



Broward County

Legislation Details (With Text)

File #: 20-1812 **Version:** 1

Status: Agenda Ready

In control: REQUEST TO SET FOR PUBLIC HEARING

On agenda: 11/10/2020 **Final action:** 11/10/2020

Title: MOTION TO ADOPT Resolution No. 2020-651 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, December 8, 2020, at 10:00 a.m. in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida to vacate a ten-foot utility easement, lying within Lots 2 and 3, Block 6 of the Silver Shores Section of Lauderdale by the Sea Unit A, as recorded in Plat Book 28, Page 39 of the Public Records of Broward County, Florida, located at 236 and 238 Garden Court in the Town of Lauderdale by the Sea; Petitioners: 230 Tropical Shores Development, LLC & Charles M. Kelsey III Revocable Trust; Agent: Hunter I. Sundberg, Mombach, Boyle, Hardin & Simmons, P.A.; Application for Vacation and Abandonment: 2019-V-16. (Commission District 4)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Exhibit 1 - Application, 2. Exhibit 2 - Resolution Authorizing Public Hearing, 3. Exhibit 3 - Notice of Public Hearing, 4. Exhibit 4 - Location Map

Date	Ver.	Action By	Action	Result
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Broward County Commission Regular Meeting

Director's Name: Leonard Vialpando

Department: Environmental Protection

Division: Planning & Development Management

Information

Requested Action

MOTION TO ADOPT Resolution No. 2020-651 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, December 8, 2020, at 10:00 a.m. in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida to vacate a ten-foot utility easement, lying within Lots 2 and 3, Block 6 of the Silver Shores Section of Lauderdale by the Sea Unit A, as recorded in Plat Book 28, Page 39 of the Public Records of Broward County, Florida, located at 236 and 238 Garden Court in the Town of Lauderdale by the Sea; Petitioners: 230 Tropical Shores Development, LLC & Charles M. Kelsey III Revocable Trust; Agent: Hunter I. Sundberg, Mombach, Boyle, Hardin & Simmons, P.A.; Application for Vacation and Abandonment: 2019-V-16. (Commission District 4)

Why Action is Necessary

Board approval is required to vacate plats, easements and rights-of-way pursuant to Chapter 5, Article IX of the Broward County Code of Ordinances.

What Action Accomplishes

Directs the County Administrator to publish a Notice of Public Hearing for the abandonment of easements in accordance with Broward County Code of Ordinances, Chapter 5.

Is this Action Goal Related

No

Previous Action Taken

None.

Summary Explanation/Background

THE ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT DEPARTMENT AND THE PLANNING AND DEVELOPMENT MANAGEMENT DIVISION RECOMMEND APPROVAL OF THE ABOVE MOTION.

The Planning and Development Management Division has received a request to vacate a ten-foot utility easement, lying within Lots 2 and 3, Block 6 of the Silver Shores Section of Lauderdale by the Sea Unit A, as recorded in Plat Book 28, Page 39 of the Public Records of Broward County, Florida, located at 236 and 238 Garden Court in the Town of Lauderdale by the Sea. Vacating this utility easement will provide clear and unencumbered title to the property owner.

The Town of Lauderdale by the Sea adopted Resolution No. 2019-12 on May 14, 2019 granting approval of the abandonment and vacation of the ten-foot utility easement.

Review of this application by the applicable reviewing agencies indicates that there is no objection to the abandonment and vacation of the subject easement.

This vacation application has been reviewed and approved as to form by the Office of the County Attorney, see Exhibit 1.

In the event Executive Order 20-69 is not extended by the Governor, staff will revise public notice accordingly before placing an advertisement for the December 8, 2020 hearing. See Exhibit 3 for the Public Notice.

Source of Additional Information

Josie P. Sesodia, AICP, Director, Planning and Development Management Division, 954-357-6602

Fiscal Impact

Fiscal Impact/Cost Summary

No fiscal impact.