

SHARED COMMON DOCKING AREA AGREEMENT

THIS IS AN AGREEMENT by and among Domenick & Donna Squitieri (hereinafter "OWNER A"), whose address is 911 SE 5th Court, Pompano Beach, Florida 33060, and Peter S. Jakubiec & Elizabeth H. Gunther (hereinafter "OWNER B"), whose address is 510 SE 9th Avenue, Pompano Beach, Florida 33060, and the CITY OF POMPAÑO BEACH, a municipal corporation of the State of Florida, hereinafter referred to as "CITY."

WHEREAS, OWNER A desires to construct a dock adjacent to his property legally described as follows:

Garden Isles Sec 9 57-23 B Lot 1 Blk 31

WHEREAS, the said properties owned by OWNERS A and B share a common docking area as defined by Chapter 151 of the Pompano Beach Code of Ordinances; and

WHEREAS, Section 151.03, "Structures in Waterways," of the Pompano Beach Code of Ordinances requires that if two or more lots share a common docking area, the owners shall enter into an agreement with the City which shall state the property owners have reviewed and approved the proposed plans as it relates to the placement of any structure in the common docking area as well as the proposed docking of any boat or watercraft; and

WHEREAS, OWNERS A and B reached an agreement relating to the placement of a dock adjacent to the property owned by OWNER A and desire to memorialize the agreement; and

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

1. To avoid controversy regarding the sharing of riparian rights and to comply with the ordinances of the City of Pompano Beach, OWNERS A and B have entered into this agreement as a benefit to each other.

2. OWNER B has reviewed and has approved the proposed plan, a copy of which is attached hereto and made a part hereof as Exhibit "A" for the placement of a dock and other structures in the common docking area adjacent to OWNER A's property and grants unto OWNER A the full right to erect, maintain and keep such structures.

3. The parties have agreed to the docking of any boat in the common docking area and agree that this agreement does not provide any other rights or authority except as specifically provided herein.

4. OWNER A may make repairs to the said dock shown on Exhibit "A" attached, but may not make further alterations or additions without agreement of all parties.

5. This agreement is made on the expressed condition that OWNERS A and B agree that CITY shall be free from all claims for damages for injury to any person, death of any person, or damage to property of any kind from any cause that occurs as a result of this agreement during the terms of this agreement. OWNERS A and B shall indemnify CITY, its agents, officials and employees against all liability, including legal and attorney's fees, resulting from any injury, death or damage described in this paragraph.

6. This agreement may not be terminated without the agreement of all parties.

7. This agreement shall be binding upon and shall inure to the benefit of OWNER A and his successors, and any person or other entity that may at any time hereafter become the owner of any one or more of the properties described above.

8. 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.

9. 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.

IN WITNESS WHEREOF, CITY and OWNERS have executed this agreement on the respective dates under each signature.

"CITY":

Witnesses:

CITY OF POMPAÑO BEACH

By: _____
LAMAR FISHER, MAYOR

By: _____
GREGORY P. HARRISON, CITY MANAGER

Attest:

ASCELETA HAMMOND, CITY CLERK

(SEAL)

Approved by:

MARK E. BERMAN, CITY ATTORNEY

STATE OF FLORIDA
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this _____ day of _____, 20__ by **LAMAR FISHER** as Mayor, **GREGORY P. HARRISON** as City Manager, and **ASCELETA HAMMOND** as City Clerk of the City of Pompano Beach, Florida, a municipal corporation, on behalf of the municipal corporation, who is personally known to me.

NOTARY'S SEAL:

NOTARY PUBLIC, STATE OF FLORIDA

(Name of Acknowledger Typed, Printed or Stamped)

Commission Number

"OWNER A":

Witnesses:

Tracy Brown
Witness One - Sign Name

Tracy Brown
Witness One - Print Name

Jackie de los Santos
Witness Two - Sign Name

Jackie de los Santos
Witness Two - Print Name

Donna Squitieri
Owner A - Signature

Domenick Squitieri, Donna Squitieri
Owner A - Print or Type Name

Dated: July 25th 2018

STATE OF FLORIDA

COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this 25th day of July, 2018 by Donna & Domenick Squitieri. He/she is personally known to me or has produced license (type of identification) as identification.

NOTARY'S SEAL:



Sandra J. LaRue
NOTARY PUBLIC, STATE OF FLORIDA

Sandra J LaRue
(Name of Acknowledger Typed, Printed or Stamped)

Commission Number

"OWNER B":

Witnesses:

Debbie R. Benson
Witness One - Sign Name

Debbie R. Benson
Witness One - Print Name

Elizabeth H. Gunter
Owner B - Signature

Elizabeth Gunter / Peter Jakubiec
Owner B - Print or Type Name

Ana Carolina Gonzalez
Witness Two - Sign Name

Ana Carolina Gonzalez
Witness Two - Print Name

Dated: July 30, 2018

STATE OF FLORIDA

COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this 30 day of JULY, 2018 by Peter Jakubiec and Elizabeth Gunter. He/she is personally known to me or has produced _____ (type of identification) as identification.

NOTARY'S SEAL:



Valeska Gray
NOTARY PUBLIC, STATE OF FLORIDA

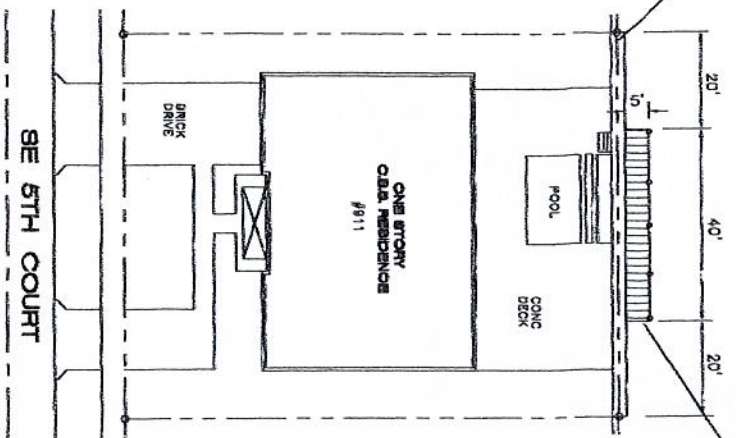
VALESKA GRAY
(Name of Acknowledger Typed, Printed or Stamped)

FF242980
Commission Number

I:\agr\eng\dock-shared common docking

PROPOSED 80 IN. FT. OF
36"x17" SPALL CAP
OVERPOUR, & (10) NEW
DARTER PILES

REPLACE WITH 3' x 45"
DOCK ON (5) NEW
10" DIA. WOOD DOCK
PILES.



SE 6TH COURT

Proposed Plan View

SHEET INDEX

B1	SITE PLAN
B2	SEAWALL CAP PLAN
B3	WOOD DOCK PLAN
B4	WOOD DOCK DETAILS
B5	SPECIFICATIONS

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This document has been electronically signed and sealed by John H. Gmelsen, P.E. on 6/06/18 using a SFA-1 authentication code. Printed copies are not considered signed and sealed and the SFA-1 authentication code must be verified on any electronic copies per Rule 62-30.060, F.A.C.

Squitieri Residence
911 SE 5TH COURT
POMPAHO BEACH, FLORIDA

John Omslaer

SITE PLAN

Project: <u>Agri 4.0</u> Design: <u>1.0</u> Drawn: <u>1.0</u> Checked: <u>1.0</u> Date: <u>2023-10-10</u>	Project Name: <u>Agri 4.0</u> Design: <u>1.0</u> Drawn: <u>1.0</u> Checked: <u>1.0</u> Date: <u>2023-10-10</u>
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ATTENTION: I AM NOT A DOCTOR. PLEASE

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C.R. / 2000