MIAMIBEACH

PLANNING DEPARTMENT

1700 Convention Center Drive, Miami Beach, Florida 33139; Tel: 305.673.7550; Web: www.miamibeachfl.gov/planning

LAND USE BOARD HEARING APPLICATION

The following application is submitted for review and consideration of the project described herein by the land use board selected below. A separate application must be completed for each board reviewing the proposed project.

Application Information	1				
FILE NUMBER					
HPB19-0361					
Board	d of Adjustment		Desig	n Review B	oard
☐ Variance from a provisio	•	ent Regulations	☐ Design review app	oroval	
☐ Appeal of an administrat			□ Variance		
	anning Board			Preservatio	
☐ Conditional use permit☐ Lot split approval			■ Certificate of Appropriateness for design□ Certificate of Appropriateness for demolition		
☐ Corspill approval ☐ Amendment to the Land [Development Regulation	s or zoning man	☐ Historic district/sit	•	or demonition
☐ Amendment to the Comp		• •	■ Variance	o designamen	
□ Other:			l		
Property Information -	Please attach Legal	Description as	"Exhibit A"		
ADDRESS OF PROPERTY					
Right of way of Ocean Terra	ace between 73 and 75	St., and right of w	ay of 73, 74 and 75 S	t. between Oc	n. Terr. and Collins
FOLIO NUMBER(S)					
02-3202-003-0135 (as to OT	「H Streetscape, LLC). ヿ	The areas owned	or control by the City o	do not have fo	lio numbers.
Property Owner Inform	nation				
PROPERTY OWNER NAME					
City of Miami Beach					
ADDRESS		CITY		STATE	ZIPCODE
1700 Convention Center Dri	ve	Miami Bea	ch	FL	33139
BUSINESS PHONE	CELL PHONE	EMAIL AD	DRESS	•	
305-673-7000					
Applicant Information (if different than ow	ner)			
APPLICANT NAME		·			
OTH Streetscape, LLC c/o 0	Dcean Terrace Holdings	s, LLC			
ADDRESS		CITY		STATE	ZIPCODE
1035 N. Miami Ave, Suite 20	01	Miami		FL	33136
BUSINESS PHONE	CELL PHONE	EMAIL AD	DRESS	1	1
305-324-4700		jared@oce	jared@oceanterraceholdings.com		
Summary of Request		<u>'</u>			
PROVIDE A BRIEF SCOPE C	OF REQUEST				
Provide park and streetscap Development Agreement ap materials.					

Additional Property Owner Information

PROPERTY OWNER NAME

OTH Streetscape, LLC

ADDRESS CITY STATE ZIPCODE 1035 N. Miami Ave, Suite 201 Miami FL 33136

BUSINESS PHONE CELL PHONE EMAIL ADDRESS

305-324-4700 <u>jared@oceanterraceholdings.com</u>

Project Information					
Is there an existing building(•		☐ Yes	■ No	
Does the project include inte			☐ Yes	■ No	
Provide the total floor area o				0	SQ. FT.
	of the new construction (include	ding required p	arking and all u	sable area). 0	SQ. FT.
Party responsible for p	roject design				
NAME		☐ Architect	\square Contractor	■ Landscape Arch	itect
Raymond Jungles, Inc.		☐ Engineer	□ Tenant	□ Other	
ADDRESS		CITY		STATE	ZIPCODE
2964 Aviation Avenue		Miami		FL	33133
BUSINESS PHONE	CELL PHONE	EMAIL ADDRI	ESS	•	
305-858-6777		damon@raym	ondjungles.com	ı	
Authorized Representat	tive(s) Information (if app	licable)			
NAME		■ Attorney	□ Contact		
Neisen Kasdin		☐ Agent	□ Other		
ADDRESS		CITY		STATE	ZIPCODE
98 SE 7 Street, Suite 1100		Miami		FL	33131
BUSINESS PHONE	CELL PHONE	EMAIL ADDRI	ESS		
305-374-5600		neisen.kasdin	@akerman.com		
NAME		☐ Attorney	□ Contact		
		□ Agent	□ Other		
ADDRESS		CITY		STATE	ZIPCODE
BUSINESS PHONE	CELL PHONE	EMAIL ADDRI	ESS		
NAME		☐ Attorney	□ Contact		
		□ Agent	□ Other		
ADDRESS		CITY		STATE	ZIPCODE
BUSINESS PHONE	CELL PHONE	EMAIL ADDRI	ESS	1	1
		l			

Please note the following information:

- A separate disclosure of interest form must be submitted with this application if the applicant or owner is a corporation, partnership, limited partnership or trustee.
- All applicable affidavits must be completed and the property owner must complete and sign the "Power of Attorney" portion of the affidavit if they will not be present at the hearing, or if other persons are speaking on their behalf.
- To request this material in alternate format, sign language interpreter (five-day notice is required), information on access for persons with disabilities, and accommodation to review any document or participate in any City sponsored proceedings, call 305.604.2489 and select (1) for English or (2) for Spanish, then option 6; TTY users may call via 711 (Florida Relay Service).

Please read the following and acknowledge below:

- Applications for any board hearing(s) will not be accepted without payment of the required fees. All checks are to be made payable to the "City of Miami Beach".
- Public records notice All documentation submitted for this application is considered a public record subject to Chapter
 119 of the Florida Statutes and shall be disclosed upon request.
- In accordance with the requirements of Section 2-482 of the code of the City of Miami Beach, any individual or group that will be compensated to speak or refrain from speaking in favor or against an application being presented before any of the City's land use boards, shall fully disclose, prior to the public hearing, that they have been, or will be compensated. Such parties include: architects, engineers, landscape architects, contractors, or other persons responsible for project design, as well as authorized representatives attorneys or agents and contact persons who are representing or appearing on behalf of a third party; such individuals must register with the City Clerk prior to the hearing.
- In accordance with Section 118-31. Disclosure Requirement. Each person or entity requesting approval, relief or other action from the Planning Board, Design Review Board, Historic Preservation Board or the Board of Adjustment shall disclose, at the commencement (or continuance) of the public hearing(s), any consideration provided or committed, directly or on its behalf, for an agreement to support or withhold objection to the requested approval, relief or action, excluding from this requirement consideration for legal or design professional service rendered or to be rendered. The disclosure shall: (I) be in writing, (II) indicate to whom the consideration has been provided or committed, (III) generally describe the nature of the consideration, and (IV) be read into the record by the requesting person or entity prior to submission to the secretary/clerk of the respective board. Upon determination by the applicable board that the forgoing disclosure requirement was not timely satisfied by the person or entity requesting approval, relief or other action as provided above, then (I) the application or order, as applicable, shall immediately be deemed null and void without further force or effect, and (II) no application form said person or entity for the subject property shall be reviewed or considered by the applicable board(s) until expiration of a period of one year after the nullification of the application or order. It shall be unlawful to employ any device, scheme or artifice to circumvent the disclosure requirements of this section and such circumvention shall be deemed a violation of the disclosure requirements of this section.
- When the applicable board reaches a decision a final order will be issued stating the board's decision and any conditions imposed therein. The final order will be recorded with the Miami-Dade Clerk of Courts. The original board order shall remain on file with the City of Miami Beach Planning Department. Under no circumstances will a building permit be issued by the City of Miami Beach without a copy of the recorded final order being included and made a part of the plans submitted for a building permit.

he aforementioned is acknowledged by:	■ Owner of the subject property □ Authorized representative
	Exic Carpentes
	SIGNATUR
	Eric Carpenter
	PRINT NAM
	12/2/19
	DATE SIGNE

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The aforementioned is acknowledged by:

Owner of the subject property

SIGNATURE

Sandor Scher,

Member, OTH Streetscape, LLC

PRINT NAME

7/2/2021

DATE SIGNED

OWNER AFFIDAVIT FOR INDIVIDUAL OWNER

STATE OF	
COUNTY OF	
I,	nd all information submitted in support of this e true and correct to the best of my knowledge ay be publicly noticed and heard by a land bmitted in support thereof must be accurate. (4) the sole purpose of posting a Notice of Public
Sworn to and subscribed before me this day of acknowledged before me by , identification and/or is personally known to me and who did/did not take an	signature, 20 The foregoing instrument was who has produced as n oath. ,
NOTARY SEAL OR STAMP	NOTARY PUBLIC
My Commission Expires:	PRINT NAME
COUNTY OF Miami-Dade	
I, Eric Carpenter, being first duly sworn, description Assistant City Manager (print title) of City of Miami Beach authorized to file this application on behalf of such entity. (3) This application application, including sketches, data, and other supplementary materials, and belief. (4) The corporate entity named herein is the owner of the proper acknowledge and agree that, before this application may be publicly notice application must be complete and all information submitted in support thereof the City of Miami Beach to enter my property for the sole purpose of posting required by law. (7) I am responsible for remove this notice after the date of	(print name of corporate entity). (2) I am and all information submitted in support of this retrue and correct to the best of my knowledge erty that is the subject of this application. (5) I d and heard by a land development board, the of must be accurate. (6) I also hereby authorize a Notice of Public Hearing on my property, as
Sworn to and subscribed before me this day of day o	who has produced as
NOTARY SEAL OR STAMP	/M Cht 13ag
MARIA CHRISTINA BAGUER Notary Public - State of Florida Commission # GG 294734 My Comm. Expires Jan 24, 2023 Bonded through National Notary Assn.	NOTARY PUBLIC Maria Christine Beginer PRINT NAME

OWNER AFFIDAVIT FOR INDIVIDUAL OWNER

STATE OF	
COUNTY OF	
I,	and all information submitted in support of this are true and correct to the best of my knowledge may be publicly noticed and heard by a land submitted in support thereof must be accurate. (4) or the sole purpose of posting a Notice of Public
Sworn to and subscribed before me this day of acknowledged before me by identification and/or is personally known to me and who did/did not take	, 20 The foregoing instrument was , who has produced as an oath.
NOTARY SEAL OR STAMP	NOTARY PUBLIC
My Commission Expires:	PRINT NAME
STATE OF Florida COUNTY OF Miami-Dade	
I, Sandor Scher, being first duly sworn, Member (print title) of OTH Streetscape, LLC authorized to file this application on behalf of such entity. (3) This application application, including sketches, data, and other supplementary materials, and belief. (4) The corporate entity named herein is the owner of the proacknowledge and agree that, before this application may be publicly notic application must be complete and all information submitted in support there is the City of Miami Beach to enter my property for the sole purpose of posting required by law. (7) I am responsible for remove this notice after the date of	on and all information submitted in support of this are true and correct to the best of my knowledge operty that is the subject of this application. (5) I deed and heard by a land development board, the reof must be accurate. (6) I also hereby authorizeing a Notice of Public Hearing on my property, as of the hearing.
Sworn to and subscribed before me this day of day of acknowledged before me by identification and/or is personally known to me and who did/did not take	, 2021 . The foregoing instrument was an oath.
NOTARY SEAL OR STAMP	Jul well)
My Commission Expires: DENISE N. WINSCHEL. MY COMMISSION # GG 362560 EXPIRES: August 5, 2023 Bonded Thru Notary Public Underwriters	Denise N. Winschel PRINT NAME

POWER OF ATTORNEY AFFIDAVIT

STATE OF FL	
COUNTY OF Miami-Dade	
representative of the owner of the real property that is the subject to be my representative before the Hist authorize the City of Miami Beach to enter my property for the sole purp property, as required by law. (4) I am responsible for remove this notice at Eric Carpenter, Assistant City Manager PRINT NAME (and Title, if applicable) Sworn to and subscribed before me this	oric Preservation Board. (3) I also hereby ose of posting a Notice of Public Hearing on my ter the date of the hearing. SIGNATURE The foregoing instrument was as who has produced
My Commission Expires: MARIA CHRISTINA BAGUER Notary Public - State of Florida Commission # GG 294734 My Comm. Expires Jan 24, 2023 Bonded through National Notary Assn.	Maria Christina Bague PRINT NAME
CONTRACT FOR PURCHA	ASE
If the applicant is not the owner of the property, but the applicant is a part or not such contract is contingent on this application, the applicant shall including any and all principal officers, stockholders, beneficiaries or corporations, partnerships, limited liability companies, trusts, or other conthe identity of the individuals(s) (natural persons) having the ultimate ov clause or contract terms involve additional individuals, corporations, partnerships, list all individuals and/or corporate entities.	list the names of the contract purchasers below, partners. If any of the contact purchasers are porate entities, the applicant shall further disclose vnership interest in the entity. If any contingency
NAME	DATE OF CONTRACT
NAME, ADDRESS AND OFFICE	% OF STOCK

In the event of any changes of ownership or changes in contracts for purchase, subsequent to the date that this application if filed, but prior to the date of a final public hearing, the applicant shall file a supplemental disclosure of interest.

POWER OF ATTORNEY AFFIDAVIT

TATE OF Florida
OUNTY OF Miami-Dade
Sandor Scher, being first duly sworn, depose and certify as follows: (1) I am the owner or expresentative of the owner of the real property that is the subject of this application. (2) I hereby authorize Neisen Kasdin / Akerman LLP to be my representative before the Historic Preservation Board. (3) I also hereby authorize the City of Miami Beach to enter my property for the sole purpose of posting a Notice of Public Hearing on my roperty, as required by law. (4) I am responsible for remove this notice after the date of the hearing. Sandor Scher, Member, OTH Streetscape, LLC
worn to and subscribed before me this
CONTRACT FOR PURCHASE
the applicant is not the owner of the property, but the applicant is a party to a contract to purchase the property, whether r not such contract is contingent on this application, the applicant shall list the names of the contract purchasers below, including any and all principal officers, stockholders, beneficiaries or partners. If any of the contact purchasers are orporations, partnerships, limited liability companies, trusts, or other corporate entities, the applicant shall further disclose the identity of the individuals(s) (natural persons) having the ultimate ownership interest in the entity. If any contingency lause or contract terms involve additional individuals, corporations, partnerships, limited liability companies, trusts, or other corporate entities, list all individuals and/or corporate entities.
DATE OF CONTRACT
NAME, ADDRESS AND OFFICE % OF STOCK

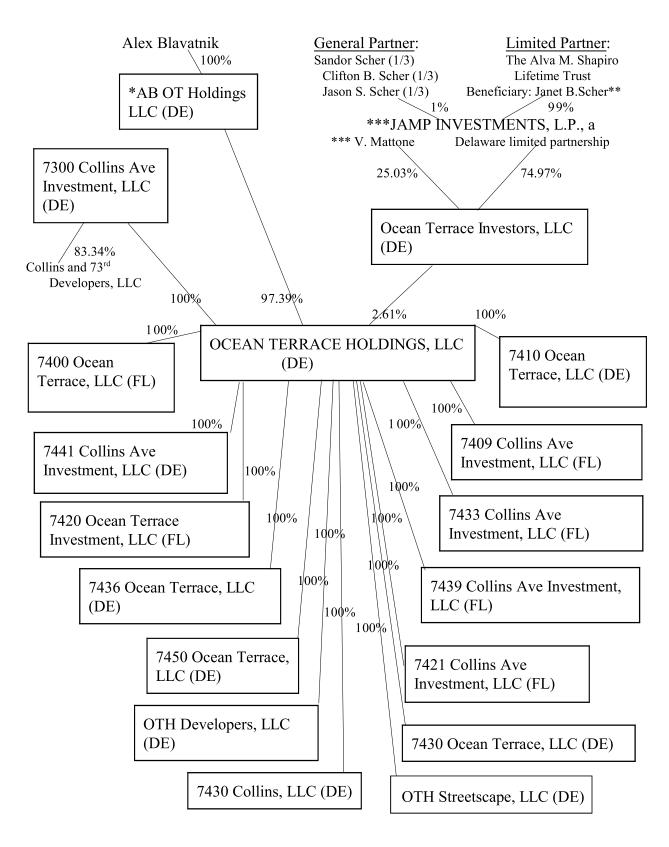
In the event of any changes of ownership or changes in contracts for purchase, subsequent to the date that this application if filed, but prior to the date of a final public hearing, the applicant shall file a supplemental disclosure of interest.

DISCLOSURE OF INTEREST CORPORATION, PARTNERSHIP OR LIMITED LIABILITY COMPANY

If the property that is the subject of the application is owned or leased by a corporation, partnership or limited liability company, list ALL of the owners, shareholders, partners, managers and/or members, and the percentage of ownership held by each. If the owners consist of one or more corporations, partnerships, trusts, partnerships or other corporate entities, the applicant shall further disclose the identity of the individual(s) (natural persons) having the ultimate ownership interest in the entity.

City of Miami Beach	
NAME OF CORPORATE ENTITY	
NAME AND ADDRESS	% OF OWNERSHIP
N/A	N/A
	
	
OTH Streetscape, LLC	
NAME OF CORPORATE ENTITY	
NAME AND ADDRESS	% OF OWNERSHIP
See Enclosed Sheet	
	<u> </u>

If there are additional corporate owners, list such owners, including corporate name and the name, address and percentage of ownership of each additional owner, on a separate page.



Address:

^{*} c/o Access Industries 730 Fifth Avenue, 20th Floor, New York, NY 11249

^{** 1050} W. Cross St., Lakewood, NJ 08701

^{*** 1035} North Miami Ave., #201, Miami, FL 33136

DISCLOSURE OF INTEREST TRUSTEE

If the property that is the subject of the application is owned or leased by a trust, list any and all trustees and beneficiaries of the trust, and the percentage of interest held by each. If the owners consist of one or more corporations, partnerships, trusts, partnerships or other corporate entities, the applicant shall further disclose the identity of the individual(s) (natural persons) having the ultimate ownership interest in the entity.

N/A		
	TRUST NAME	_
	NAME AND ADDRESS	% INTEREST
N/A		N/A

COMPENSATED LOBBYIST

Pursuant to Section 2-482 of the Miami Beach City Code, all lobbyists shall, before engaging in any lobbying activities, register with the City Clerk. Please list below any and all persons or entities retained by the applicant to lobby City staff or any of the City's land development boards in support of this application.

NAME	ADDRESS	PHONE	
Neisen Kasdin	98 SE 7 Street, Suite 1100, Miami, FL 33131	305-374-5600	
Matthew Barnes	98 SE 7 Street, Suite 1100, Miami, FL 33131	305-374-5600	
Sandor Scher	1035 N. Miami Ave, Suite 201, Miami, FL 33136	305-324-4700	
Additional names can be placed on a separate page attached to this application.			

APPLICANT HEREBY ACKNOWLEDGES AND AGREES THAT (1) AN APPROVAL GRANTED BY A LAND DEVELOPMENT BOARD OF THE CITY SHALL BE SUBJECT TO ANY AND ALL CONDITIONS IMPOSED BY SUCH BOARD AND BY ANY OTHER BOARD HAVING JURISDICTION, AND (2) APPLICANT'S PROJECT SHALL COMPLY WITH THE CODE OF THE CITY OF MIAMI BEACH AND ALL OTHER APPLICABLE CITY, STATE AND FEDERAL LAWS.

APPLICANT AFFIDAVIT

APPLICANI AFFIDAVII
STATE OF FL
COUNTY OF Miami-Dade
representative of the applicant. (2) This application and all information submitted in support of this application, including sketches, data, and other supplementary materials, are true and correct to the best of my knowledge and belief.
Sworn to and subscribed before me this day of <u>lecember</u> , 20 <u>19</u> . The foregoing instrument was acknowledged before me by <u>Cric Carpenter</u> , who has produced <u>as identification and/or is personally known</u> to me and who did/did not take an oath.
NOTARY SEAL OR STAMP NOTARY DIRLIC
My Commission Expires: MARIA CHRISTINA BAGUER Notary Public - State of Florida Commission # GG 294734 My Comm. Expires Jan 24, 2023 Bonded through National Notary Assn. MARIA CHRISTINA BAGUER Notary Public - State of Florida Commission # GG 294734 My Comm. Expires Jan 24, 2023 Bonded through National Notary Assn.

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NAME	ADDRESS	PHONE		
Neisen Kasdin / Akerman LLP	98 SE 7th Street, Suite 1100, Miami FL 33131	(305) 374-5600		
Kristofer Machado / Akerman LLP	98 SE 7th Street, Suite 1100, Miami FL 33131	(305) 374-5600		
Sandor Scher	1035 N. Miami Ave, Suite 201, Miami, FL 33136	(305) 324-4700		
Additional names can be placed on a separate page attached to this application.				

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APPLICANT AFFIDAVIT

STATE OF Florida
COUNTY OF Miami-Dade
I, Sandor Scher, being first duly sworn, depose and certify as follows: (1) I am the applicant or representative of the applicant. (2) This application and all information submitted in support of this application, including sketches, data, and other supplementary materials, are true and correct to the best of my knowledge and belief. SIGNATURE
Sworn to and subscribed before me this
NOTARY PUBLIC
My Commission Expires: DENISE N. WINSCHEL MY COMMISSION # GG 382560 EXPIRES: August 5, 2023 EXPIRES: August 5, 2023 Bonded Thru Notary Public Underwriters PRINT NAME

Additional lobbyists

- 1. Jared Green, 1035 North Miami Ave, Suite 201, Miami, FL, 33136, (305) 324-4700
- 2. Grace Dillon, 1035 North Miami Ave, Suite 201, Miami, FL, 33136, (305) 324-4700
- 3. Luis Revuelta, 2950 SW 27th Ave, Suite 110. Miami, FL, 33133, 305-590-5000
- 4. Barbara Pederzoli, 2950 SW 27th Ave, Suite 110. Miami, FL, 33133, 305-590-5000
- 5. Adrian Dabkowski, 8201 Peters Road, Suite 2200, Plantation, FL 33324, (954) 535-5144
- 6. Richard Heisenbottle, 2199 Ponce De Leon Blvd., Suite 400, Coral Gables, FL 33134, (305) 446-7799
- 7. Jovany Chediak, 7500 NE 4th Ct., Studio 104, Miami, FL, 33138, (305) 576-6702
- 8. Raymond Jungles, 2964 Aviation Avenue, Miami, FL 33133, (305) 858-6777
- 9. Damon Sanchez, 2964 Aviation Avenue, Miami, FL 33133, (305) 858-6777