#### **DOCKING EXTENSION AGREEMENT**

THIS IS AN AGREEMENT by and between Kyle Farley
(hereinafter "OWNER A"), whose address is 631 SE & Avenue, Pompano
Beach, Florida and Michael Fine + Catherine Driscoll (hereinafter "OWNER B"),
whose address is 621 SE 8 Avenue, Pompano Beach,
Florida, and the CITY OF POMPANO BEACH (hereinafter "CITY"), a municipal corporation of
the State of Florida located at 100 West Atlantic Boulevard, Pompano Beach, Florida 33060.

WHEREAS, OWNER A and OWNER B desire to construct docks within five feet of the extended property line adjacent to their properties legally described as follows:

### See Exhibits "A" and "B" attached hereto.

WHEREAS, Section 151.03 (D), "Structures in Waterways," of the Pompano Beach Code of Ordinances requires that in order for adjacent property owners to construct docks within five feet of an extended property line, the affected abutting property owners shall first enter into an agreement with the CITY which states they have reviewed and approved the proposed engineering plans for constructing a structure within five feet of their extended property lines and that they indemnify the CITY for any claim brought against the CITY in connection with said structure; and

WHEREAS, OWNER A, OWNER B, and CITY have reached an agreement regarding OWNER A and OWNER B constructing docks within five feet of an extended property line and desire to memorialize the agreement; and

IN CONSIDERATION of the mutual promises, terms and conditions contained herein, OWNER A, OWNER B and CITY agree as follows.

- 1. CITY is a party to this Agreement for the sole purpose of ensuring compliance with Section 151.03, "Structures in Waterway," of the Pompano Beach Code of Ordinances. As such, this Agreement is made on the express condition that OWNER A and OWNER B agree that CITY shall be held harmless and free from all claims for damages for injury or death to any person or property damage of any kind that occurs in connection with this Agreement. Further, OWNER A and OWNER B shall indemnify CITY, its officials, its agents and employees against all liability, including legal and attorney's fees, resulting from any injury, death or damage described in this paragraph.
- 2. This Agreement shall be approved by the Office of the City Attorney for legal content and shall be of no effect until it is properly executed by all parties and recorded along with a copy of the approved plans in the Public Records of Broward County, Florida. CITY assumes no responsibility for recording and must be provided a copy of the Agreement showing the recording information prior to permit issuance.
- 3. OWNER A and OWNER B are individually and jointly responsible for compliance with all applicable Federal, state and local regulations pertaining to the construction, maintenance and use of any shared docking facilities to the extent that constructing docks within five feet of an extended property line may result in other existing improvements being rendered non-compliant such as may be the case with enforcement of the Residential Swimming Pool Safety Act, Chapter 515, Florida Statutes, and Florida Building Code Section 424.2.
- 4. The parties have reviewed and approved the proposed engineering plans for construction of docks within five feet of the extended property line, a copy of which are attached hereto and made a part hereof as "Exhibit C," and OWNER A and OWNER B grant unto the other the full right to erect, maintain and keep such structure.

- 5. The parties will not be joining their docks together to form one contiguous surface.
- 6. This agreement may not be terminated without the agreement of all parties.
- 7. The provisions contained herein shall be restrictions and covenants running with the land and shall be binding upon the heirs, successors and assigns of the parties.
- 8. This agreement shall be of no effect until it is properly executed by the OWNERS and CITY and recorded in the Public Records of Broward County, Florida.
  - 9. No boatlifts shall be erected within five feet of the extended property line.
  - 10. No vessels may be docked within the five feet of the extended property line.
- 11. Fire suppression systems shall be installed as required by applicable City, County, State of Florida and Federal law requirements. Fire suppression systems shall be shown on plans and maintained in full working order at all times.

#### REMAINDER OF PAGE IS INTENTIONALLY LEFT BLANK

IN WITNESS WHEREOF, the parties have executed this agreement on the respective date under each signature.

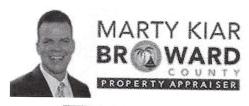
	"CITY":					
Witnesses:	CITY OF POMPANO BEACH					
	By:REX HARDIN, MAYOR					
Print Name:						
	By:GREGORY P. HARRISON, CITY MANAGER					
Print Name:						
Attest:						
ASCELETA HAMMOND, CITY CLERK	(SEAL)					
Approved by:						
MARK E. BERMAN, CITY ATTORNEY						
STATE OF FLORIDA COUNTY OF BROWARD						
GREGORY P. HARRISON as City Manage	wledged before me, by means of $\square$ physical presence or $\square$ , 2020, by <b>REX HARDIN</b> as Mayor, er and <b>ASCELETA HAMMOND</b> as City Clerk of the City rporation, on behalf of the municipal corporation, who are					
NOTARY'S SEAL:	NOTARY PUBLIC, STATE OF FLORIDA					
	(Name of Acknowledger Typed, Printed or Stamped)					
	Commission Number					

# **<u>"OWNER A"</u>**:

Witnesses:	
And the second	
Witness One - Sign Name	Owner A - Signature
Kole Farley Witness One - Print Name	Owner A - Print or Type Name
Witness Two - Sign Name	Dated: 2/28/23
Witness Two - Print Name	
STATE OF FLORIDA	
COUNTY OF BROWARD	
or , online notarization, this	day of by hysical presence day of hysical presence by hysical presence day of hysical presence by hysical presence by hysical presence day of hysical presence by hysical presence by hysical presence day of hysical presence by hysical presence by hysical presence day of hysical presence by hysical presence by hysical presence by hysical presence day of
NOTARY'S SEAL:	NOTARY PURLIC, STATE OF FLORIDA
LAURA SENN Notary Public - State of Florida Commission # GG 358906 My Comm. Expires Jul 24, 2023 Bonded through National Notary Assn.	Laura Senn (Name of Acknowledger Typed, Printed or Stamped)  GG 358966  Commission Number

## "OWNER B":

Witnesses:	m ///
- Horizon	
Witness One - Sign Name	Owner B - Signature
Witness One - Print Name	Michael Fine Owner B - Print or Type Name
Witness Two - Sign Name  Witness Two - Print Name	Dated: J.
	Dated: 2.28.22
STATE OF FLORIDA COUNTY OF BROWARD	
OCCUPATION BROWNED	
or online notarization, this	day of February, 20) by Cfle/she is personally known to me or has produced (type of identification) as identification.
NOTARY'S SEAL:	NOTARY PUBLIC, STATE OF FLORIDA
LAURA SENN Notary Public - State of Florida Commission # GG 358906 My Comm. Expires Jul 24, 2023 Bonded through National Notary Assn.	Name of Acknowledger Typed, Printed or Stamped)  Commission Number



Site Address	621 SE 8 AVENUE, POMPANO BEACH FL 33060-8149	ID#	4942 01 36 0050
Property Owner	FINE, MICHAEL P DRISCOLL, CATHERINE	Millage	1511
Mailing Address	621 SE 8 AVE POMPANO BEACH FL 33060-8149	Use	01
Abbr Legal Description	CYPRESS ISLES ESTATES THIRD ADD 52-16 B LOT 15 BLK	4	

The just values displayed below were set in compliance with Sec. 193.011, Fla. Stat., and include a reduction for costs of sale and other adjustments required by Sec. 193.011(8).

	* 20	22 val			ed "working values						
					rty Assessment						
Year	Land			ling / rement		Just / Market Value		Assessed / SOH Value		ax	
2022*	\$220,500		\$324	,860	\$545,36	0	\$545,36	\$545,360			
2021	\$220,500		\$324	,860	\$545,36	0	\$531,240		\$10,323.15		
2020	\$220,500		\$303	,410	\$523,91	0	\$523,910		\$10,009.74		
		2022	* Exemp	tions ar	nd Taxable Value	s by Ta	xing Authori	ty			
				County	School	Board	Municipal		Independent		
Just Value			\$5	45,360	\$54	5,360	\$545,	360		\$545,360	
Portability				0		0		0		0	
Assessed/	<b>SOH</b> 20		\$5	45,360	\$54	5,360	\$545,	360	360 \$		
Homestead	100%		\$	25,000	\$2	5,000	,000 \$25,000		00 \$2		
Add. Homestead		ad		25,000		0	0 \$25,000		0 \$25,00		
Wid/Vet/Dis			0			0	0		. 0		
Senior				0		0	0		0		
Exempt Ty				0		0	0		0		
Taxable	ile		\$495,360		\$52	\$520,360		495,360 \$495,			
		Sales	History				Land	Calcu	lations		
Date	Туре	P	rice	Bool	k/Page or CIN		Price		Factor	Туре	
7/30/2019	WD-Q	\$60	0,000	1	16011804		\$28.00	7,875		SF	
1/10/2019	WD-T	\$	100	1	15549919						
10/1/1967	WD	\$27	7,300								
10/1/1964	WD	\$4	,800								
						Ad	j. Bldg. S.F. (	Card,	Sketch)	2107	
							Units/Bed	s/Batł	าร	1/3/2	
							Eff./Act. Yea	ar Buil	t: 1966/196	5	
				Spe	cial Assessment	· c					

	Special Assessments									
Fire	Garb	Light	Drain	Impr	Safe	Storm	Clean	Misc		
15										
R										
1							,			