

Memorandum



Date: October 25, 2018

Special Item No. 1

To: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Board of County Commissioners

From: Jack Osterholt, Director
Department of Regulatory and Economic Resources

Subject: Class I Permit Application and Request for a Variance by Yachting Promotions, Inc. for the Installation of a Temporary 634 Slip Docking Facility for an Annual Boat Show including Water Taxi Services and Floating Structures with a Non-Water Dependent Use over Tidal Waters within Biscayne Bay at, near, or in the vicinity of 1 Herald Plaza, 1635 North Bayshore Drive, and 1737 North Bayshore Drive, Miami, for a Period of 10 Years

Recommendation

I have reviewed the attached application for a Class I permit and request for a variance by Yachting Promotions, Inc. and based upon the applicable evaluation factors set forth in Sections 24-48.3 and 24-48.25 of the Code of Miami-Dade County (Code), I recommend that the Board of County Commissioners (Board) approve the request for a variance and issuance of a Class I permit for the reasons set forth below.

Pursuant to Ordinance No. 16-73, this quasi-judicial matter may be submitted directly for placement on the Board's meeting agenda by the Director of the Department of Regulatory and Economic Resources.

Scope

The project sites are located within Biscayne Bay at 1 Herald Plaza, 1635 North Bayshore Drive, and 1737 North Bayshore Drive, Miami, Florida in Commission District 3, which is represented by Vice Chairwoman Audrey M. Edmonson.

Fiscal Impact/Funding Source

This resolution is a regulatory approval and does not have a fiscal impact.

Track Record/Monitor

The Coastal and Wetlands Resources Section Acting Manager, Michael Spinelli, in the Department of Regulatory and Economic Resources, Division of Environmental Resources Management (DERM), will be responsible for monitoring the proposed permit.

Background

The subject Class I permit application requests authorization for the installation of a temporary 634 slip docking facility and a variance for the installation of floating structures with a non-water dependent use over tidal waters for the Yachting Promotions, Inc. annual boat show at 1 Herald Plaza, 1635 North Bayshore Drive, and 1737 North Bayshore Drive in the City of Miami. The proposed project is required to be reviewed and approved by the Board at a public hearing because the scope of work is specifically referenced in Section 24-48.2 of the Code as work that shall be processed as a Standard Form application, and because the scope of work includes the installation of floating structures with a non-water-dependent use. Although the docking facility has a water-dependent use, the applicant also proposes to install tents and other amenities on the floating docks that will not have a water-dependent use and are prohibited pursuant to Section 24-48.23 of the Code. However, Section 24-48.25 of the Code provides for the applicant to request a variance from the Code to be heard and ruled upon by the Board. Therefore, a variance from the Code, including a Standard Form application and a public hearing, is required.

Pursuant to Section 24-48.19 of the Code, Standard Form Class I permits are valid for a period of three years from the date of permit issuance unless another time period is permitted as set forth in the resolution by the Board. Due to the recurring nature of the proposed project, the applicant has requested that the permit be authorized for a 10 year period. Authorization for a 10 year period is consistent with the timeframe allowed for extensions of Standard Form Class I permits. If the request is approved, the applicant will be required to obtain administrative modifications to the permit on an annual basis and DERM staff will evaluate boat show activities for consistency with the regulatory requirements upon the completion of each annual event. In the event that significant non-compliance or environmental impacts occur as a result of construction and/or operation of the boat show, the subsequent modification to the permit would result in a substantial change to the project and said modification shall be subject to a public hearing before the Board, pursuant to Section 24-48.13. DERM recommends approval of the requested authorization for a permit for a 10 year period with conditions as specified above.

Pursuant to Section 24-48.4 of the Code, potential adverse environmental impacts and cumulative adverse environmental impacts for a proposed project must be avoided and minimized. In order to avoid impacts to dense benthic resources, including *Halophila johnsonii*, a Federally Listed Threatened species of seagrass, the footprint of the docking facility and all associated non-water dependent structures have been configured to be in locations where sparse or no seagrasses were documented. Furthermore, in the areas where the floating docks will be temporarily installed, the pile locations have been configured to avoid impacts to such seagrasses. Additionally, the Class I permit will include conditions that require shallow areas and dense seagrass beds to be visibly delineated throughout all construction and demolition activities. Due to the temporary nature of the project, long-term shading impacts to seagrasses are not anticipated, and pre- and post-event benthic surveys will be conducted to verify whether any unanticipated impacts occur. Furthermore, the subject Class I permit will include specific conditions to provide assurance that any unanticipated environmental impacts shall be restored and/or mitigated in accordance with DERM requirements, and that a performance bond shall be posted prior to permit issuance.

The proposed docking facility will include floating docks and ramps to provide for the temporary mooring of up to 634 vessels and will also include floating structures for non-water dependent uses, such as amenities and tents for the exhibitors and attendees. All proposed structures will be installed and removed within a 45 day period and the boat show is proposed to take place over a five day period on an annual basis each February. Although non-water dependent floating structures are prohibited pursuant to Section 24-48.23 of the Code, Section 24-48.25 of the Code provides for the applicant to request a variance from the Code to be ruled upon by the Board. Section 24-48.25 lists consideration factors for such variance requests, including but not limited to: visual or physical access by the general public to Biscayne Bay and its adjacent tidal waters, historical significance, and environmental impact. Due to the limited duration of the event and the measures taken to reduce potential environmental impacts, the variance for the use of non-water dependent floating structures is recommended for approval.

In order to ensure that the use of the docking facility and all associated activities will not result in the discharge of pollutants or solid waste into tidal waters, the Class I permit will require the submittal of an operating plan that adequately addresses how the facility and activities will be managed. The Class I permit will prohibit the use of objects or materials made of disposable plastic or polystyrene within the project area pursuant to the Class I permit and require that a show operating plan be submitted to adequately address the management of this issue. The facility will also be required to obtain or abide by existing applicable Marine Facilities Operating Permits prior to the use and throughout the duration of permitted events at the project sites. In addition, the conditions of the Class I permit will require that best management practices be implemented during any construction work or activities associated with the event. In order to mitigate for temporary water-quality impacts associated with the construction,

deconstruction and use of the facility, the applicant has agreed to provide annual contributions to the Biscayne Bay Environmental Enhancement Trust Fund based on the total number of slips each year.

The proposed project has also been evaluated for consistency with the Miami-Dade County Manatee Protection Plan (MPP). The project sites are located within an area identified by the MPP as essential manatee habitat and recommended for Residential Docking: 1 motorboat per 100 feet of developable shoreline. However, the MPP provides for an existing marine facility to continue with the existing use and to renovate as long as there is no change in the facility size and no increase in the number of slips. The 1635 North Bayshore Drive site consists of an existing 222 slip marina and has historically hosted temporary boat show events in association with the 1737 North Bayshore Drive site. Although the MPP does not recommend the siting of a permanent marine-related use of this intensity at the project sites, staff note that the boat show is not a permanent facility but is instead a temporary event lasting only five days each year. Furthermore, no sea trials are proposed in association with the event. The applicant has developed a map that identifies channels and appropriate routes of access to the project sites that will be provided to all exhibitors and water taxi operators prior to arrival at the boat show as part of an "orientation package."

The applicant is proposing a water taxi service to provide transportation between two boat show sites (1635 North Bayshore Drive and 1 Herald Plaza) which are the subject of this application, and the other concurrently occurring boat shows at Island Gardens Marina located on Watson Island and the National Marine Manufacturer's Association, Inc. boat show located in the Marine Stadium Basin. Staff has determined the proposed water taxi service at the 1635 North Bayshore Drive location is consistent with the current authorized transitory use and the recommendations of the MPP. Although the 1 Herald Plaza site does not have a historic transitory use, the MPP provides for evaluation of such uses through the applicable performance criteria. DERM considered that the boat show lasts only five days each year and that the area of Biscayne Bay adjacent to 1 Herald Plaza is designated as "Slow Speed All Year" by the Florida Fish and Wildlife Conservation Commission. The proposed use is temporary in nature and the conditions associated with its use are reasonably expected to minimize potential adverse impacts to manatees. Based on staff's analysis of the applicable performance criteria in the MPP, which is outlined in more detail in the attached staff report, the proposed temporary use of 1 Herald Plaza as a water taxi stop adequately addresses manatee protection as contemplated in the MPP. Staff recommends approval of the Class I permit subject to the following conditions: that the use of the 1 Herald Plaza slip for a water taxi stop shall be limited to not more than five days each year and shall be associated exclusively with the boat show transportation plan, that a manatee observer shall be required onboard all water taxi vessels that access the 1 Herald Plaza slip, that any impacts to manatees in connection with the use of the 1 Herald Plaza slip as a water taxi stop are prohibited and, should an impact to manatees occur, water taxi service to and from the 1 Herald Plaza slip shall cease immediately and will not be authorized for subsequent events. Furthermore, the Class I permit shall also require that all standard manatee construction conditions be followed during all in-water operations, and that a DERM approved manatee observer plan be implemented during all phases of construction, operation, and removal of the boat show.

The applicant is proposing to operate the boat show on two adjacent parcels of submerged lands owned separately by the City of Miami and the State of Florida through the Board of Trustees of the Internal Improvement Trust Fund (composed of the Governor and Cabinet). For the portion of work located adjacent to the 1 Herald Plaza site, the applicant has provided authorization from the submerged lands owner, the City of Miami, through the Class I permit application form. The portion of the proposed work located adjacent to 1635 North Bayshore Drive and 1737 North Bayshore Drive is located on State-owned sovereign submerged lands which require a submerged lands lease, approval from the Florida Department of Environmental Protection (FDEP), and approval by the Board of Trustees of the Internal Improvement Fund ("Board of Trustees"). The applicant's request to the State of Florida was scheduled

to be heard by the Board of Trustees in September, but the application was rescheduled by the State to December. Due to these scheduling issues with the State, the applicant subsequently requested and received a variance from Section 24-48.2(II)(C)(1) of the Code from the Environmental Quality Control Board (EQCB) to have the project scheduled for a public hearing before the Board of County Commissioners without submerged lands authorization. The EQCB Board Order, however, requires a valid submerged lands lease and direct approval from FDEP prior to issuance of a Class I permit. Attachment A includes two Class I permit application forms submitted by Yachting Promotions, Inc. for the same scope of work. The February 2018 Class I permit application provides the consent of adjacent upland properties owned by The Miami Woman's Club, Miramar Marina and Resorts World Miami. The August 2018 Class I permit application provides the consent for the use of the upland right-of-way located at NE 16 Street, and the submerged lands on the southernmost parcel, both of which are owned by the City of Miami. The August 2018 application did not include any changes to the plans or scope of work in the February 2018 application.

The proposed project has been designed in accordance with all relevant Miami-Dade County coastal construction criteria and is consistent with all other Miami-Dade County coastal protection provisions. The attached Project Report sets forth the reasons the proposed project and variance request are recommended for approval subject to the conditions listed above and additional conditions of the Class I permit, pursuant to the applicable evaluation factors set forth in Sections 24-48.3 and 24-48.25 of the Code. The conditions, limitations, and restrictions set forth in the Project Report attached hereto are incorporated herein by references hereto.

Attachments

- Attachment A: Class I Permit Application
- Attachment B: Owner/Agent Letter, Engineer Letter, and Project Sketches
- Attachment C: Zoning Memorandum
- Attachment D: Names and Addresses of Owners of All Riparian or Wetland Property within Three Hundred (300) Feet of the Proposed Work
- Attachment E: DERM Project Report

Attachment A
Class I Permit Application



Class I Permit Application

CMG

FOR DEPARTMENTAL USE ONLY	
Date Received: RECEIVED FEB 14 2018 <small>DERM Coastal Resources Section Natural Resources Regulation Division</small>	Application Number: <u>CL-2018-0071</u> Application Fee: <u>\$25,000 / \$267,000</u>

Application must be filled out in its entirety. Please indicate N/A for non-applicable fields.

1. Applicant Information:

Name: Yachting Promotions, Inc.
 Address: 1115 NE 9th Avenue
Fort Lauderdale Zip Code: 33304
 Phone #: 954-325-0321 Fax#: _____
 Email: _____

* This should be the applicant's information for contact purposes.

2. Applicant's Authorized Permit Agent:

Agent is allowed to process the application, furnish supplemental information relating to the application and bind the applicant to all requirements of the application.

Name: The Chappell Group, Inc.
 Address: 714 East McNab Road
Pompano Beach, FL Zip Code: 33060
 Phone #: 954-782-1908 Fax #: _____
 Email: tyler@thechappellgroup.com

3. Location where proposed activity exists or will occur (latitude and longitude are only necessary for properties without address or folio #):

Folio #(s): See Attachment A Latitude: See Attachment A Longitude: See Attachment A
 Street Address: 1 Herald Plaza, 1635& 1737 N Bayshore Dr Section: 31 Township: 53 Range: 42
 In City or Town: Miami Near City or Town: _____
 Name of waterway at location of the activity: Biscayne Bay

4. Describe the proposed activity (check all that apply):

- | | | | | |
|--|---|---|--------------------------------------|--|
| <input type="checkbox"/> Seawall | <input checked="" type="checkbox"/> Dock(s) | <input type="checkbox"/> Boatlift | <input type="checkbox"/> Dredging | <input type="checkbox"/> Mangrove Trimming |
| <input type="checkbox"/> New/Replacement Seawall | <input type="checkbox"/> Pier(s) | <input checked="" type="checkbox"/> Mooring Piles | <input type="checkbox"/> Maintenance | <input type="checkbox"/> Mangrove Removal |
| <input type="checkbox"/> Seawall Cap | <input type="checkbox"/> Viewing Platform | <input type="checkbox"/> Fender Piles | <input type="checkbox"/> New | |
| <input type="checkbox"/> Baiter Piles | | <input type="checkbox"/> Davits | <input type="checkbox"/> Filling | |
| <input type="checkbox"/> King Piles | | | | |
| <input type="checkbox"/> Footer/Toe Wall | | | | |
| <input type="checkbox"/> Riprap | | | | |

Other: Install temporary floating docks, ramps, pilings and tents for the boat show

Estimated project cost = \$ 1,000,000

Are you seeking an after-the-fact approval (ATF)? Yes No If "Yes", describe the ATF work: _____

5. Proposed Use (check all that apply):

- Single Family
 Multi-Family
 Private
 Public
 Commercial
 Industrial
 Utility

6. If the proposed work relates to the mooring of vessels provide the following information (please also indicate if the applicant does not have a vessel):

Proposed Vessel Type (s): Varries
 Vessel Make/Model (if known): Varries
 Draft (s)(range in inches.): _____ Length (s)(range in feet.): _____
 Total Number of Slips: 560

7. List all permits or certifications that have been applied for or obtained for the above referenced work:

Issuing Agency	Type of Approval	Identification Number	Application Date	Approval Date
----------------	------------------	-----------------------	------------------	---------------

6

B. Contractor Information (If known):

Name: B&M Marine Construction License # (County/State): CGC052820
Address: 3500 SW 14th Street Deerfield Beach, FL Zip Code: 33442
Phone #: _____ Fax #: _____ E-mail: _____

9. IMPORTANT NOTICE TO APPLICANTS: The written consent of the property owner is required for all applications to be considered complete. Your application WILL NOT BE PROCESSED unless the Applicant and Owner Consent portion of the application is completed below. You have the obligation to apprise the Department of any changes to information provided in this application.

Application is hereby made for a Miami-Dade County Class I permit to authorize the activities described herein. I agree to or affirm the following:

- I possess the authority to authorize the proposed activities at the subject property, and
- I am familiar with the information, data and plans contained in this application, and
- To the best of my knowledge and belief, the information, data and plans submitted are true, complete and accurate, and
- I will provide any additional information, evidence or data necessary to provide reasonable assurance that the proposed project will comply with the applicable State and County water quality standards both during construction and after the project is completed, and
- I am authorizing the permit agent listed in Section 2 of this application to process the application, furnish supplemental information relating to this application and bind the applicant to all requirements of this application, and
- I agree to provide access and allow entry to the project site to inspectors and authorized representatives of the Department for the purpose of making the preliminary analyses of the site and to monitor permitted activities and adherence to all permit conditions.

RECEIVED
FEB 14 2018
DFRM Coastal Resources Section
Natural Resources Regulation & Enforcement
Division (NRRD)

A. IF APPLICANT IS AN INDIVIDUAL

Signature of Applicant _____ Print Applicant's Name _____ Date _____

B. IF APPLICANT IS OTHER THAN AN INDIVIDUAL OR NATURAL PERSON
(Examples: Corporation, Partnership, Trust, LLC, LLP, etc.)

Yachting Promotions Inc Florida
Print Name of Applicant (Enter the complete name as registered) Type (Corp, LLC, LLP, etc.) State of
Registration/Incorporation

Under the penalty of perjury, I certify that I have the authority to sign this application on behalf of the Applicant, to bind the Applicant, and if so required to authorize the issuance of a bond on behalf of the Applicant. (If asked, you must provide proof of such authority to the Department). *****Please Note: If additional signatures are required, pursuant to your governing documents, operating agreements, or other applicable agreements or laws, you must attach additional signature pages.*****

Signature of Authorized Representative _____ Ricardo Strul _____ Vice President _____ 2/7/18
Print Authorized Representative's Name Title Date

C. IF APPLICANT IS A JOINT VENTURE Each party must sign below (If more than two members, list on attached page)

Print Name of Applicant (Enter the complete name as registered) Type (Corp, LLC, LLP, etc.) State of
Registration/Incorporation

Print Name of Applicant (Enter the complete name as registered) Type (Corp, LLC, LLP, etc.) State of
Registration/Incorporation

Under the penalty of perjury, I certify that I have the authority to sign this application on behalf of the Applicant, to bind the Applicant, and if so required to authorize the issuance of a bond on behalf of the Applicant. (If asked, you must provide proof of such authority to the Department). *****Please Note: If additional signatures are required, pursuant to your governing documents, operating agreements, or other applicable agreements or laws, you must attach additional signature pages.*****

Signature of Authorized Representative _____ Print Authorized Representative's Name _____ Title _____ Date _____

Signature of Authorized Representative _____ Print Authorized Representative's Name _____ Title _____ Date _____

7

10. WRITTEN CONSENT OF THE PROPERTY OWNER OF THE AREA OF THE PROPOSED WORK

I/We are the fee simple owner(s) of the real property located at Miami Yacht Show Miami-Dade County, Florida, otherwise identified in the public records of Miami-Dade County as Folio No. _____

I am aware and familiar with the contents of this application for a Miami-Dade County Class I Permit to perform the work on or adjacent to the subject property, as described in Section 4 of this application. I possess the riparian rights to the area of the proposed work (if applicable) and hereby consent to the work identified in this Class I Permit application.

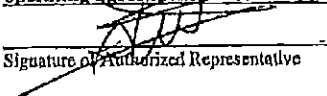
A. IF THE OWNER(S) IS AN INDIVIDUAL

Signature of Owner	Print Owner's Name	Date
Signature of Owner	Print Owner's Name	Date

B. IF THE OWNER IS OTHER THAN AN INDIVIDUAL OR NATURAL PERSON
(Examples: Corporation, Partnership, Joint Venture, Trust, LLC, LLP, etc.)

Yachting Promotions	Inc	Florida
Print Name of Owner (Enter the complete name as registered)	Type (Corp, LLC, LLP, etc.)	State of Registration/Incorporation
1115 NE 9TH Avenue Fort Lauderdale, FL 33304		
Address of Owner		

Under the penalty of perjury, I certify that I have the authority to sign this application on behalf of the Owner, to bind the Owner, and if so required to authorize the issuance of a bond on behalf of the Owner. (If asked, you must provide proof of such authority to the Department). *****Please Note: If additional signatures are required, pursuant to your governing documents, operating agreements or other applicable agreements or laws, you must attach additional signature pages.*****

	Ricardo Strul	Vice President	2/7/18
Signature of Authorized Representative	Print Authorized Representative's Name	Title	Date
Signature of Authorized Representative	Print Authorized Representative's Name	Title	Date

Please Review Above

Appropriate signature(s) must be included in:

Box 9: either A, B or C

AND

Box 10: either A or B

RECEIVED

FEB 14 2018

DERM Coastal Resources Section
Natural Resources Regulation & Restoration
Division (NRRRD)

8

10. WRITTEN CONSENT OF THE PROPERTY OWNER OF THE AREA OF THE PROPOSED WORK

I/We are the fee simple owner(s) of the real property located at 1737 N Bayshore Drive Miami-Dade County, Florida, otherwise identified in the public records of Miami-Dade County as Folio No. 01-3231-004-0030

I am aware and familiar with the contents of this application for a Miami-Dade County Class I Permit to perform the work on or adjacent to the subject property, as described in Section 4 of this application. I possess the riparian rights to the area of the proposed work (if applicable) and hereby consent to the work identified in this Class I Permit application.

A. IF THE OWNER(S) IS AN INDIVIDUAL

Signature of Owner _____ Print Owner's Name _____ Date _____

Signature of Owner _____ Print Owner's Name _____ Date _____

B. IF THE OWNER IS OTHER THAN AN INDIVIDUAL OR NATURAL PERSON

(Examples: Corporation, Partnership, Joint Venture, Trust, LLC, LLP, etc.)

The Miami Woman's Club Corp. Florida
 Print Name of Owner (Enter the complete name as registered) Type (Corp, LLC, LLP, etc.) State of Registration/Incorporation
 1717 N Bayshore Drive., 3436 Miami, FL 33132
 Address of Owner

Under the penalty of perjury, I certify that I have the authority to sign this application on behalf of the Owner, to bind the Owner, and if so required to authorize the issuance of a bond on behalf of the Owner. (If asked, you must provide proof of such authority to the Department). *****Please Note: If additional signatures are required, pursuant to your governing documents, operating agreements, or other applicable agreements or laws, you must attach additional signature pages.*****

Linda Joseph Linda Joseph President 2/4/18
 Signature of Authorized Representative Print Authorized Representative's Name Title Date

Signature of Authorized Representative _____ Print Authorized Representative's Name _____ Title _____ Date _____

Please Review Above
 Appropriate signature(s) must be included in:
 Box 9: either A, B or C
AND
 Box 10: either A or B

RECEIVED
 FEB 14 2018
 DERM Coastal Resources Regulation Division (F01000)

9

10. WRITTEN CONSENT OF THE PROPERTY OWNER OF THE AREA OF THE PROPOSED WORK

I/We are the fee simple owner(s) of the real property located at 1635 N Bayshore Drive Miami-Dade County, Florida, otherwise identified in the public records of Miami-Dade County as Folio No. 01-3231-036-0022

I am aware and familiar with the contents of this application for a Miami-Dade County Class I Permit to perform the work on or adjacent to the subject property, as described in Section 4 of this application. I possess the riparian rights to the area of the proposed work (if applicable) and hereby consent to the work identified in this Class I Permit application.

A. IF THE OWNER(S) IS AN INDIVIDUAL

Signature of Owner _____ Print Owner's Name _____ Date _____

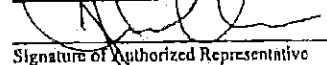
Signature of Owner _____ Print Owner's Name _____ Date _____

B. IF THE OWNER IS OTHER THAN AN INDIVIDUAL OR NATURAL PERSON

(Examples: Corporation, Partnership, Joint Venture, Trust, LLC, LLP, etc.)

Miramar Marina Corp Florida
Print Name of Owner (Enter the complete name as registered) Type (Corp, LLC, LLP, etc.) State of Registration/Incorporation
100 S. Biscayne Blvd Suite 900, Miami FL 33131
Address of Owner

Under the penalty of perjury, I certify that I have the authority to sign this application on behalf of the Owner, to bind the Owner, and if so required to authorize the issuance of a bond on behalf of the Owner. (If asked, you must provide proof of such authority to the Department). *****Please Note: If additional signatures are required, pursuant to your governing documents, operating agreements, or other applicable agreements or laws, you must attach additional signature pages.*****

 _____ Jerome Hollo EVP 1/15/18
Signature of Authorized Representative Print Authorized Representative's Name Title Date

Signature of Authorized Representative _____ Print Authorized Representative's Name _____ Title _____ Date _____

Please Review Above

Appropriate signature(s) must be included in:

Box 9: either A, B or C

AND

Box 10: either A or B

RECEIVED

FEB 14 2018

DERM Coastal Resources Section
Natural Resources Regulation & Administration
Division (NRRRO)

10

10. WRITTEN CONSENT OF THE PROPERTY OWNER OF THE AREA OF THE PROPOSED WORK

I/We are the fee simple owner(s) of the real property located at 1 Herald Plaza Miami-Dade County, Florida, otherwise identified in the public records of Miami-Dade County as Folio No. 01-3231-075-0010

I am aware and familiar with the contents of this application for a Miami-Dade County Class I Permit to perform the work on or adjacent to the subject property, as described in Section 4 of this application. I possess the riparian rights to the area of the proposed work (if applicable) and hereby consent to the work identified in this Class I Permit application.


A. IF THE OWNER(S) IS AN INDIVIDUAL

Signature of Owner	Print Owner's Name	Date
Signature of Owner	Print Owner's Name	Date

B. IF THE OWNER IS OTHER THAN AN INDIVIDUAL OR NATURAL PERSON
(Examples: Corporation, Partnership, Joint Venture, Trust, LLC, LLP, etc.)

Resorts World Miami LLC Florida
 Print Name of Owner (Enter the complete name as registered) Type (Corp, LLC, LLP, etc.) State of Registration/Incorporation
1501 Biscayne Boulevard, Suite 500, Miami, FL 33132
 Address of Owner

Under the penalty of perjury, I certify that I have the authority to sign this application on behalf of the Owner, to bind the Owner, and if so required to authorize the issuance of a bond on behalf of the Owner. (If asked, you must provide proof of such authority to the Department). *****Please Note: If additional signatures are required pursuant to your governing documents, operating agreements, or other applicable agreements or laws, you must attach additional signature pages.*****

	Patricia Lawrence	President	<u>12/19/17</u>
Signature of Authorized Representative	Print Authorized Representative's Name	Title	Date
Signature of Authorized Representative	Print Authorized Representative's Name	Title	Date

Please Review Above

Appropriate signature(s) must be included in:

Box 9: either A, B or C

AND

Box 10: either A or B

RECEIVED
FEB 14 2018
 DERM Coastal Resources Section
 Natural Resources Regulation & Restor
 Division (NRRRD)

11



Class I Permit Application

FOR DEPARTMENTAL USE ONLY	
RECEIVED Date Received: AUG 09 2018 DEPARTMENT OF REGULATORY & ECONOMIC REFORM (449709)	Application Number: _____ Application Fee: _____

Application must be approved by the **COASTAL & WETLANDS RESOURCES SECTION** if applicable. **PERMITS PAY STATE FEE N/A** for non-applicable fields.

1. Applicant Information: Name: <u>Ricardo Strul</u> Address: <u>1650 SE 17th Street, Suite 412</u> <u>Port Lauderdale</u> Zip Code: <u>33316</u> Phone #: <u>954-463-6762</u> Fax #: _____ Email: <u>Strul, Ricardo <Ricardo.Strul@informa.com></u> <small>* This should be the applicant's information for contact purposes.</small>	2. Applicant's Authorized Permit Agent: <small>Agent is allowed to process the application, furnish supplemental information relating to the application and bind the applicant to all requirements of the application.</small> Name: <u>The Chappell Group, Inc.</u> Address: <u>714 East McNab Road</u> <u>Pompano Beach</u> Zip Code: <u>33060</u> Phone #: <u>954-782-1908</u> Fax #: _____ Email: <u>tyler@thechappellgroup.com</u>
---	---

3. Location where proposed activity exists or will occur (Latitude and Longitude are only necessary for properties without address or folio #):
 Folio #(s): 01-3231-075-0010, 01-3231-036-0022, 01-3231-004-008 Latitude: 25 47' 18.10" Longitude: 80 11' 8.08"
 Street Address: I Herald Plaza, 1635 & 1737 N Bayshore Drive Section: 31 Township: 53 Range: 42
 In City or Town: Miami Near City or Town: _____
 Name of waterway at location of the activity: Biscayne Bay

4. Describe the proposed activity (check all that apply):

<input type="checkbox"/> Seawall	<input checked="" type="checkbox"/> Dock(s)	<input type="checkbox"/> Boatlift	<input type="checkbox"/> Dredging	<input type="checkbox"/> Mangrove Trimming
<input type="checkbox"/> New/Replacement Seawall	<input type="checkbox"/> Pier(s)	<input checked="" type="checkbox"/> Mooring Piles	<input type="checkbox"/> Maintenance	<input type="checkbox"/> Mangrove Removal
<input type="checkbox"/> Seawall Cap	<input type="checkbox"/> Viewing Platform	<input type="checkbox"/> Fender Piles	<input type="checkbox"/> New	
<input type="checkbox"/> Batter Piles		<input type="checkbox"/> Davits	<input type="checkbox"/> Filling	
<input type="checkbox"/> King Piles				
<input type="checkbox"/> Footer/Toe Wall				
<input type="checkbox"/> Riprap				

Other: _____

Estimated project cost = \$ 1,000,000.00

Are you seeking an after-the-fact approval (ATF)? Yes No If "Yes", describe the ATF work: _____

5. Proposed Use (check all that apply): <input type="checkbox"/> Single Family <input type="checkbox"/> Multi-Family <input type="checkbox"/> Private <input type="checkbox"/> Public <input checked="" type="checkbox"/> Commercial <input type="checkbox"/> Industrial <input type="checkbox"/> Utility	6. If the proposed work relates to the mooring of vessels provide the following information (please also indicate if the applicant does not have a vessel): Proposed Vessel Type (s): <u>Varies</u> Vessel Make/Model (If known): <u>Varies</u> Draft (s)(range in inches.): _____ Length (s)(range in feet.): _____ Total Number of Slips: <u>634</u>
---	---

7. List all permits or certifications that have been applied for or obtained for the above referenced work:

Issuing Agency	Type of Approval	Identification Number	Application Date	Approval Date

B. Contractor Information (if known):
 Name: B&M Marine Construction License # (County/State): CGC052820
 Address: 3500 SW 14th Street Deerfield Beach, FL Zip Code: 33442
 Phone #: _____ Fax #: _____ E-mail: _____

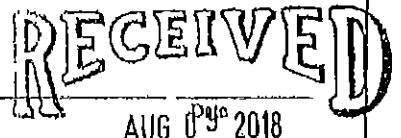
9. IMPORTANT NOTICE TO APPLICANTS: The written consent of the property owner is required for all applications to be considered complete. Your application **WILL NOT BE PROCESSED** unless the Applicant and Owner Consent portion of the application is completed below. You have the obligation to apprise the Department of any changes to information provided in this application.

Application is hereby made for a Miami-Dade County Class I permit to authorize the activities described herein. I agree to or affirm the following:

- I possess the authority to authorize the proposed activities at the subject property, and
- I am familiar with the information, data and plans contained in this application, and
- To the best of my knowledge and belief, the information, data and plans submitted are true, complete and accurate, and
- I will provide any additional information, evidence or data necessary to provide reasonable assurance that the proposed project will comply with the applicable State and County water quality standards both during construction and after the project is completed, and
- I am authorizing the permit agent listed in Section 2 of this application to process the application, furnish supplemental information relating to this application and bind the applicant to all requirements of this application, and
- I agree to provide access and allow entry to the project site to inspectors and authorized representatives of Miami-Dade County for the purpose of making the preliminary analyses of the site and to monitor permitted activities and adherence to all permit conditions.

A. IF APPLICANT IS AN INDIVIDUAL

Signature of Applicant _____ Print Applicant's Name _____



B. IF APPLICANT IS OTHER THAN AN INDIVIDUAL OR NATURAL PERSON
 (Examples: Corporation, Partnership, Trust, LLC, LLP, etc.)

Yachting Promotions Inc
 Print Name of Applicant (Enter the complete name as registered) _____ Type (Corp, LLC, LLP, etc.) _____ State of _____
 Registration/Incorporation _____

DEPARTMENT OF
 REGULATORY & ECONOMIC RESOURCES
 NATURAL RESOURCES DIVISION
 Coastal & Wetlands Resources Section

Under the penalty of perjury, I certify that I have the authority to sign this application on behalf of the Applicant, to bind the Applicant, and if so required to authorize the issuance of a bond on behalf of the Applicant. (If asked, you must provide proof of such authority to the Department). *****Please Note: If additional signatures are required, pursuant to your governing documents, operating agreements, or other applicable agreements or laws, you must attach additional signature pages.*****

[Signature] Ricardo Strul Vice President 2/7/18
 Signature of Authorized Representative _____ Print Authorized Representative's Name _____ Title _____ Date _____

C. IF APPLICANT IS A JOINT VENTURE Each party must sign below (if more than two members, list on attached page)

Print Name of Applicant (Enter the complete name as registered) _____ Type (Corp, LLC, LLP, etc.) _____ State of _____
 Registration/Incorporation _____

Print Name of Applicant (Enter the complete name as registered) _____ Type (Corp, LLC, LLP, etc.) _____ State of _____
 Registration/Incorporation _____

Under the penalty of perjury, I certify that I have the authority to sign this application on behalf of the Applicant, to bind the Applicant, and if so required to authorize the issuance of a bond on behalf of the Applicant. (If asked, you must provide proof of such authority to the Department). *****Please Note: If additional signatures are required, pursuant to your governing documents, operating agreements, or other applicable agreements or laws, you must attach additional signature pages.*****

Signature of Authorized Representative _____ Print Authorized Representative's Name _____ Title _____ Date _____

Signature of Authorized Representative _____ Print Authorized Representative's Name _____ Title _____ Date _____

13

10. WRITTEN CONSENT OF THE PROPERTY OWNER OF THE AREA OF THE PROPOSED WORK

I/We are the fee simple owner(s) of the real property located at NE 10th Street right of way, subdivided lands assoc. with Deed No. 19447, Ch. 8505 lands book 264 page 353, and City of Miami Ordinance No. 01-17-0512 Miami-Dade County, Florida, otherwise identified in the public records of Miami-Dade County as Folio No. N/A.

I am aware and familiar with the contents of this application for a Miami-Dade County Class I Permit to perform the work on or adjacent to the subject property, as described in Section 4 of this application. I possess the riparian rights to the area of the proposed work (if applicable) and hereby consent to the work identified in this Class I Permit application.

A. IF THE OWNER(S) IS AN INDIVIDUAL

Signature of Owner _____ Print Owner's Name _____ Date _____

Signature of Owner _____ Print Owner's Name _____ Date _____

B. IF THE OWNER IS OTHER THAN AN INDIVIDUAL OR NATURAL PERSON

(Examples: Corporation, Partnership, Joint Venture, Trust, LLC, LLP, etc.)

Print Name of Owner (Enter the complete name as registered) City of Miami Municipality FL State of Registration/Incorporation
Address of Owner 444 SW 2nd Ave, Miami, FL 33130 Type (Corp, LLC, LLP, etc.)

Under the penalty of perjury, I certify that I have the authority to sign this application on behalf of the Owner, to bind the Owner, and if so required to authorize the issuance of a bond on behalf of the Owner. (If asked, you must provide proof of such authority to the Department). *****Please Note: If additional signatures are required, pursuant to your governing documents, operating agreements, or other applicable agreements or laws, you must attach additional signature pages.*****

Signature of Authorized Representative [Signature] Print Authorized Representative's Name Daniel Rotenberg Title Director Date 8/7/18

Signature of Authorized Representative _____ Print Authorized Representative's Name _____ Title _____ Date _____

Please Review Above
Appropriate signature(s) must be included in:
Box 9: either A, B or C
AND
Box 10: either A or B

RECEIVED
AUG 07 2018
DEPARTMENT OF
ECONOMIC RESOURCES
BUSINESS DIVISION
& Water, Lands Resources Section

14

Attachment B

Owner/Agent Letter, Engineer Letter and Project Sketches

PERMIT APPLICANT / AUTHORIZED AGENT STATEMENT

Date: July 28, 2018

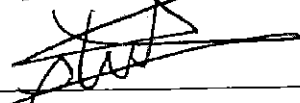
Miami Dade County Department of Regulatory and Economic Resources
Class I Permitting Program
701 NW 1st Court
Miami, FL 33136

Re: Class I Standard Form Permit Application Number CLI-2018-0071

By the attached Class I Standard Form permit application with supporting documents, I, Ricardo Strul, Vice President, Yachting Promotions, Inc., am the permit applicant and hereby request permission to perform the work associated with Class I Permit Application CLI-2018-0071. I understand that a Miami-Dade County Class I Standard Form Permit is required to perform this work.

If approval is granted for the proposed work by the Board of County Commissioners, complete and detailed plans and calculations of the proposed work shall be prepared by an engineer licensed in the State of Florida in accordance with the minimum requirements of Chapter 24 of the Code of Miami-Dade County, Florida. Said plans and calculations shall be subject to the review and approval of the Department. The permit applicant will secure the services of an engineer licensed in the State of Florida to conduct inspections throughout the construction period, and said engineer shall prepare all required drawings of record. In the event that the proposed work which is the subject of this Class I Permit application involves the cutting or trimming of a mangrove tree(s), a detailed plan of the proposed cutting or trimming shall be prepared by a licensed landscape architect and submitted to the Department for review and approval, and the permit applicant will secure the services of a licensed landscape architect to supervise the trimming or cutting.

Respectfully submitted,



Yachting Promotions, c/o Ricardo Strul, Vice President, Permit Applicant

ENGINEER LETTER OF CERTIFICATION

Date: 8-2-18

Miami-Dade County Department of Regulatory and Economic Resources
Class I Permitting Program
701 NW 1st Court
Miami, Florida 33136

RE: Class I Permit Application Number CLI-2018-0071

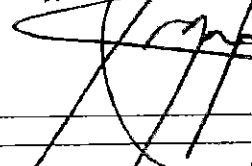
Ladies and Gentlemen:

This letter will certify that I am an engineer licensed in the State of Florida, qualified by education and experience in the area of engineering design and inspection, and that to the best of my knowledge and belief, the proposed work does not violate any laws, rules, or regulations of the State of Florida or any provisions of the Code of Miami-Dade County which may be applicable; that diligence and recognized standard practices of the engineering profession have been exercised in the engineer's design of the proposed work; and in my opinion based upon my knowledge and belief, the following will not occur:

- a. Harmful obstruction or undesirable alteration of the natural flow of the water within the area of the proposed work.
- b. Harmful or increased erosion, shoaling of channels or stagnant areas of water. (Not applicable to class IV permits)
- c. Material injury to adjacent property.
- d. Adverse environmental impacts from changes in water quality or quantity. (Applicable to class IV permits only)

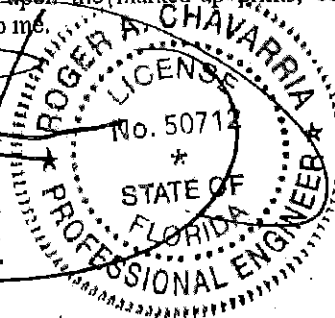
Further, I have been retained by the applicant to provide inspections throughout the construction period and to prepare a set of reproducible record prints of drawings showing changes made during the construction process based upon the marked-up prints, certified surveys, drawings, and other data furnished by the contractor to me.

Sincerely,



P.E. # 50712

Roger Chavarria
780 Tamiami Canal Rd.
Miami, FL 33144



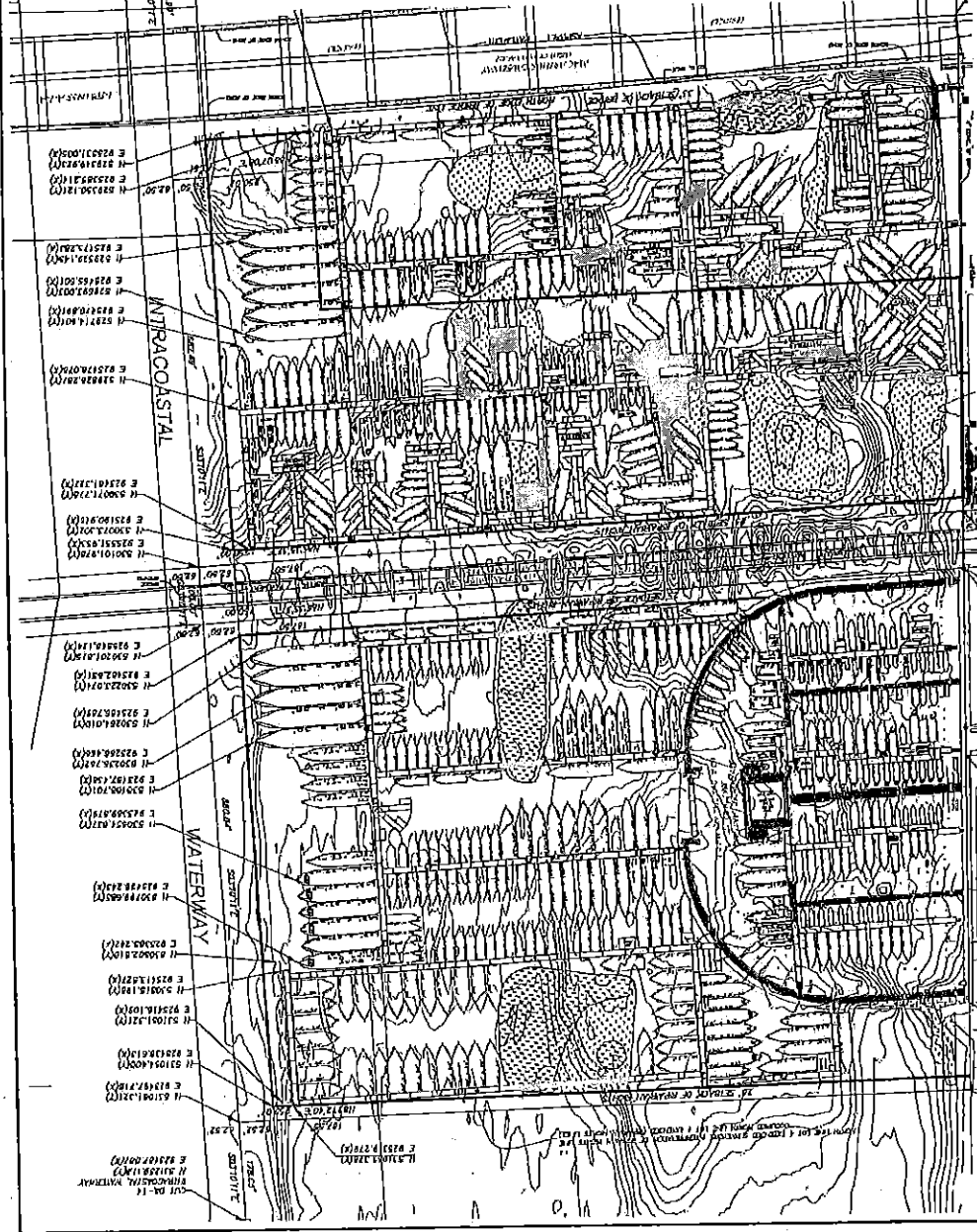


LEGEND

- EXISTING DOCKS (61,960 sq ft)
- PROPOSED TEMPORARY FLOATING DOCKS (229,120 sq ft)
- EXISTING BENTHIC RESOURCES (#195,197 sq ft)
- PROPOSED DOCKS OVER BENTHIC RESOURCES (232,990 sq ft)
- PROPOSED SILL (1,521,197 sq ft)
- NAVIGATIONAL CHANNEL

(1)	TEMPORARY FLOATING DOCK
(2)	TEMPORARY TRANSFER/FLOATING DOCK (RABBIT)
(3)	10x60' TEMPORARY FLOATING DOCK
(4)	5x20' TEMPORARY FLOATING DOCK
(5)	10x20' TEMPORARY FLOATING DOCK
(6)	4 x 22' DOCK RAMP
(7)	TERMINATOR
(8)	W-8x8 STEEL T BEAM PILING
(9)	FREE EXHAUSTER (Qty Choked - Case 2A (650))
(10)	RISE PUMP (180gal/min - Sigal - 262 H552)
(11)	EXHIBITOR BOAT

NOTE: 1. BATHYMETRIC SURVEY PROVIDED BY TERRAQUATIC SURVEYING & MAPPING
 BOUNDARY SURVEY PROVIDED BY MCLAUGHLIN ENGINEERING CO.
 2. 150 OF THE PROPOSED VESSELS ARE EXISTING VESSELS FROM THE SEA ISLE MARINA



PROPOSED CONDITIONS VESSELS
 Date: 7/6/2018
 Sheet: 5 of 10
 Proj No.: 09-0039.001

MIAMI YACHT SHOW
 PREPARED FOR:
 YACHTING PROMOTIONS, INC.

- Environmental Consultants
- Marine & Wetland Permitting
- Mitigation Design & Monitoring
- TSE Species Surveys
- Phase I ESAs

Chappell GROUP
 714 Boca Metuh Road
 Pompano Beach, Florida 33069
 Tel: 954-786-1108 www.thechappellgroup.com

THIS DRAWING AND ALL APPURTENANT WATER CONTAINS INFORMATION SUBJECT TO RETURN UPON DEMAND AND MUST NOT BE REPRODUCED, COPIED, LOANED, REVEALED, OR LISTED FOR ANY PURPOSE OTHER THAN THAT FOR WHICH IT IS SPECIFICALLY FURNISHED WITHOUT THE WRITTEN CONSENT OF THE CHAPPELL GROUP, INC.

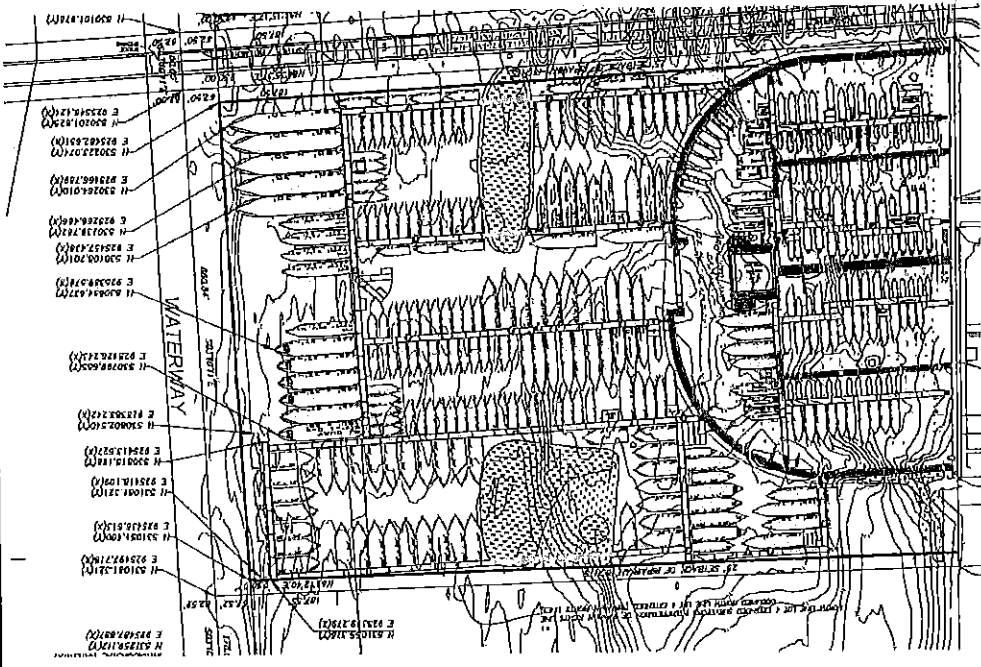


LEGEND

- EXISTING DOCKS (61,960 ft²)
- PROPOSED TEMPORARY FLOATING DOCKS (77,800 ft²)
- EXISTING BENTHIC RESOURCES
- PROPOSED DOCKS OVER BENTHIC RESOURCES
- PROPOSED SLL (1,149,863 ft²)
- NAVIGATIONAL CHANNEL

	= 10x10' TEMPORARY FLOATING DOCK
	= TEMPORARY TRIANGLE FLOATING DOCK (triangle)
	= 10x40' TEMPORARY FLOATING DOCK
	= 50x0' TEMPORARY FLOATING DOCK
	= 10x0' TEMPORARY FLOATING DOCK
	= 4' x 2' DOCK RAMP
	= TERMINATOR
	= W-200 STEEL T-BEAM PILING
	= FIRE EXTINGUISHER (per standard - Class 2-A, 40BC)
	= FIRE PUMP (per code - Spc 4-202 NCCCO)
	= EDUCTOR BOAT

NOTE: 1. BATHYMETRIC SURVEY PROVIDED BY TERRAQUATIC SURVEYING & MAPPING BOUNDARY SURVEY PROVIDED BY MCLAUGHLIN ENGINEERING CO.
 2. 150 OF THE PROPOSED VESSELS ARE EXISTING VESSELS FROM THE SEA ISLE MARINA



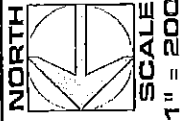
PROPOSED SEA ISLE
 Date: 7/15/2019
 Sheet: 6 of 10
 Proj. No.: 09-0039.001

MIAMI YACHT SHOW
 PREPARED FOR:
 YACHTING PROMOTIONS, INC.

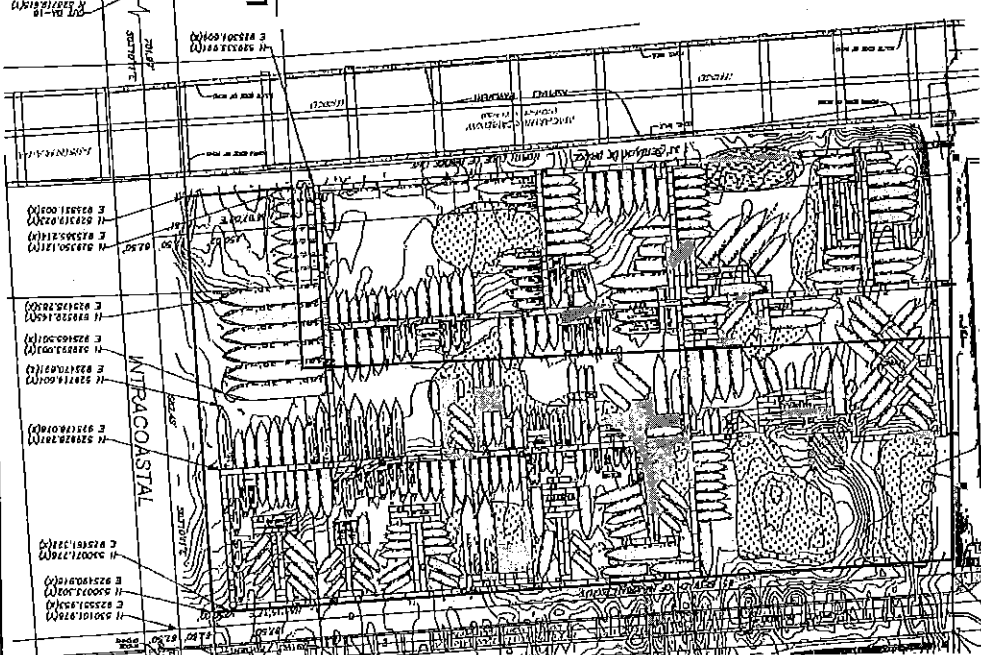
- Environmental Consultants
- Marine & Wetland Permitting
- Mitigation Design & Monitoring
- T&E Species Surveys
- Phase I ESAs

THE Chappell GROUP
 714 East Main Road
 Pompano Beach, Florida 33060
 Tel. 561-782-1178 www.thechappellgroup.com

THIS DRAWING AND ALL APPURTENANCES, SPECIFICATIONS, AND NOTICES ARE THE PROPERTY OF THE CHAPPELL GROUP, INC. AND IS LOANED SUBJECT TO RETURN UPON DEMAND AND MUST NOT BE REPRODUCED, COPIED, LOANED, REVEALED, OR LISTED FOR ANY PURPOSE OTHER THAN THAT FOR WHICH IT IS SPECIFICALLY FURNISHED WITHOUT THE WRITTEN CONSENT OF THE CHAPPELL GROUP, INC. 2018



E 93210.5070
 H 93211.8110
 H 93212.5070
 E 93213.5070
 H 93214.5070
 E 93215.5070
 H 93216.5070
 E 93217.5070
 H 93218.5070
 E 93219.5070
 H 93220.5070
 E 93221.5070
 H 93222.5070
 E 93223.5070
 H 93224.5070
 E 93225.5070
 H 93226.5070
 E 93227.5070
 H 93228.5070
 E 93229.5070
 H 93230.5070
 E 93231.5070
 H 93232.5070
 E 93233.5070
 H 93234.5070
 E 93235.5070
 H 93236.5070
 E 93237.5070
 H 93238.5070
 E 93239.5070
 H 93240.5070
 E 93241.5070
 H 93242.5070
 E 93243.5070
 H 93244.5070
 E 93245.5070
 H 93246.5070
 E 93247.5070
 H 93248.5070
 E 93249.5070
 H 93250.5070
 E 93251.5070
 H 93252.5070
 E 93253.5070
 H 93254.5070
 E 93255.5070
 H 93256.5070
 E 93257.5070
 H 93258.5070
 E 93259.5070
 H 93260.5070
 E 93261.5070
 H 93262.5070
 E 93263.5070
 H 93264.5070
 E 93265.5070
 H 93266.5070
 E 93267.5070
 H 93268.5070
 E 93269.5070
 H 93270.5070
 E 93271.5070
 H 93272.5070
 E 93273.5070
 H 93274.5070
 E 93275.5070
 H 93276.5070
 E 93277.5070
 H 93278.5070
 E 93279.5070
 H 93280.5070
 E 93281.5070
 H 93282.5070
 E 93283.5070
 H 93284.5070
 E 93285.5070
 H 93286.5070
 E 93287.5070
 H 93288.5070
 E 93289.5070
 H 93290.5070
 E 93291.5070
 H 93292.5070
 E 93293.5070
 H 93294.5070
 E 93295.5070
 H 93296.5070
 E 93297.5070
 H 93298.5070
 E 93299.5070
 H 93300.5070



LEGEND

- PROPOSED TEMPORARY FLOATING DOCKS (175,300 sq ft)
- ▨ EXISTING BENTHIC RESOURCES
- ▩ PROPOSED DOCKS OVER BENTHIC RESOURCES
- ▭ PROPOSED SILL (588,680 sq ft)
- - - NAVIGATIONAL CHANNEL

□	= 10x10' TEMPORARY FLOATING DOCK
▨	= TEMPORARY TRIANGLE FLOATING DOCK (variable sizes)
▩	= 15x40' TEMPORARY FLOATING DOCK
▭	= 50x20' TEMPORARY FLOATING DOCK
▭	= 100x20' TEMPORARY FLOATING DOCK
▭	= 4' x 22' DOCK RAMP
■	= TERMINATOR
•	= WIDE STEEL BEAM PILING
⊙	= FINE EXTENSIVE FEE (CV Channel - Class 2A, 45FC)
⊙	= FINE PUMP (Burgundy - 2000 - 2007 HSE)
⊙	= EXHAUSTOR BOAT

NOTE: 1. BATHYMETRIC SURVEY PROVIDED BY TERRAQUATIC SURVEYING & MAPPING
 BOUNDARY SURVEY PROVIDED BY MCLAUGHLIN ENGINEERING CO.
 2. 150 OF THE PROPOSED VESSELS ARE EXISTING VESSELS FROM THE SEA ISLE MARINA

MIAMI YACHT SHOW
 PREPARED FOR:
YACHTING PROMOTIONS, INC.

- Environmental Consultants
- Marine & Wetland Permitting
- Mitigation Design & Monitoring
- T&E Species Surveys
- Phase I EMAs

THE Chappell GROUP
 714 East McNab Road
 Pompano Beach, Florida 33060
 Tel. 954-782-1908
 Fax 954-782-1108
 www.thachappellgroup.com

THIS DRAWING AND ALL APPURTENANT MATTER CONTAINS INFORMATION PROPRIETARY TO THE CHAPPELL GROUP, INC. AND IS NOT TO BE REPRODUCED, COPIED, LOANED, REVEALED, OR LISTED FOR ANY PURPOSE OTHER THAN THAT FOR WHICH IT IS SPECIFICALLY FURNISHED WITHOUT EXPRESSED WRITTEN CONSENT OF THE CHAPPELL GROUP, INC. © THE CHAPPELL GROUP, INC. 2011

Date:	7/5/2018	Sheet:	7	of:	10
Proj. No.:	09-0039.001				

20

Attachment C
Zoning Memorandum

Memorandum



Date: October 17, 2018

To: Michael Spinelli, Acting Manager *MS*
Coastal and Wetlands Resources Section
Department of Regulatory and Economic Resources

From: McKee Gray, Environmental Resources Project Supervisor *MG*
Coastal and Wetlands Resources Section
Department of Regulatory and Economic Resources

Subject: Class I Permit Application and Request for a Variance by Yachting Promotions, Inc. for the Installation of a Temporary 634 Slip Docking Facility for an Annual Boat Show including Water Taxi Services and Floating Structures with a Non-Water Dependent Use over Tidal Waters within Biscayne Bay at, near, or in the vicinity of 1 Herald Plaza, 1635 North Bayshore Drive, and 1737 North Bayshore Drive, Miami, Miami-Dade County, Florida, for a Period of Ten (10) Years

Pursuant to Section 24-48.2(II)(B)(7), of the Code of Miami-Dade County, Florida, a substantiating letter or plan approval from the applicable zoning authority shall be submitted by the applicant stating that the proposed project does not violate any zoning laws. Said letter or plan approval will be submitted after approval by the Miami-Dade County Board of County Commissioners and prior to issuance of the Class I permit.

Attachment D
DERM Project Report

CLASS I PERMIT APPLICATION NO. CLI-2018-0071

Class I Permit Application and Request for a Variance by Yachting Promotions, Inc. for the Installation of a Temporary 634 Slip Docking Facility for an Annual Boat Show including Water Taxi Services and Floating Structures with a Non-Water Dependent Use over Tidal Waters within Biscayne Bay at, near, or in the vicinity of 1 Herald Plaza, 1635 North Bayshore Drive, and 1737 North Bayshore Drive, Miami, Miami-Dade County, Florida, for a Period of Ten (10) Years

DATE: August 21, 2018

Staff's recommendation of approval for the above-referenced permit application is based on the applicable evaluation factors under Section 24-48.3 of the Code of Miami-Dade County, Florida (Code). The following is a summary of the proposed project with respect to each applicable evaluation factor:

1. **Potential Adverse Environmental Impact** – Pursuant to Section 24-48.4 of the Code, potential adverse environmental impacts and cumulative adverse environmental impacts for a proposed project must be avoided and minimized. Pursuant to Section 24-48.4 of the Code, potential adverse environmental impacts and cumulative adverse environmental impacts for a proposed project must be avoided and minimized. In order to avoid impacts to dense benthic resources, including *Halophila johnsonii*, a Federally Listed Threatened species of seagrass, the footprint of the docking facility and all associated non-water dependent structures have been configured to be in locations where sparse or no seagrasses were documented. Furthermore, in the areas where the floating docks will be temporarily installed, the pile locations have been configured to avoid impacts to such seagrasses. Additionally, the Class I permit will include conditions that require shallow areas and dense seagrass beds to be visibly delineated throughout all construction and demolition activities. Due to the temporary nature of the project, long-term shading impacts to seagrasses are not anticipated, and pre- and post-event benthic surveys will be conducted to verify whether any unanticipated impacts occur. Furthermore, the subject Class I permit will include specific conditions to provide assurance that any unanticipated environmental impacts shall be restored and/or mitigated in accordance with DERM requirements, and that a performance bond shall be posted prior to permit issuance.

The proposed docking facility will include floating docks and ramps to provide for the temporary mooring of up to 634 vessels and will also include floating structures for non-water dependent uses, such as amenities and tents for the exhibitors and attendees. All proposed structures will be installed and removed within a 45 day period and the boat show is proposed to take place over a five (5) day period on an annual basis each February. Although non-water dependent floating structures are prohibited pursuant to Section 24-48.23 of the Code, Section 24-48.25 of the Code allows for the applicant to request a variance from that Code prohibition, to be heard by the Board of County Commissioners. Section 24-48.25 lists consideration factors for such variance requests, including but not limited to: visual or physical access by the general public to Biscayne Bay and its adjacent tidal waters, historical significance, and environmental impact. Due to the limited duration of the event and the measures taken to reduce potential environmental impacts, the variance for the use of non-water dependent floating structures is recommended for approval.

In order to ensure that the use of the docking facility and all associated activities will not result in the discharge of pollutants or solid waste into tidal waters, the Class I permit will require the submittal of an operating plan that adequately addresses how the facility and activities will be managed. The Class I permit will prohibit the use of objects or materials made of disposable plastic or polystyrene within the project area pursuant to the Class I permit and require that a show operating plan be submitted to adequately address the management of this issue. The facility will also be required to obtain or abide by existing applicable Marine Facilities Operating Permits prior to the use and throughout the duration of permitted events at the project sites. In addition, the conditions of the Class I permit will require that best management practices be implemented during any construction work or activities associated with the event. In order to mitigate for temporary water-quality impacts associated with the construction, deconstruction and use of the facility, the applicant has agreed to provide annual contributions to the Biscayne Bay Environmental Enhancement Trust Fund based on the total number of slips each year.

The proposed project has also been evaluated for consistency with the Miami-Dade County Manatee Protection Plan (MPP). The project sites are located within an area identified by the MPP as essential manatee habitat and recommended for Residential Docking: 1 motorboat per 100 feet of developable shoreline. However, the MPP provides for an existing marine facility to continue with the existing use and to renovate as long as there is no change in the facility size and no increase in the number of slips. The 1635 North Bayshore Drive site consists of an existing 222 slip marina and has historically hosted temporary boat show events in association with the 1737 North Bayshore Drive site. Although the MPP does not recommend the siting of a permanent marine related use of this intensity at the project sites, staff note that the boat show is not a permanent facility but is instead a temporary event lasting only five days each year. Furthermore, no sea trials are proposed in association with the event. The applicant has developed a map that identifies channels and appropriate routes of access to the project sites that will be provided to all exhibitors and water taxi operators prior to arrival at the boat show as part of an "orientation package".

The applicant is proposing a water taxi service to provide transportation between two boat show sites (1635 North Bayshore Drive and 1 Herald Plaza) which are the subject of this application, and the other concurrently occurring boat shows at Island Gardens Marina located on Watson Island and the National Marine Manufacturer's Association, Inc. boat show located in the Marine Stadium Basin. Staff has determined the proposed water taxi service at the 1635 North Bayshore Drive location is consistent with the current authorized transitory use and the recommendations of the MPP. Although the 1 Herald Plaza site does not have a historic transitory use, the MPP provides for evaluation of such uses through the applicable performance criteria. DERM considered that the boat show lasts only five (5) days each year and that the area of Biscayne Bay adjacent to 1 Herald Plaza is designated as "Slow Speed All Year" by the Florida Fish and Wildlife Conservation Commission. The project sites have adequate water circulation, tidal flushing, and meet State of Florida and local water quality standards. Additionally, the show will include educational material and appropriate manatee informational signage. The proposed use is temporary in nature and the conditions associated with its use are reasonably expected to minimize potential adverse impacts to manatees. Therefore, the proposed temporary use of 1 Herald Plaza as a water taxi stop adequately addresses manatee protection as contemplated in the MPP. Staff recommends approval of the Class I permit subject to the following conditions: that the use of the 1 Herald Plaza slip for a water taxi stop shall be limited to not more than five (5) days each year and shall be associated exclusively with the boat show transportation plan, that a manatee observer shall be required onboard all water taxi vessels that access the 1 Herald Plaza slip, that any impacts to manatees in connection with the use of the 1 Herald Plaza slip as a water taxi stop are prohibited and, should an impact to manatees occur, water taxi service to and from the 1 Herald Plaza slip shall cease immediately and will not be authorized for subsequent events. Furthermore, the Class I permit shall also require that all standard manatee construction conditions be followed during all in-water operations, and that a DERM approved manatee observer plan be implemented during all phases of construction, operation, and removal of the boat show.

2. **Potential Cumulative Adverse Environmental Impact** -- The proposed project is not reasonably expected to result in cumulative adverse environmental impacts as set forth in Number 1 above.
3. **Hydrology** -- The proposed project is not reasonably expected to adversely affect surface water drainage or retention of stormwater.

4. **Water Quality** – The proposed project is not reasonably expected to adversely affect water quality. The proposed project may result in temporary minor water quality impacts typically associated with the construction, operation, and demolition of a temporary docking facility. To mitigate for these impacts during the life of the permit, the applicant has agreed to provide annual contributions to the Biscayne Bay Environmental Enhancement Trust Fund that will be used for the creation or enhancement of marine habitat within Biscayne Bay. In addition, the applicant will be required to distribute information on “Best Management Practices” to each exhibitor and sales representative to increase awareness of potential environmental impacts, and will be required to submit an operating plan that adequately addresses how the facility and activities will be managed to prevent pollutants from entering tidal waters.
5. **Wellfields** – The proposed project is not reasonably expected to adversely affect wellfields.
6. **Water Supply** – The proposed project is not reasonably expected to adversely affect water supply.
7. **Aquifer Recharge** – The proposed project is not reasonably expected to adversely affect aquifer recharge.
8. **Aesthetics** – The proposed project is not reasonably expected to have negative aesthetic impacts. The boat show is temporary in nature. The temporary vessels, structures, and equipment associated with the boat show will be installed and removed within a 45 day period.
9. **Navigation** – The proposed project will temporarily affect navigation within the project area during the 45 day period between the start of installation of the facility and the completion of removal of all structures and associated equipment. However, significant impacts to navigation are not reasonably expected to occur, provided that all structures are lighted in accordance with applicable laws, and all vessels follow safe boating practices as required by all applicable laws.
10. **Public Health** - The proposed project is not reasonably expected to adversely affect public health.
11. **Historic Values** - The proposed project is not reasonably expected to adversely affect historic values.
12. **Archaeological Values** - The proposed project is not reasonably expected to adversely affect archaeological values.
13. **Air Quality** – The proposed project is not reasonably expected to adversely affect air quality.
14. **Marine and Wildlife Habitats** – The proposed project is not reasonably expected to adversely affect marine and wildlife habitats, provided that the use of the 1 Herald Plaza site as a water taxi stop is subject to conditions, as set forth in Number 1 above.
15. **Wetland Soils Suitable for Habitat** – The proposed project is not reasonably expected to result in adverse impacts to wetland soils as set forth in Number 1 above.
16. **Floral Values** – The proposed project is not reasonably expected to adversely affect marine flora as set forth in Number 1 above.
17. **Fauna Values** - The proposed project is not reasonably expected to adversely affect marine fauna, provided that the use of the 1 Herald Plaza site slip as a water taxi stop is subject to conditions, as set forth in Number 1 above.

18. **Rare, Threatened and Endangered Species** – The proposed project is not reasonably expected to adversely affect rare, threatened, and endangered species subject to conditions relating to the use of the 1 Herald Plaza site slip as a water taxi stop, as set forth in Number 1 above.
19. **Natural Flood Damage Protection** - The proposed project is not reasonably expected to adversely affect surface water drainage or retention of stormwater.
20. **Wetland Values** – The proposed project is not reasonably expected to adversely affect wetland values as set forth in Number 1 above.
21. **Land Use Classification** – Pursuant to Section 24-48.2(II)(B)(7) of the Code of Miami-Dade County, Florida, a substantiating letter or plan approval from the applicable zoning authority shall be submitted stating that the proposed project does not violate any zoning laws. Said letter or plan approval will be submitted after the approval by the Board of County Commissioners and prior to the issuance of a Class I permit.
22. **Recreation** - The proposed project does not conflict with the recreation element of the Miami-Dade County Comprehensive Development Master Plan.
23. **Other Environmental Values Affecting the Public Interest** – The proposed project is not reasonably expected to adversely affect other environmental values affecting the public interest. The applicant is proposing to operate the boat show on two adjacent parcels of submerged lands owned, respectively, by the City of Miami and the State of Florida through the Board of Trustees of the Internal Improvement Trust Fund. For the portion of work located adjacent to the 1 Herald Plaza site, the applicant has provided authorization from the submerged lands owner, the City of Miami, through the Class I permit application form. The portion of the proposed work located adjacent to 1635 North Bayshore Drive and 1737 North Bayshore Drive is located on State-owned sovereign submerged lands which require a submerged lands lease and approval from the Florida Department of Environmental Protection (FDEP). The applicant requested and received a variance from Section 24-48.2(II)(C)(1) of the Code from the Environmental Quality Control Board (EQCB) to have the project scheduled for a public hearing before the BCC without submerged lands authorization. The EQCB Board Order requires a valid submerged lands lease and direct approval from FDEP prior to issuance of a Class I permit.
24. **Conformance with Standard Construction Procedures and Practices and Design and Performance Standards** – The proposed project involves the temporary installation of a docking facility that has a water-dependent use. In addition, the applicant proposes to install tents and other amenities on the floating docks that will not have a water-dependent use and are prohibited pursuant to Section 24-48.23 of the Code. However, Section 24-48.25 provides for applications for variances to the prohibition of non-water-dependent floating structures to be heard and ruled upon by the Board. The applicant is requesting a variance to the water dependency requirement of the Code, and the proposed structures are not reasonably expected to result in adverse environmental impacts.
25. **Comprehensive Environmental Impact Statement (CEIS)** - In the opinion of the Director, the proposed project is not reasonably expected to result in significant adverse environmental impacts or cumulative adverse environmental impacts as set forth in Number 1 above. Therefore, a CEIS was not required by DERM to evaluate the proposed project.

26. **Conformance with All Applicable Federal, State and Local Laws and Regulations** - The proposed project is in conformance with applicable State, Federal and local laws and regulations:
- Chapter 24 of the Code of Miami-Dade County (provided a variance is granted pursuant to Section 24-48.25)
 - Florida Department of Environmental Protection (Environmental Resource Permit pending issuance of the submerged lands lease)
 - United States Clean Water Act (US Army Corps of Engineers permit pending)
27. **Conformance with the Miami-Dade County Comprehensive Development Master Plan (CDMP)** -- In the opinion of the Director, the proposed project is in conformance with the CDMP. The following is a summary of the proposed project as it relates to the CDMP:

LAND USE ELEMENT I:

Objective 3/Policies 3A, 3B, 3C - Protection of natural resources and systems. -- The proposed project is consistent with the Conservation and Coastal Management elements of the CDMP, and will be compatible with the surrounding land uses in Biscayne Bay, provided that the use of the 1 Herald Plaza site as a water taxi stop is subject to conditions, as set forth in Number 1 above. The proposed project does not involve development in the Big Cypress area of Critical State Concern or the East Everglades.

TRANSPORTATION ELEMENT II

Aviation Subelement/Objective AV-5A - Aviation System Expansion - There is no aviation element to the proposed project.

Port of Miami River Subelement/Objective 3 - Minimization of impacts to estuarine water quality and marine resources. The proposed project is not reasonably expected to result in impacts to marine resources as set forth in Number 1 above.

CONSERVATION, AQUIFER RECHARGES AND DRAINAGE ELEMENT IV:

Objective 3/Policies 3A, 3B, 3D - Wellfield protection area protection. - The proposed project is not located within a wellfield protection area.

Objective 3/Policy 3E - Limestone mining within the area bounded by the Florida Turnpike, the Miami-Dade/ Broward Levee, N.W. 12 Street and Okeechobee Road. - The proposed project is not located within this area.

Objective 4/Policies 4A, 4B, 4C - Water storage, aquifer recharge potential and maintenance of natural surface water drainage. - The proposed project is not reasonably expected to adversely affect water storage, aquifer recharge potential or natural surface water drainage.

Objective 5/Policies 5A, 5B, 5F - Flood protection and cut and fill criteria -- The proposed project will not compromise flood protection.

Objective 6/Policy 6A - Areas of highest suitability for mineral extraction. - The proposed project is not located in an area proposed or suitable for mineral extraction.

Objective 6/Policy 6B - Guidelines for rock quarries for the re-establishment of native flora and fauna. - The proposed project is not located in a rock quarry.

Objective 7/Policy 7A, 7C, 7D, 7J - Wetland protection and restoration. - The proposed project is not reasonably expected to result in adverse impacts to wetlands as set forth in Number 1 above.

Objective 9/Policies 9A, 9B, 9C - Protection of habitat critical to Federal or State-designated threatened or endangered species. - The proposed project is not reasonably expected to adversely affect habitat critical to Federal or State-designated threatened or endangered species as set forth in Number 1 above.

COASTAL MANAGEMENT ELEMENT VII:

Objective 1/Policy 1A - Mangrove wetlands within Mangrove Protection Areas - The proposed project is not located within a designated "Mangrove Protection Area," and the proposed project is not reasonably expected to result in adverse impacts to mangroves as set forth in Number 1 above.

Objective 1/ Policy 1B - Natural surface flow into and through coastal wetlands. - The proposed project will not affect natural surface flow into and through coastal wetlands as set forth in Number 1 above.

Objective 1/ Policy 1C - Elevated boardwalk access through mangroves. - The proposed project does not involve the construction of an elevated walkway through mangroves.

Objective 1/Policy 1D - Protection and maintenance of mangrove forests and related natural vegetational communities. - The proposed project is not located within mangrove forests and related natural vegetational communities.

Objective 1/Policy 1E - Mitigation for the degradation and destruction of coastal wetlands. Monitoring and maintenance of mitigation areas. - The proposed project site is not located within coastal wetlands.

Objective 1/Policy 1G - Prohibition on dredging or filling of grass/algal flats, hard bottom or other viable benthic communities, except as provided for in Chapter 24 of the Code of Miami-Dade County, Florida. - The proposed project does not involve dredging or filling of grass/algal flats, hard bottom or other viable benthic communities.

Objective 2/Policies 2A, 2B - Beach restoration and renourishment objectives. - The proposed project does not involve beach restoration or renourishment.

Objective 3/Policies 3E, 3F - Location of new cut and spoil areas for proper stabilization and minimization of damages. - The proposed project does not involve the development or identification of new cut or spoil areas.

Objective 4/Policy 4A, 4C, 4E, 4F - Protection of endangered or threatened animal species. - The proposed project is not reasonably expected to result in impacts to endangered or threatened species, provided that the use of the 1 Herald Plaza site as a water taxi stop is subject to conditions, as set forth in Number 1 above.

Objective 5/Policy 5B – Existing and new areas for water-dependent and water-related uses. – The project site is appropriate for and environmentally compatible with the proposed activities provided that the use of the 1 Herald Plaza site as a water taxi stop is subject to conditions as set forth in Number 1 above.

Objective 5/Policy 5D – Consistency with Chapter 33D, Miami-Dade County Code (shoreline access, environmental compatibility of shoreline development) – The Shoreline Development Review Committee has evaluated the proposed project and determined that the thresholds for review under the Shoreline Ordinance do not apply and the proposed project is not subject to shoreline development review.

Objective 5/Policy 5F – The siting of water-dependent facilities. – The proposed project is consistent with the criteria used to determine appropriateness of the project site provided that the use of the 1 Herald Plaza site as a water taxi stop is subject to conditions as set forth in Number 1 above.

28. **Conformance with Chapter 33B, Code of Miami-Dade County** (East Everglades Zoning Overlay Ordinance) – The proposed project is not located within the East Everglades Area.
29. **Conformance with Miami-Dade County Ordinance 81-19** (Biscayne Bay Management Plan Sections 33D-1 through 33D-4 of the Code of Miami-Dade County) - The proposed project is consistent with the recommendations of the Biscayne Bay Management Plan in that although the applicant proposes to install tents and other amenities on the floating docks that will not have a water-dependent use, the docking facility is water-dependent.
30. **Conformance with the Miami-Dade County Manatee Protection Plan** - Although the MPP does not recommend the siting of permanent marine-related uses of this intensity at the project sites, the proposed project is not a permanent facility but is instead a temporary event lasting only five days each year. Additionally, the conditions associated with the project are reasonably expected to minimize potential adverse impacts to manatees as set forth in Number 1 above. Although use of the 1 Herald Plaza site for a proposed water taxi stop is not recommended in the Marine Facility Siting Criteria in the MPP, the MPP also provides for evaluation of such uses through the applicable Performance Criteria. Therefore, the proposed temporary use of the 1 Herald Plaza site as a water taxi stop adequately addresses manatee protection as contemplated in the MPP.
31. **Consistency with Miami-Dade County Criteria for Lake Excavation** – The proposed project does not involve lake excavation.
32. **Municipality Recommendation** – Pursuant to Section 24-48.2(II)(B)(7) of the Code of Miami-Dade County, Florida, a substantiating letter or plan approval from the applicable zoning authority shall be submitted stating that the proposed project does not violate any zoning laws. Said letter or plan approval will be submitted after the approval by the Board of County Commissioners and prior to the issuance of the Class I permit.
32. **Coastal Resources Management Line** - A coastal resources management line was not required for the proposed project, pursuant to Section 24-48.2(II)(B)(10)(b) of the Code of Miami-Dade County.
33. **Maximum Protection of a Wetland's Hydrological and Biological Functions** – The proposed project is not located in wetlands.

34. **Class I Permit Applications Proposing to Exceed the Boundaries Described in Section D-5.03(2)(a) of the Miami-Dade County Public Works Manual** – Not applicable.

The proposed project was also evaluated for compliance with the standards contained in Sections 24-48.3(2),(3), and (4) of the Code of Miami-Dade County, Florida. The following is a summary of how the standards relate to the proposed project:

24-48.3 (2) Dredging and Filling for Class I Permit – Not applicable.

24-48.3 (3) Minimum Water Depth Required for Boat Slips Created by the Construction or Placement of Fixed or Floating Docks and Piers, Piles and Other Structures Requiring a Permit Under Article IV, Division 1 of Chapter 24 of the Code of Miami-Dade County – The proposed project complies with the water depth criteria.

24-48.3 (4) Clean Fill in Wetlands – Not applicable.

The project was also evaluated based upon the applicable factors set forth in Section 24-48.25 of the Code.

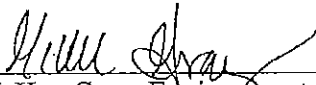
35. **Visual or physical access by the general public to Biscayne Bay and its adjacent tidal waters** – The proposed project will temporarily affect vessel access within the existing Sea Isle Marina during the 45 day period of between the start of installation of the facility and the completion of removal of all structures and associated equipment. However, the event will be open to the general public and will not affect visual or physical access to Biscayne Bay from land.
36. **Historical significance** – The proposed project is not historically significant.
37. **Need for covered vessel repair facilities** - Not applicable.
38. **Environmental impact or cumulative environmental impact** – The proposed project is not reasonably expected to result in adverse environmental impacts as set forth in Number 1 above.
39. **Navigation** – The proposed project will temporarily affect navigation within the project sites during the 45 day period between the start of installation of the facility and the completion of removal of all structures and associated equipment. However, significant impacts to navigation are not reasonably expected to occur, provided that all structures are lighted in accordance with applicable laws, and all vessels follow safe boating practices as required by all applicable laws.
40. **Public safety** – The proposed project is not reasonably expected to adversely affect public safety.
41. **Aesthetics**- The proposed project is not reasonably expected to have negative aesthetic impacts. The boat show is temporary in nature. The structures and equipment associated with the boat show will be installed and removed within a 45 day period.
42. **Biscayne Bay Management Plan** – The proposed project is consistent with the recommendations of the Biscayne Bay Management Plan in that although the applicant proposes to install tents and other amenities on the floating docks that will not have a water-dependent use, the docking facility is water-dependent.

43. Biscayne Bay Aquatic Preserve Act - The proposed project is consistent with the recommendations of the Biscayne Bay Aquatic Preserve Act in that although the applicant proposes to install tents and other amenities on some of the floating docks that will not have a water-dependent use, the docking facility is water-dependent.
44. Rules of the Biscayne Bay Aquatic Preserve - The proposed project is consistent with the rules of the Biscayne Bay Aquatic Preserve in that although the applicant proposes to install tents and other amenities on some of the floating docks that will not have a water-dependent use, the docking facility is water-dependent.

BASED ON THE FOREGOING, IT IS RECOMMENDED THAT A CLASS I PERMIT AND VARIANCE REQUEST BE APPROVED.



Michael Spinelli, Acting Manager
Coastal and Wetlands Resources Section



McKee Gray, Environmental Resources Project Supervisor
Coastal and Wetlands Resources Section

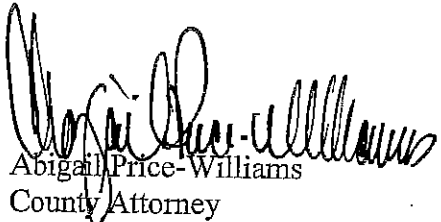


MEMORANDUM

(Revised)

TO: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Board of County Commissioners

DATE: October 25, 2018

FROM: 
Abigail Price-Williams
County Attorney

SUBJECT: Special Item No. 1

Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Statement of social equity required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's _____, 3/5's _____, unanimous _____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor

Special Item No. 1

Veto _____

10-25-18

Override _____

RESOLUTION NO. _____

RESOLUTION TAKING ACTION ON A CLASS I PERMIT APPLICATION AND REQUEST FOR A VARIANCE FROM SECTION 24-48.23 OF THE CODE OF MIAMI-DADE COUNTY BY YACHTING PROMOTIONS, INC. FOR THE INSTALLATION OF A TEMPORARY 634 SLIP DOCKING FACILITY FOR AN ANNUAL BOAT SHOW INCLUDING WATER TAXI SERVICES AND FLOATING STRUCTURES WITH A NON-WATER DEPENDENT USE OVER TIDAL WATERS WITHIN BISCAYNE BAY AT, NEAR, OR IN THE VICINITY OF 1 HERALD PLAZA, 1635 NORTH BAYSHORE DRIVE, AND 1737 NORTH BAYSHORE DRIVE, MIAMI, MIAMI-DADE COUNTY, FLORIDA FOR A PERIOD OF TEN YEARS

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board having considered all the applicable factors contained within Section 24-48.3 and 24-48.25 of the Code of Miami-Dade County, hereby approves the application by Yachting Promotions, Inc. for the installation of a temporary 634 slip docking facility for an annual boat show, including water taxi services, and to authorize the time of completion of work of the subject permit for a maximum period of ten years and for a variance from Section 24-48.23 of the Code of Miami-Dade County for floating structures with a non-water dependent use over tidal waters within Biscayne Bay at, near, or in the vicinity of 1 Herald Plaza, 1635 North Bayshore Drive, and 1737 North Bayshore Drive, Miami, Miami-Dade County, Florida, subject to conditions, including conditions relating to the use of the 1 Herald Plaza site as a water taxi stop as set forth in the memorandum from the

Miami-Dade County Department of Regulatory and Economic Resources. The issuance of this approval does not relieve the applicant from obtaining all applicable Federal, State, and local permits.

The foregoing resolution was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Esteban L. Bovo, Jr., Chairman	
Audrey M. Edmonson, Vice Chairwoman	
Daniella Levine Cava	Jose "Pepe" Diaz
Sally A. Heyman	Eileen Higgins
Barbara J. Jordan	Joe A. Martinez
Jean Monestime	Dennis C. Moss
Rebeca Sosa	Sen. Javier D. Souto
Xavier L. Suarez	

The Chairperson thereupon declared this resolution duly passed and adopted this 25th day of October, 2018. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Abbie N. Schwaderer