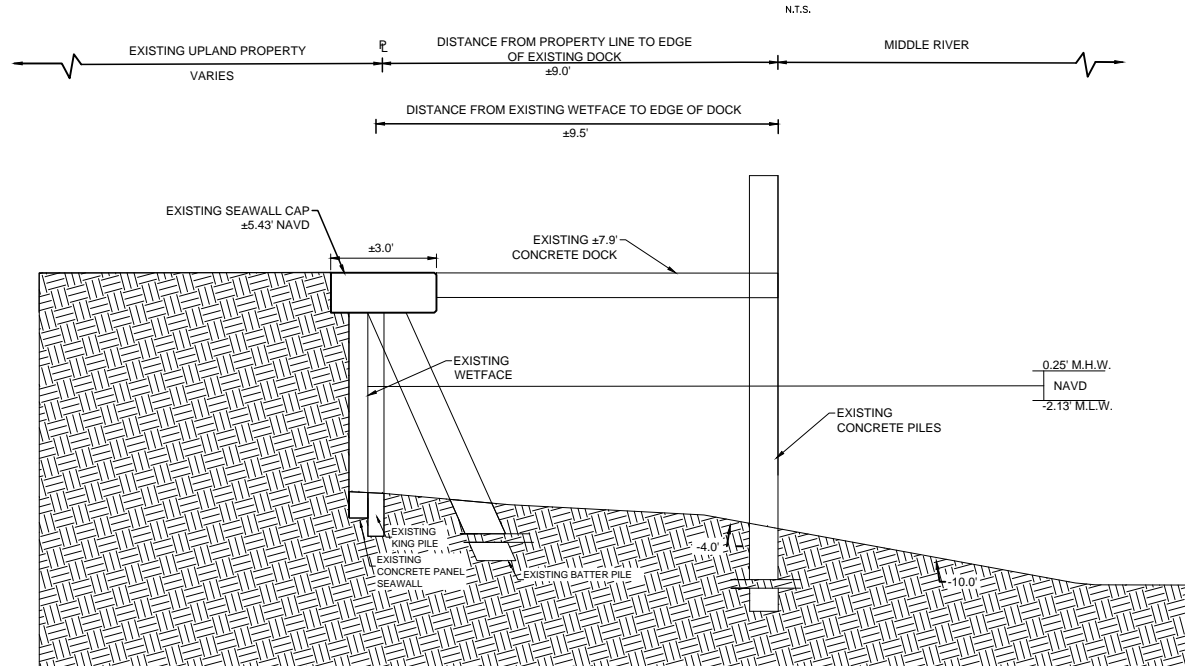
**THE Chappell GROUP INC.**  
 714 East McNab Road  
 Pompano Beach, Florida 33060  
 tel. 954.782.1908  
 fax. 954.782.1108  
[www.thechappellgroup.com](http://www.thechappellgroup.com)

- Environmental Consultants
- Marina & Wetland Permitting
- Mitigation Design & Monitoring
- T&E Species Surveys
- Phase I ESAs

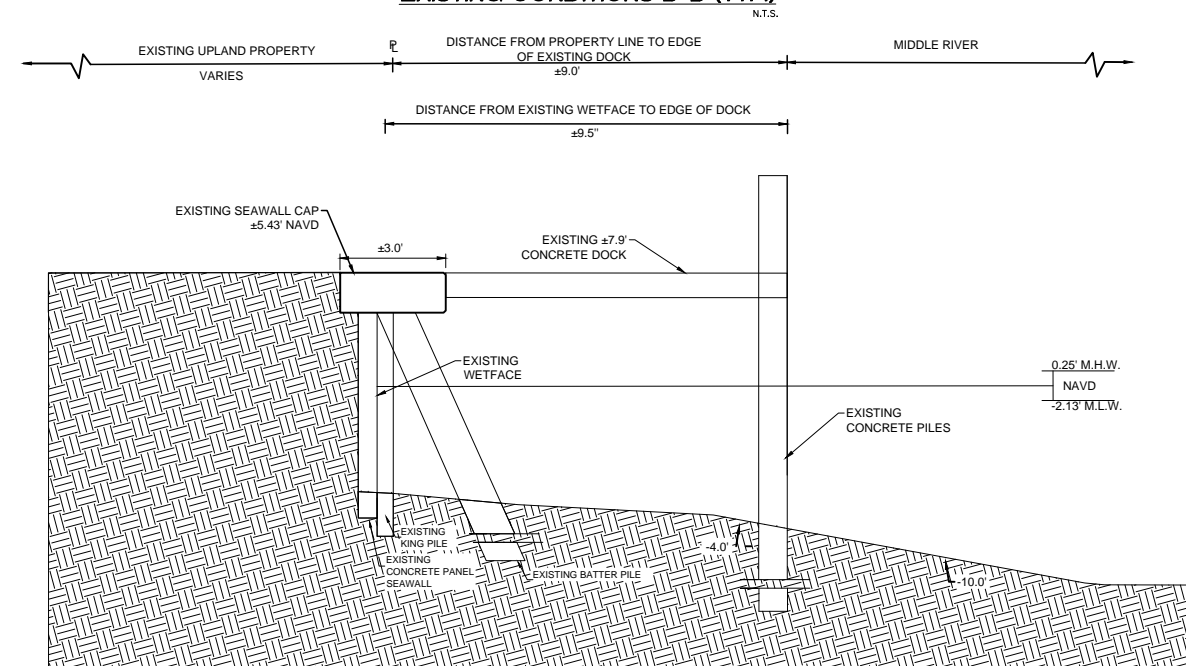
**797 MIDDLE RIVER DRIVE**  
 PREPARED FOR:  
 RICHARD AROTE

PROPOSED CONDITIONS		
Date: 10/22/2018	Sheet: <b>2</b>	of: <b>4</b>
Proj No.: 18-0065		

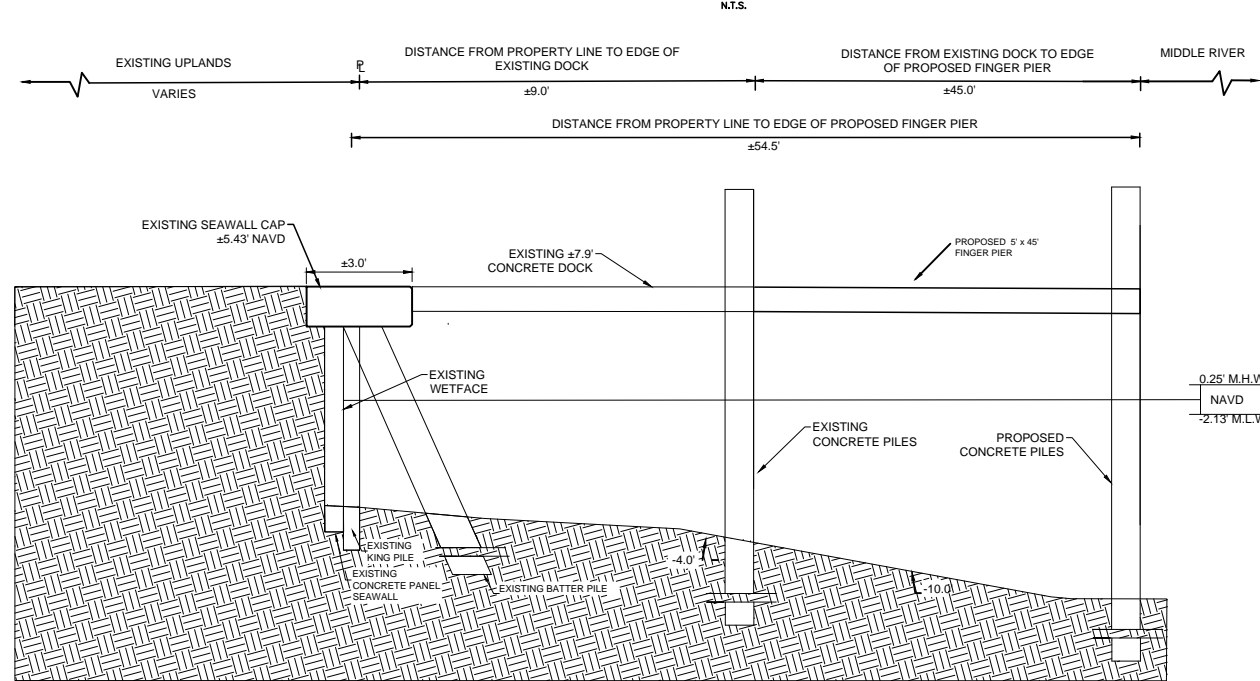
**EXISTING CONDITIONS A-A (TYP.)**



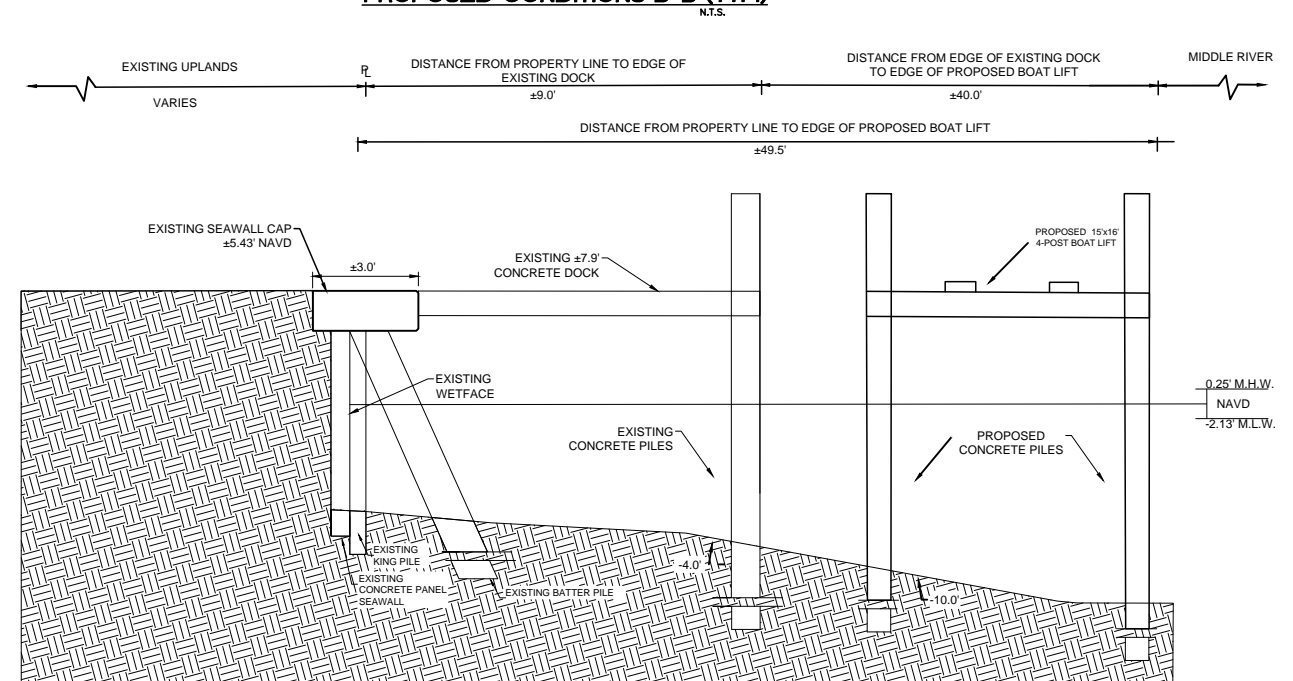
**EXISTING CONDITIONS B-B (TYP.)**



**PROPOSED CONDITIONS A-A (TYP.)**



**PROPOSED CONDITIONS B-B (TYP.)**



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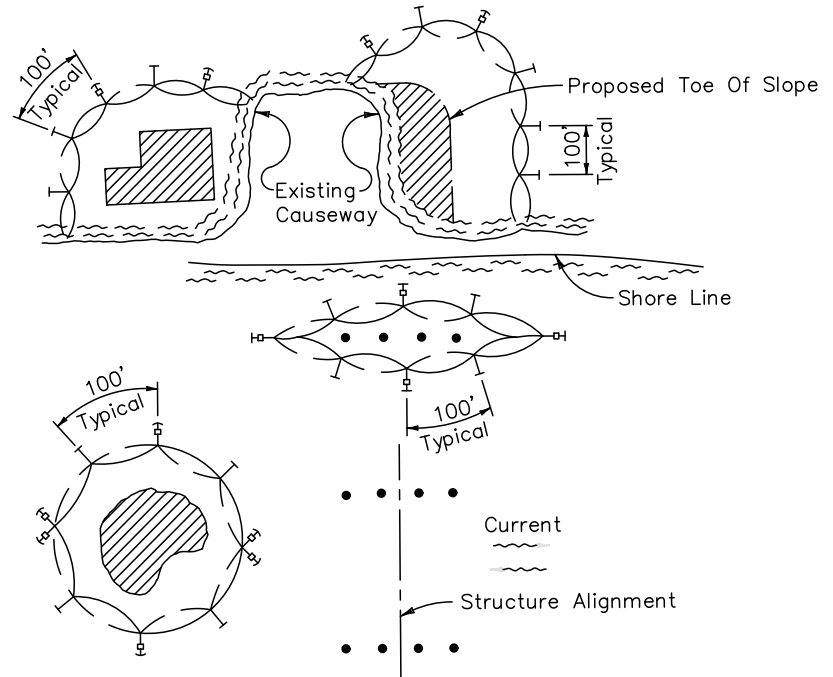
**797 MIDDLE RIVER DRIVE**

PREPARED FOR:  
**RICHARD AROTE**

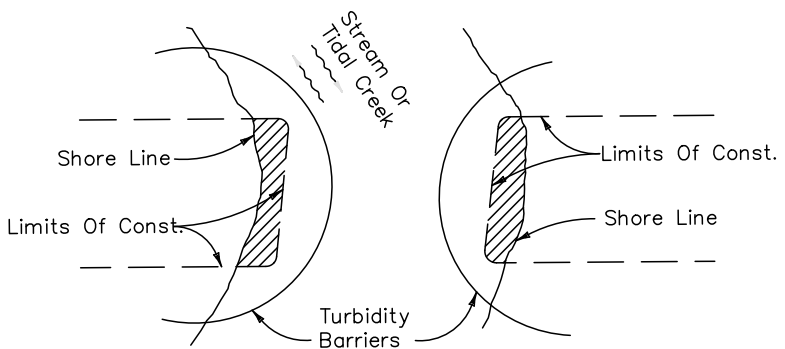
SECTIONS

Date: 10/22/2018	Sheet : <b>3</b>	of : <b>4</b>
Proj No.: 18-0065		

**CONSTRUCTION BARGE  
(TYP.)**



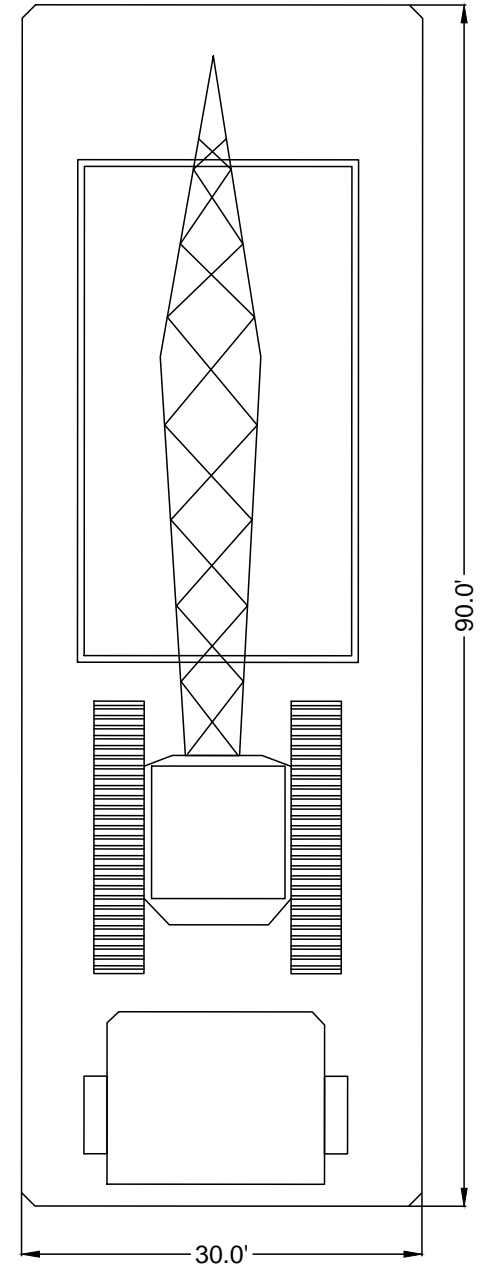
- LEGEND**
- Pile Locations
  - ▨ Dredge Or Fill Area
  - Mooring Buoy w/Anchor
  - Anchor
  - Barrier Movement Due To Current Action



**Note:**  
Turbidity barriers for flowing streams and tidal creeks may be either floating, or staked types or any combinations of types that will suit site conditions and meet erosion control and water quality requirements. The barrier type(s) will be at the Contractors option unless otherwise specified in the plans, however payment will be under the pay item(s) established in the plans for Floating Turbidity Barrier and/or Staked Turbidity Barrier. Posts in staked turbidity barriers to be installed in vertical position unless otherwise directed by the Engineer.

- NOTES:**
1. Turbidity barriers are to be used in all permanent bodies of water regardless of water depth.
  2. Number and spacing of anchors dependent on current velocities.
  3. Deployment of barrier around pile locations may vary to accommodate construction operations.
  4. Navigation may require segmenting barrier during construction operations.
  5. For additional information see Section 104 of the Standard Specifications.

**TURBIDITY BARRIER APPLICATIONS**



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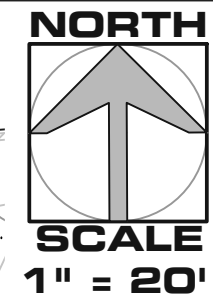
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- T&E Species Surveys
- Phase I ESAs

**797 MIDDLE RIVER DRIVE**

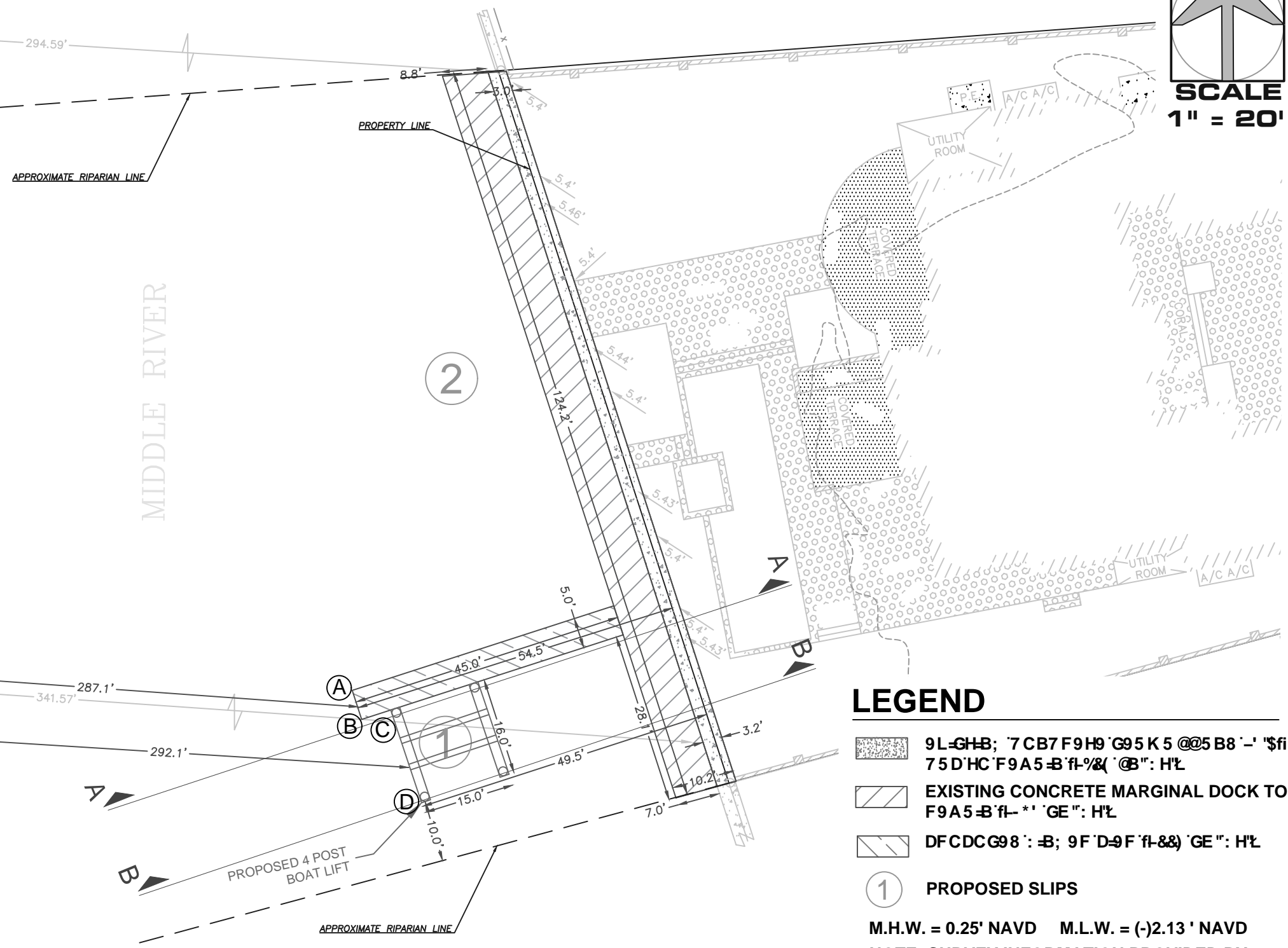
PREPARED FOR:  
**RICHARD AROTE**

DETAILS		
Date: 10/22/2018	Sheet : <b>4</b>	of : <b>4</b>
Proj No.: 18-0065		

**EXHIBIT VIII  
DISTANCE EXHIBIT**



VARIANCE TABLE			
PROPOSED STRUCTURE	STRUCTURE DISTANCE FROM WETFACE	PERMITTED DISTANCE WITHOUT VARIANCE	WIDTH REQUIRING VARIANCE
FINGER PIER (A)	54.5'	25'	29.5'
FINGER PIER (B)	54.5'	25'	29.5'
BOAT LIFT (C)	49.5'	25'	24.5'
BOAT LIFT (D)	49.5'	25'	24.5'



**LEGEND**

- 9L-GHB; 7CB7F9H9'G95K5 @05B8 '- '\$fi 75D'HC'F9A5-B'fl-%& ('@B": H'L
- EXISTING CONCRETE MARGINAL DOCK TO F9A5-B'fl- \*' 'GE": H'L
- DFCDG98 ': -B; 9F'D-9F'fl-&&'GE": H'L
- 1** PROPOSED SLIPS

M.H.W. = 0.25' NAVD M.L.W. = (-)2.13' NAVD  
 NOTE: SURVEY INFORMATION PROVIDED BY PINNELL SURVEY, INC.

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**797 MIDDLE RIVER DRIVE**

PREPARED FOR:  
 RICHARD AROTE

VARIANCE EXHIBIT

Date: 10/22/2018	Sheet: <b>1</b>	of: <b>1</b>
Proj No.: 18-0065		

**EXHIBIT IX  
LETTERS OF SUPPORT**

Richard Arote  
797 Middle River Drive  
Fort Lauderdale, FL 33304

RE: 797 Middle River Drive  
City of Fort Lauderdale Waiver Request

Dear Mr. Arote

I have reviewed the plans for the proposed project to install a finger pier and 4-post boat lift, beyond 25 feet from the property line into the Middle River. I understand that the proposed project will require a waiver of limitations through the City of Fort Lauderdale along with permitting through the regulatory agencies. I own the property at 801 Middle River Drive and support the project as proposed.

Sincerely,



Paul McGee  
801 Middle River Dr  
Fort Lauderdale, FL 33304

11/9/18

Richard Arote  
797 Middle River Drive  
Fort Lauderdale, FL 33304

RE: 797 Middle River Drive  
City of Fort Lauderdale Waiver Request

Dear Mr. Arote

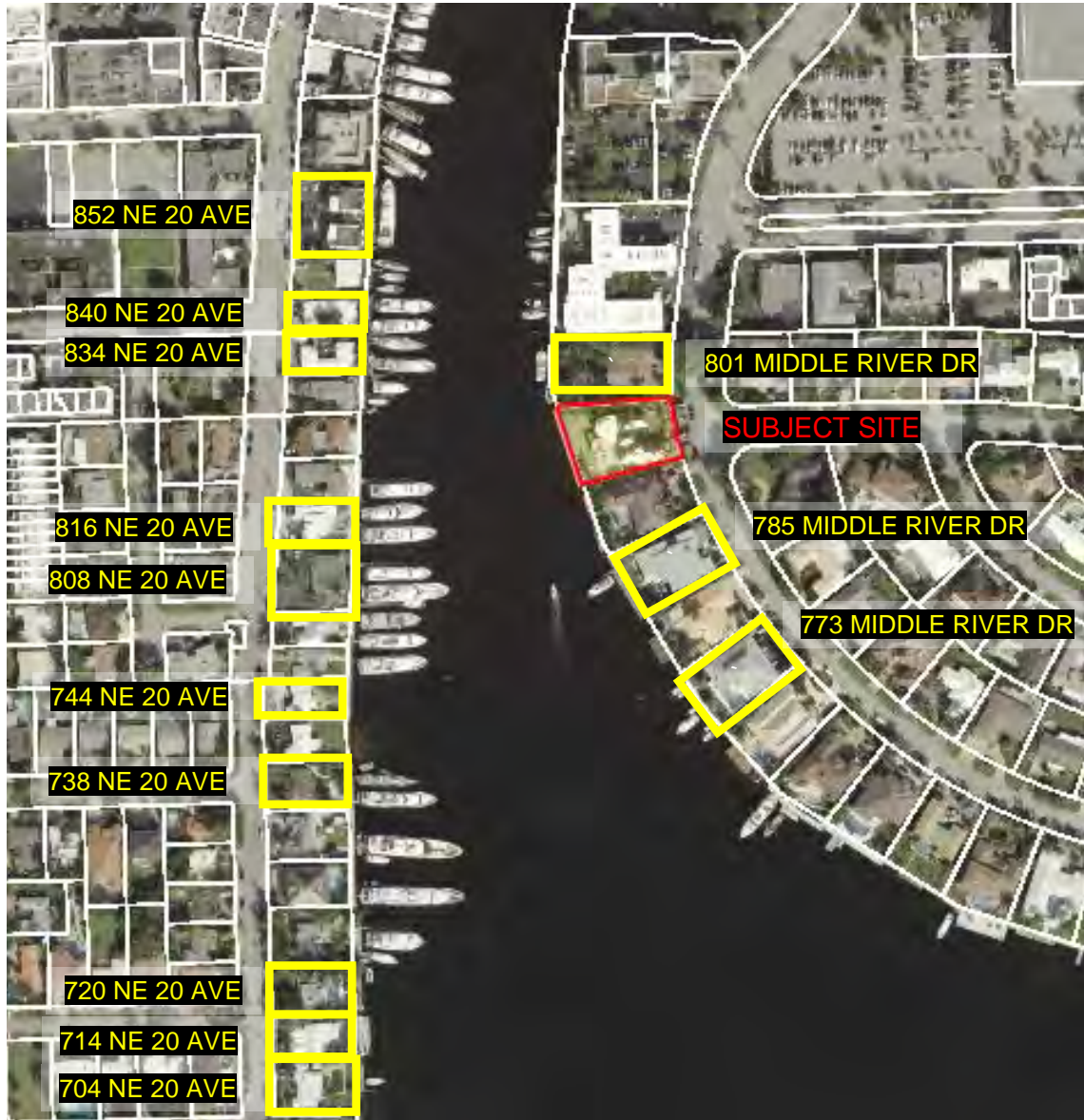
I have reviewed the plans for the proposed project to install a finger pier and 4-post boat lift, beyond 25 feet from the property line into the Middle River. I understand that the proposed project will require a waiver of limitations through the City of Fort Lauderdale along with permitting through the regulatory agencies. I own the property at 791 Middle River Drive and support the project as proposed.

Sincerely,

A handwritten signature in black ink that reads "Ronald J. Hutchings". The signature is written in a cursive style with a long, sweeping underline.

Ronald J. Hutchings  
791 Middle River Dr  
Fort Lauderdale, FL 33304

## EXISTING WAIVERS IN THE VICINITY



ADDRESS	MAXIMUM DISTANCE
852 NE 20 <sup>TH</sup> Avenue	86'
840 NE 20 <sup>TH</sup> Avenue	48'
834 NE 20 <sup>TH</sup> Avenue	45'
816 NE 20 <sup>TH</sup> Avenue	124.4'
808 NE 20 <sup>TH</sup> Avenue	112.4'
744 NE 20 <sup>TH</sup> Avenue	133.5'
738 NE 20 <sup>TH</sup> Avenue	75'
720 NE 20 <sup>TH</sup> Avenue	80'
714 NE 20 <sup>TH</sup> Avenue	108'
704 NE 20 <sup>TH</sup> Avenue	125'
785 Middle River Drive	40'
773 Middle River Drive	60'
801 Middle River Drive	52'
Subject Site	54.5'

## ITEM VII

### MEMORANDUM MF NO. 18-13

DATE: November 20, 2018

TO: Marine Advisory Board

FROM: Andrew Cuba, Manager of Marine Facilities

RE: December 6, 2018 MAB Meeting - Dock Waiver of Distance Limitations  
-Brian Tansey, Manager of Worth 866, LLC / 866 NE 20<sup>th</sup> Avenue

Attached for your review is an application from Brian Tansey, Manager of Worth 866, LLC / 866 NE 20<sup>th</sup> Avenue (see **Exhibit 1**).

### APPLICATION AND BACKGROUND INFORMATION

The applicant is requesting approval for the installation of (2) wood finger pier and five (5) mooring piles (triple pile clusters). The distances these structures extend from the property line into the Middle River is shown in the survey in **Exhibit 1** and summarized in **Table 1** below:

**TABLE 2**

<b>STRUCTURE NUMBER</b>	<b>PROPOSED STRUCTURES</b>	<b>STRUCTURE DISTANCE FROM PROPERTY LINE</b>	<b>PERMITTED DISTANCE WITHOUT WAIVER</b>	<b>DISTANCE REQUIRING A WAIVER</b>
1	Mooring pile #1	+/-71'	25'	+/-46'
2	Mooring pile #2	+/-71'	25'	+/-46'
3	Mooring pile #3	+/-71'	25'	+/-46'
4	Mooring pile #4	+/-71'	25'	+/-46'
5	Mooring pile #5	+/-71'	25'	+/-46'
6	Finger pier #6	+/-52'	25'	+/-27'
7	Finger pier #7	+/-52'	25'	+/-27'

ULDR Section 47-19.3 C. limits the maximum distance of mooring structures to 25 feet or 25% of the width of the waterway, whichever is less. Section 47.19 D. limits the maximum distance of mooring piles to 25 feet, or 30% of the width of the waterway, whichever is

less. Section 47.19.3.E authorizes the City Commission to waive this limitation based upon a finding of extraordinary circumstances. The applicant has specified that the extra distance for the finger piers and associated mooring piles (clusters) is necessary for safely mooring existing vessels, especially during high wind events and severe weather and that there is an extraordinary width of the waterway at this location.

**PROPERTY LOCATION AND ZONING**

The property is located within the RO Residential / Office Zoning District. It is situated on the Middle River where the proposed mooring piles distance to the closest structure on the opposite side of the Middle River is +/- 300 feet, according to the Summary Description provided in **Exhibit 1**.

**DOCK PLAN AND BOATING SAFETY**

Marine Facilities records reflect that there have been eighteen (18) waivers of docking distance limitations approved by the City Commission since 1983 in the immediate area. A comparison of these as shown in **Table 2** including the maximum distances of all structures extending into the Middle River follows:

**TABLE 2**

<b>DATE</b>	<b>ADDRESS</b>	<b>MAXIMUM DISTANCE</b>
March 1983	834 N.E. 20 <sup>th</sup> Avenue	Pilings – 45'
April 1983	714 N.E. 20 <sup>th</sup> Avenue	Pilings – 45' Piers – 37'
July 1985	808 N.E. 20 <sup>th</sup> Avenue	Pilings – 48' Piers – 38'
January 1990	840 N.E. 20 <sup>th</sup> Avenue	Pilings – 48' Pier – 48'
September 1992	738 N.E. 20 <sup>th</sup> Avenue	Pilings – 75' Pier – 39'
November 2007	810 N.E. 20 <sup>th</sup> Avenue	Pilings – 68' Piers – 73'
January 2008	852 N.E. 20 <sup>th</sup> Avenue	Pilings – 86' Pier – 49'
October 2008	714 N.E. 20 <sup>th</sup> Avenue	Pier – 108'
November 2012	810 N.E. 20 <sup>th</sup> Avenue	Pilings- 124.4'
May 2013	720 N.E. 20 <sup>th</sup> Avenue	Pilings-80' Pier-42'
May 2013	816 N.E. 20 <sup>th</sup> Avenue	Pilings-112.4'
March 2014	704 N.E. 20 <sup>th</sup> Avenue	Pilings – 125'
October 2014	720 N.E. 20 <sup>th</sup> Avenue	Pilings-125'
November 2014	726 N.E. 20 <sup>th</sup> Avenue	Pilings-125'
February 2015	824 N.E. 20 <sup>th</sup> Avenue	Pilings-106.3'
January 2016	900/910 N.E. 20 <sup>th</sup> Avenue	Pilings – 80.3'
November 2017	800 N.E. 20 <sup>th</sup> Avenue	Pilings – 100'
March 2018	826 NE 20 <sup>th</sup> Avenue	Pilings – 68.5'

## RECOMMENDATIONS

Should the Marine Advisory Board consider approval of the application, the Resolution under consideration by the City Commission should include at least the following as prescribed in the ULDR and City Code of Ordinances:

1. The applicant is required to comply with all applicable building and zoning regulations as well as any other Federal and State laws and permitting requirements including the Broward County Environmental Protection and Growth Management Department, the Florida Department of Environmental Protection and the U.S. Army Corps of Engineers.
2. As a general condition of approval and in order to review for final consistency with construction of facilities in accord with this application and City building permits the applicant is required to provide City Staff with copies of "As Built" drawings from a certified and licensed contractor.
3. The applicant is required to install and affix reflector tape to the proposed mooring piling clusters in accord with Section 47.19.3.E of the Unified Land and Development Regulations (ULDR).

AC  
Attachment

cc: Enrique Sanchez, Deputy Director of Parks and Recreation  
Jon Luscomb, Supervisor of Marine Facilities

**866 NE 20<sup>TH</sup> AVENUE  
APPLICATION FOR WATERWAY WAIVER**

CITY OF FORT LAUDERDALE
MARINE FACILITIES
APPLICATION FOR WATERWAY PERMITS, WAIVERS AND LICENSES

Any agreement with the City of Fort Lauderdale and other parties, such as, but not limited to, licenses, permits and approvals involving municipal docking facilities or private uses in the waterways as regulated by Section 8 of the City Code of Ordinances or Section 47-19.3 of the City's Urban Land Development Regulations, shall be preceded by the execution and filing of the following application form available at the Office of the Supervisor of Marine Facilities. The completed application must be presented with the applicable processing fee paid before the agreement is prepared or the application processed for formal consideration (see City of Fort Lauderdale Code Section 2-157). If legal publication is necessary, the applicant agrees to pay the cost of such publication in addition to the application fee.

APPLICATION FORM
(Must be in Typewritten Form Only)

1. LEGAL NAME OF APPLICANT - (If corporation, name and titles of officers as well as exact name of corporation. If individuals doing business under a fictitious name, correct names of individuals, not fictitious names, must be used. If individuals owning the property as a private residence, the name of each individual as listed on the recorded warranty deed):

NAME: Brian Tansey, Manager of Worth 866, LLC.

TELEPHONE NO: 954-658-2631 (home) 561-833-4462 (business) FAX NO. 561-833-4463

2. APPLICANT'S ADDRESS (if different than the site address): 2832 NE 25th Court Fort Lauderdale, Florida 33305

3. TYPE OF AGREEMENT AND DESCRIPTION OF REQUEST: The applicant requests a waiver for the proposed construction of 2 finger piers and dolphin piles, beyond 25 feet from the property line.

SITE ADDRESS: 866 NE 20th Avenue Fort Lauderdale, FL 33304

4. ZONING: RO

LEGAL DESCRIPTION: GATEWAY 25-24 B LOT 7 & 8 BLK 1

EXHIBITS (In addition to proof of ownership, list all exhibits provided in support of the applications). Warranty Deed, Project Plans, Site Photographs, Survey, Aerial Exhibit

Applicant's Signature

November 7, 2018
Date

The sum of \$ \_\_\_\_\_ was paid by the above-named applicant on the \_\_\_\_\_ of \_\_\_\_\_, 2018. Received by: \_\_\_\_\_

City of Fort Lauderdale

For Official City Use Only

Marine Advisory Board Action
Formal Action taken on \_\_\_\_\_

Commission Action
Formal Action taken on \_\_\_\_\_

Recommendation \_\_\_\_\_
Action \_\_\_\_\_

## **TABLE OF CONTENTS**

## **TABLE OF CONTENTS**

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<b>EXHIBIT 9 - LETTERS OF SUPPORT</b>	<b>8</b>

**EXHIBIT II**  
**SUMMARY DESCRIPTION**

**Summary Description**  
**866 NE 20<sup>th</sup> Ave**  
**TCG Project No. 18-0011.001**

The project site is located along the Middle River at 866 NE 20<sup>th</sup> Avenue, in Section 01, Township 50, Range 42, in the City of Fort Lauderdale, Broward County, Florida.

The property is located along the Middle River, which is a tidal water. The nearest direct connection to the Atlantic Ocean is 4.6 miles to the south at the Port Everglades Inlet. As the project site is located along the Middle River, the incoming tidal waters (flood) at the site move to the north and the outgoing waters (ebb) move to the south.

The project site consists of an existing 2.0' concrete seawall and  $\pm$ 1,283 sq. ft. wooden dock. The proposed project includes the removal of the wooden dock, installation of concrete panel seawall and 3.0' cap, and construction of two (2) 4'x50' finger piers and nine (9) mooring piles. As measured from the property line, the proposed structures encroach more than 25' from the property line into the Middle River. The existing finger piers are approximately 52' from the property line and the proposed finger piers are 52' from the property line and the proposed mooring piles are 71' from the property line. As these distances are over the allowable 25' distance into the waterway from the property line, the finger piers and mooring piles will require a variance waiver.

The proposed structures are being applied for concurrently with the Broward County Environmental Protection & Growth Management Department, Florida Department of Environmental Protection, and US Army Corps of Engineers.

The following four (4) matters provide justification for this waiver request:

1. All structures and piles will not exceed 30% of the width of the waterway.
2. Due to the extraordinary width of the waterway at this location to the closest structure ( $\pm$ 300'), the proposed project will not impede navigation within the Middle River.
3. The finger piers and mooring piles are necessary for safely mooring resident's vessels, especially during high wind events and severe weather.
4. The proposed structures are consistent with the adjacent neighbors and do not exceed the neighbor's ramp and dock at  $\pm$ 76.0'.

If this waiver is approved, the applicant will comply with all necessary construction requirements stated in Section 47-19.3 (C)(D)(E).

<b>STRUCTURE NUMBER</b>	<b>PROPOSED STRUCTURES</b>	<b>STRUCTURE DISTANCE FROM PROPERTY LINE</b>	<b>PERMITTED DISTANCE WITHOUT WAIVER</b>	<b>DISTANCE REQUIRING A WAIVER</b>
1	Mooring pile #1	±71.0'	25'	±46.0'
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4	Mooring pile #4	±71.0'	25'	±46.0'
5	Mooring pile #5	±71.0'	25'	±46.0'
6	Finger pier #6	±52.0'	25'	±27.0'
7	Finger pier #7	±52.0'	25'	±27.0'

**EXHIBIT III  
WARRANTY DEED**

Morgan, Olsen & Olsen, LLP  
633 S. Federal Highway, #400A  
Fort Lauderdale, FL 33301

**This instrument was prepared by:**

John F. Jankowski, Esq.  
John F. Jankowski, Jr., Esq. P.A.  
151 N. Nob Hill Rd., Suite 405  
Plantation, Florida 33324-1708  
Tel: (954) 370-1026

Parcel ID No. 504201-17-0080

**WARRANTY DEED**  
(STATUTORY FORM-SECTION 689.02,F.S.)

**This Indenture**, is made this day 25 of September, 2018, between WINNERS CHOICE, LLC, a Florida limited liability company, whose address is 2830 W State Road 84, Suite 112, Ft. Lauderdale, Florida 33312, Grantor, and WORTH 866 LLC, a Florida limited liability company, whose address is 866 N.E. 20<sup>th</sup> Avenue, Fort Lauderdale, Florida 33304, Grantee.

**Witnesseth** that said Grantor, for and in consideration of the sum of Ten (\$10.00) Dollars, and other good and valuable considerations to said Grantor in hand paid by said Grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the said Grantee, and Grantee's successors and assigns forever all the following described land, situate, lying and being in Broward County, Florida, to-wit:

See Exhibit "A" attached hereto.

**Subject to** land use designation, zoning restrictions, prohibitions and other requirements imposed by governmental authority; restrictions, easements and matters appearing on the plat or otherwise common to the subdivision without reimposing same; public utility easements of record; and taxes for year of closing and subsequent years;

**Together with** all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining; and

TO HAVE and to hold the same in fee simple forever.

**And said Grantor** does hereby fully warrant said title to said land, and will defend the same against lawful claims of all persons whomsoever.

"Grantor" and "Grantee" are used for singular or plural, as context requires.

In Witness Whereof, Grantor has hereunto set its hand and seal the day and year first above written.

Signed, sealed and delivered in the presence of:  
(Witnesses)

[Signature]  
(First Witness)

Printed Name: Becky Seton Court

[Signature]  
(Second Witness)

Printed Name: WALTER MOSAKOWSKI

WINNERS CHOICE, LLC  
a Florida limited liability company

By: [Signature]  
Gary N. Brown, Manager

STATE OF FLORIDA )  
COUNTY OF BROWARD )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of September, 2018 by Gary N. Brown, Manager of WINNERS CHOICE, LLC a Florida limited liability company, on behalf of the company, who is personally known to me or who provided the following type of identification PERSONALLY KNOWN and did not take an oath.

[Signature]  
Notary Public  
Printed Name: Cynthia M. Benz  
My commission expires: 6-23-22

(Affix Notarial Seal)



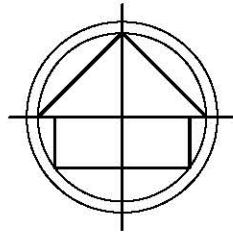
**EXHIBIT "A"**

LEGAL DESCRIPTION

Lots 7 and 8, Block 1, GATEWAY, A SUBDIVISION, according to the Plat thereof, recorded in Plat Book 25, Page 24 of the Public Records of Broward County, Florida.

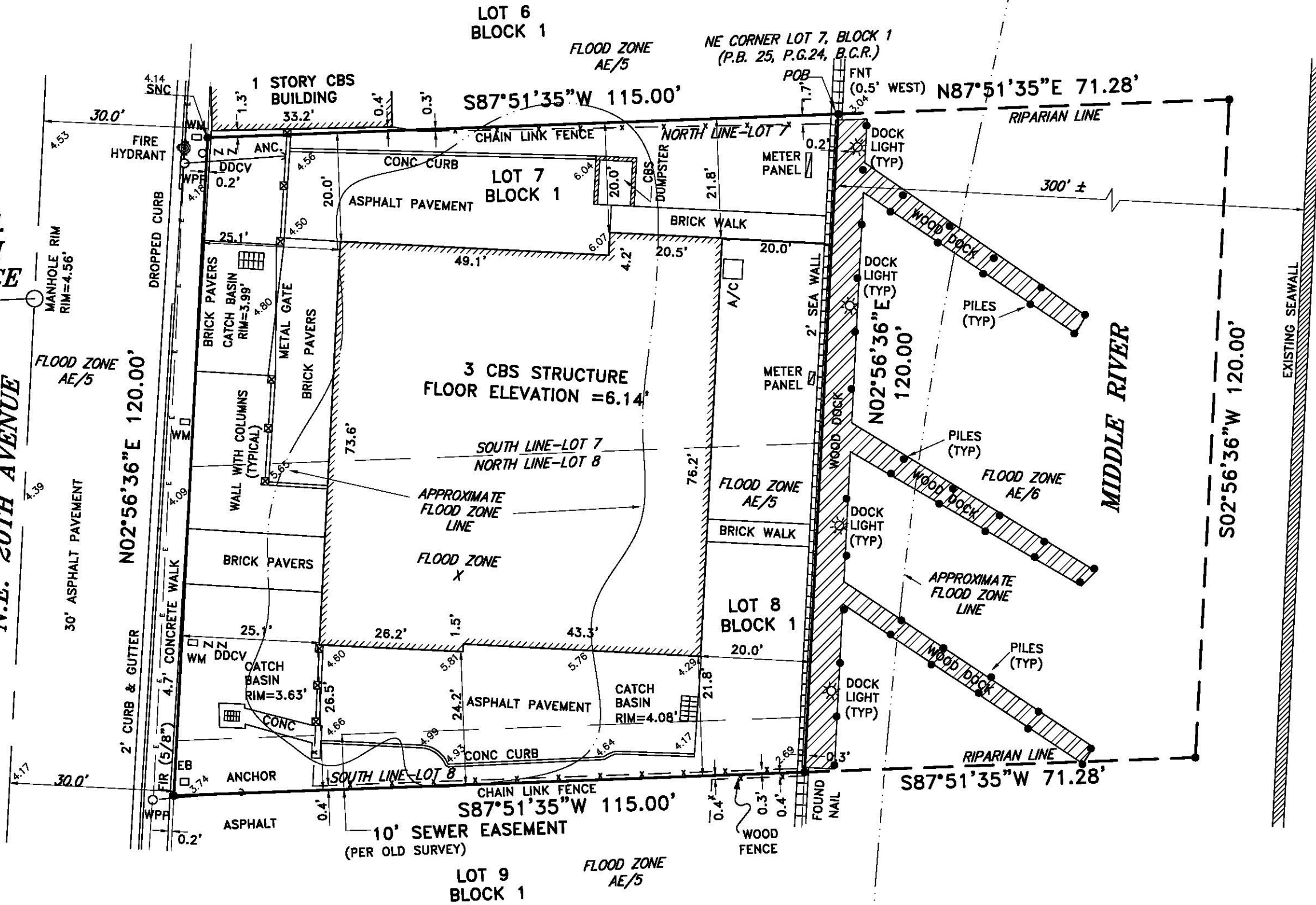
**EXHIBIT IV  
ORIGINAL SURVEY**

# SKETCH OF SURVEY



N.E. 9TH PLACE

N.E. 20TH AVENUE



**COUSINS SURVEYORS & ASSOCIATES, INC.**

3921 SW 47th AVENUE, SUITE 1011  
 DAVIE, FLORIDA 33314  
 CERTIFICATE OF AUTHORIZATION : LB # 6448  
 PHONE (954)689-7766 FAX (954)689-7799



PROJECT NUMBER : 1676-97

CLIENT :  
  
THOMAS HOMES

REVISIONS	DATE	FB/PG	DWN	CKD
UPDATE SURVEY	02/16/18	SKETCH	AM	REC

FLOOD ZONE INFORMATION	
COMMUNITY NUMBER	125105
PANEL NUMBER	0386 H
ZONE	AE / X
BASE FLOOD ELEVATION	5/N/A
EFFECTIVE DATE	08/18/14

PROPERTY ADDRESS :	866 NE 20TH AVENUE
SCALE:	1" = 20'
SHEET	2 OF 2

**EXHIBIT V**  
**ZONING AERIAL**



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CITY OF FORT LAUDERDALE

### Property Reporter Map



0 90 180 Feet

**GIS**  
Fort Lauderdale

**EXHIBIT VI  
SITE PHOTOGRAPHS**



**1. South corner of the subject site, facing north.**



**2. South portion of the subject site, facing northeast.**

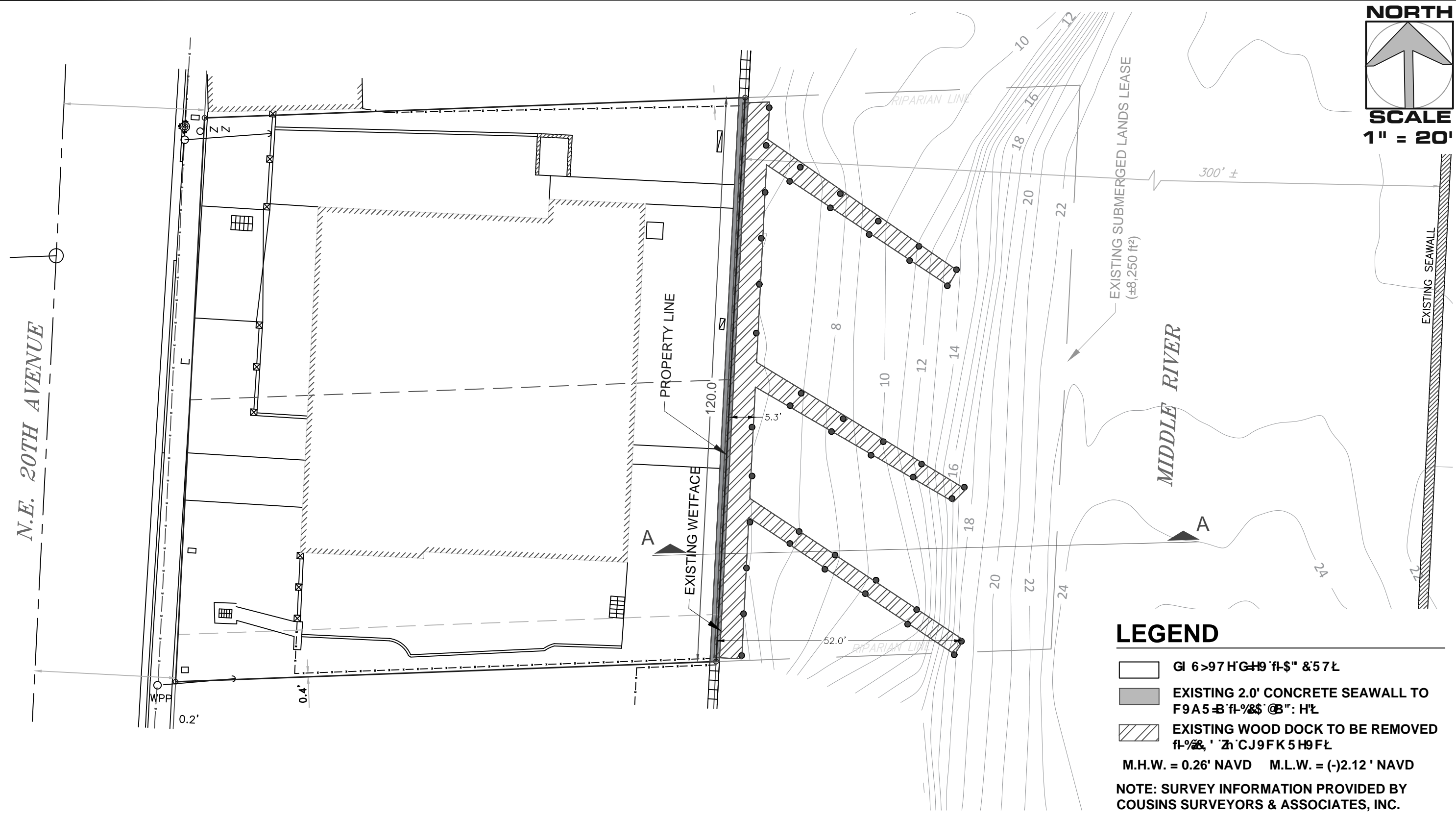


**3. North corner of the subject site, facing south.**



**4. North corner of the subject site, facing southeast.**

**EXHIBIT VII  
PROJECT PLANS**



**LEGEND**

- GI 6>97 H'G+H' fl-\$" & 57 L
- EXISTING 2.0' CONCRETE SEAWALL TO F9A5-B' fl-%&\$' @B": H'L
- EXISTING WOOD DOCK TO BE REMOVED fl-%&' Zh' CJ9FK 5 H9 FL

M.H.W. = 0.26' NAVD    M.L.W. = (-)2.12' NAVD

**NOTE: SURVEY INFORMATION PROVIDED BY COUSINS SURVEYORS & ASSOCIATES, INC.**

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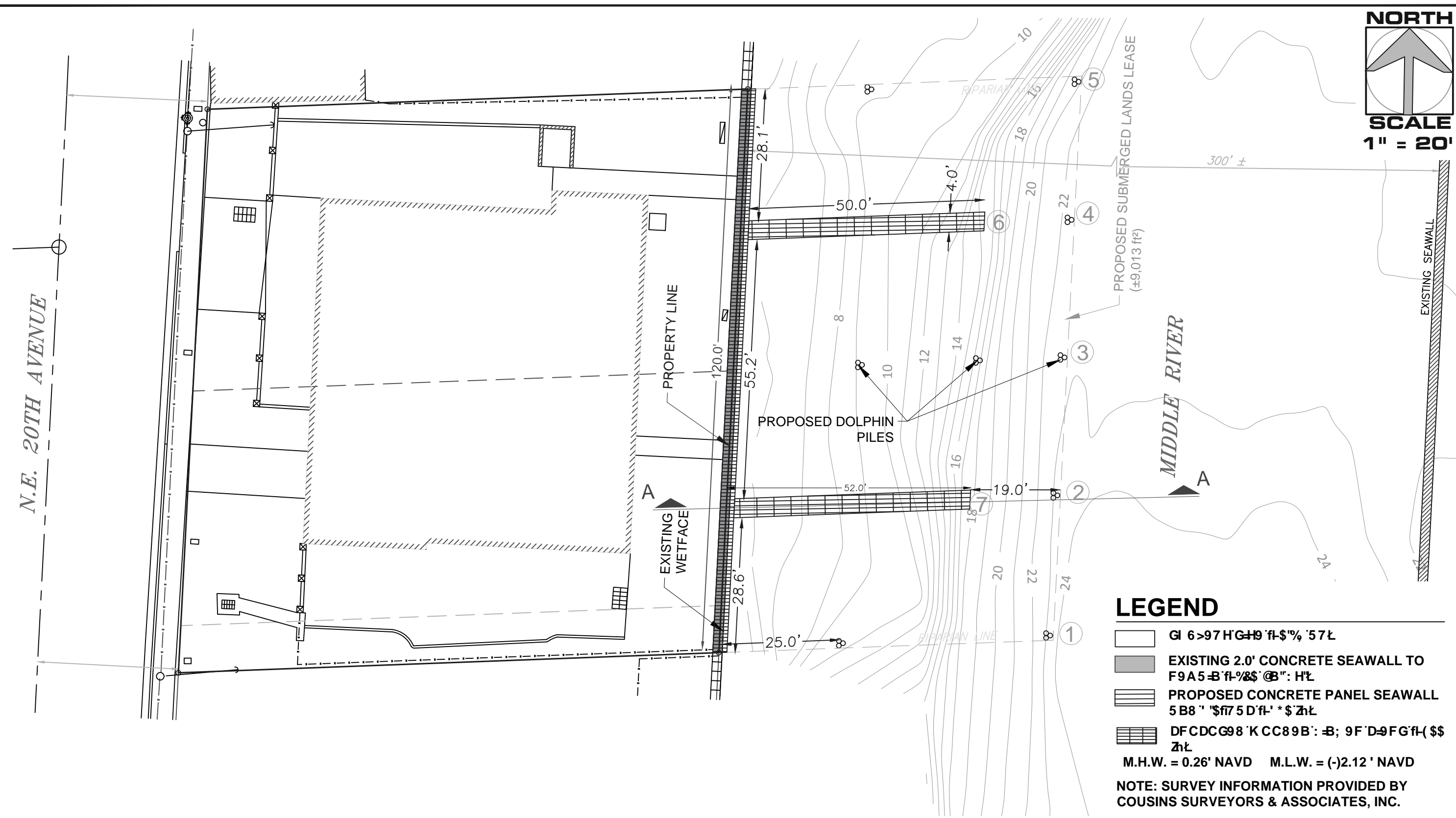
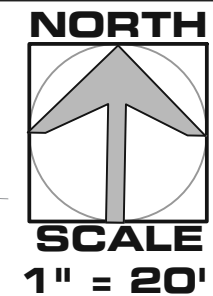
**THE Chappell GROUP INC.**  
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 Pompano Beach, Florida 33060  
 tel. 954.782.1908  
 fax. 954.782.1108  
[www.thechappellgroup.com](http://www.thechappellgroup.com)

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- Mitigation Design & Monitoring
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- Phase I ESAs

**866 NE 20TH AVENUE**

PREPARED FOR:  
**WORTH 866, LLC**

EXISTING CONDITIONS		
Date: 11/23/2018	Sheet : <b>1</b>	of : <b>4</b>
Proj No.: 18-0011.001		



**LEGEND**

- GI 6 > 97 H'G + 19' fl - \$ % ' 5 7 L
- EXISTING 2.0' CONCRETE SEAWALL TO F9A5-B' fl-%&\$' @B": H'L
- PROPOSED CONCRETE PANEL SEAWALL 5 B8 ' ' \$fl7 5 D' fl' \* \$' ZhL
- DF CDC G98 'K CC 89 B': -B; 9 F'D-9 FG' fl-(\$ \$ ZhL

M.H.W. = 0.26' NAVD    M.L.W. = (-)2.12' NAVD

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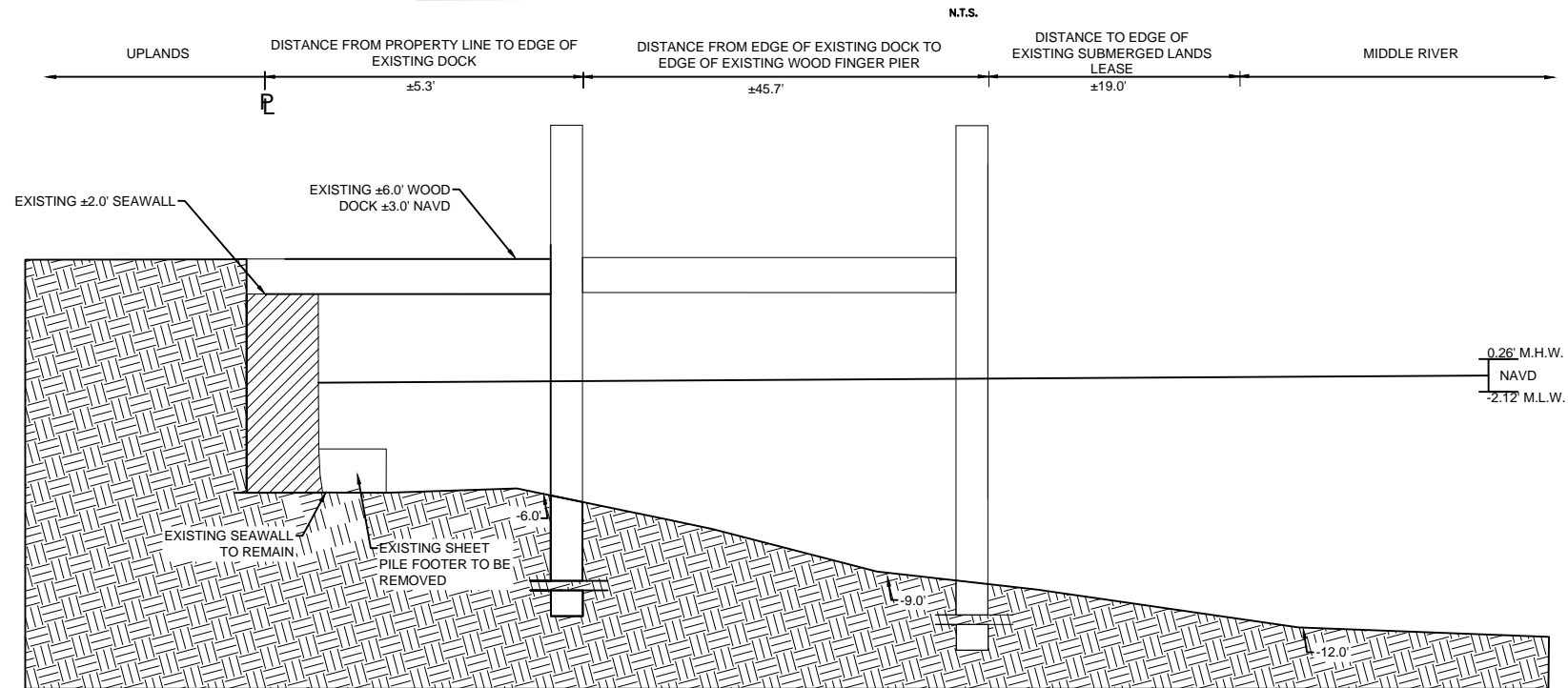
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**866 NE 20TH AVENUE**

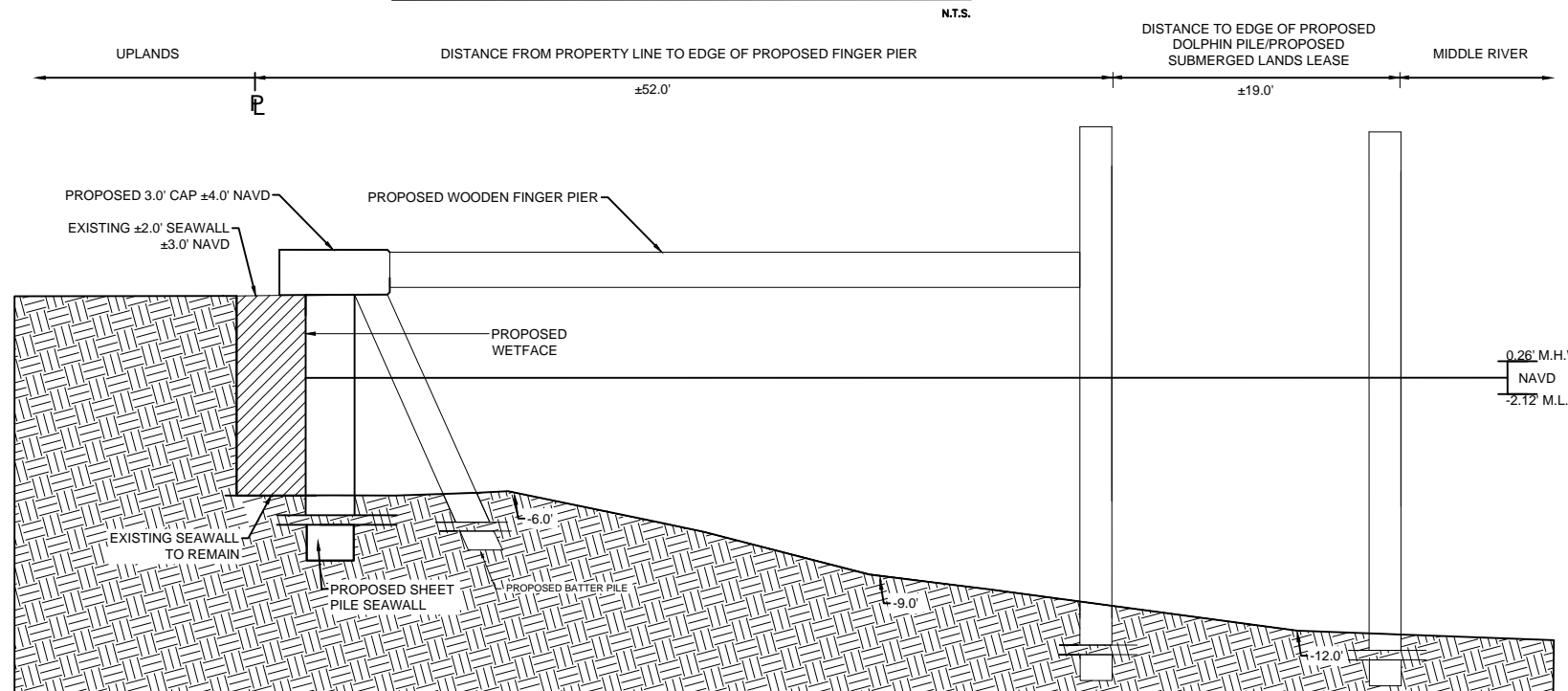
PREPARED FOR:  
**WORTH 866, LLC**

PROPOSED CONDITIONS		
Date: 11/23/2018	Sheet: <b>2</b>	of: <b>4</b>
Proj No.: 18-0011.001		

**EXISTING CONDITIONS SECTION A-A (TYP.)**



**PROPOSED CONDITIONS SECTION A-A (TYP.)**



NOTE PROPOSED WETFACE TO BE NO GREATER THAN 18" WATERWARD OF EXISTING WETFACE

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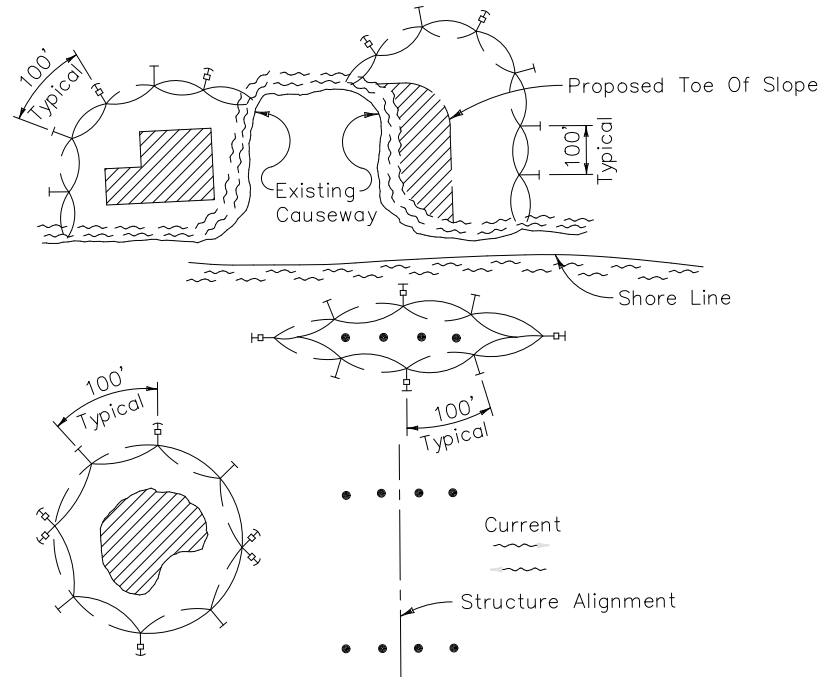
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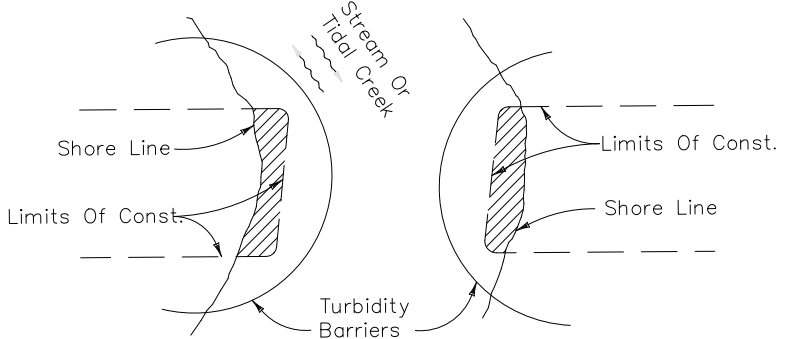
SECTIONS

Date: 11/23/2018	Sheet : <b>3</b>	of : <b>4</b>
Proj No.: 18-0011.001		

**CONSTRUCTION BARGE  
(TYP.)**



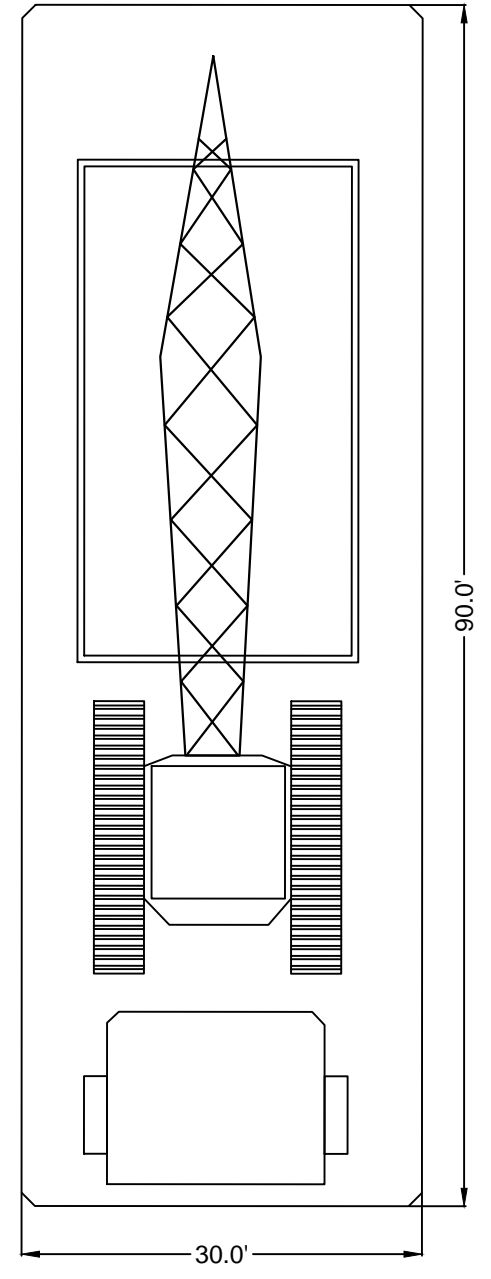
- LEGEND**
- Pile Locations
  - ▨ Dredge Or Fill Area
  - Mooring Buoy w/Anchor
  - Anchor
  - Barrier Movement Due To Current Action



**Note:**  
Turbidity barriers for flowing streams and tidal creeks may be either floating, or staked types or any combinations of types that will suit site conditions and meet erosion control and water quality requirements. The barrier type(s) will be at the Contractors option unless otherwise specified in the plans, however payment will be under the pay item(s) established in the plans for Floating Turbidity Barrier and/or Staked Turbidity Barrier. Posts in staked turbidity barriers to be installed in vertical position unless otherwise directed by the Engineer.

- NOTES:**
1. Turbidity barriers are to be used in all permanent bodies of water regardless of water depth.
  2. Number and spacing of anchors dependent on current velocities.
  3. Deployment of barrier around pile locations may vary to accommodate construction operations.
  4. Navigation may require segmenting barrier during construction operations.
  5. For additional information see Section 104 of the Standard Specifications.

**TURBIDITY BARRIER APPLICATIONS**



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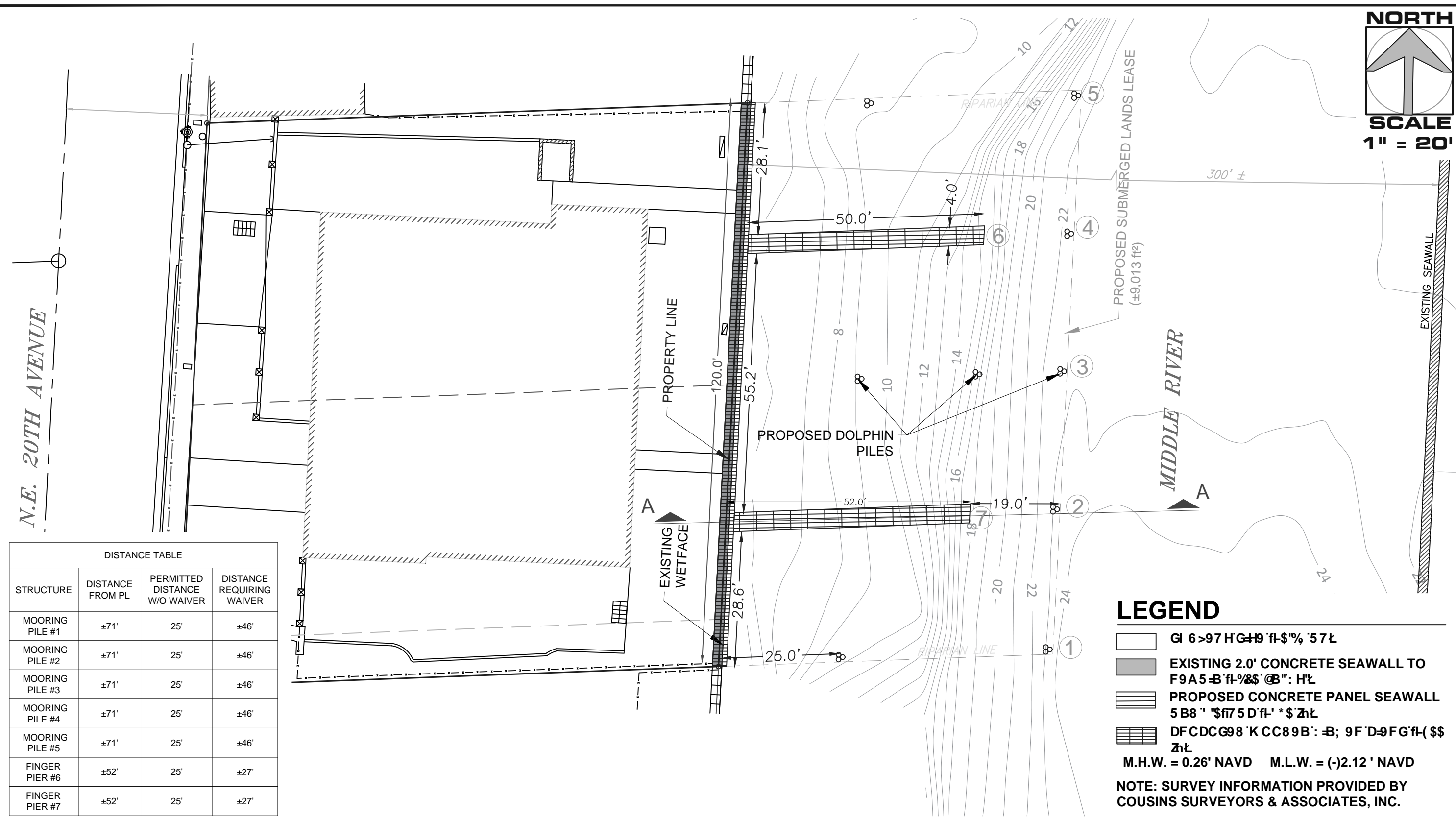
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**866 NE 20TH AVENUE**

PREPARED FOR:  
**WORTH 866, LLC**

DETAILS		
Date: 11/23/2018	Sheet : <b>4</b>	of : <b>4</b>
Proj No.: 18-0011.001		

**EXHIBIT VIII**  
**DISTANCE EXHIBIT**



DISTANCE TABLE			
STRUCTURE	DISTANCE FROM PL	PERMITTED DISTANCE W/O WAIVER	DISTANCE REQUIRING WAIVER
MOORING PILE #1	±71'	25'	±46'
MOORING PILE #2	±71'	25'	±46'
MOORING PILE #3	±71'	25'	±46'
MOORING PILE #4	±71'	25'	±46'
MOORING PILE #5	±71'	25'	±46'
FINGER PIER #6	±52'	25'	±27'
FINGER PIER #7	±52'	25'	±27'

### LEGEND

- GI 6 > 97 H'G + 19' fl - \$'%, '57 L
- EXISTING 2.0' CONCRETE SEAWALL TO F9A5-B'fl-%\$' @B": H'L
- PROPOSED CONCRETE PANEL SEAWALL 5 B8 ' ' \$fl7 5 D'fl' \* \$' ZhL
- DF CDCG98 'K CC89B': -B; 9F'D-9FG'fl-(\$ ZhL

M.H.W. = 0.26' NAVD    M.L.W. = (-)2.12' NAVD

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 WORTH 866, LLC

VARIANCE EXHIBIT		
Date: 11/23/2018	Sheet: <b>1</b>	of: <b>1</b>
Proj No.: 18-0011.001		

**EXHIBIT IX  
LETTERS OF SUPPORT**

October 30, 2018

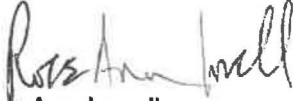
Mr. Brian Tansey  
866 Worth, LLC  
866 NE 20<sup>th</sup> Avenue  
Fort Lauderdale, FL 33304

RE: 866 NE 20<sup>th</sup> Avenue  
City of Fort Lauderdale Waiver Request

Dear Mr. Tansey,

I have reviewed the plans for the proposed project to install two (2) finger piers and mooring piles beyond 25 feet from the property line into the Middle River. I understand that the proposed project will require a waiver of limitations through the City of Fort Lauderdale along with permitting through the regulatory agencies. I am the Manager of Acque Celesti, LLC, owner of 900 – 910 NE 20<sup>th</sup> Avenue and support the project as proposed.

Sincerely,



Rose Ann Lovell  
900 NE 20<sup>th</sup> Avenue  
Fort Lauderdale, FL 33304

October 30, 2018

Mr. Brian Tansey  
866 Worth, LLC  
866 NE 20<sup>th</sup> Avenue  
Fort Lauderdale, FL 33304

RE: 866 NE 20<sup>th</sup> Avenue  
City of Fort Lauderdale Waiver Request

Dear Mr. Tansey,

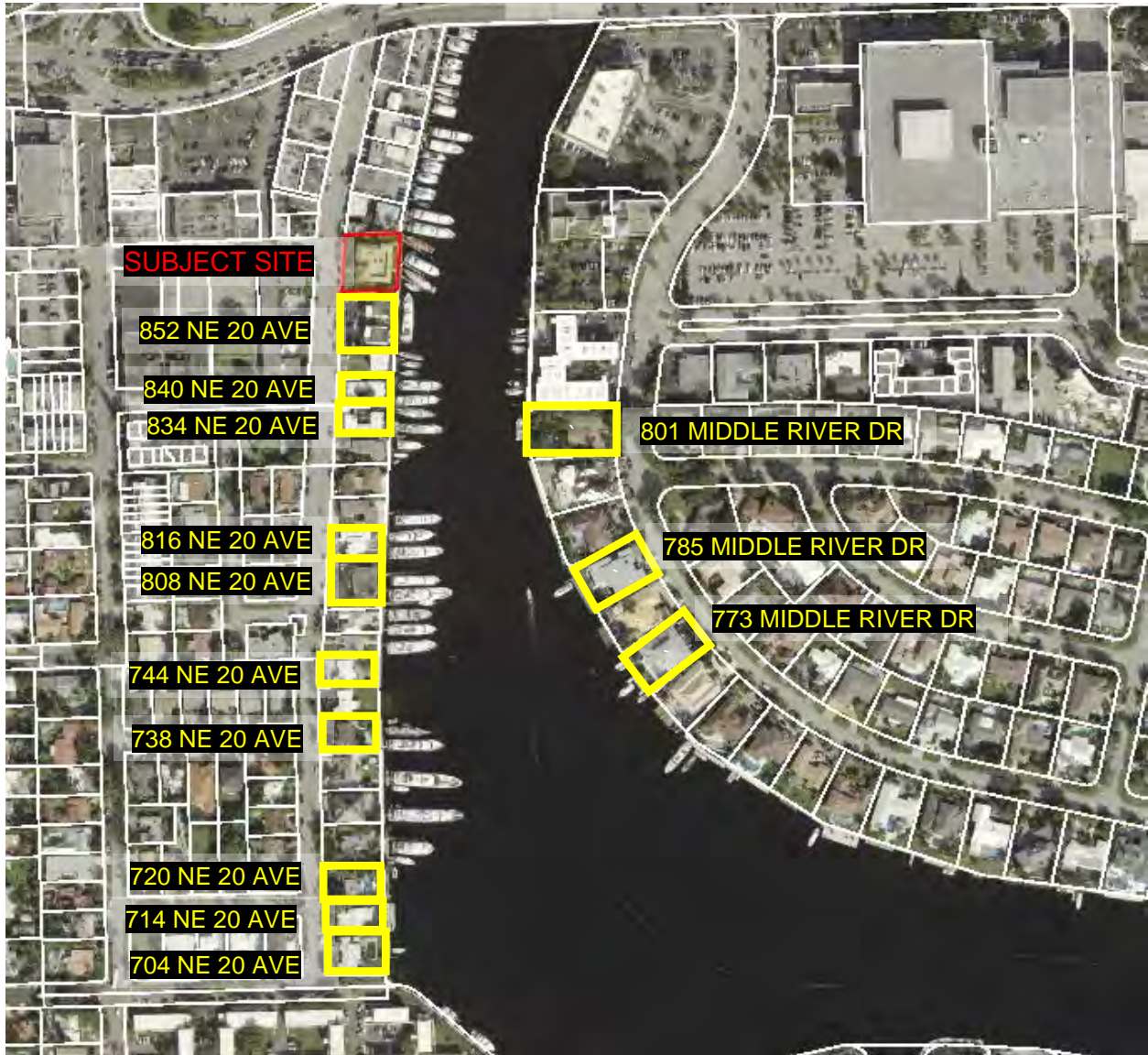
I have reviewed the plans for the proposed project to install two (2) finger piers and mooring piles beyond 25 feet from the property line into the Middle River. I understand that the proposed project will require a waiver of limitations through the City of Fort Lauderdale along with permitting through the regulatory agencies. I am the owner of 852 NE 20<sup>th</sup> Avenue and support the project as proposed.

Sincerely,



Robert Brantmeyer  
852 NE 20<sup>th</sup> Avenue  
Fort Lauderdale, FL 33304

## EXISTING WAIVERS IN THE VICINITY



ADDRESS	MAXIMUM DISTANCE
852 NE 20 <sup>TH</sup> Avenue	86'
840 NE 20 <sup>TH</sup> Avenue	48'
834 NE 20 <sup>TH</sup> Avenue	45'
816 NE 20 <sup>TH</sup> Avenue	124.4'
808 NE 20 <sup>TH</sup> Avenue	112.4'
744 NE 20 <sup>TH</sup> Avenue	133.5'
738 NE 20 <sup>TH</sup> Avenue	75'
720 NE 20 <sup>TH</sup> Avenue	80'
714 NE 20 <sup>TH</sup> Avenue	108'
704 NE 20 <sup>TH</sup> Avenue	125'
785 Middle River Drive	40'
773 Middle River Drive	60'
801 Middle River Drive	52'
Subject Site	71'