

May 4, 2016

Planning Department City of Miami Beach 1700 Convention Center Drive, 2nd Fl. Miami Beach, FL 33139

RE: Fontainebleau Florida Hotel, LLC Land Use Board Hearing application First Submittal June 9, 2016

To Whom It May Concern:

LSN Partners, LLC, represents Fontainebleau Florida Hotel, LLC, in its application to obtain a variance to Chapter 138 of the land development regulations of the City of Miami Beach Code (hereafter "City Code").

Fontainebleau is seeking to improve the flow of traffic in its property and reduce congestion on Collins Avenue by adding a sign that directs visitors arriving from Collins Avenue to the proper entrance of the hotel. Currently, the hotel has several entry and exit points on Collins Avenue, which causes confusion among visitors who do not know which entrance to use to get to the hotel. Visitors who access the wrong entrance usually have to drive back into Collins Avenue to find the correct entrance. This process not only inconveniences Fontainebleau's visitors but also causes unnecessary traffic on Collins Avenue. To solve this issue, Fontainebleau proposes:

- adding on its southern entrance a two-sided, two square feet sign (four square feet total) that reads "Main Drive."
- The sign will be placed two square feet from the property line to ensure adequate visibility.
- The proposed size and setbacks of the sign require obtaining a variance to increase the approved aggregate sign area on the property from 174 square feet to 178 square feet; and
- reduce the setback requirement in Section 138-9 if the City code from 10 square feet to 2 square feet.

The attached application provides with all of the items requested by the Planning Department. However, please let us know if there is any additional information that you need to make a decision. We appreciate your attention to this matter.



801 Arthur Godfrey Road, Suite 401 * Miami Beach, Florida 33140 * tel 305 673 2585 * fax 305 673 2588 * www.LSNpartners.com *Miami* * Fort Landerdale * Tallabassee * Washington, DC

MIAMI BEACH

PLANNING DEPARTMENT, 1700 CONVENTION CENTER DRIVE, 2ND FLOOR MIAMI BEACH, FLORIDA 33139, WWW.MIAMIBEACHFL.GOV 305-673-7550

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.

BOARD OF ADJUSTMENT

- □ VARIANCE FROM A PROVISION OF THE LAND DEVELOPMENT REGULATIONS
- □ APPEAL OF AN ADMINISTRATIVE DECISION

DESIGN REVIEW BOARD

- DESIGN REVIEW APPROVAL
- VARIANCE RELATED TO PROJECT BEING CONSIDERED OR APPROVED BY DRB.

LI HISTORIC PRESERVATION BOARD

- □ CERTIFICATE OF APPROPRIATENESS FOR DESIGN
- CERTIFICATE OF APPHOPRIATENESS TO DEMOLISH A STRUCTURE
- HISTORIC DISTRICT / SITE DESIGNATION
- VARIANCE RELATED TO PROJECT BEING CONSIDERED OR APPROVED BY HPB.

PLANNING BOARD

- LI CONDITIONAL USE PERMIT
- LOT SPLIT APPROVAL
- □ AMENDMENT TO THE LAND DEVELOPMENT REGULATIONS OF ZONING MAP
- AMENDMENT TO THE COMPREHENSIVE PLAN OR FUTURE LAND USE MAP

FLOOD PLAIN MANAGEMENT BOARD

LI FLOOD PLAIN WAIVER

OTHER

SUBJECT PROPERTY ADDRESS: 4441 COLUMS AVE, MIAMI BEACH, FL 33140

LEGAL DESCRIPTION: PLEASE ATTACH LEGAL DESCRIPTION AS "EXHIBIT A"

FOLIO NUMBER (S) 02-3123-002-0010

1. APPLICANT: XOWNER OF THE SUBJECT PROPERTY C TENANT C ARCHITECT C LANDSCAPE ARCHITECT NAME FOLTAINEBLEAU FLORIDA HOTEL, LLC ADDRESS 4441 COLLINS AVE MIAMIBEACH, FL 33740 BUSINESS PHONE 305 538 2000 × 3215 CELL PHONE E-MAIL ADDRESS LCARRILLO @ FONTAINEBLEAU.COM OWNER IF DIFFERENT THAN APPLICANT: NAME ADDRESS BUSINESS PHONE CELL PHONE E-MAIL ADDRESS 2. AUTHORIZED REPRESENTATIVE(S): X ATTORNEY: NAME DIANA C MENDEZ ADDRESS 801 ARTHUR GODFREY RD. MIAMIBEACH, FL 33140 BUSINESS PHONE 305 742 2810 CELL PHONE E-MAIL ADDRESS DMENDEZ @ LORENTEHECKLER. COM AGENT: NAME LED CAPPEILLD ADDRESS 4441 COLLINS AVE, NIAMI BEACH, FL. 33140 BUSINESS PHONE 3055382000 × 3215 CELL PHONE E-MAIL ADDRESS LCARPILLO @ FONTAINEBLEAU, COM CONTACT: NAME ADDRESS BUSINESS PHONE CELL PHONE E-MAIL ADDRESS 3. PARTY RESPONSIBLE FOR PROJECT DESIGN: □ ARCHITECT □ LANDSCAPE ARCHITECT □ ENGINEER □ CONTRACTOR □ OTHER: NAME ADDRESS BUSINESS PHONE _____ CELL PHONE _____ E-MAIL ADDRESS FILE NO.

2

4. SUMMARY OF APPLICATION - PROVIDE BRIEF SCOPE OF PROJECT:

VARIANCE REQUEST TO EXCEED ALLOWABLE SIZE AND SETBACK REQUIREMENTS

4A. IS THERE AN EXISTING HUILDING	S) ON THE SITE	XYES	
4B. DOES THE PROJECT INCLUDE INT	ERIOR OR EXTERIOR DEMOLITION	O YES	KNO
4C. PROVIDE THE TOTAL FLOOR AREA	OF THE NEW BUILDING (IF APPLICABLE)	NIA	SO. FT.
4D. PROVIDE THE TOTAL GROSS FLOO USEABLE FLOOR SPACE).	A AREA OF THE NEW BUILDING (INCLUDIN	g required P	AHKING AND ALL SQ. F1.

5. APPLICATION FEE (TO BE COMPLETED BY PLANNING STAFF) \$

- 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: ITY 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 FEE. 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 A PROJECT 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, LANDSCAPE AHCHITECTS, ENGINEERS, CONTRACTORS, OR OTHER PERSONS RESPONSIBLE FOR PHOJECT 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.

FILE NO.

3

- IN ACCORDANCE WITH SEC.118-31. DISCLOSURE REQUIREMENT. EACH PERSON OR ENTITY REQUESTING APPROVAL, RELIEF OR OTHER ACTION FROM THE PLANNING BOARD, DESIGN REVIEW BOARD, HISTORIC PRESERVATION BOARD (INCLUDING THE JOINT 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 SERVICES 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 FOREGOING 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 FROM 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 OF 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.

THE AFOREMENTIONED IS ACKNOWLEDGED BY: DOWNER OF THE SUBJECT PROPERTY

-10!

Cara: 16

AUTHORIZED REPRESENTATIVE

SIGNATURE:

PRINT NAME:

4

HIE NO._

OWNER AFFIDAVIT FOR INDIVIDUAL OWNER

STATE OF

COUNTY OF

I.______, being first duly sworn, depose and certify as follows: (1) / am the owner of the property that is the subject of this application. (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. (3) I acknowledge and agree that, before this application may be publicly noticed and heard by a land development board, the application must be complete and all information submitted in support thereof must be accurate. (4) 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 property, as required by Taw. (5) I am responsible for removing this notice after the date of the hearing.

			SIGNATURE
Sworn to and subscribed before me this acknowledged before me by personally known to me and who did/did no	day of , who of take an oall	o has produced n.	. The foregoing instrument was as identification and/or is
NOTARY SEAL OR STAMP			NOTARY PUBLIC
My Commission Expires:			PRINT NAME
ALTERN CORPORATION, PART	ATE OWNER		
	(Circle or	TIMITED CIABILITY (OMPANY
STATE OF			
COUNTY OF			
application, including sketches, data, and off my knowledge and belief. (4) The corporate is the subject of this application. (5) I ackn noticed and heard by a land development submitted in support thereof must be accurat the subject property for the sole purpose of by law. (7) I am responsible for removing this	entify named nowledge and board, the a e. (6) I also h posting a Not	I herein is the owner agree that, before the optication must be bereby authorize the lice of Public Heado	or tenant of the property that his application may be publicly complete and all information City of Miami Beach to enter
			tatt. IC:
Swore to and subscribed before me this 24 day of 1	of Fonta	inebleau FL bol	SIGNATURE ment was acknowledged before me by behalf of such entity, who has produced
			the second of the
IOTARY SEAL OR STAMPS OF MISSION EL		AND	NOTARY PUBLIC
ly Commission Experies (1560 عن المحافظ		/MADELY	In MEDOHAU
191 August Holan Sandad the sol			FILE NO.

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STATE OF	Y AFFIDAVIT
COUNTY OF	
I. <u>Leo CAZR: 10</u> , being duly sworn and corepresentative of the owner of the real property that authorize <u>Diana Mendez</u> to be my represent authorize the Cily of Mlami Beach to enter the subject propublic Hearing on the property, as required by law. (4) I am represent the hearing.	ative before the sole number of costing a Melian of
PRINT NAME (and Tille, if applicable)	SIGNATURE
Swom to and subscribed before me this 24 day of MAY by	2014. The foregoing instrument was acknowledged before me Untainebuar Elwho has produced as in. NOTARY PUBLIC MADLIGH MADIFLAW PRINT NAME
CONTRACT FOR PU If the applicant is not the owner of the property, but the ap property, whether or not such contract is contingent on this ap contract purchasers below, including any and all principal offic of the contract purchasers are corporations, partnerships, lim entities, the applicant shall further disclose the Identity of the ownership interest in the entity. If any contingency clause corporations, partnerships, limited liability companies, trusts, c corporate entities.*	oplicant is a party to a contract to purchase the oplication, the applicant shall list the names of the ers, stockholders, beneficiaries, or partners. If any ited liability companies, trusts, or other corporate individual(s) (natural persons) having the ultimate or contract terms involve additional individuals.
NAME	DATE OF CONTRACT
NAME, ADDRESS, AND OFFICE	% OF STOCK
n the event of any changes of ownership or changes in cont his application is filed, but prior to the date of a final public disclosure of interest.	racts for purchase, subsequent to the date that hearing, the applicant shall file a supplemental
	FILE NO

CITY OF MIAMI BEACH DEVELOPMENT REVIEW BOARD APPLICATION

DISCLOSURE OF INTEREST

1. 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 lurther disclose the identity of the individual(s) (natural persons) having the ultimate ownership interest in the entity.*

NAME OF CORPORATE ENTITY	
NAME AND ADDRESS	% OF OWNERSHIP
FONTAINEBLEAU MIANI MEZZ BODEOWER, UC 4441 COLLINS AVE NIAMI BEACH FL 33140	100
NAME OF CORPORATE ENTITY	
NAME AND ADDRESS	% OF OWNERSHIP
THERE ARE ADDITIONAL CORPORATE OWNERS, LIST ALL D THE NAME, ADDRESS, AND PERCENTAGE OF OWN PARATE PAGE.	SUCH OWNERS, INCLUNG CORPORATE N ERSHIP OF EACH ADDITIONAL OWNER,
NOTE: Notarized signature re	quired on page 9
4	FIE NO

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LEO CARRILLO VICE PRESIDENT OF FACILITIES

Loo Carrillo is the Vice President of Facilities for fontanebleau Miami Beach. In this role, Carrillo is responsible for the physical plant of the report, encompassing more than 30 acres, including renovations and constructions, energy management, property conservation, repairs and mathematice and code compliance.

Carrillo began his cancer at the Cornage House Miami Beach more than 30 years ago, While working at the Carnage House, he worked simultaneously at Foretametileau Hilton, which starred him on a 25-year career path with Hilton Hotels Corporation. From the Foretanetileau Hilton, Carrillo joined the Miami Airport Hilton and then returned again to the Foretanetileau Hilton.

In 2005, Carrillo joined the Fontainebleau Resorts team as Vice President of Facilities, During the construction phase of Fontainebleau Recorts. Carrillo served as the owner's representative and direct liaison with the City of Many Beach.



Page 1 of	2
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	tity Name					
Foreign Limited Li			6			
FONTAINEBLEAU	MIAMI MEZZ B	ORROWER, LLC	> (M)			
Filing Information			<u> </u>			
Document Number		2000003135				
FEI/EIN Number Date Filed		5001943)4/2012				
State	DE	14/2012				
Status	ACT	IVE				
Principal Address	108-3-3					
4441 COLLINS AVE MIAMI BEACH, FL :						
Mailing Address						
4441 COLLINS AVE MIAMI BEACH, FL 3						
Registered Agent Name & Address						
GOLDFARB, PHIL 4441 COLLINS AVENUE MIAMI BEACH, FL 33140-3227						
Authorized Person	(s) Detail					
Name & Address						
Title MGRM						
FONTAINEBLEAU M 1441 COLLINS AVE MIAMI BEACH, FL 3	NUE					
Annual Reports						
Report Year	Filed Date					
2013	04/23/2013					
2014	04/02/2014					



with /

Foreign Limited Liability Company

FONTAINEBLEAU MIAMI JV, LLC

Filing Information

Document Number	M08000001243	
FEI/EIN Number	262182766	
Date Filed	03/14/2008	
State	DE	
Status	ACTIVE	
Last Event	LC AMENDMENT	
Event Date Filed	08/04/2014	
Event Effective Date	NONE	

Principal Address

4441 COLLINS AVENUE MIAMI BEACH, FL 33140

Changed: 03/19/2010

Mailing Address

4441 COLLINS AVENUE MIAMI BEACH, FL 33140

Changed: 03/19/2010

Registered Agent Name & Address

CT CORPORATION SYSTEM 1200 SOUTH PINE ISLAND ROAD PLANTATION, FL 33324

Authorized Person(s) Detail

Name & Address

Title MGR

SOFFER, JACQUELINE 4441 COLLINS AVENUE MIAMI BEACH, FL 33140

Title MGR

SOFFER, JEFFREY



-

4441 COLLINS AVENUE MIAMI BEACH, FL 33140

Annual Reports

Report Year	Filed Date
2013	04/23/2013
2014	04/02/2014
2015	04/14/2015

Document Images

04/14/2015 ANNUAL REPORT	Γ
08/04/2014 LC Amendment	[
04/02/2014 ANNUAL REPORT	Γ
04/23/2013 - ANNUAL REPORT	
03/20/2012 ANNUAL REPORT	
04/12/2011 ANNUAL REPORT	
01/07/2011 LC Name Change	
11/17/2010 - LC Amendment	
03/19/2010 ANNUAL REPORT [
07/20/2009 ADDRESS CHANGE	
04/20/2009 ANNUAL REPORT	
03/14/2008 Foreign Limited	

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FONTAINEBLEAU MIAMI BEACH

305 538 2000 4447 COLLINS AVENUE MIAMI BEACH FL 33140 FONTAINEBLEAU.COM

January 29, 2014

VIA HAND DELIVERY

City of Miami Beach 1700 Convention Center Drive Miami Beach, FL 33139

RE: Fontainebleau Miami Beach, 4441 Collins Avenue, Miami Beach ("Property")

To whom it may concern,

Please be advised that <u>LEONARDO CARRILLO</u> is hereby authorized to execute and deliver any and all documents required by the City of Miami Beach in connection with any permitting matters for the Property.

Sincerely,

FONTAINEBLEAU FLQRIDA HOTEL, LLC a Florida limited liability company

By: Fontainebleau Miami Mezz Borrower, LLC, its managing member By: Fontainebleau Miami JV, LLC, its managing member

Jeffrey Soffer, Owner

By:

Leonardo Carrillo, Vice President of Facilities

FONTAINEBLEAU MIAMI BEACH

105 548 JUCO 2444 COLEMPS AVENUE MIAMERENENTE 1990 COREMOLITE ALECTR

Job Name FONTAIN EBLEAU. Job Address 4441 Collins AUE Job City and State MIAMI BEACH Property Folio or ID Number 02 32230020010

To Whom It May Concern,

This letter authorizes Joseph Dillard and Art Sign Company representatives to act as agents on our behalf to apply for a DRC Site Plan and attend any necessary meeting.

Sincerely,

Date 5/8/15

ARR: 110 Conardo

Property Owner

Property Owner's Name Printed or Typed

State of Flying

County of Migmi - Dade

Before me personally appeared \underline{LCO} $\underline{Carrillo}$ to me well known to be the person described in and who has executed the foregoing instrument and acknowledged to and before me that he/she executed said instrument for the purposes therein express WITNESS my hand and official seal, this $\underline{B^{\#1}}$ day of \underline{May} , year $\underline{205}$.

JANAHRA L GARCIA MY COMMISSION #FF094382 EXPIRES February 20, 2018 (407) 398-0153 FloridaNotaryService.com My commission expires: 2/20/18

CITY OF MIAMI BEACH DEVELOPMENT REVIEW BOARD APPLICATION DISCLOSURE OF INTEREST

2. TRUSTEE

If the property that is the subject of this 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.*

TRUST NAME

NAME AND ADDRESS

% INTEREST

NOTE: Notarized signature required on page 9

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FILE NO._____

3. 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 entitles 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 #
a.	DIANA C. MENDEZ	801 ARTHUR GODFREY RD	305-742-2810
C.		MIAMI BEACH, FL 33140	-

Additional names can be placed on a separate page attached to this form.

*Disclosure shall not be required of any entity, the equity interests in which are regularly traded on an established securities market in the United States or other country, or of any entity, the ownership interests of which are held in a limited partnership or other entity, consisting of more than 5,000 separate interests, where no one person or entity holds more than a total of 5% of the ownership interests in the entity.

APPLICANT HEREBY ACKNOWLEDGES AND AGREES THAT (1) ANY 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

STATE OF

COUNTY OF

1. <u>Les Carrino</u>, being first duly sworn, depose and certify as follows: (1) I am the applicant, or the representative of the applicant. (2) This application and all information submitted in support of this application, including disclosures, sketches, data, and other supplementary materials, are true and correct to the best of my knowledge and belief.

SIGNATURE

NOTARY PUBLIC

PRINT NAME

9

Sworn to and subscribed before me this 24 day of <u>M/14</u>, 20<u>14</u>. The foregoing instrument was acknowledged before me by, who has produced as identification and/or is personally known to me and who did/did not take an oath.

NOTARY SEAL OR STAMP

My Commission Expires:



FILE NO.

EXHIBIT A Legal Description

Fontainebleau Florida Hotel LLC Land Use Board Hearing Application

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EXHIBIT A

Legal Description

Lot "A" and Lots 1 and 2 and the South ½ of Lot 3, of Amended Plat of "the Indian Beach Corporation Subdivision," according to the Plat thereof, recorded in Plat Book 8, Page 61 of the public records of Dade County, FL.



R.B

HARDSHIP LETTER

FOUNTAINEBLEAU FREESTANDING ENTRANCE

4441 COLLINS AVENUE

VARIANCE

June 27, 2016

- 1. Special conditions and circumstances exist which are peculiar to the land, structure or building involved and which are not applicable to other lands, structures or buildings in the same zoning district. The existing identification signs are set back off the street and face west making them difficult to see when driving by the property. Drivers have missed the entrance once they see the ID signs.
- 2. The special conditions and circumstances do not result from the action of the applicant; the existing ID signs are framed in foliage which causes them to blend and nearly disappear from view.
- 3. Granting the variance requested will not confer on the applicant any special privilege that is denied by these land development regulations to other lands, building, or structures in the same zoning district; other entrance signs in the area exceed 2 square feet.
- 4. Literal interpretation of the provision of these land development regulations would deprive the applicant of rights commonly enjoyed by other properties in the same zoning district under the terms of these land development regulations and would work unnecessary and undue hardship on the applicant; other entrance signs in the area exceed 2 square feet.
- 5. The variance granted is the minimum variance that will make possible the reasonable use of the land, building or structure; the entrance to Fontainebleau has an ideal center median to support the sign. The proposed two-sided, 2 square feet sign (4 square feet total) that will be placed 2 square feet from the property line makes it easily visible to approaching traffic to identify the property without impeding the view of traffic exiting and entering the property. This requires a variance to increase the approved aggregate sign area on the property from 174 square feet to 178 square feet and reduce the setback requirement in Section 138-9 of the City Code from 10 square feet to 2 square feet.
- 6. The granting of the variance will be in harmony with the general intent and purpose of these land development regulations and such variance will not be injurious to the area involved or otherwise detrimental to the public welfare; and will prevent the event of approaching traffic from missing the entrance without obstructing the view of exiting and entering traffic; and allowing the logo provides quick recognition by drivers.
- 7. The granting of this request is consistent with the comprehensive plan and does not reduce the levels of service as set forth in the plan. The Planning and Zoning Director may require applicants to submit documentation to support this requirement prior to the scheduling of a public hearing or any time prior to the Board of Adjustment voting on the applicant's request. The sign will not exceed 4' in height so as not to obstruct site lines for entering and exiting traffic. Allowing the logo ensures easy and immediate recognition of the property.

001095

Local Business Tax Receipt

Miami-Dade County, State of Florida

5562724

BUSINESS NAME/LOCATION FONTAINEBLEAU FLORIDA HOTEL LLC 4401 COLLINS AVE MIAMI BEACH FL 33140 RECEIPT NO. RENEWAL 1980185



EXPIRES SEPTEMBER 30, 2016 Must be displayed at place of business Pursuant to County Code Chapter 8A – Art. 9 & 10

OWNER FONTAINEBLEAU FLORIDA HOTEL LLC Employee(s) 10 SEC. TYPE OF BUSINESS 213 SERVICE BUSINESS

PAYMENT RECEIVED BY TAX COLLECTOR \$45.00 07/08/2015 ECHECK-15-157218

This Local Business Tax Receipt only confirms payment of the Local Business Tax. The Receipt is not a license, permit, or a certification of the holder's qualifications, to do business. Holder must comply with any governmental or nongovernmental regulatory laws and requirements which apply to the business.

The RECEIPT NO. above must be displayed on all commercial vehicles - Miami-Dade Code Sec 8a-276.

For more information, visit <u>www.miamidade.gov/taxcollector</u>

BILLING CONTACT

LSN PARTNERS LLC LSN PARTNERS LLC 801 W 41St St, Ste 401 Miami Beach, FI 33140-3333

1700 Convention Center Drive Miami Beach, Florida 33139 305.673.7000

MIAMIBEACH

INVOICE NUMBER	INVOICE DAT	ſE	INVOICE DUE DATE	INVOICE STATUS	INVOICE DE	SCRIPTION
00005661	06/22/2016		06/22/2016	Due	NONE	
REFERENCE NUMBE	INCE NUMBER FEE NAME			TOTAL		
HPB0616-0034	Advertisem	Advertisement			\$1,500.00	
	Courier (pe	Courier (per package)			\$70.00	
	Mail Notice	Mail Notice Per Label			\$2,224.00	
	New Applic	New Application			\$2,500.00	
	Posting (pe	Posting (per site)			\$100.00	
	Variance (N	Variance (MF, CM, I, MXU)			\$1,000.00	

4441 Collins Ave Miami Beach, FL -331400000

TOTAL

SUB TOTAL

\$7,394.00

\$7,394.00

Any refund associated with this invoice will only be issued to the billing contact listed herein.



zoning public notification packages | ownership lists + mailing labels + radius maps diana@rdrmiami.com | 305.498.1614

June 22, 2016

City of Miami Beach Planning Department 1700 Convention Center Dr. Miami Beach, FL 33139

Re: Property Owners List within 375 feet of:

SUBJECT: 4441 Collins Ave, Miami Beach, FL 33140 FOLIO NUMBER: 02-3223-002-0010 LEGAL DESCRIPTION: INDIAN BEACH CORP AMD PL PB 8-61 LOT A & LOTS 1 & 2 & S1/2 OF LOT 3 & THAT PORT OF 44 ST DESC BEG NW COR OF R P VAN CAMP TH S 07 DEG W 125FT N 82 DEG W 60FT N 07 DEG E 15FT NWLY AD 78.54FTN 82 DEG W 129.44FT SWLY AD 57.17FT NLY AD 35.52FT N 09 DEG E 132.85FT SELY AD 116.56FT S 82 DEG E 213.10FT TO POB LESS PORT DESC IN DEC OR 22955-1343 NKA FONTAINEBLEAU II CONDO NAU 02 3223 023 0001 & 02 3223 002 0015 & LESS PORT DESC IN CONDO DECL OR 26167-3643 NAU 02 3223 026 K/A FONTAINBLEAU III OCEAN CLUB CONDO & PORT LYING EAST & ADJACENT WEST OF EROSION LINE PER PB 105-62

This is to certify that the attached ownership list, map and mailing labels are a complete and accurate representation of the real estate property and property owners within 375 feet radius of the external boundaries of the subject property listed above, including the subject property. This reflects the most current records on the file in Miami-Dade County Property Appraisers' Office.

Sincerely,

Rio Development Resources, LLC

bli

Diana B. Rio

Total number of property owners without repetition: 556 total, including 41 international

Rio Development Resources, LLC ("RDR") has used its best efforts in collecting the information published in this report and the findings contained in the report are based solely and exclusively on information provided by you and information gathered from public records and that local government. By acceptance of this report, you agree to hold RDR harmless and indemnify RDR from any and all losses, damages, liabilities and expenses which can be claimed against RDR caused by or related to this report.

MIAMIBEACH

Planning Department, 1700 Convention Center Drive Miami Beach, Florida 33139, www.miamibeachfl.gov 305.673.7550

4441 Caus AVE Address: **File Number:**

1.1.2

BOARD APPLICATION CHECK LIST

A pre-application meeting must be scheduled with Board staff to review all submittals. Pre-application meetings are scheduled on a first come first serve basis and must occur no later than five (5) business days PRIOR to the First Submittal deadline. Incomplete or submittals found to be insufficient will not be placed on a Board agenda.

ITEN #	FIRST SUBMITTAL CHECK LIST ALL PLANS MUST BE DIMENSIONED AND LEGIBLE. INCLUDE A GRAPHIC SCALE	Required	Provided
1	Make an appointment with Board Liaison at least 2 days in advance of the submittal deadline	6	
2	Completed Board Application, Affidavits & Disclosures of Interest (original signatures)	X	
3	Copies of all current or previously active Business Tax Receipts	х	
		X	
4	Letter of Intent with details of application request, hardship, etc.	x	
5	Application Fee	x	
6	Mailing Labels - 2 sets and a CD including: Property owner's list and Original certified letter from provider.	x	
7	School Concurrency Application, for projects with a net increase in residential units (no SFH)	X	
8	Provide four (4), 11"X17" collated sets, two (2) of which are signed & sealed, to include the following:	x	
9	Cover Sheet with bullet point scope of work, clearly labeled "First Submittal" and dated with First Submittal deadline date	v	
10	All Applicable Zoning Information (see Zoning Data requirements) - RM-3	x	
11	Location Plan, Min 4"x 6" Aerial 1/2 mile radius, colored with streets and project site identified	X	
12	Survey (original signed & sealed) dated less than 6 months old at the time of application (lot area shall be	X	
	provided by surveyor), identifying grade (If no sidewalk, provide a letter from Public Works, establishing grade), spot elevations and Elevation Certificate	x	
13	Existing FAR Shaded Diagrams (Single Family Districts: Unit Size and Lot Coverage Shaded Diagrams)	×	
14	Proposed FAR Shaded Diagrams(Single Family Districts: Unit Size and Lot Coverage Shaded Diagrams)	X	
15	Site Plan (fully dimensioned with setbacks, existing and proposed, including adjacent right-of-way widths)	x	A CONTRACTOR OF
LSa-	Indicate any backflow preventer and EPL vault if applicable	x	
16	Current color photographs, dated, Min 4"x 6" of project site and existing structures (no Google images)	X	
.7	Current, dated color photographs, min 4"X6" of interior space (no Google images)		-
8-	Current color photographs, dated, Min 4"x 6" of context, corner to corner, across the street and surrounding		
	properties with a key directional plan (no Google images)	x	
.9	Existing Conditions Drawings (Floor Plans & Elevations with dimensions) SURVEY + PHOTO S	x	
0-	Demolition Plans (Floor Plans & Elevations with dimensions)	x	
1	Proposed Floor Plans and Roof Plan, Including mechanical equipment plan and section marks	×	
2	Proposed Elevations, materials & finishes noted (showing grade, base flood elevation, heights in NGVD values and free board if applicable)	x	
3	Proposed Section Drawings - SIGN		
4	Landscape Plan - street and onsite - identifying existing, proposed landscape material, lighting, irrigation,	X	
	raised curbs, tree survey and tree disposition plan, as well as underground and overhead utilities when street trees are required.	x	
5	Hardscape Plan, i.e. paving-materials, pattern, etc.	x	-
	Color Renderings (elevations and three dimensional perspective drawings) 5161		

Page 1 of 3

Date: Oct 1, 2015

Initials: M

MIAMIBEACH

Planning Department, 1700 Convention Center Drive Miami Beach, Florida 33139, www.miamibeachfl.gov 305.673.7550

Address: File Number:

no in B

In the Letter of Intent for Planning Board include and respond to all review guidelines in the code as 46 follows: For Conditional Use -Section 118-192 (a)(1)-(7) + (b)(1)-(11) 47 CU -Entertainment Establishments - Section 142-1362 (a)(1)-(9) 48 CU - Mechanical Parking - Section-130-38 (3)(c)(i)(1)-(2) & (4)(a)-(k) 49 CU - Structures over 50,000 SQ.FT. - Section 118-192(b) (1)-(11) 50 CU - Religious Institutions - Section 118-192 (c) (1)-(11) 51 For Lot Splits - Section 118-321 (B) (1)-(6). Also see application instructions 52 Notes: The applicant is responsible for checking above referenced sections of the Code. If not applicable write N/A

FINAL SUBMITTAL CHECK LIST:	Required	Provided
supplemented to address Staff comments. Plans should be clearly labeled "Final Submittal" and dated with		
14 collated copies of all the above documents	v	
One (1) CD/DVD with electronic copy of entire final application package	× ×	
	supplemented to address Staff comments. Plans should be clearly labeled "Final Submittal" and dated with Final Submittal deadline date. With a CD of this document 11"X17" as a PDF compatible with Adobe 8.0 or higher at 300 DPI resolution. 14 collated copies of all the above documents	FINAL SUBMITTAL CHECK LIST: Required One (1) signed and sealed 11"X17" unbound collated set of all the required documents , as revised and/or supplemented to address Staff comments. Plans should be clearly labeled "Final Submittal" and dated with Final Submittal deadline date. With a CD of this document 11"X17" as a PDF compatible with Adobe 8.0 or higher at 300 DPI resolution. X 14 collated copies of all the above documents X

NOTES:

- A. Other information/documentation required for first submittal will be identified during pre-application meeting.
- B. Is the responsibility of the applicant to make sure that the sets, 14 copies and electronic version on CD are consistent.
- C. Plan revisions and supplemental documentation will not be accepted after the Final Submittal deadline
- D. ALL DOCUMENTS ARE TO BE PDF'D ON TO A MASTER DISK, WHICH DISK SHALL BE CONSIDERED THE OFFICIAL FILE COPY TO BE USED AT HEARING. ALL MODIFICATIONS, CORRECTIONS, OR ALTERATIONS MUST BE REFLECTED ON THE MASTER DISK. APPLICANT CERTIFIES COMPLIANCE WITH THE FOREGOING. FAILURE TO COMPLY MAY RESULT IN A REHEARING BEFORE THE APPLICABLE BOARD
- E. Please note that the applicant will be required to submit revised plans pursuant to applicable Board Conditions no later than 60 days after Board Approval, as applicable.

APPLICANT'S OR DESIGNEE'S SIGNATURE

10/1/15 Date



Indicate N/A If Not Applicable

2008.03.14

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FONTAINEBLEAU EXTERIOR MONUMENTAL SIGNAGE 2008.03.14

The attached presentation and any accompanying images, data studies and/or designs are preliminary and conceptual and are presented solely for informational purposes only and on an "as its" basis. This presentation is to be used solely for internal presentation purposes only and is not intended to be used in any form or manner for any commercial, promotional or public purposes, nor made accessible to the public or in any final product or use.



Sign Location Plan

9. Building Plaque 8. Accessory Sign 7. Nightclub Signage 6. North Drive "Exit Only" 5. South Entry Drive Directional 4. North Entry Drive Directional SIGN 3. Main Entry Drive Identity 2. Service Entry Directional 1. South Boundary Identity (E9) (E5) (E10) (E8) (E5) TYPE (E7) (E1) (E3) (E2)

FONTAINEBLEAU EXTERIOR MONUMENTAL SIGNAGE 2008.03.14

Collins Avenue

DI

44th Street

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llluminated Letters: 140 sq. ft. Surface Area: 2060 sq. ft.

Identifies the property at the south boundary along Collins Ave. Oriented to northbound traffic.

MATERIALS:

Dimensional fabricated aluminum sheet letters. Letters to be mounted minimal distance from the wall and have a concealed internal source of illumination to create silhouette-style illumination at night.

4 1/2"













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SOUTH SIGN



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NORTH SIGN





3. Main Entry Drive (E3)



NOTES:

Illuminated Letters 2 sq. ft. Surface Area: 28 sq. ft.

Identifies the north entry drive at Collins Ave. Oriented to both north and southbound traffic.

MATERIALS:

Aluminum cabinet painted gun metal color (spec TBD), CNC routed pushthrough letters with clear matte acrylic face. Letters to be illuminated at night by concealed, internal source of LED illumination. Edges to be made of sandblasted glass.

FONTAINEBLEAU EXTERIOR MONUMENTAL SIGNAGE 2008.03.14





