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					
		erty the primary residence & homestead of the			
		property owner?			
		(if "Yes," pr			
Board of Adjustment			Design Review Board		
 Variance from a provision of the Land Development Regulations Appeal of an administrative decision 		□ Variance			
□ Modification of existing Bo			□ Modification of existing Board Order		
	nning Board		Historic Preservation Board		
Conditional Use Permit	.		Certificate of Appropriateness for design		
🗖 Lot Split			Certificate of Appropriateness for demolition		
□ Amendment to the Land D	evelopment Regulations or Ze	oning Map	Historic District/Site Designation		
□ Amendment to the Compr		Use Map	□ Variance		
Modification of existing Be	oard Order		□ Modification of ex	isting Board Ord	er
Other:			//= 1 *1 * //		11 M
Property Information -	Please attach Legal Desc	ription as	"EXNIBIT A"		
ADDRESS OF PROPERTY					
709 Alton Road; 721	Alton Road; 725 Al	ton Road	I; 745 Alton Roa	id	
FOLIO NUMBER(S)					
02-4203-009-8600;		02-4203-	009-8620; 02-42	203-009-86	30
Property Owner Inform	ation				
PROPERTY OWNER NAME					
Alton Road Develop	ment LLC	5			1
ADDRESS		CITY		STATE	ZIPCODE
200 Biscayne Blvd		Miami			33137
BUSINESS PHONE	CELL PHONE	EMAIL AD	DRESS		
305-374-5700		MGalbut@crescentheights.com			
Applicant Information (if different than owner)				
APPLICANT NAME					
Baptist Health Sou	th Florida Inc				
ADDRESS		CITY		STATE	ZIPCODE
6855 Red Road , Suite 600 Coral C		ables	FL	33143	
BUSINESS PHONE	CELL PHONE	EMAIL AD	DRESS		
Summary of Request					
PROVIDE A BRIEF SCOPE O	F REQUEST				
Elorida. The proposed modification	ermit (CUP) for File 2151 as reco in seeks to eliminate Conditions 7 progress report in accordance wit	and 10(e); which	ch limit surgical procedures	blic Records of Mia at the facility to gas	mi-Dade County, stroenterology

Project Information		$\xi \rightarrow t Z^{*} \mu_{1}$				
Is there an existing building(s) on the site?			Yes	□ No		
If previous answer is "Yes", is the building architecturally significant per sec. 142-108?			□ Yes	🔳 No		
Does the project include inter				□ Yes	🔳 No	
Provide the total floor area o	f the new construction.				N/A	SQ. FT.
Provide the gross floor area	of the new construction (includ	ing required p	parking and all u	isable area).	N/A	SQ. FT.
Party responsible for pr						
NAME		Architect	□ Contractor	□ Landscape A	chitect	
N/A		□ Engineer	🗆 Tenant	Other		
ADDRESS		CITY		STATE	ZIPC	ODE
BUSINESS PHONE	CELL PHONE	EMAIL ADDR	ESS			
Authorized Representat	ive(s) Information (if app	licable)		PROFESSION.	in the second	
NAME		Attorney	Contact			
Joseph G. Goldstein / H	Holland and Knight LLP	□ Agent	□ Other		-	
ADDRESS		CITY		STATE	ZIPC	
701 Brickell Avenu	e	Miami		FL	331	31
BUSINESS PHONE	CELL PHONE	EMAIL ADDR				
305-789-7782		joseph.g	oldstein@h	nklaw.com		
NAME		Attorney	Contact			
Alan Krischer / Holland and Knight LLP		🗆 Agent	□ Other			
ADDRESS		CITY		STATE	ZIPC	
701 Brickell Avenue		Miami		FL	331	31
BUSINESS PHONE	CELL PHONE	EMAIL ADD	ESS			
305-789-7758						
NAME		☐ Attorney	□ Contact			
		☐ Agent	□ Other			
ADDRESS		CITY		STATE	ZIPC	ODE
BUSINESS PHONE	CELL PHONE	EMAIL ADD	RESS	1		
DUSINESS FILOINE						

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".
- All disclosures must be submitted in CMB Application format and be consistent with CMB Code Sub-part A Section 2-482(c):
 - (c) If the lobbyist represents a corporation, partnership or trust, the chief officer, partner or beneficiary shall also be identified. Without limiting the foregoing, the lobbyist shall also identify all persons holding, directly or indirectly, a five percent or more ownership interest in such corporation, partnership, or trust.
- 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: (1) be in writing, (11) indicate to whom the consideration has been provided or committed, (111) 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.

The aforementioned is acknowledged by:

□ Owner of the subject property Authorized representative

SIGNATURE

PRINT NAME

MARISA GARBUT, PRETDENT PRINT N/ G/26/19

ATE SIGNED

OWNER AFFIDAVIT FOR INDIVIDUAL OWNER

STATE OF _____

I, ______, being first duly sworn, depose and certify as follows: (1) I 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 law. (5) I am responsible for remove this notice after the date of the hearing.

	SIGNATURE
Sworn to and subscribed before me this day of	, 20 The foregoing instrument was
acknowledged before me by	, who has produced as
idennication and/or is personally known to the and who ald/ald not lak	
NOTARY SEAL OR STAMP	
	NOTARY PUBLIC
My Commission Expires:	
	PRINT NAME
authorized to file this application on behalf of such entity. (3) This application	n, depose and certify as follows: (1) I am the (print name of corporate entity). (2) I am ation and all information submitted in support of this
application, including sketches, data, and other supplementary materials and belief. (4) The corporate entity named herein is the owner of the p acknowledge and agree that, before this application may be publicly no application must be complete and all information submitted in support th the City of Miami Beach to enter my property for the sole purpose of pos required by law. (7) I am responsible for remove this notice after the date	property that is the subject of this application. (5) I oticed and heard by a land development board, the hereof must be accurate. (6) I also hereby authorize sting a Notice of Public Hearing on my property, as
Sworn to and subscribed before me this day of	SIGNATURE , 20_19 The foregoing instrument was
acknowledged before me by <u>Marisa A. Ga but</u>	_ , who has produced as
identification and/or is personally known to me and who did/did not tak	Dayami Osuia
DAYAMI AGUIAR Notary Public - State of Florida Commission Expires: 100101 My Commission Expires Mar 16, 2023 Bonded through National Notary Assn.	Jayami Agujar
bonded through National Notary Assn.	PKINI NAME

Page 4 of 8

We are committed to providing excellent public service and safety to all who live, work, and play in our vibrant, tropical, historic community

POWER OF ATTORNEY AFFIDAVIT

TI I

STATE OF <u>Florida</u>	
COUNTY OF Higmi- lade	
I, <u>Marisa A. Galbet</u> , being first duly sworn, deported and Alan Krischer to be my representative before the authorize the City of Miami Beach to enter my property for the sole purpo	Planning Board. (3) I also hereby
property, as required by law. (4) I am responsible for remove this notice after	
Marisa A. Galbert / President	Muth
PRINT NAME (and Title, if applicable)	SIGNATURE
PRIMI MAME (and The, it applicable)	JIONATORE
Sworn to and subscribed before me this <u>Ab</u> day of <u>une</u> acknowledged before me by <u>Matisa A. Mat But</u> , identification and/or is personally known to me and who did/did not take a	, 20_ <u>19</u> . The foregoing instrument was who has produced as
Sworn to and subscribed before me this <u>Ab</u> day of <u>une</u> acknowledged before me by <u>Marisa A. Galbut</u> ,	, 20_ <u>19</u> . The foregoing instrument was who has produced as

CONTRACT FOR PURCHASE

If the applicant is not the owner of the property, but the applicant is a party to a contract to purchase the property, whether or 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 corporations, 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 clause or contract terms involve additional individuals, corporations, partnerships, limited liability companies, trusts, or other corporate entities, list all individuals and/or corporate entities.

NAME		DATE OF CONTRACT
	NAME, ADDRESS AND OFFICE	% OF STOCK
_		· <u>······</u>
5 <u>-</u>		
		·

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.

Alton Road Development LLC	
NAME OF CORPORATE ENTITY	
NAME AND ADDRESS	% OF OWNERSHIP
Attached as "Exhibit B"	
	-
	- <u></u>
NAME OF CORPORATE ENTITY	
NAME AND ADDRESS	% OF OWNERSHIP
	<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.

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.

TRUST NAME	
NAME AND ADDRESS	% 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.

Baptist Health South Florida, Inc NAME OF CORPORATE ENTITY	
NAME AND ADDRESS	% OF OWNERSHIP
Baptist Health South Florida, Inc. is a Florida	<u> </u>
not-for-profit corporation, as such has no principals	
or stockholders. This corporation is managed by a	
Board of Trustees, each of which is an independent	
person with no ownership interest in this corporation.	·
NAME OF CORPORATE ENTITY	
NAME AND ADDRESS	% OF OWNERSHIP
· · · · · · · · · · · · · · · · · · ·	

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.

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.

TRUST NAME	
NAME AND ADDRESS	% INTEREST
	<u></u>

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
Joseph G. Goldstein, Esq.	701 Brickell Ave, Miami, Fl 33131	305-798-7782
Alan Krischer, Esq.	701 Brickell Ave, Miami, Fl 33131	305-789-7758

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

STATE OF Florida

COUNTY OF Miami-Lade

1, <u>Ana Lopez-Blazquez</u>, 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.

Ana Syr-M SIGNATURE

Sworn to and subscribed before me this <u>15+</u> day of <u>July</u> , 20 <u>19</u> . The foregoing ins acknowledged before me by <u>Ang Lopez-Blazguez</u> , who has produced <u>NA</u>	trument was as
	Us
identification and/or is personally known to me and who did/did not take an oath.	
NOTARY SEAL OF STAMP	2
ANGELA M. BASULIO MY COMMISSION # FF 997404 EXPIRES: June 1, 2020	RY PUBLIC
My Commission Expires: Bonded Thru Notary Public Underwriters Angela M. Basu	10

EXHIBIT A

LEGAL DESCRIPTION

Lots 9 through 14, inclusive, Block 106 "OCEAN BEACH, FLA ADDITION NO. 3", according to the plat thereof as recorded in Plat Book 2, Page 81 of the Public Records of Miami-Dade County, Florida.

¥1

EXHIBIT B

SUPPLEMENTARY DISCLOSURE OF INTEREST

Interests in Alton Road Development, LLC

Percentage of Interest

Alton Road Holdings, LLC 2200 Biscayne Blvd. Miami FL 33137

Interests in Alton Road Holdings, LLC

Percentage of Interest

South Beach Heights II, LLC 2200 Biscayne Blvd. Miami FL 33137

KGM Equities, LLC 2200 Biscayne Blvd. Miami FL 33137

Interests in South Beach Heights II, LLC

Percentage of Interest

SBH Holdings II, LLC 2200 Biscayne Blvd. Miami FL 33137

SBH Management Company, LLC 2200 Biscayne Blvd. Miami FL 33137

Interests in SBH Holdings II, LLC

Percentage of Interest

CH Investment Holdings, LLC 2200 Biscayne Blvd. Miami FL 33137 89.89%

David Galbut and Gita Galbut

10.11%

50%

50%

99%

1%

Interests in SBH Management Company, LLC

Percentage of Interest

100%

CH Investment Holdings, LLC 2200 Biscayne Blvd. Miami FL 33137

Interests in CH Investment Holdings, LLC

	Percentage of Interest
S Kahn CH Investments, LLLP 2200 Biscayne Blvd. Miami FL 33137	18.685%
S Kahn CH Holdings, LLLP 2200 Biscayne Blvd. Miami FL 33137	18.351%
Galbut CH Investments, LLLP 2200 Biscayne Blvd. Miami FL 33137	18.685%
Galbut CH Holdings, LLLP 2200 Biscayne Blvd. Miami FL 33137	18.351%
Menin CH-BT Co, LLLP 2200 Biscayne Blvd. Miami FL 33137	19.56%
Menin CH Holdings, LLLP 2200 Biscayne Blvd. Miami FL 33137	6.435%

Interests in S Kahn CH Investments, LLLP

Percentage of Interest

S Kahn CH Investments 1, LLC

SK Business Trust 2200 Biscayne Blvd. Miami FL 33137

Interests in S Kahn CH Investments 1, LLC

Percentage of Interest

100%

100%

1%

99%

99%

SK Business Trust 2200 Biscayne Blvd. Miami FL 33137

Interests in SK Business Trust

Percentage of Interest

Sonny Kahn 2200 Biscayne Blvd. Miami FL 33137

Interests in S Kahn CH Holdings, LLLP

Percentage of Interest

S Kahn CH Management, LLC 2200 Biscayne Blvd. Miami FL 33137

Kahn 2009 Investments Irrevocable Trust 2200 Biscayne Blvd. Miami FL 33137

Interests in S Kahn Management, LLC

Percentage of Interest

Kahn Management Trust 2200 Biscayne Blvd. Miami FL 33137

Interests in Kahn Management Trust

Percentage of Interest

100%

Sonny Kahn 2200 Biscayne Blvd. Miami FL 33137

Interests in Kahn 2009 Investments Irrevocable Trust

Percentage of Interest

100%

Sonny Kahn 2200 Biscayne Blvd. Miami FL 33137

Interests in Galbut CH Investments, LLLP

Percentage of Interest

Galbut CH Investments 1, LLC 2200 Biscayne Blvd. Miami FL 33137

RF Business Trust 2200 Biscayne Blvd. Miami FL 33137

Interests in Galbut CH Investments 1, LLC

Percentage of Interest

RF Business Trust 2200 Biscayne Blvd. Miami FL 33137

Interests in RF Business Trust

Percentage of Interest

Russell W. Galbut

100%

100%

99%

Interests in Galbut CH Holdings, LLLP

Percentage of Interest

Galbut CH Management, LLC 2200 Biscayne Blvd. Miami FL 33137

Galbut 2009 Investments Irrevocable Trust 99% 2200 Biscayne Blvd. Miami FL 33137

Interests in Galbut CH Management, LLC

Percentage of Interest

Galbut Management Trust 2200 Biscayne Blvd. Miami FL 33137

Interests in Galbut Management Trust

Percentage of Interest

Russell W. Galbut 2200 Biscayne Blvd. Miami FL 33137

Interests in Galbut 2009 Investments Irrevocable Trust

Percentage of Interest

Russell W. Galbut 2200 Biscayne Blvd. Miami FL 33137

Interests in Menin CH-BT Co., LLLP

Percentage of Interest

Menin CH-BT Co., LLC

1%

100%

100%

100%

Menin 1998 Business Trust 2200 Biscayne Blvd. Miami FL 33137 99%

100%

Interests in Menin CH-BT Co., LLC

Percentage of Interest

Menin 1998 Business Trust 2200 Biscayne Blvd. Miami FL 33137

Interests in Menin 1998 Business Trust

Percentage of Interest

100%

Bruce Menin 2200 Biscayne Blvd. Miami FL 33137

Interests in Menin CH Holdings, LLLP

Percentage of Interest

Menin CH Management, LLC 2200 Biscayne Blvd. Miami FL 33137

Menin CH Holdings, LLC 2200 Biscayne Blvd. Miami FL 33137

Interests in Menin CH Management, LLC

Percentage of Interest

Menin Management Trust 2200 Biscayne Blvd. Miami FL 33137 100%

99%

Interests in Menin Management Trust

Percentage of Interest

100%

100%

Bruce Menin 2200 Biscayne Blvd. Miami FL 33137

Interests in Menin CH Holdings, LLC

100%

Percentage of Interest

Menin 2009 Investments Irrevocable Trust 2200 Biscayne Blvd. Miami FL 33137

Interests in Menin 2009 Investments Irrevocable Trust

Percentage of Interest

Bruce Menin 2200 Biscayne Blvd. Miami FL 33137

Interests in KGM Equities, LLC

		Percentage of Interest
Sonny Kahn 2004 Irrevocable Trust 2200 Biscayne Blvd. Miami FL 33137	37%	
Russell W. Galbut 2004 Irrevocable Trust 2200 Biscayne Blvd. Miami FL 33137	37%	
Bruce A. Menin 2004 Irrevocable Trust 2200 Biscayne Blvd. Miami FL 33137		26%

Beneficiaries of Sonny Kahn 2004 Irrevocable Trust

	Percentage of Interest		
Child of Sonny Kahn 2200 Biscayne Blvd. Miami FL 33137	20%		
Child of Sonny Kahn 2200 Biscayne Blvd. Miami FL 33137	20%		
Child of Sonny Kahn 2200 Biscayne Blvd. Miami FL 33137	20%		
Child of Sonny Kahn 2200 Biscayne Blvd. Miami FL 33137	20%		
Child of Sonny Kahn 2200 Biscayne Blvd. Miami FL 33137	20%		
Beneficiaries of Russell W. Galbut 2004 Irrevocable Trust			

Percentage of Interest

50%

50%

Child of Russell Galbut 2200 Biscayne Blvd. Miami FL 33137

Child of Russell Galbut 2200 Biscayne Blvd. Miami FL 33137

Beneficiaries of Bruce A. Menin 2004 Irrevocable Trust

Percentage of Interest

Child of Bruce Menin 2200 Biscayne Blvd. Miami FL 33137 33.33%

Child of Bruce Menin 2200 Biscayne Blvd. Miami FL 33137

Child of Bruce Menin 2200 Biscayne Blvd. Miami FL 33137 33.33%

33.33%