

# **Ponce Park Residences**

## **Planning & Zoning Application**

**April 14, 2022**



# Ponce Park Residences

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**Tab 1**



# City of Coral Gables Planning Division Application

305.460.5211

planning@coralgables.com

www.coralgables.com

## Application request

The undersigned applicant(s)/agent(s)/property owner(s) request City of Coral Gables consideration and review of the following application(s) (please check all that apply):

- Abandonment and Vacations
- Annexation
- Coral Gables Mediterranean Architectural Design Special Locational Site Plan
- Comprehensive Plan Map Amendment - Small Scale
- Comprehensive Plan Map Amendment - Large Scale
- Comprehensive Plan Text Amendment
- Conditional Use - Administrative Review
- Conditional Use without Site Plan
- Conditional Use with Site Plan
- Development Agreement
- Development of Regional Impact
- Development of Regional Impact - Notice of Proposed Change
- Mixed Use Site Plan
- Planned Area Development Designation and Site Plan
- Planned Area Development Major Amendment
- Restrictive Covenants and/or Easements
- Site Plan
- Separation/Establishment of a Building Site
- Subdivision Review for a Tentative Plat and Variance
- Transfer of Development Rights Receiving Site Plan
- University Campus District Modification to the Adopted Campus Master Plan
- Zoning Code Map Amendment
- Zoning Code Text Amendment
- Other: \_\_\_\_\_

## General information

Street address of the subject property: 3000 Ponce de Leon Blvd, 216 and 224 Catalonia Ave, 203 University Dr, and 225 Malaga Ave

Property/project name: Ponce Park Residences

Legal description: Lot(s) 8 through 20

Block(s) 29 Section (s) Crafts

Property owner(s): RC Acquisitions, LLC

Property owner(s) mailing address: 121 Alhambra Avenue, Suite 1600, Coral Gables, FL 33134

Telephone: Business 305-443-1000 Fax 305-476-2524

Other \_\_\_\_\_ Email wasm @ allenmorris.com



# City of Coral Gables Planning Division Application

Applicant(s)/agent(s): Anthony De Yurre

Applicant(s)/agent(s) mailing address: 1450 Brickell Avenue, Suite 2300, Miami, FL 33131

Telephone: Business 305-350-2404 Fax \_\_\_\_\_

Other \_\_\_\_\_ Email adeyurre @ bilzin.com

## Property information

Current land use classification(s): Commercial Low-Rise Intensity

Current zoning classification(s): Commercial

Proposed land use classification(s) (if applicable): Commercial High-Rise Intensity

Proposed zoning classification(s) (if applicable): N/A

## Supporting information (to be completed by Planning Staff)

A Preapplication Conference is required with the Planning Division in advance of application submittal to determine the information necessary to be filed with the application(s). Please refer to the Planning Division Development Review Process Handbook, Section 3.0, for an explanation of each item. If necessary, attach additional sheets to application. The Planning Division reserves the right to request additional information as necessary throughout the entire review process.

- Aerial.
- Affidavit providing for property owner's authorization to process application.
- Annexation supporting materials.
- Application fees.
- Application representation and contact information.
- Appraisal.
- Architectural/building elevations.
- Building floor plans.
- Comprehensive Plan text amendment justification.
- Comprehensive Plan analysis.
- Concurrency impact statement.
- Encroachments plan.
- Environmental assessment.
- Historic contextual study and/or historical significance determination.
- Landscape plan.
- Lighting plan.
- Massing model and/or 3D computer model.
- City of Coral Gables Annual Registration Application and Issue Application Lobbyist forms.
- Ordinances, resolutions, covenants, development agreements, etc. previously granted for the property.
- Parking study.
- Photographs of property, adjacent uses and/or streetscape.
- Plat.
- Property survey and legal description.



- Property survey and legal description.
- Public Realm Improvements Plan for mixed use projects.
- Public school preliminary concurrency analysis (residential land use/zoning applications only).
- Sign master plan.
- Site plan and supporting information.
- Statement of use and/or cover letter.
- Streetscape master plan.
- Traffic accumulation assessment.
- Traffic impact statement.
- Traffic impact study.
- Traffic stacking analysis.
- Utilities consent.
- Utilities location plan.
- Vegetation survey.
- Video of the subject property.
- Warranty Deed.
- Zoning Analysis (Preliminary).
- Zoning Code text amendment justification.
- Other: \_\_\_\_\_

**Application submittal requirements**

1. Hard copies. The number of application binders to be submitted shall be determined by Staff at the preapplication meeting. The application shall include all the items identified in the preapplication meeting.
2. Digital media copy. One (1) thumb-drive of the entire application including all items identified in the Preapplication Conference. Each document shall be separated into PDF files (i.e., application; site plan, landscape plan; etc.). Please include a "Table of Contents" identifying all PDF file name(s). Each PDF file size shall not exceed 10 MB.

**Applicant/agent/property owner affirmation and consent**

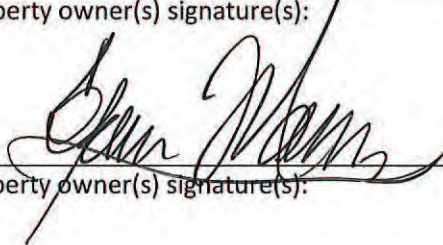
(I) (We) affirm and certify to all of the following:

1. Submission of the following:
  - a. Warranty deed/tax record as proof of ownership for all properties considered as a part of the application request; or
  - b. Authorized as the applicant(s)/agent(s) identified herein to file this application and act on behalf of all current property owner(s) and modify any valid City of Coral Gables entitlements in effect during the entire review process.
2. This request, application, application supporting materials and all future supporting materials complies with all provisions and regulations of the Zoning Code, Comprehensive Land Use Plan and Code of Ordinances of the City of Coral Gables unless identified and approved as a part of this application request or other previously approved applications. Applicant understands that any violation of these provisions renders the application invalid.
3. That all the information contained in this application and all documentation submitted herewith is true to the best of (my) (our) knowledge and belief.
4. Understand that the application, all attachments and fees become a part of the official records of the City of Coral Gables and are not returnable.



# City of Coral Gables Planning Division Application

- 5. Failure to provide the information necessary pursuant to the established time frames included but not limited to application submittal, submission of revised documents, etc. for review by City Staff and the designated reviewing entity may cause application to be deferred without further review until such time the requested information is submitted.
- 6. All representatives of the application have registered with and completed lobbyist forms for the City of Coral Gables City Clerk's office.
- 7. Understand that under Florida Law, all the information submitted as part of the application are public records.
- 8. Additional costs in addition to the application fees may be assessed associated with the review of applications by the City. These are costs that may be incurred by the applicant due to consultant fees paid by City to review the application. The types of reviews that could be conducted may include but are not limited to the following: property appraisals; traffic impact analyses; vegetation/environmental assessments; archeological/historic assessments; market studies; engineering studies or reports; and legal fees. Such fees will be assessed upon finalization of the City application review.

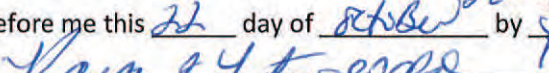
Property owner(s) signature(s): 	Property owner(s) print name:  Spencer Morris on behalf of RC Acquisitions, LLC
Property owner(s) signature(s):	Property owner(s) print name:
Property owner(s) signature(s):	Property owner(s) print name:

Address: 121 Alhambra Plaza, Suite 1600, Coral Gables, FL 33134

Telephone: 305-443-1000      Fax: 305-476-2524      Email: wasm@allenmorris.com

### NOTARIZATION

STATE OF FLORIDA/COUNTY OF

The foregoing instrument was acknowledged before me this 22 day of October <sup>2020</sup> by Spencer Morris  
 (Signature of Notary Public - State of Florida) 



(Print, Type or Stamp Commissioned Name of Notary Public)

Personally Known OR  Produced Identification; Type of Identification Produced \_\_\_\_\_



# City of Coral Gables Planning Division Application

5. Failure to provide the information necessary pursuant to the established time frames included but not limited to application submittal, submission of revised documents, etc. for review by City Staff and the designated reviewing entity may cause application to be deferred without further review until such time the requested information is submitted.
6. All representatives of the application have registered with and completed lobbyist forms for the City of Coral Gables City Clerk's office.
7. Understand that under Florida Law, all the information submitted as part of the application are public records.
8. Additional costs in addition to the application fees may be assessed associated with the review of applications by the City. These are costs that may be incurred by the applicant due to consultant fees paid by City to review the application. The types of reviews that could be conducted may include but are not limited to the following: property appraisals; traffic impact analyses; vegetation/environmental assessments; archeological/historic assessments; market studies; engineering studies or reports; and legal fees. Such fees will be assessed upon finalization of the City application review.

Property owner(s) signature(s): 	Property owner(s) print name:  Pablo Corredor on behalf of P & J Enterprise Holdings, LLC
Property owner(s) signature(s):	Property owner(s) print name:
Property owner(s) signature(s):	Property owner(s) print name:

Address: 225 Malaga Avenue, Coral Gables, FL 33134

Telephone: 305-444-4611      Fax:      Email: OpenSesameUSA@aol.com

### NOTARIZATION

STATE OF FLORIDA/COUNTY OF

The foregoing instrument was acknowledged before me this 22 day of Oct 2020 by Pablo Corredor  
 (Signature of Notary Public - State of Florida)



(Print, Type or Stamp Commissioned Name of Notary Public)

Personally Known OR  Produced Identification; Type of Identification Produced \_\_\_\_\_





# City of Coral Gables Planning Division Application

Contract Purchaser(s) Signature: 	Contract Purchaser(s) Print Name: Spencer Morris
Contract Purchaser(s) Signature: 	Contract Purchaser(s) Print Name:

Address:  
121 Alhambra Plaza, Suite 1600, Coral Gables, FL

Telephone: 305 323 2200      Fax:      Email: wasm@albmorris.com

### NOTARIZATION

STATE OF FLORIDA/COUNTY OF

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_ by \_\_\_\_\_

(Signature of Notary Public - State of Florida)

(Print, Type or Stamp Commissioned Name of Notary Public)

Personally Known OR  Produced Identification; Type of Identification Produced \_\_\_\_\_

Applicant(s)/Agent(s) Signature:	Applicant(s)/Agent(s) Print Name: Anthony De Yurre
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Address: 1450 Brickell Avenue, Suite 2300, Miami, FL 33131

Telephone: 305-350-2404      Fax:      Email: adeyurre@bilzin.com

### NOTARIZATION

STATE OF FLORIDA/COUNTY OF

The foregoing instrument was acknowledged before me this 20 day of NOV by ADY

(Signature of Notary Public - State of Florida)



(Print, Type or Stamp Commissioned Name of Notary Public)

Personally Known OR  Produced Identification; Type of Identification Produced DMAS License



# City of Coral Gables Planning Division Application

Contract Purchaser(s) Signature:	Contract Purchaser(s) Print Name:
Contract Purchaser(s) Signature:	Contract Purchaser(s) Print Name:

Address:

Telephone:	Fax:	Email:
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### NOTARIZATION

STATE OF FLORIDA/COUNTY OF \_\_\_\_\_  
 The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_ by \_\_\_\_\_  
 (Signature of Notary Public - State of Florida)

(Print, Type or Stamp Commissioned Name of Notary Public)  
 Personally Known OR  Produced Identification; Type of Identification Produced \_\_\_\_\_

Applicant(s)/Agent(s) Signature: <i>Anthony Victor De Yurre</i>	Applicant(s)/Agent(s) Print Name: Anthony De Yurre
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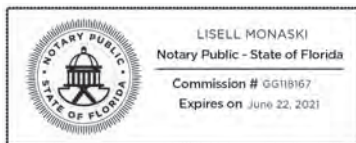
Address: 1450 Brickell Avenue, Suite 2300, Miami, FL 33131

Telephone: 305-350-2404	Fax:	Email: adeyurre@bilzin.com
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### NOTARIZATION

STATE OF FLORIDA/COUNTY OF SEMINOLE  
 The foregoing instrument was acknowledged before me this 6th day of 11/2020 by Anthony De Yurre.  
 (Signature of Notary Public - State of Florida)

*Lisell Monaski*  
 Lisell Monaski  
 Electronic Notary



Notarized online using audio-video communication

(Print, Type or Stamp Commissioned Name of Notary Public)  
 Personally Known OR  Produced Identification; Type of Identification Produced Florida Drivers License

## **Tab 2**

April 14, 2022

Mr. Ramon Trias  
Planning Director  
City of Coral Gables  
427 Biltmore Way, 2<sup>nd</sup> Floor  
Coral Gables, FL 33134

**Re: Planning and Zoning Board Application / Statement of Use / Ponce Park Residences: 224 and 216 Catalonia Avenue, 3000 Ponce de Leon Boulevard, 203 University Drive, and 225 Malaga Avenue (the "Property")**

Dear Mr. Trias:

On behalf of RC Acquisitions, LLC, and P & J Enterprise Holdings, LLC, (the "Applicants"), we respectfully submit this Statement of Use for consideration by the Planning and Zoning Board in connection with the proposed redevelopment of the Property with a mixed-use project. The Property is identified by the following tax folio numbers: 03-4117-005-7140, 03-4117-005-7160, 03-4117-005-7170, 03-4117-005-7180, and 03-4117-005-7230. The Property also includes the existing 20-foot wide alley. According to the plans provided, the Property is approximately 42,950 square feet (0.99 acres) in size, inclusive of the alley.

As indicated on the City's Future Land Use Map, a copy of which is attached as Exhibit "A", the Property is presently designated Commercial Low-Rise Intensity. As indicated on the City's Zoning Map, a copy of which is attached hereto as Exhibit "B", the Property is designated Commercial (C).

This application includes the following requests: (1) Small-scale Comprehensive Plan Future Land Use Map Amendment to change the designation of the Property to Commercial High-Rise Intensity; (2) Conditional Use approval of a Mixed-Used ("MXD") individual building<sup>1</sup>; (3) abandonment and vacation of an alleyway bounded on both sides by the Project<sup>2</sup> and subdivision

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<sup>1</sup> The Applicant seeks a Small-Scale Comprehensive Plan Future Land Use Map Amendment to Commercial High-Rise Intensity. The Applicant only seeks MXD to constitute an individual mixed use building as permitted in the Commercial (C) Zoning District, per Sec. 4-201(A)(7)(e). As the Property is zoned Commercial (C), the Applicant does not seek a land use change to a mixed-use designation.

<sup>2</sup> This alleyway is not only bound on both sides by the Project, it does not bisect the length of the block, serves no current purpose as it serves no existing back of house, and it is one of the smallest, if not the smallest, alleyways in the City's commercial core. Importantly, the alleyway is being replaced with an even larger pedestrian paseo to promote walkability.

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review for a tentative plat to accommodate the curvilinear building footprint; and, (4) transfer of development rights to the Property (“TDRs”).<sup>3</sup>

The proposed development will consist of 80 residential units, approximately 15,671 square feet of retail, 173 parking spaces, a base podium height of 36 feet, stepped back upper podium height of 73 feet and further significantly stepped back overall height of 149 feet for the smaller floorplate of the upper residential floors (the “Project”). The Project also includes an expansive double-height colonnade, midblock pedestrian paseo to replace the underutilized midblock alleyway, natural stone podium façade, LEED building or equivalent, and architectural features consistent with Coral Gables Mediterranean Design architectural standards.

The Applicant has engaged in extensive dialogue with community stakeholders and City staff in order to improve the design of the Project, including hosting numerous community meetings and workshops with neighboring property owners, as well as outreach on an individual basis. As a result of this engagement, the Project has been improved to satisfy the neighbors’ requests. These improvements are listed below in order of request by the neighbors:

1. University Drive Right-of-Way: No Vacation and No Floor Area
  - a. The Project is **no longer seeking vacation** of the University Drive right-of-way and **no longer seeking use of floor area from the University Drive right-of-way**, at the specific request of neighbors. Notwithstanding, the Applicant is still proffering to improve the same University Drive right-of-way with a public park completely at the direction of the City. This park area will total 21,488 square feet. When taking into account the Project open space, the total area of the improved public space will be 26,404 square feet, larger than Merrick Park across the street from City Hall.
2. Density Reduction from 161 to 80 Units
  - a. The residential density of the Project has been **reduced by over half**, from 161 units in the original submission to 80 units in the current submission, at the specific request of the neighbors.
3. From Apartment to Condominium
  - a. The residential component of the Project was changed from rental apartments to condominium ownership, at the specific request of the neighbors who felt condominium owners would add to their property values as opposed to transient renters, as well as further reduce traffic as renters would live year-round at the Project.

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<sup>3</sup> Though the Project does not require a rezoning because this applicant travels under the 2019 Zoning Code designation of Commercial (C), the City has suggested rezoning the Property to MX3 to retain underlying map consistency with the 2021 Zoning Code. On this point, the Applicant defers to the request of the City.

#### 4. Parking Reduction from 276 to 173 Spaces

- a. The parking included in the Project has been reduced from 276 parking spaces to 173 parking spaces, at the specific request of neighbors who objected to “over-parking” the Project. This also allowed for improved massing as further noted below.

#### 5. Height and Massing Reduction

- a. The office component of 44,080 square feet was removed from the proposal in a prior iteration in order to reduce the amount of parking included in the design and improve the overall massing of the Project.
- b. The height of the Project has been reduced from sixteen (16) floors with a maximum height of 190’6” in the original submission, to fifteen (15) floors with a maximum height of 179 feet in the most recent prior submission, and now down to twelve (12) floors with a maximum height of 149 feet. It is important to note that the maximum height is only for the significantly reduced residential floorplate in floors 6 to 12, while the podium level which covers a much larger floorplate only goes to 75 feet. At this height the Project is only the sixth tallest building in the immediate neighborhood fronting “Ponce Circle Park”, and again only for a reduced portion of the Project floorplate. The Project is also now **half** the height of the main tower at the development immediately to the west on Ponce De Leon which stands at a total height of 297 feet with all architectural features. At half the true height of tallest building across the street, the Project provides a transitional height to the west. Please refer to the massing and height diagrams included in the architectural plans for an illustration of the Project in context with the surrounding neighborhood.
- c. The retail area included in the Project has been reduced from 28,186 square feet to 15,671 square feet to take more of a residential feel, at the specific request of neighbors.

The Project will also include significant public benefits to the City and residents, including various improvements to the offsite public domain and right-of-way. These improvements will improve pedestrian and vehicular safety and provide lush specimen landscaping and maintained at the Applicant’s expense without the benefit of any additional floor area. In fact, the applicant will ultimately dedicate 407 square feet of its private land to the City and build out a park and total open space area of 26,404 square feet.

### **Comprehensive Plan Map Amendment**

The Property has been characterized historically for decades as Commercial. In fact, through various iterations of the City code, the Property was always designated Commercial, without designation any designation to intensity, “low-rise” or otherwise. The Property was only designated as Commercial Low-Rise Intensity with the creation of the current Comprehensive Plan due to the Properties past Commercial, but low-rise uses such as, a gas station, fast food restaurant, and convenience store. This designation based on past uses is out of context for the

neighborhood and has prevented this property from being brought to its best use at the southern gateway to the City on the grand and wide Ponce De Leon Boulevard with the Ponce Park backdrop. The past uses of the Property such as a gas station, fast food restaurant, and convenience store, no longer fit with the current context and character of the neighborhood. The current context and character of the in the adjoining areas justify the requested change to the Comprehensive Plan Map designation of the Property to Commercial High-Rise Intensity in order to create the vibrant mix of uses intended for this part of the City. The Property is now surrounded by higher intensity Comprehensive Plan Map designations, including the parcels to the North, which are designated Commercial High-Rise and Mid-Rise Intensity, the parcels to the South, which are designated Commercial High-Rise Intensity, and the parcels to the East, which are designated Commercial High-Rise Intensity.

Additionally, the Property's Commercial Low-Rise Intensity designation no longer accurately reflects the character of the neighborhood, which has long included high-rise commercial uses, and which now includes high-rise mixed-use development. For example, a site across the street from the Property was occupied by a high-rise office building for decades at sixteen floors, and more recently became the site of The Plaza Coral Gables, with four buildings at over 200 feet, with the tallest standing at 297 feet when including its significant architectural features. To the north is another building which has stood for over 3 decades commonly referred to as the "Regions Building" that stands at over 200 feet. At a proposed height of 149 feet for only the narrowest significantly stepped back upper residential floors, the Project will not only be compatible with the surrounding area, but at 80 units and its current massing, it will be one of the smaller developments built in the last 40 years in this area and will complement and transition both the existing and new conditions in the neighborhood while promoting responsible, mixed-use, and pedestrian-friendly development in the City's commercial core.

Furthermore, we respectfully submit that the proposed amendment to the Comprehensive Plan map complies with the applicable standards set forth in Section 3-1506 of the Coral Gables Zoning Code (the "Zoning Code") as follows:

*1. Whether it specifically advances any objective or policy of the Comprehensive Plan.*

The proposed amendment advances several objectives and policies of the Comprehensive Plan, including Objective FLU-1.1., which is to preserve Coral Gables as a "placemaker" where the balance of existing and future uses is maintained to achieve a high quality living environment and Policy FLU-1.9.1., which is to encourage balanced mixed-use development in the central business district and adjoining commercial areas to promote pedestrian activity and provide for specific commitments to design excellence and long term economic and cultural vitality. It will also help advance Objective REC-1.1 and Policy REC 1.1.1. by creating an urban open space that will enhance the quality of life and increase the amount of recreational opportunities for the City's residents and visitors.

*2. Whether it is internally consistent with the Comprehensive Plan.*

The proposed amendment is internally consistent with the Comprehensive Plan, as indicated on the existing Comprehensive Plan Future Land Use Map. The properties directly to the south and east of the Property are both presently designated Commercial High-Rise Intensity, and the property directly to the North of the Property is designated Commercial Mid-Rise Intensity.

Accordingly, changing the Comprehensive Plan Future Land Use Map designation of the Property to Commercial High-Rise Intensity is consistent with the Comprehensive Plan.

*3. Its effect on the level of service of public infrastructure.*

The proposed amendment will improve the level of service of public infrastructure because it will facilitate the creation of new urban open space in the City and ensure that the City meet or exceed all levels of service standards and, in accordance with Policy CIE-1.2.1., by increasing the amount of urban open space within the required service radius. The Project will also place residents, office users, retail customers, and restaurant patrons on the main route of the Coral Gables trolley service, which connects the Douglas Metrorail Station with the City's Central Business District (the "CBD"). The importance of the trolley service was emphasized by the City's recent decision to extend trolley service to include Saturday. Lastly, the Project is designed with a pedestrian mid-block paseo, which will enhance pedestrian activity by connecting Malaga Avenue and Catalonia Avenue.

*4. Its effect on environmental resources.*

The proposed amendment will have no negative effect on environmental resources. The Project will feature various environmentally friendly and conscious components, including LEED standard or equivalent construction, a reduction of nuisance traffic by internalizing valet and shared ride operations, bicycle racks to encourage alternative forms of transportation, electric vehicle charging stations to promote sustainability, an increase in public transportation ridership by placing users on the main Coral Gables trolley service route, and an increase in the amount of landscaped open space. Additionally, dozens of trees, many of which are specimen trees, will be planted.

*5. Its effect on the availability of housing that is affordable to people who live or work in the City of Coral Gables.*

The proposed amendment will help increase the availability of housing that is affordable to people who live or work in the City. By increasing the maximum permitted height on the Property consistent with the surrounding area, the City will ensure that it will be able to provide a supply of housing that addresses the City's needs and provide housing diversity to enhance the City's social and economic growth, while allowing for a slender tower design. The proposed amendment will also support the infill of housing with mixed-use development consistent with Objective HOU-1.5.

*6. Any other effect that the City determines is relevant to the City Commission's decision on the application.*

The proposed amendment is consistent with various goals, objectives and policies of the Future Land Use, Design, Housing, and Mobility Elements of the Comprehensive Plan and is appropriate in light of recent developments in the surrounding area. Further, it will facilitate the development of the Project, which will advance the City's goals of providing public/open spaces that serve as gathering places in the downtown area, encouraging balanced mixed-use development in the City's commercial areas to promote pedestrian activity, and promoting high quality, creative design and site planning that is compatible with the City's architectural heritage



and surrounding development, all while improving the vehicular and pedestrian safety on this corner.

### **Conditional Use Approval for MXD Individual Building**

We respectfully submit that the proposed mixed-use site plan for individual building complies with the applicable conditional use criteria set forth in Section 3-408 of the Zoning Code as follows:

- A. The proposed conditional use is consistent with and furthers the goals, policies and objectives of the Comprehensive Plan and furthers the purposes of these regulations and other City ordinances and actions designed to implement the Plan.*

The Project is consistent with and furthers the following goals, policies, and objectives of the Comprehensive Plan:

**Goal FLU-1. Protect, strengthen, and enhance the City of Coral Gables as a vibrant community ensuring that its neighborhoods, business opportunities, shopping, employment centers, cultural activities, historic value, desirable housing, open spaces, and natural resources make the City a very desirable place to work, live and play.**

The Project will help to protect, strengthen, and enhance the City of Coral Gables as a vibrant community and make the City a desirable place to work, live, and play. The Project incorporates these three aspects by including a mix of residential, retail, and office uses. Lush specimen landscaping interspersed with welcoming pedestrian hardscapes that create a sense of place for the community to gather for passive recreation will enhance the aesthetic quality of the area.

**Objective FLU-1.9. Encourage sound innovation in the development standards of the City's Zoning Code which provides a continuing process to respond to community needs.**

The Project includes the proposed abandonment and vacation of the 20-foot wide alley that presently bisects the Property. Instead of the alley, the Project will provide a midblock pedestrian paseo connecting Catalonia Avenue and Malaga Avenue in order to increase walkability and access.

**Policy FLU-1.9.1. Encourage balanced mixed use development in the central business district and adjoining commercial areas to promote pedestrian activity and provide for specific commitments to design excellence and long term economic and cultural vitality.**

The Project will represent a true mixed-use development in the commercial area just outside the boundary of the central commercial district. It will be pedestrian oriented with a sweeping pedestrian passageway through the middle of the Property. The Project will also provide a significant amount of open space. Further, the Project is located on the major transit corridor of Ponce de Leon Boulevard, which connects to Coral Gables Trolley transporting residents and visitors from Miracle Mile to the Metrorail Douglas Station.

**Goal DES-1. Maintain the City as a livable city, attractive in its setting and dynamic in its urban character.**

The Project will not only maintain the City as a livable city, but will make it even more livable, attractive in its setting, and dynamic in its urban character by turning an underutilized site into a first class mixed-use development with vast public open spaces within the City's urban core. It will help make the City a desirable destination for residents and visitors to work, live, and play.

**Objective DES-1.1. Preserve and promote high quality, creative design and site planning that is compatible with the City's architectural heritage, surrounding development, public spaces and open spaces.**

The Project will feature high quality, creative design and site planning that is compatible with the City's architectural heritage, surrounding development, public spaces, and open spaces in compliance with the Coral Gables Mediterranean style design standards. The Project will also feature vertical step backs and planter breaks, vertical breaks, and covered arcade public open space, in addition to a significant amount of landscaped open space.

**Policy DES-1.1.1. Promote and support George Merrick's vision consistent with the established historic and cultural fabric of the City.**

The Project has been designed in a manner that is consistent with George Merrick's vision and with the established historic and cultural fabric of the City. The Project is inspired, in part, by Coral Gables City Hall with similar features, including the rotunda parti, cantilevered capital, and vaulted/coffered arcade. The Project will also feature a perforated cast limestone façade inspired by the limestone featured on many of the City's historic sites and has been designed to provide for architectural elements focused to a pedestrian scale.

**Goal HOU-1. Provide a supply of housing that addresses the City's needs that shall include a variety of housing opportunities for all income ranges, provide housing diversity to enhance the City's social and economic growth and continue to be a distinctive, diverse, attractive and desirable place to live.**

As a true mixed-use development, the Project will provide a space within the City's urban core to live, work, and play. The Project will create housing opportunities for various income ranges by offering different size units from studio to four bedroom. This wide variety of units will help to enhance the City's social and economic growth by providing housing for those who work and play in Coral Gables and make the City a more attractive and desirable place to live.

**Objective HOU-1.5. Support the infill of housing in association with mixed use development.**

The Project promises appropriate redevelopment and infill of housing with mixed-use development in the City's urbanized area in a manner that is compatible with George Merrick's vision. It will also provide commercial services in addition to housing near the City's employment center, thereby reducing the need to drive.

**Policy HOU-1.5.2. Encourage residential mixed use as a means of increasing housing supply within the Downtown/Central Business District/Mixed Use Development Overlay Area, thereby promoting increase in commercial and retail activity, increased use of transit, reduction of auto dependency, in association with minimizing visual and physical impacts of nearby lower density areas.**

Although the Property is not located within the boundaries of the Central Business District or the Mixed Use Development Overlay Area, it is located within the adjoining commercial area to the Central Business District and across from The Plaza Coral Gables Planned Area Development. The Project will enhance the ability of both residents and visitors to walk to destinations and to live, work, and play within the same area. The Project will promote an increase in commercial and retail activity, encourage use of public transit and alternative modes of travel (specifically the Coral Gables Trolley), and reduce vehicular traffic due to its location on a transit route.

**Goal REC-1. The City of Coral Gables recreation system will serve the residents with neighborhood parks and open spaces that offer both passive and active recreation activities and facilities; that are linked together with a network of sidewalks, pathways and bike lanes; and provide public/open spaces that serve as gathering places in the downtown area.**

As further described below, the Project will transform a hazardous and underutilized intersection into a public open space that is linked together with the City's network of sidewalks, pathways, and bike lanes and that will serve as a gathering place in the downtown area.

**Objective REC-1.1. Provide quality recreation programs and adequate provision of recreation facilities to meet the needs of residents.**

The Recreation and Open Space element of the City's Comprehensive Plan sets forth certain level of service standards for Urban Open Spaces, which are defined as those designated areas which are between 0 and .25 acres and typically contain landscaped areas but have very limited or no facilities or other improvements. These sites serve to preserve the aesthetic quality of an area or to intersperse congested urban environments with aesthetically pleasing buffer areas. The Project will further this objective by creating publicly accessible open spaces with landscaped areas and help the City maintain a high standard of aesthetic quality.

**Policy REC-1.1.8. Maintain and enhance landscaped open spaces for passive recreation in the Central Business District and in appropriate areas throughout the City.**

The Project includes a landscaped open space for passive recreation just outside the boundaries of the Central Business District, which will be maintained by the Applicants.

*B. The available use to which the property may be put is appropriate to the property that is subject to the proposed conditional use and compatible with existing and planned uses in the area.*

The proposed residential, retail, and office uses are appropriate to the Property and compatible with both existing and planned uses in the area, which is characterized by multifamily

residential development, retail uses, and office spaces, including The Plaza Coral Gables which is located directly East of the Property and the Central Business District which is to the North of the Property.

*C. The proposed conditional use does not conflict with the needs and character of the neighborhood and the City.*

The proposed conditional use creates a diversity of uses within walking distance, including residential, offices, neighborhood commercial, and public open spaces, consistent with the purpose of the MXD regulations. The Property is surrounded by mixed-use developments, including The Plaza Coral Gables, 100 Miracle Mile and 33 Alhambra. The Project provides landmark opportunities, including physically defined urban passageways, parks, and public open spaces to provide places for social activity which will serve and meet the needs of both the neighborhood and the City.

*D. The proposed conditional use will not adversely or unreasonably affect the use of other property in the area.*

The Project will not adversely or unreasonably affect the use of other property in the area. Rather, the Project will complement and enhance the use of other property in the area because it will increase the choices available for transportation, including pedestrian circulation opportunities, integrate public gathering areas, and provide for an increased range of housing types and workplace opportunities.

*E. The proposed use is compatible with the nature, condition and development of adjacent uses, buildings and structures and will not adversely affect the adjacent uses, buildings or structures.*

The Project is compatible with the nature, condition, and development of adjacent uses, buildings, and structures in scale and size in its immediate vicinity. The Project utilizes a variety of architectural attributes and street level amenities to create a sense of place and ensure functional areas. Furthermore, the proposed uses are complementary in nature to the existing adjacent uses and will help to create a truly mixed-use urban environment.

*F. The parcel proposed for development is adequate in size and shape to accommodate all development features.*

The size and shape of the Property are more than adequate to accommodate the Project's development features. The Property has been carefully designed in a manner that honors George Merrick's vision with traditional Mediterranean design and promotes a pedestrian friendly environment with lush public open spaces and covered arcades. Additionally, the sweeping crescent design and pedestrian arcade along the Project's eastern side mimics the original design of the Property's underlying plat. It is important to note that, over the years, this intersection has been redesigned in a manner that is inconsistent with the original plat, and the existing triangular median has made the intersection more, rather than less, dangerous.

*G. The nature of the proposed development is not detrimental to the health, safety and general welfare of the community.*

Well-planned and thoughtful moderate density can help reduce our reliance on cars and actually improve the health, safety, and general welfare of the City's residents. Not only will the Project create a more walkable, livable City, but it will also provide lush landscaped open space for public gatherings and relaxation. In fact, one of the purposes of the MXD regulations is to provide for residential uses at higher densities in exchange for public realm improvements. The Project proposes various public realm improvements, including covered arcades for both residents, office tenants, and customers.

*H. The design of the proposed driveways, circulation patterns and parking is well defined to promote vehicular and pedestrian circulation.*

The Project has been designed in a manner that promotes vehicular and pedestrian circulation with a separate entrance to the parking garage and a midblock pedestrian paseo connecting Catalonia Avenue and Malaga Avenue in order to increase walkability and avoid traffic congestion.

*I. The proposed conditional use satisfies the concurrency standards of Article 3, Division 13 and will not adversely burden public facilities, including the traffic-carrying capacities of streets, in an unreasonable or disproportionate manner.*

As indicated in the traffic report submitted herewith, the Project will satisfy the applicable concurrency standards and will not adversely burden public facilities, including the traffic-carrying capacities of streets.

### **Abandonment and Vacation**

We respectfully submit that the requested abandonment and vacation of the 20-foot wide alley complies with the applicable standards set forth in Section 3-1203 of the Zoning Code as follows:

A. The non-fee property interest sought to be abandoned:

1. Does not provide a benefit to the public health, safety, welfare, or convenience, in that:
  - a. It is not being used by the City for any of its intended purposes.

The alleyway is not only bound on both sides by the Project, it does not bisect the length of the block, serves no current purpose as it serves no existing back of house, and it is one of the smallest, if not the smallest, alleyways in the City's commercial core. In fact, from an aerial view one cannot decipher the alleyway from the vacant surface lots currently used for parking. **Importantly, the alleyway is being replaced with an even larger pedestrian paseo to promote walkability.**

In general, alleys have a limited level of utility in today's modern cities. Traditionally, alleys had been used to hide the more utilitarian, less attractive functions of urban life, including service access, garbage cans, and telephone equipment, but recent changes have contributed to the demise of the alley. Today, the benefits of urban life have been embraced, including walkability

and compact mixed-use development, and pedestrian paseos are promoted instead of the traditional alleyway to serve the community's needs.

In this case, the existing alley is not being used by the City for any of its intended purposes. The Applicants will work closely with its architect and City staff to ensure that all needs are met by the proposed driveway to the garage, loading area, and pedestrian paseo to replace the form and function of the existing alley.

- b. The Comprehensive Plan, special purpose plan, or capital improvement program does not anticipate its use; or

There is no plan or program that anticipates the use of the alley.

- 2. Provides some benefit to the public health, safety, welfare, or convenience, but the overall benefit anticipated to result from the abandonment outweighs the specific benefit derived from the non-fee property interest, in that:
  - a. The vacation or abandonment will not frustrate any comprehensive plan, special purpose plan, or capital improvement program of the City;

As mentioned above, not only will the vacation and abandonment of the alley not frustrate any comprehensive plan, special purpose plan, or capital improvement program of the City, but it will be more consistent with such plans and programs.

- b. The vacation or abandonment will not interfere with any planning effort of the City that is underway at the time of the application but is not yet completed; and

To the Applicants' knowledge, the vacation and abandonment of the alley will not interfere with any planning effort of the City that is presently underway but not yet completed.

- B. The vacation or abandonment will provide a material public benefit in terms of promoting the desired development and improves the City's long-term fiscal condition and the applicant provides beneficial mitigation in the form of a proffered mitigation plan which mitigates the loss of real property, the increase in the intensity of use and/or impacts on the public health, safety and welfare including increased parking and traffic.

As explained above, the requested vacation and abandonment will provide a material public benefit to the City. The alley will be replaced with a mid-block paseo, which will improve pedestrian movement and safety.

### **Replatting and Public Works Comments**

The replatting of the Property will allow for the property line and new tract to follow the curvilinear façade of the Project. This adjustment of the property line will result from the dedication of 1,725 square feet of the Property from the Applicant to the City and a vacation of 1,318 square feet of University Drive right-of-way from the City to the Applicant. **This dedication and vacation will result in a net gain of land to the City of 407 square feet.** The Applicant made a

commitment to the community to not use any of the University Drive right-of-way in its floor area ratio calculations. As such, the Applicant proffers that for purposes of floor area calculations that its building site be determined to include the vacation of the 20-foot alley of 3,002 square feet and the square footage of its pre-dedication privately owned land of 39,948 square feet, for a total building site area for purposes of floor area calculation of 42,950 square feet. For reference please see enclosed Tentative Plat Survey (the "Tentative Plat") and separate Boundary and Topographic Survey, both dated January 26, 2022, by Fortin, Leavy, Skiles, Inc.

Public Works comments of January 22, 2021, state the Tentative Plat meets the minimum technical requirements from their review. The Tentative Plat enclosed herein maintains the same exact Tract A and merely removes Tract B as requested by City Planning Department staff. Since the City will not be vacating the University Drive right-of-way as contemplated the majority of the Public Works comments are no longer applicable to the Project. Notwithstanding, Public Works has reserved the right to review based on the final site plan approved by the City and the Applicant will work with Public Works in this review.

Regarding Public Work's utility comments, the enclosed application was updated to include a utility clearance letter from FP&L. As part of our Public Works application for street and alley vacation, the applicant obtained clearance letters from all telecommunication utilities registered with the City of Coral Gables. Pursuant to the enclosed email of March 17, 2020, from the City of Coral Gables Department of Public works, Crown Castle, Fibernet Direct, and XO Communications were not listed as registered utilities. Further, Fibernet Direct was acquired by Crown Castle and XO Communications was acquired by Verizon. As such, Fibernet Direct and Crown Castle are legacy entities that no longer exist and no longer provide clearance letters. For those reasons, there are no such clearance letters from Crown Castle, Fibernet Direct, and XO Communications.

Regarding sewer upgrade discussions, the Applicant is analyzing two options. The first option is a gravity sewer main and the second is a private pump station. For the gravity sewer the Applicant continues to analyze recovery costs from nearby future development into the upgraded system, as well as, potential delays from offsite conflicts, excavation and exploration. For the private pump station, the Applicant continues to analyze initial costs and future costs related to maintenance packages per year due to normal wear and tear. Both of these options are also impacted by the significant reduction in unit density for the Project. As such, the Applicant continues to analyze the best course of action in regards to sewer upgrades and will continue to coordinate with the City based on the approved site plan.

### **Transfer of Development Rights**

The TDRs that the Applicants are seeking to utilize for the Project were created as the result of the Dispute Resolution Agreement entered into between Mundomed, S.A., South High Cliff Corp., and the City of Coral Gables, dated May 2, 2017, recorded in Official Records Book 30586, at Page 3354, in the Official Records of Miami-Dade County, Florida, a copy of which is attached hereto as Exhibit "C" (the "Agreement"). The Agreement did not involve a local historic landmark or a contributing property within a local historic district, thus no sending site review is required, as confirmed by City Staff. Rather, the Agreement involved certain real property which the City rezoned to a less intensive use.

Pursuant to the Agreement, the owner of the property agreed not to oppose or challenge the rezoning in exchange for 50,000 square feet of TDRs which may be transferred to and utilized in any Commercial zoned areas of the City which do not abut and are not adjacent to either (i) South Dixie Highway or (ii) properties zoned SFR (Single Family Residential). Pursuant to the Agreement, the filing of the TDR application is subject to approval by the City Commission. At its meeting on Tuesday, August 27, 2019, the Coral Gables City Commission granted initial approval to file an application to receive TDRs on the Property for the Project. It is important to note that only 37,581 SF of the 50,000 SF of TDRs available pursuant to the Agreement are requested to be transferred. According to the Agreement, the TDRs may also be converted from intensity to density at a rate of 1,000 SF of TDRs per unit. The Applicants intend to transfer approximately 37,581 square feet of the available TDRs for floor area.

Thank you for your attention to this matter, and we look forward to working with the City on this exciting project. Should you have any questions or require additional information, please do not hesitate to contact me at (305) 350-2404.

Sincerely,

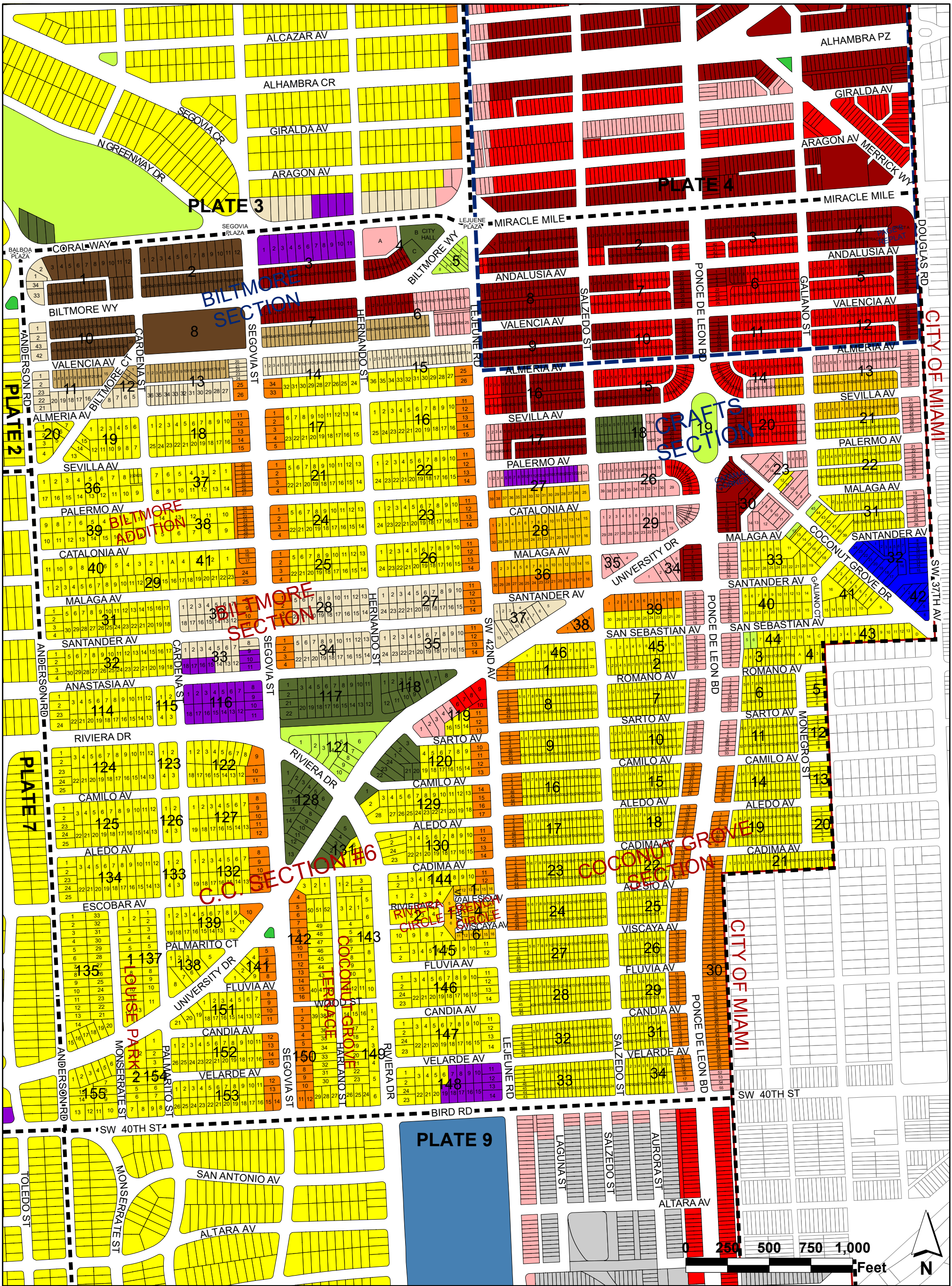
*Anthony De Yurre*

Anthony De Yurre

Enclosures



# EXHIBIT "A"



# Future Land Use Map

## Land Use Classifications

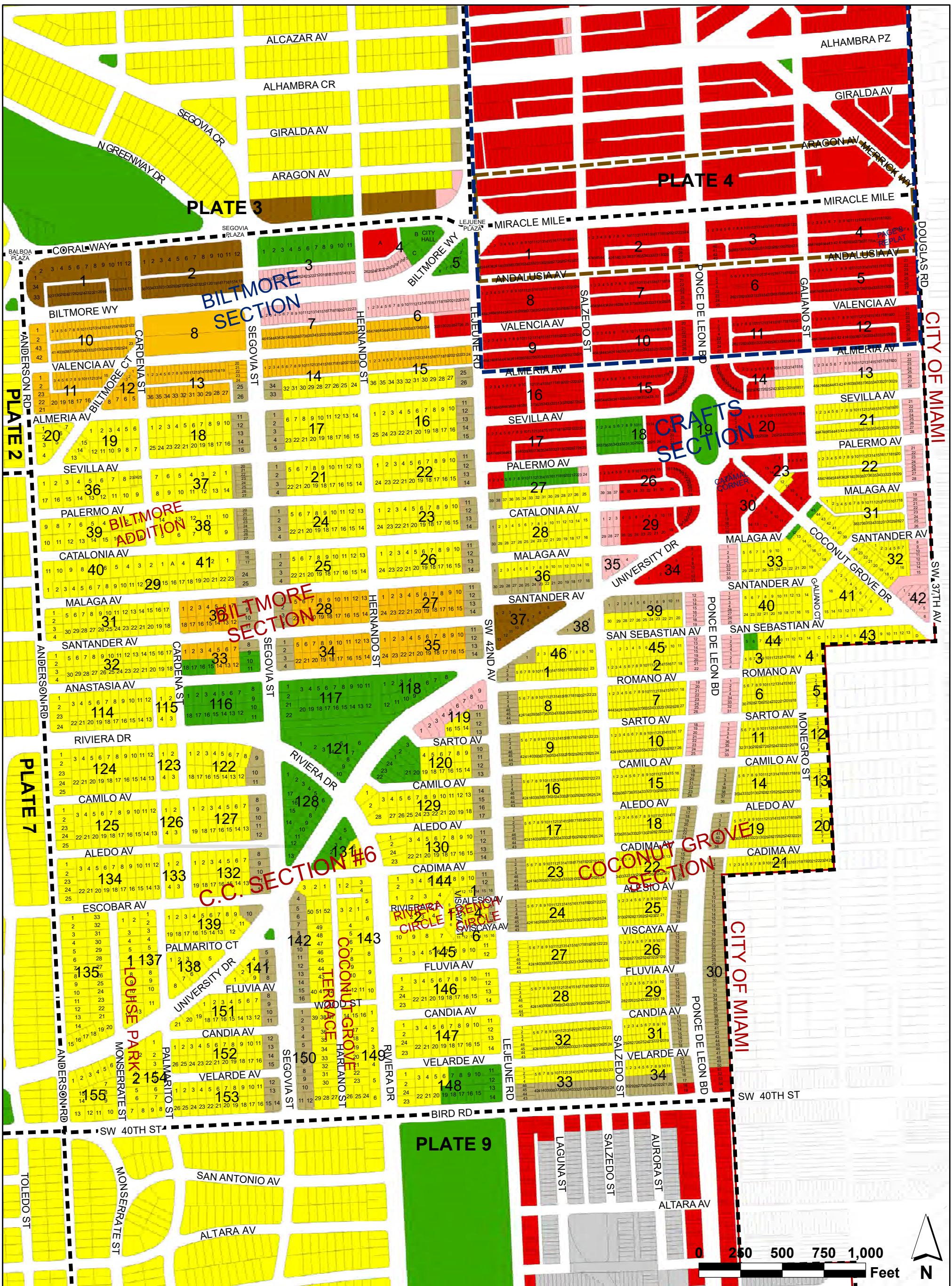
- |  |   |
|--|---|
| Residential Single-Family Low Density (6 Units/Acre)             | Residential Multi-Family High Density (150 Feet; 60 Units/Acre) |
| Residential Single-Family High Density (9 Units/Acre)            | Commercial Low-Rise Intensity (50 Feet; 3.0 F.A.R.)             |
| Residential Multi-Family Duplex Density (9 Units/Acre)           | Commercial Mid-Rise Intensity (70 Feet; 3.0 F.A.R.)             |
| Residential Multi-Family Low Density (50 Feet; 20 Units/Acre)    | Commercial High-Rise Intensity (150 Feet; 3.0 F.A.R.)           |
| Residential Multi-Family Medium Density (70 Feet; 40 Units/Acre) | Industrial  |

- |                                  |                                   |
|----------------------------------|-----------------------------------|
| University Campus                | Conservation Areas                |
| University Campus Multi-Use Area | Public Buildings and Grounds      |
| Education                        | Hospital                          |
| Parks and Recreation             | Religious/Institutional           |
| Open Space                       | Community Services and Facilities |

(CBD) Central Business District

**Plate 6 of 18**  
 City of Coral Gables  
 Planning & Zoning Division  
 July 2013

# EXHIBIT “B”



# Zoning Map

## Zoning Districts

- (SFR) Single-Family Residential District
- (MF1) Multi-Family 1 Duplex District
- (MF2) Multi-Family 2 District
- (MFSA) Multi-Family Special Area District
- (UCD) University Campus District
- (S) Special Use District
- (P) Preservation District
- (CL) Commercial Limited District
- (C) Commercial District
- (I) Industrial District
- (DO) Downtown Overlay District
- (CBD) Central Business District

**Plate  
6 of 18**

City of Coral Gables  
Planning & Zoning Division  
July 2013

# EXHIBIT “C”

This instrument was prepared by and  
after recording return to:

Mario Garcia-Serra, Esq.  
600 Brickell Avenue, Suite 3500  
Miami, Florida 33131

### **DISPUTE RESOLUTION AGREEMENT**

This Dispute Resolution Agreement (hereinafter, the "Agreement"), is made and entered into by and among MUNDOMED S.A., a Dominican Republic corporation, and SOUTH HIGH CLIFF CORP., a Panama corporation (collectively, hereinafter the "Owners") and the CITY OF CORAL GABLES, a Florida municipality (hereinafter the "City") (collectively, the "Parties").

#### **WITNESSETH:**

**WHEREAS**, the Owners own certain real property identified by Miami-Dade County Property Tax Folio Identification Nos. 03-5107-001-0040 and 03-5107-001-0030, legally described as:

Lot 3 of Avocado Land Co. according to the plat thereof recorded at Plat Book 2, Page 44, in the Public Records of Miami-Dade County, Florida (hereinafter the "Property");  
and

**WHEREAS**, the Property is currently zoned as Single-Family Residential District pursuant to the City of Coral Gables Zoning Map; and

**WHEREAS**, the City intends to change the Property's zoning district to Preservation District; and

**WHEREAS**, Article 3, Division 17 of the City of Coral Gables Zoning Code ("Division 17") entitled, "Protection of Landowners' Rights; Relief from Inordinate Burdens," is intended to protect landowners' rights and provide relief from inordinate burdens; and

**WHEREAS**, pursuant to Section 3-1702(B) of the City of Coral Gables Zoning Code, City Staff may initiate this procedure and file an application at any time in order to settle a pending dispute or litigation; and

**WHEREAS**, pursuant to Section 3-1701 of the City of Coral Gables Zoning Code, the City may agree to a settlement to mitigate the burden where a party to a settlement agrees in the settlement to bear a disproportionate burden of a government use that benefits the public; and

**WHEREAS**, pursuant to Section 3-1703(A) of the City of Coral Gables Zoning Code, if the City demonstrates that a settlement would avoid, mitigate, or remedy an unfair, disproportionate, or inordinate burden to a property owner, the City Commission may grant appropriate relief; and

**WHEREAS**, pursuant to Section 3-1703(B) of the city of Coral Gables Zoning Code, the decision to grant such relief rests in the sound discretion of the City Commission in the exercise of its inherent sovereign powers to settle legitimate disputes; and

**WHEREAS**, pursuant to Section 3-1703(B) of the City of Coral Gables Zoning Code, the City's policy is to fashion a proposal for resolving a dispute based on a considered balance of the following factors: (1) the degree of burden suffered by the applicant or property owners; (2) the nature and significance of the public interest that is served by the application of the regulation to the property; and (3) the likelihood of litigation, and its likely cost, the City's potential exposure, the uncertainty of the outcome, the timetable for resolving disputes, and whether there is a perceived need for a judicial determination of the issues raised by the application; and

**WHEREAS**, pursuant to Section 3-1703(B) of the City of Coral Gables Zoning Code, all relief granted pursuant to Division 17 is conditioned upon the execution of a release of all claims that may arise from or relate to the application of the land development regulations that allegedly created the unfair, disproportionate or inordinate burden; and

**WHEREAS**, the Bert J. Harris, Jr. Private Property Protection Act (the "Bert J. Harris Act") as codified in Section 70.001 of the Florida Statutes defines the term "inordinately burden" to include the use of real property such that the property owner is unable to obtain reasonable, investment-backed expectations for the use of the subject property; and

**WHEREAS**, Owners allege that the City's rezoning of the Property from Single-Family Residential District to Preservation District would disproportionately and inordinately burden the Owners' property rights in violation of Division 17 of the City of Coral Gables Zoning Code and the Bert J. Harris Act as codified in Section 70.001 of the Florida Statutes; and

**WHEREAS**, Owners have agreed, as part of the settlement, to not oppose or challenge the rezoning of the Property to the Special Use or Preservation District designation and to convey the Property to the City for use as open space and preservation area, which is of substantial public benefit, and which results in a limitation to development on the property, which is also resolved as part of this settlement; and

**WHEREAS**, the City Commission finds sufficient evidence in the record to justify a settlement pursuant to Division 17 of the City of Coral Gables Zoning Code and the Bert J. Harris Act as codified in Section 70.001 of the Florida Statutes; and

**WHEREAS**, pursuant to Division 17 of the City of Coral Gables Zoning Code and the Bert J. Harris Act as codified in Section 70.001 of the Florida Statutes, the Parties wish to enter into a dispute resolution agreement; and

**WHEREAS**, on March 28, 2017, the City Commission reviewed and approved this Agreement in this substantial form, after public hearing, pursuant to Section 3-1705 of the City of Coral Gables Zoning Code; and

**WHEREAS**, the Parties have reached an agreement as to their dispute and they desire to fully and finally resolve any and all claims against each other and their respective agents, employees, officers, elected and appointed officials, independent contractors, and representatives concerning, relating to, or in any way arising out of their dispute, and entered into this Agreement to completely settle and depose of all claims or disputes of whatever kind or nature, including, but not limited to, the Bert J. Harris Act claim, any takings or property rights claim, any petitions for certiorari, or any other matter regarding the subject matter of this Agreement whether actually asserted by Owners, or as may have been asserted, whether known or unknown, against the City; and

**WHEREAS**, this Agreement between the Parties shall fully resolve all of Owners' claims pursuant to Division 17 of the City of Coral Gables Zoning Code and the Bert J. Harris Act as codified in Section 70.001 of the Florida Statutes, which were, or could have been noticed, plead, or initiated, and any other matters described and/or defined herein.

**NOW, THEREFORE**, in consideration of the mutual promises contained herein, it is agreed between the Parties as follows:

1. The foregoing recitals are true and correct and incorporated herein as if fully set forth.
2. The Parties and all signatories hereto represent and warrant that they have full authorization and legal authority to establish the legally binding rights, obligations, and duties as expressed herein or contemplated hereby.
3. Owners hereby agree not to oppose or challenge the rezoning of the Property from Single Family Residential to Preservation District or Special Use or the redesignation of the Property on the Comprehensive Plan Land Use Map from Residential Single-Family Low Density to Parks and Recreation, Open Space, or Conservation Areas.
4. The City hereby agrees, pursuant to Section 3-1703(A)(2) of the Zoning Code, that Owners are entitled to 50,000 square feet of transferable development rights ("TDRs"), which may be transferred to and utilized in either the Central Business District or the North Ponce Mixed Use Corridor pursuant to and subject to the TDR process and approval criteria provided for in Division 10 of Article 3 of the Zoning Code. The TDRs may also be utilized in other Commercial and Industrial Zoned areas of the City, which do not abut and are not adjacent to either (i) South Dixie Highway or (ii) properties zoned SFR (Single Family Residential), with the filing of the TDR application being subject to the absolute discretion of the City Commission. Upon the approval of the filing of such TDR application, the City Commission shall utilize utilizing the process and criteria set forth in Division 10 of Article 3 of the Zoning Code. Alternatively and subject to the TDR process and approval criteria provided for in Division 10 of Article 3 of the Zoning Code, the TDRs may be used to



transfer density units at a ratio of 1,000 square feet being equivalent to 1 density unit. Any floor area utilized to transfer density units shall be deducted from the 50,000 square feet of TDRs.

5. Owners shall convey the Property to the City of Coral Gables within 90 days of the approval of this Agreement. Said timeframe may be extended administratively by the City Manager at his/her discretion.
6. The Parties understand and agree that no Party admits liability of any sort by reason of the above incidents, acts, casualties, actions, events, representations, omissions, conduct, or interpretation.
7. As required by Section 3-1703(E) of the Coral Gables Zoning Code, Owners hereby release the City of Coral Gables, including its agents, employees, officers, elected and appointed officials, independent contractors, and representatives for any claims concerning, relating to, or in any way arising out of their dispute, including, but not limited to, the Bert J. Harris Act claim, any takings or property rights claim, any petition for certiorari, or any matter regarding the subject matter of this Agreement, whether actually asserted by Owners, or as may have been asserted, and whether known or unknown.
8. The Parties warrant and represent that they have not sold, assigned, transferred, conveyed, or otherwise disposed of any of the claims, demand, obligations, or causes of action referred to in this Agreement. Further, the Parties recognize that this matter is solely unique to the circumstances arising from any potential claims pursuant to the Bert J. Harris Act and/or Division 17 of the City of Coral Gables Zoning Code, and Owners may not assign, transfer, convey, or otherwise dispose of their obligations under this Agreement.
9. The Parties declare and represent that they were not induced to enter into this Agreement by any representations respecting the nature and extent of any damages, legal liability, or financial responsibility made by any Party or their representatives.
10. This Agreement may be executed in any number of counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.
11. The Parties acknowledge that this Agreement constitutes the entire Agreement entered into by the Parties. The Parties further acknowledge that they have read it and understand it; that the terms and conditions of this Agreement were arrived at in arm's-length negotiations between the Parties with all Parties provided the opportunity to seek the advice of legal counsel; that each Party's legal counsel did or could have reviewed this Agreement; and that each of the Parties have given due and full consideration to the legal position of the other in regard to the provisions contained herein.

12. This Agreement sets forth the entire Agreement and understanding among the Parties relating in any way to the subject matter contained herein and merges all prior discussions between Owners and the City. This Agreement may be amended or modified by written instrument signed by both Parties.
13. As established in Section 3-1706 of the Coral Gables Zoning Code, this Agreement shall not become effective until the Agreement is executed by the City Manager, ratified by the City Commission, and executed by an authorized representative of the Owners.
14. Any notice required or permitted to be given under this Agreement shall be in writing and shall be deemed to have been given if delivered by hand, sent by a recognized courier (such as FedEx) or mailed by certified or registered mail, return receipt requested, in a postage prepaid envelope and addressed as follows:

If to the City:      City Mayor  
                             Office of the Mayor  
                             405 Biltmore Way, Second Floor  
                             Coral Gables, Florida 33134

With Copies to:    City Manager  
                             405 Biltmore Way, First Floor  
                             Coral Gables, Florida 33134

If to the Owners:    Mundomed S.A. c/o Espino Law  
                             Monica Espino, Esq.  
                             2250 SW 3<sup>rd</sup> Avenue, 4<sup>th</sup> Floor  
                             Miami, Florida 33129

                            South High Cliff Corp.  
                             Susana Restrepo  
                             799 Crandon Boulevard, Apt. 1204  
                             Key Biscayne, Florida 33149

With Copies to:    Mario Garcia-Serra, Esq.  
                             Gunster, Yoakley & Stewart  
                             600 Brickell Avenue, Suite 3500  
                             Miami, Florida 33131

15. This Agreement shall be construed, enforced, and interpreted in accordance with the laws of the State of Florida. In the event that an ambiguity or question of intent or interpretation arises, this Agreement shall be construed as if crafted jointly by each of the Parties hereto and no presumptions or burdens of proof shall arise favoring any party by virtue of the authorship of any of the provisions of the Agreement. The Parties jointly conclude that, should this Agreement be challenged by any of the

Parties, venue to bring such challenges shall be proper in Miami-Dade County, Florida.

16. The Parties expressly acknowledge that it is not their intent to create or confer any rights or obligations in or upon any third person or entity under this Agreement. None of the Parties intend to directly or substantially benefit a third party by this Agreement. The Parties agree that there are no third party beneficiaries to this Agreement and that no third party shall be entitled to assert a claim against any of the Parties based upon this Agreement. Nothing herein shall be construed as consent by either of the Parties to be sued by third parties in any manner arising out of this Agreement, or other obligations, whether known or unknown to the Parties.
17. For breach of any provision of this Agreement, the Parties shall provide notice, a reasonable time to cure, and will have such remedies and rights as are available at law or in equity.
18. The waiver by any Party of a breach of any provision of this Agreement by any other Party shall not operate or be interpreted as a waiver of any later breach of that provision or any other provision.
19. The Parties agree that if any provision of this Agreement is held to be invalid, illegal or unenforceable, either legislatively or judicially, that provision will be severed from the Agreement and the remainder of this Agreement shall not be effected thereby and will continue to be valid and enforceable to the fullest extent permitted by law, unless such determination of invalidity shall deprive any party of the substantial benefit of this bargain.
20. The term Owners shall include the Owners, their heirs, successors, and assigns.

WHEREFORE, on the effective date as established in paragraph 13 and Section 3-1706 of the Zoning Code, the Parties and signatories hereto acknowledge this Agreement and represent and warrant their authority to enter into this Agreement and do so jointly and severally for all purposes specified.

*[Signature pages to follow]*

The City's execution of this Dispute Resolution Agreement is subject to Ratification by the City Commission pursuant to Section 3-1705(D) of the City of Coral Gables Zoning Code.

CITY

ATTEST:

*Walter Foeman*

By:

Walter Foeman  
City Clerk

CITY OF CORAL GABLES

By:

*Cathy Swanson-Rivenbark*

Cathy Swanson-Rivenbark  
City Manager

Dated 2 day of MAY, 2017

*5/2/17*

Approved for form and legal sufficiency:

By:

*Craig Leen*

Craig Leen  
City Attorney



OWNERS

MUNDOMED S.A.

WITNESS:

MundoMed S.A.

*Demetrio Lalois #1375-4065*

Signature

*Demetrio Lalois*

Print Name

By:

*Jaime Bertrudez M.*

Name:

JAI ME BERTRUDEZ M.

Title:

GERENTE

Dated

27 day of MARCH, 2017

*María Mercedes 0260006911-2*

Signature

*LUZ MARIA MERCEDES*

Print Name

STATE OF FLORIDA

COUNTY OF MIAMI-DADE

*yo, Dr. Arubal R. Caraballo Guillermo  
Cedula # 026-0021783-6, notario  
# 5377, Corchucos y daf. Que esa es la  
fuerza del Señor: Jaime Bertrudez Mercedes  
Veintisiete (27) de marzo del 2017.  
La Romana, Rep. Dom.*

The foregoing instrument was acknowledged before me this \_\_\_ day of \_\_\_\_\_, 2017, by \_\_\_\_\_, as \_\_\_\_\_, who is personally known to me or produced \_\_\_\_\_ as identification, and acknowledged that she did execute this instrument freely and voluntarily for the purposes stated herein.

My Commission Expires:

Notary Public, State of Florida

Print Name:

*Dr. Arubal R. Caraballo Guillermo  
Abogado Notario Publico*



**SOUTH HIGH CLIFF CORP.**

WITNESS:

Lyalyo.

Signature

MILLO POZO.

Print Name

Signature

JOSE MIGUEL PAZ.

Print Name

South High Cliff Corp.

By: [Signature]

Name: Maria Jose Restrepo

Title: Secretary

Dated 26 day of March 2017

STATE OF FLORIDA )

COUNTY OF MIAMI-DADE )

The foregoing instrument was acknowledged before me this 4th day of April, 2017, by Maria Jose Restrepo as Secretary, who is personally known to me or produced \_\_\_\_\_ as identification, and acknowledged that she did execute this instrument freely and voluntarily for the purposes stated herein.

My Commission Expires:

[Signature]  
Notary Public, State of Florida  
Print Name: Ada Valdes



## **Tab 3**

# OPPENHEIM ARCHITECTURE

**PONCE PARK RESIDENCES**

PLAN REVISIONS

4/13/22

CITY OF CORAL GABLES PLANNING & ZONING DIVISION

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Project No  
**1812**

Project Address  
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and 203 University Drive

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**Sheet Index**

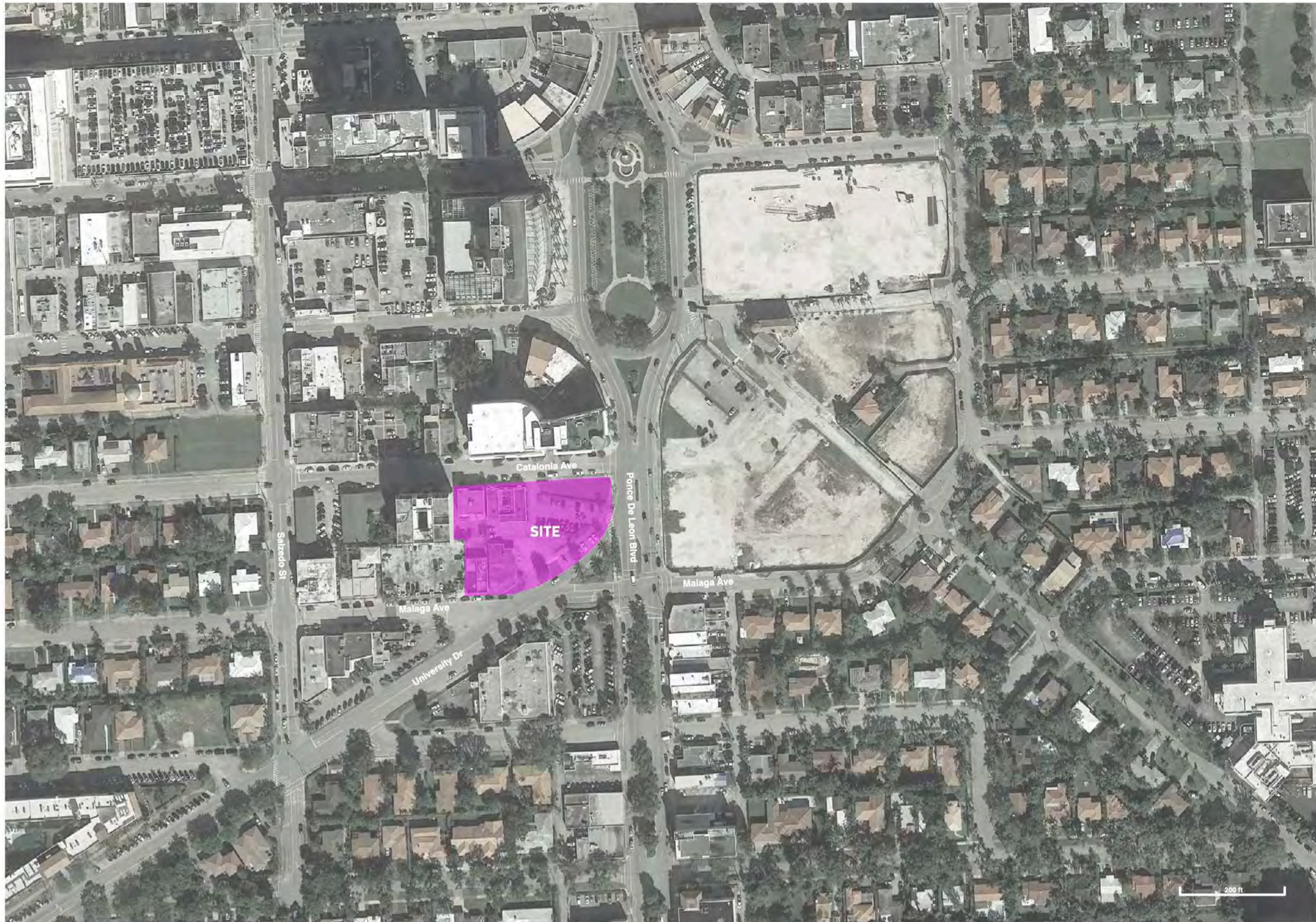
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PONCE PARK RESIDENCES  
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**A-1**







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**Site Location Map**

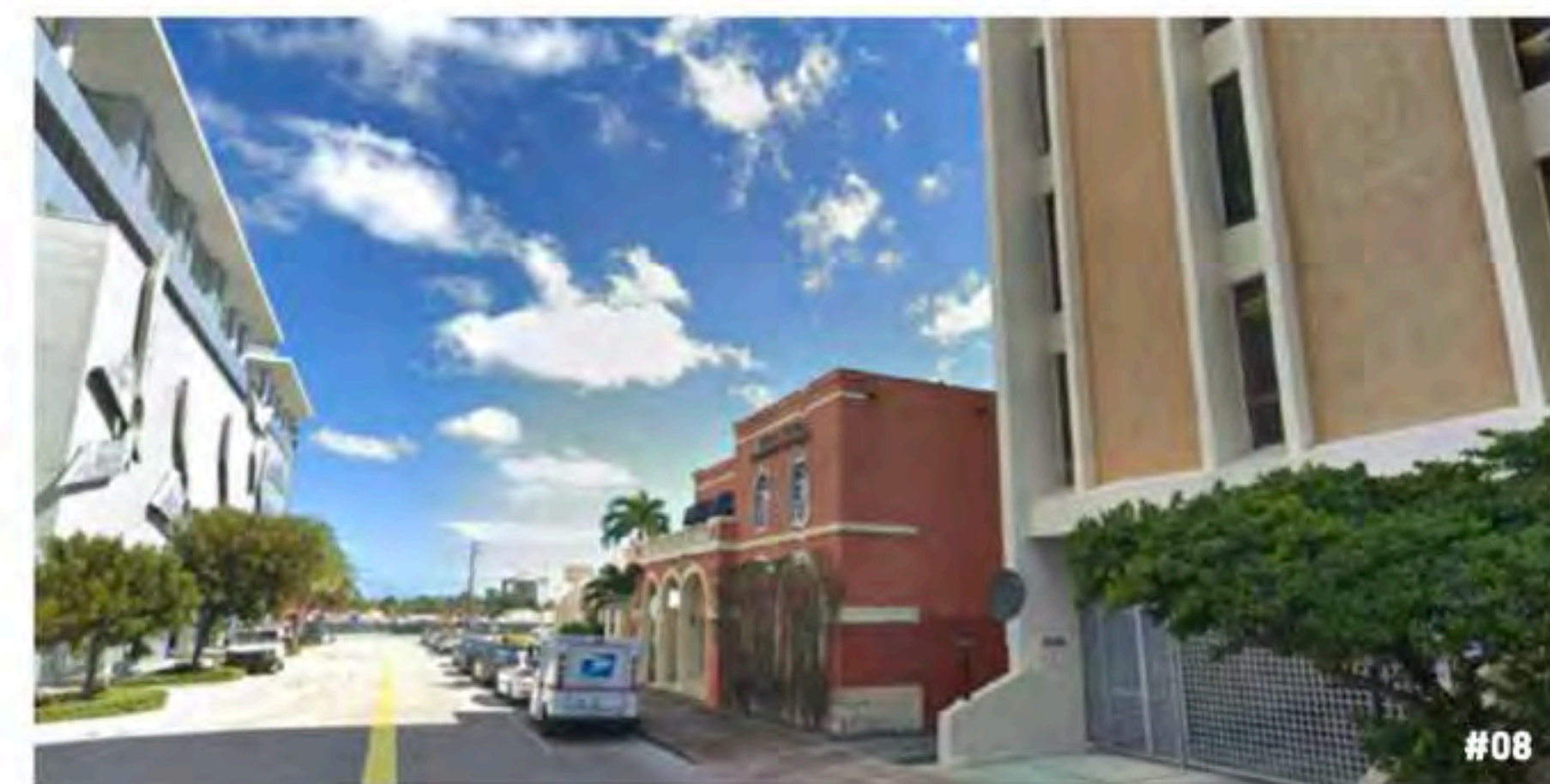
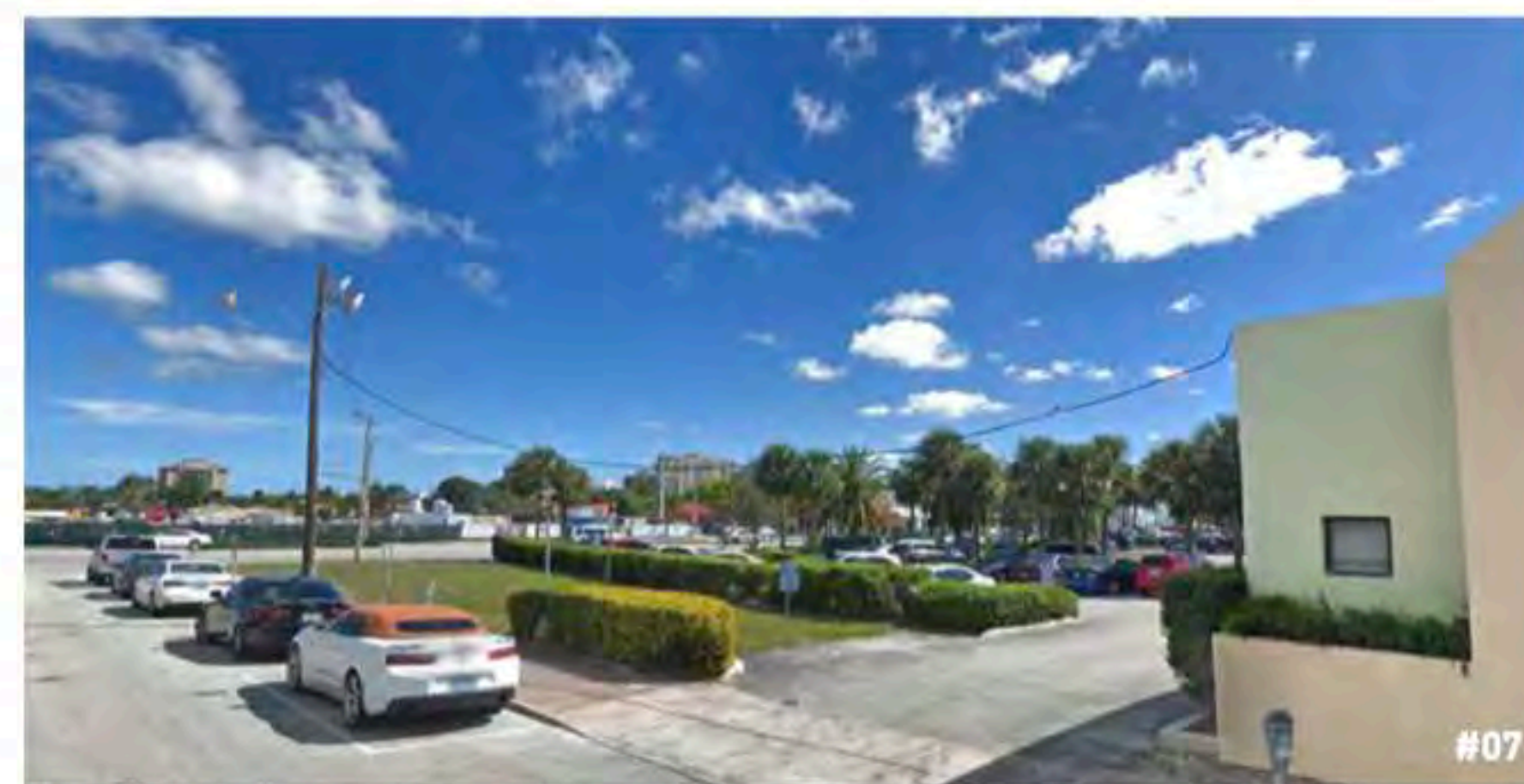
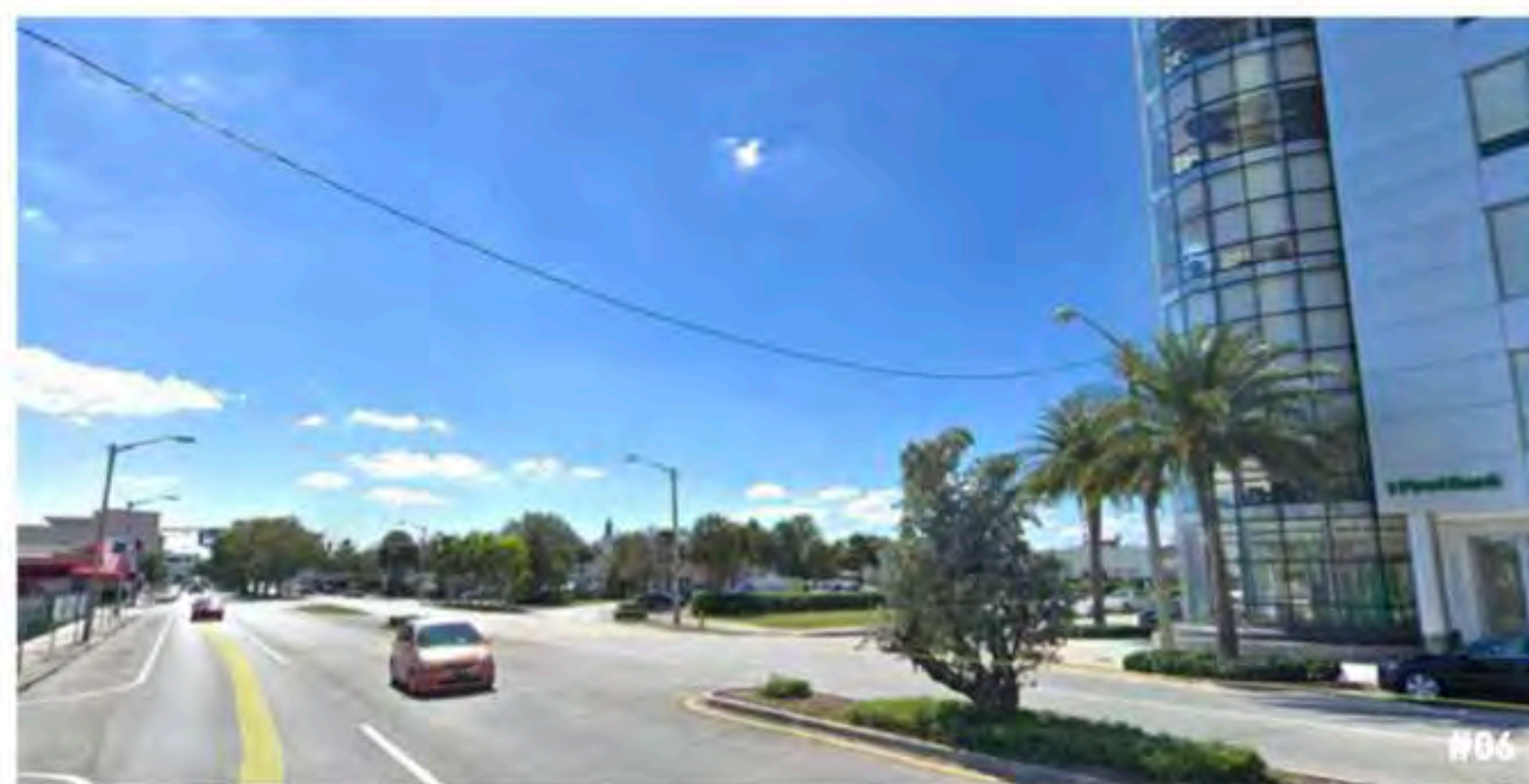
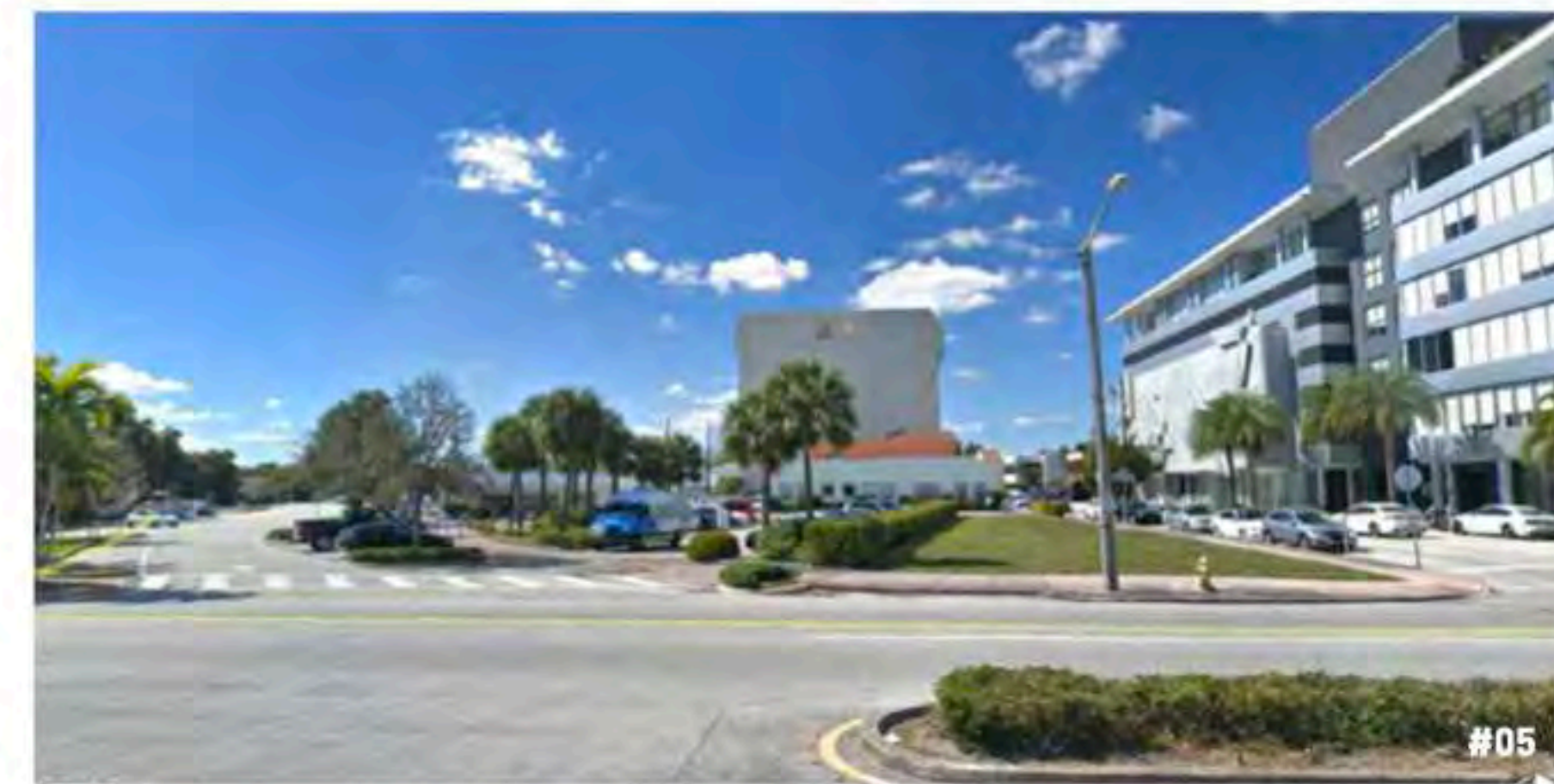
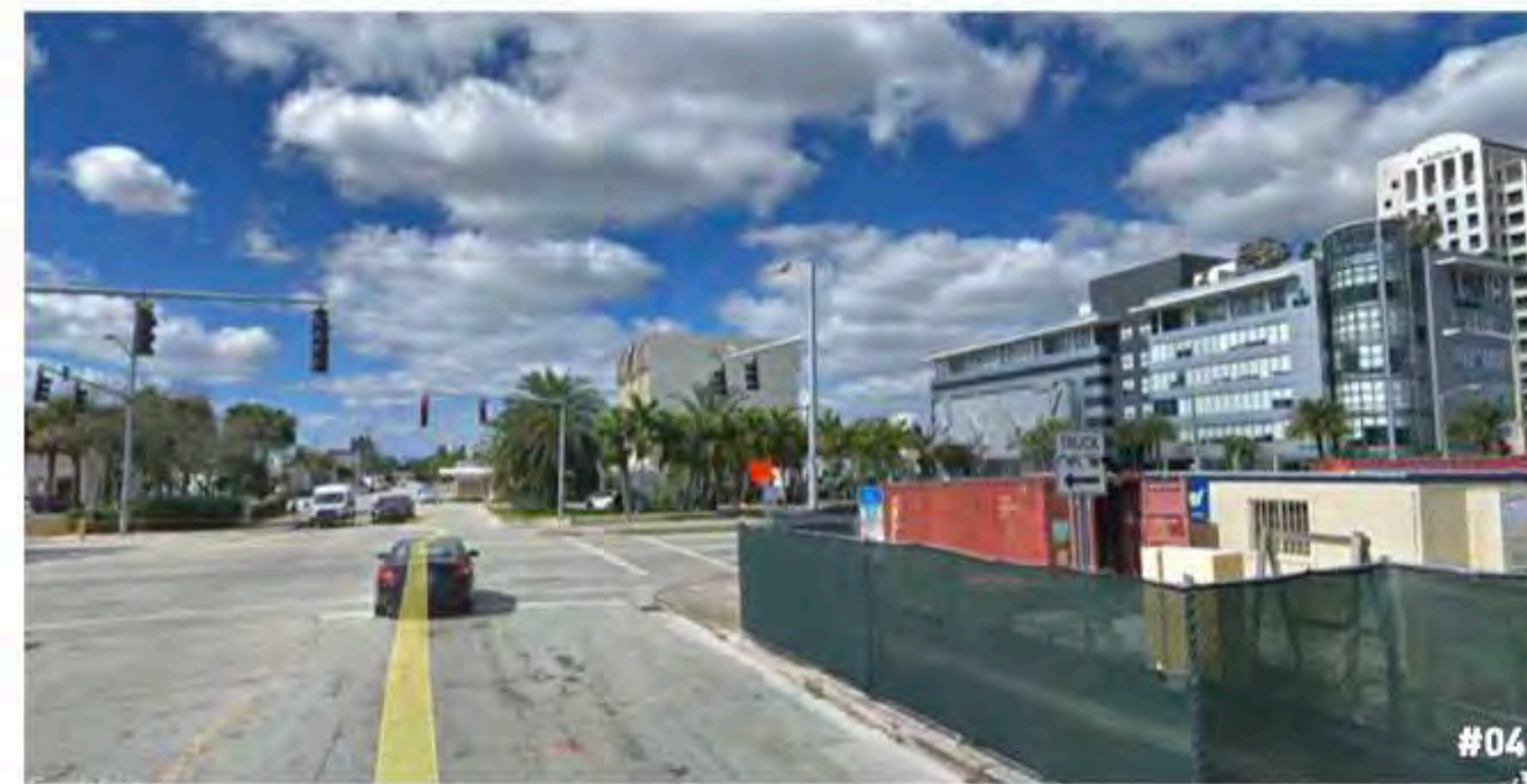
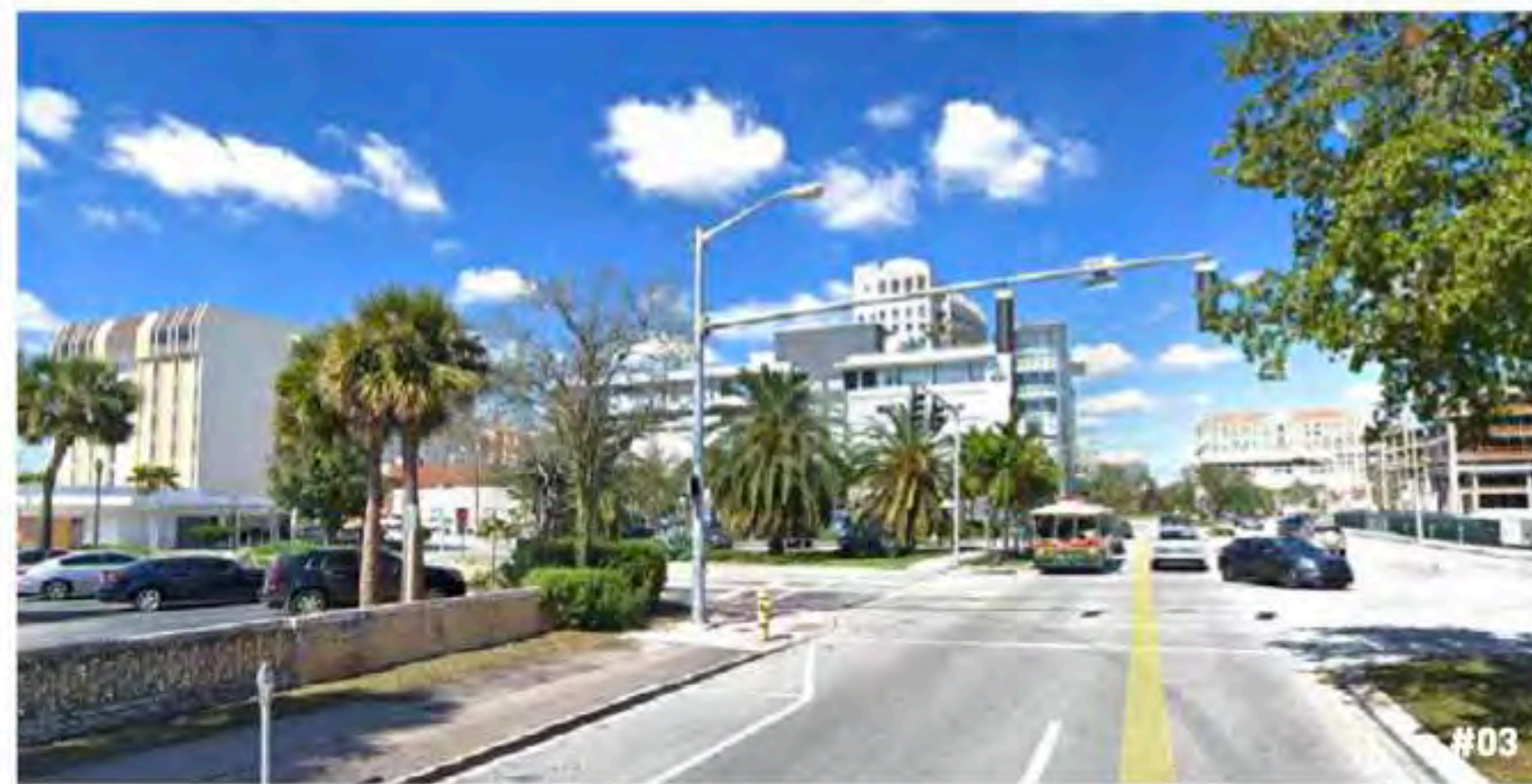
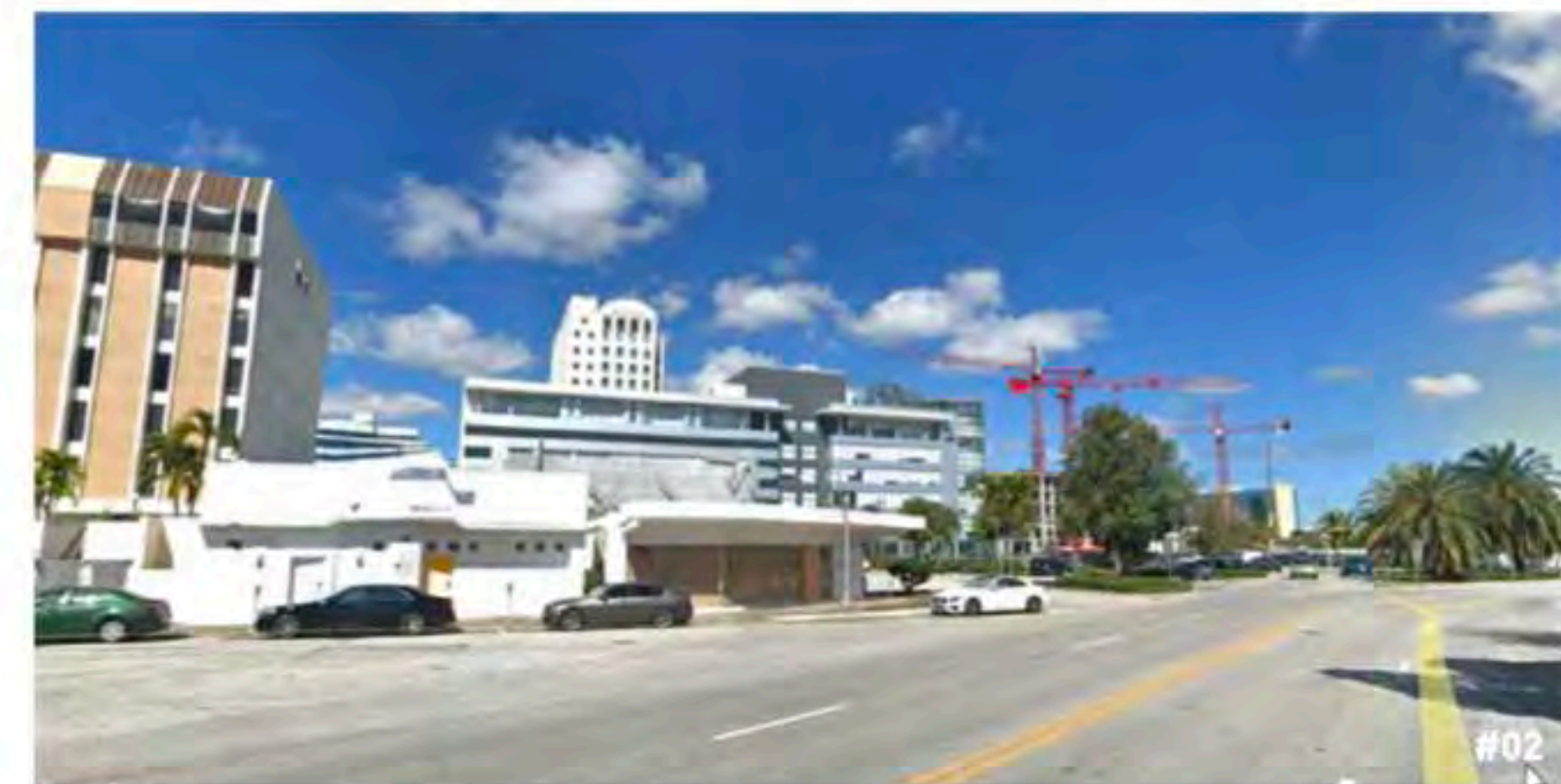


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**A-3**



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**A-5**

<b>Project Name</b>	<b>Ponce Park Residences</b>
Current Zoning	Commercial
Current Land Use	Commercial Low-Rise Intensity
Proposed Zoning	N/A
Proposed Land Use	Mixed-Use Intensity
Federal Flood Hazard Zone	Zone X

FLOOR AREA RATIO & BUILDING HEIGHT							
ZONING DESIGNATION	PROPOSED BUILDING SITE AREA	F.A.R. w/ Level 2 Bonus	F.A.R.		HEIGHT		NOTES
			Level 2 Bonus	Proposed	Level 2 Bonus	Proposed	
Commercial Med Bonus with TDRs	42,950 ft <sup>2</sup>	4.375	187,906 ft <sup>2</sup>	187,899 ft <sup>2</sup>	190' - 6"	149' - 8"	Section 5-604 table 2

TRANSFERABLE DEVELOPMENT RIGHTS
37,581 ft <sup>2</sup> of TDRs are proposed to be transferred to this building site to achieve a 4.375 FAR of 187,876 ft <sup>2</sup> .

FLOOR AREA RATIO						
	EXISTING LOT AREA	PROPOSED ALLEY VACATION	ROW VACATION	ROW DEDICATION	TOTAL	NOTES
PRE-DEDICATION AREA	39,948 ft <sup>2</sup>	3,002 ft <sup>2</sup>			42,950 ft	Bldg Site for purposes of FAR Calculation
POST-DEDICATION AREA	39,948 ft <sup>2</sup>	3,002 ft <sup>2</sup>	1,318 ft <sup>2</sup>	1,725 ft <sup>2</sup>	42,543 ft	

DENSITY						
MIXED-USE DISTRICT SITE PLAN	PROPOSED BUILDING SITE AREA		ALLOWED W/ MXD	DENSITY		NOTES
	42,950 ft <sup>2</sup>	0.99 ac		Allowed w/ MXD	Proposed	
			125 units/ac	123 units	80 units	Section 4-201 Table 1

F.A.R. CALCULATIONS				DENSITY CALCULATIONS						
FLOOR/LEVEL	AREA APPLICABLE TO F.A.R. CALCULATION*	NUMBER OF LEVELS	TOTAL F.A.R. AREA	UNIT MATRIX						
				STUDIO	1BR	2BR	3BR	4BR	TOTAL	
Roof	0 ft <sup>2</sup>		0 ft <sup>2</sup>							0
Residential Story 10	10,052 ft <sup>2</sup>	1	10,052 ft <sup>2</sup>							0
Residential Story 09	14,902 ft <sup>2</sup>	1	14,902 ft <sup>2</sup>				1	6		1
Residential Story 08	18,137 ft <sup>2</sup>	1	18,137 ft <sup>2</sup>			2	3	2		5
Residential Story 07	18,137 ft <sup>2</sup>	1	18,137 ft <sup>2</sup>			2	3	2		5
Residential Story 06	18,137 ft <sup>2</sup>	1	18,137 ft <sup>2</sup>			2	3	2		5
Residential Story 05	18,137 ft <sup>2</sup>	1	18,137 ft <sup>2</sup>			2	3	2		5
Residential Story 04	18,137 ft <sup>2</sup>	1	18,137 ft <sup>2</sup>			2	3	2		5
Residential Story 03	18,550 ft <sup>2</sup>	1	18,550 ft <sup>2</sup>		4	7	1			12
Residential Story 02	18,550 ft <sup>2</sup>	1	18,550 ft <sup>2</sup>		10	3	1			14
Residential Story 01	19,489 ft <sup>2</sup>	1	19,489 ft <sup>2</sup>		9	2	1			12
Screened Parking Levels 01 and 01.5	0 ft <sup>2</sup>	1	0 ft <sup>2</sup>							
Ground Floor Story	15,671 ft <sup>2</sup>	1	15,671 ft <sup>2</sup>							
<b>Total</b>		<b>12</b>	<b>187,899 ft<sup>2</sup></b>		<b>23</b>	<b>22</b>	<b>19</b>	<b>16</b>		<b>80 units</b>

\*The following BOH will be exempt from FAR: Electrical rooms/FPL vault room, Fire pump room, Mail room, Fire command room, Trash room, Stairs, Elevators, Phone/IT room, Service corridor, Loading Areas, Lobby, Storage.

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1812  
PONCE PARK RESIDENCES

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**A-6**

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**A-6B**

CORAL GABLES SHARED PARKING MATRIX ASSUMING RETAIL (section 5-1410.B.2.a)									
USE	REQUIRED PARKING	AREA/UNITS	REQUIRED (UNSHARED)	WEEKDAY			WEEKEND		
				DAY	EVENING	NIGHT	DAY	EVENING	NIGHT
Res	see note below*	80 units	140 spaces	84	126	140	112	126	140
Retail	1.0 spaces per 300 ft <sup>2</sup>	15,671 ft <sup>2</sup>	52 spaces	37	47	3	52	37	3
<b>Total Spaces Required</b>				121 spaces	<b>173 spaces</b>	143 spaces	164 spaces	163 spaces	143 spaces
<b>Total Spaces Provided</b>					<b>173 spaces</b>				

\*Efficiency and one (1) and bedroom units – 1.0 space per unit. Two (2) bedroom units – 1.75 spaces per unit. Three (3) or more bedroom units – 2.25 spaces per unit.

ACCESSIBLE PARKING REQUIREMENT			LOADING REQUIREMENTS		
TOTAL PARKING REQUIRED	REQUIRED ACCESSIBLE SPACES	NOTES	TOTAL BUILDING AREA	REQUIRED LOADING SPACES	NOTES
173 spaces	5 spaces	FBC Section 11-4.1	187,899 ft <sup>2</sup>	2 spaces	Section 5-1409 D

ELECTRIC VEHICLE CHARGING REQUIREMENTS			
Min of 2% shall be reserved for EV parking w/ charging station	Min of 3% shall be infrastructure ready EV Ready for future charging station	Min of 15% shall be EV capable - all conduits and subpanel ready	NOTES
2 spaces	4 spaces	18 spaces	Ordinance No. 2019-19

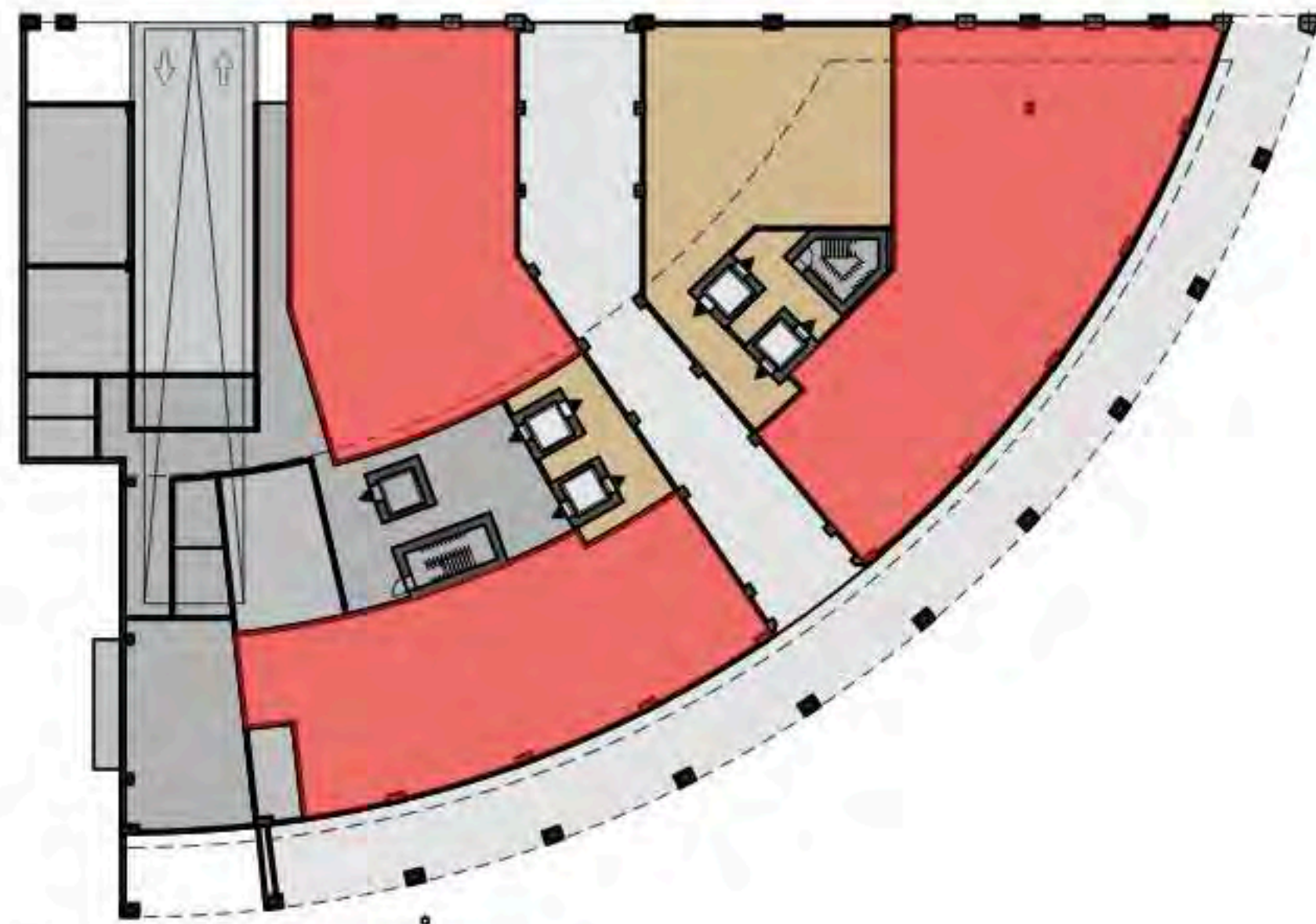
LANDSCAPE OPEN SPACE FOR LEVEL 2 MED BONUS		
MINIMUM LANDSCAPE OPEN SPACE AREA REQUIRED	TOTAL LANDSCAPED OPEN SPACE PROVIDED	NOTES
10%      4,295 ft <sup>2</sup>	26,404 ft <sup>2</sup> *	Mediterranean Style Design Standards Table 1 - 8

\*Arcades and loggias paved with a pervious material may be considered open space and counted as such toward the open space requirement up to a maximum of seventy-five (75%) percent.

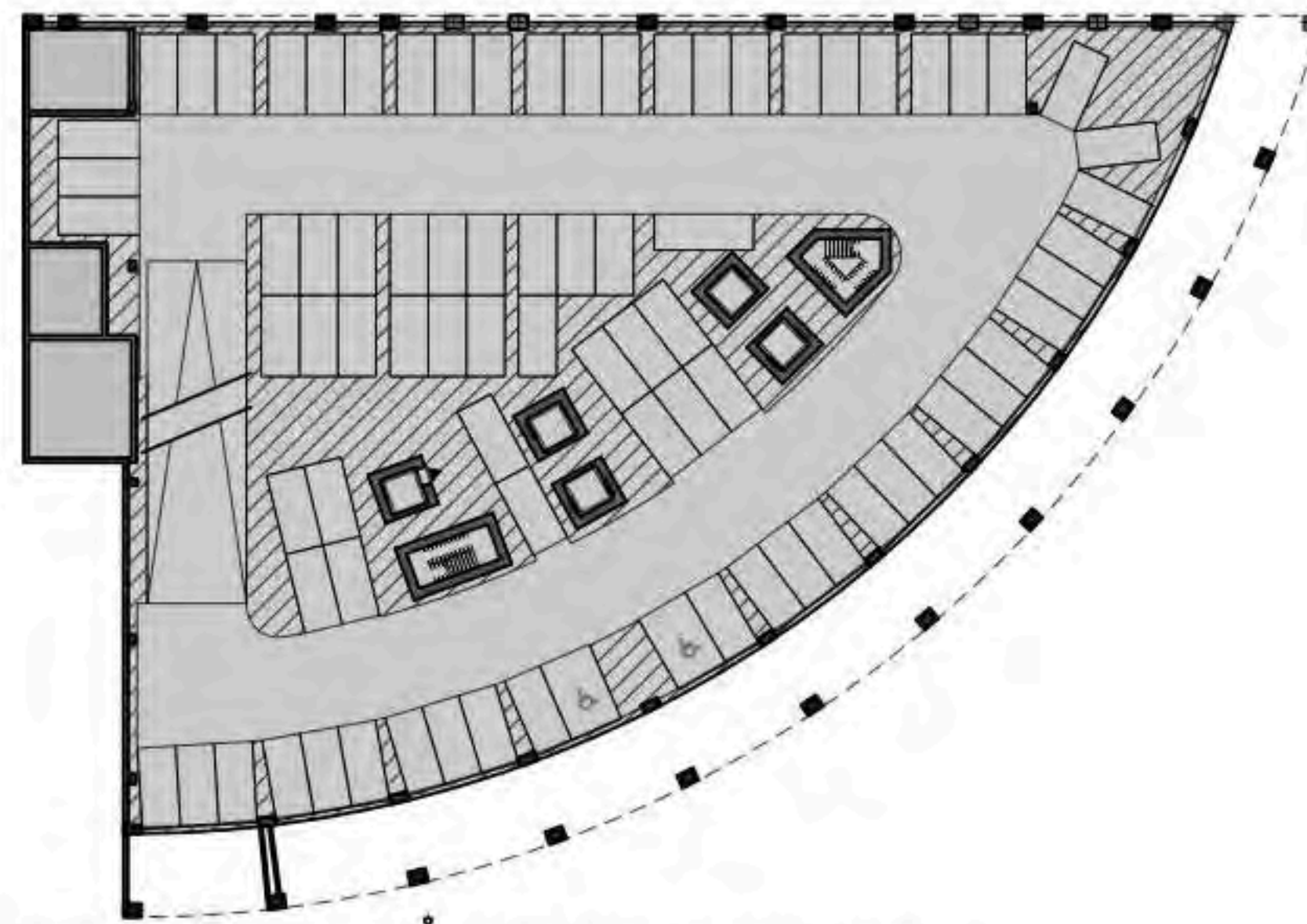
SETBACK TABLE			
SIDE	LOCATION	REQUIRED/PERMITTED	PROPOSED
Principal Frontage	Ponce de Leon Blvd.	0 ft	0 ft
Principal Frontage	Catalonia Avenue	0 ft	0 ft
Interior Side	West Façade	0 ft	1' to 7'-6"

STEPBACK TABLE			
SIDE	LOCATION	REQUIRED/PERMITTED	PROPOSED
Principal Frontage	Ponce de Leon Blvd.	10' above 45'	15'-4" above 36 ft in height, 15'-10" above 73 ft in height
Principal Frontage	Catalonia Avenue	10' above 45'	9'-6" above 36 ft in height, 10' to 60'-5" above 73 ft in height
Interior Side	West Façade	15' above 45'	33'-4" to 54'-4" above 36 ft in height, 33'-10" to 54'-10" above 73 ft in height

GREEN BUILDING REQUIREMENTS	
This project will achieve no less than Leadership in Energy and Environmental Design (LEED) Silver certification or Silver certification by the Florida Green Building Coalition (FGB)	



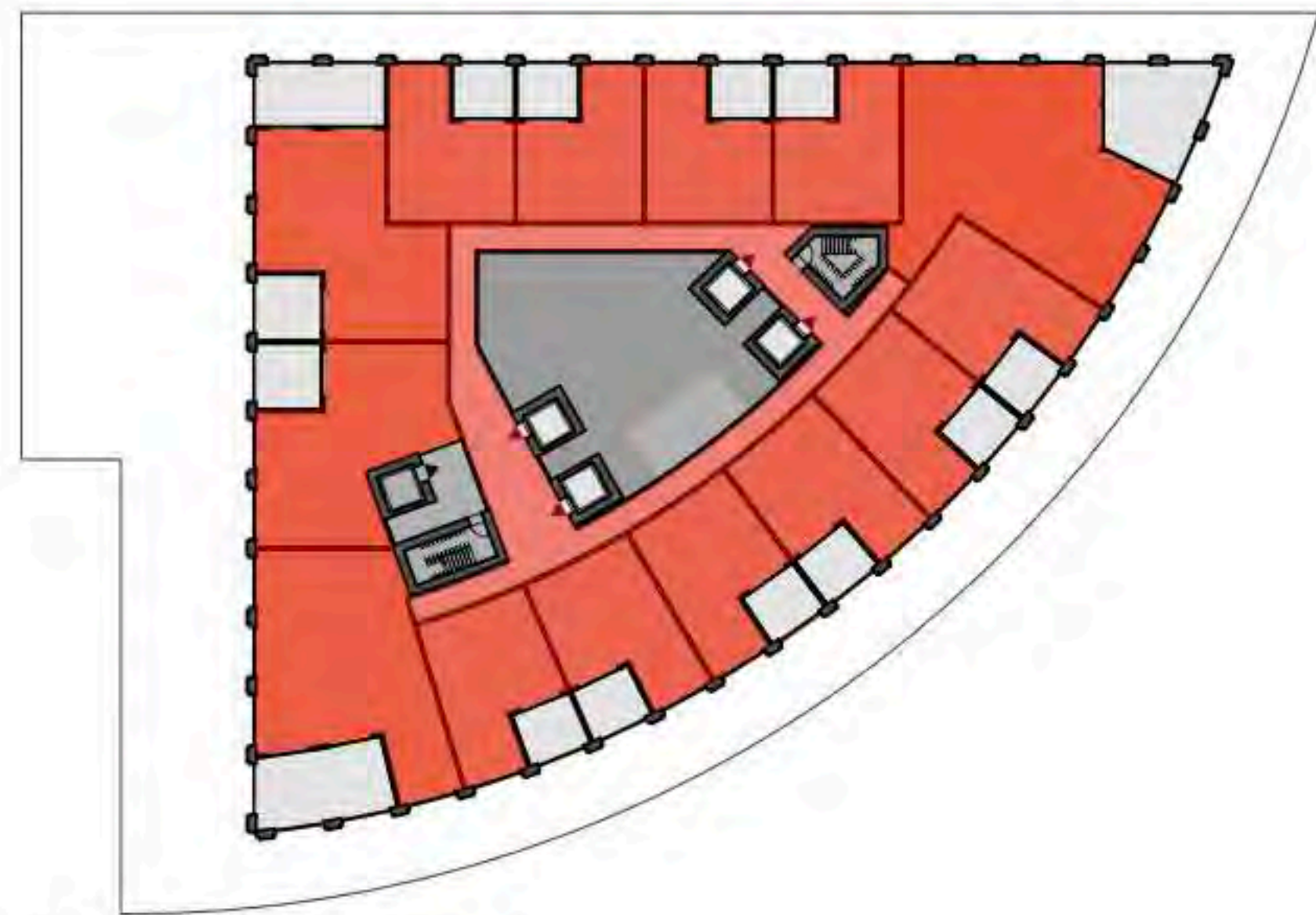
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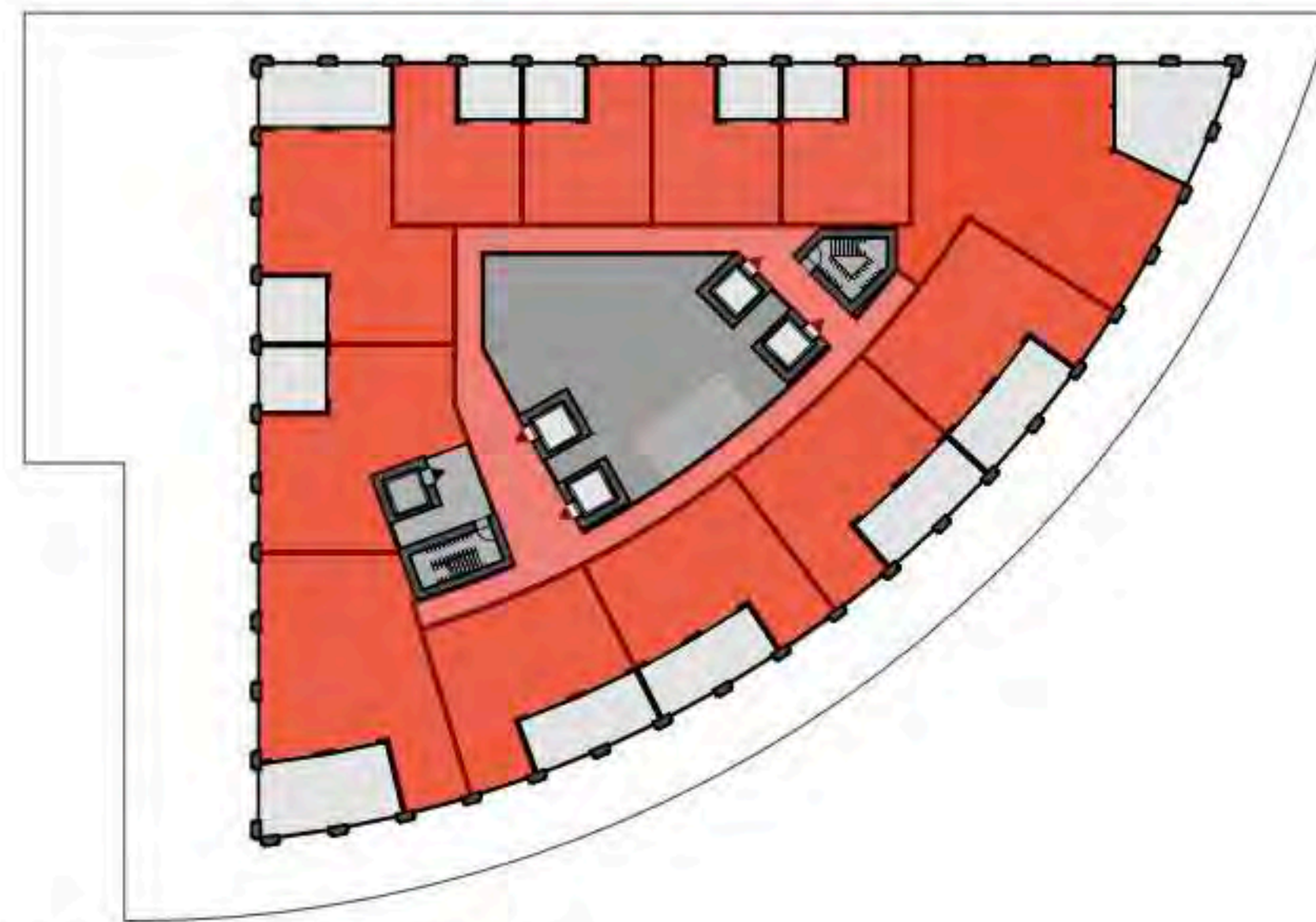
SCREENED PARKING LEVELS 01 AND 01.5



RESIDENTIAL STORY 01



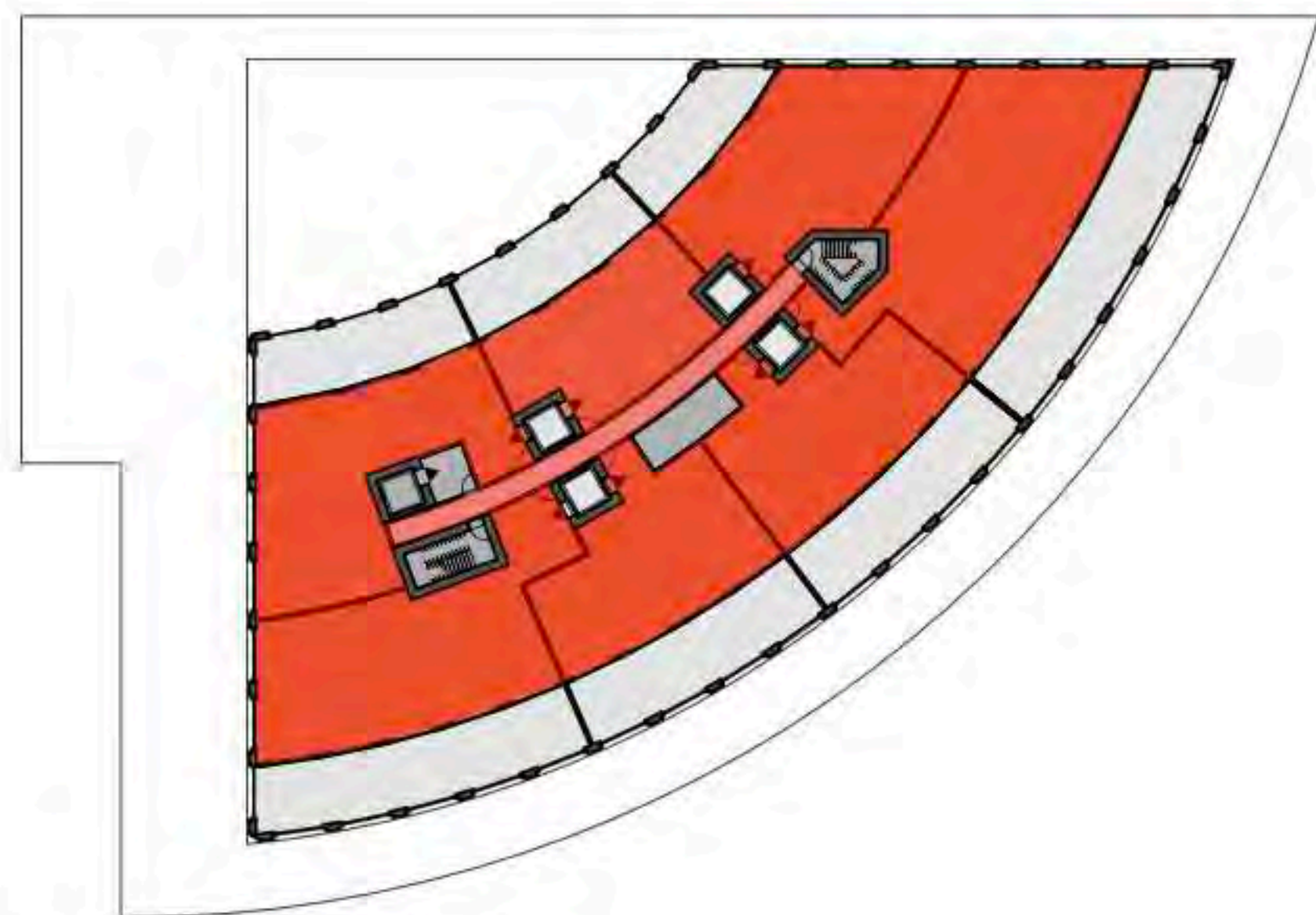
RESIDENTIAL STORY 02



RESIDENTIAL STORY 03



RESIDENTIAL STORY 04-08



RESIDENTIAL STORY 09



RESIDENTIAL STORY 10

FAR AREA DIAGRAM LEGEND

INCLUDED IN FAR

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**FAR Diagrams**

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UPDATED DEVELOPMENT APPLICATION

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PONCE PARK RESIDENCES

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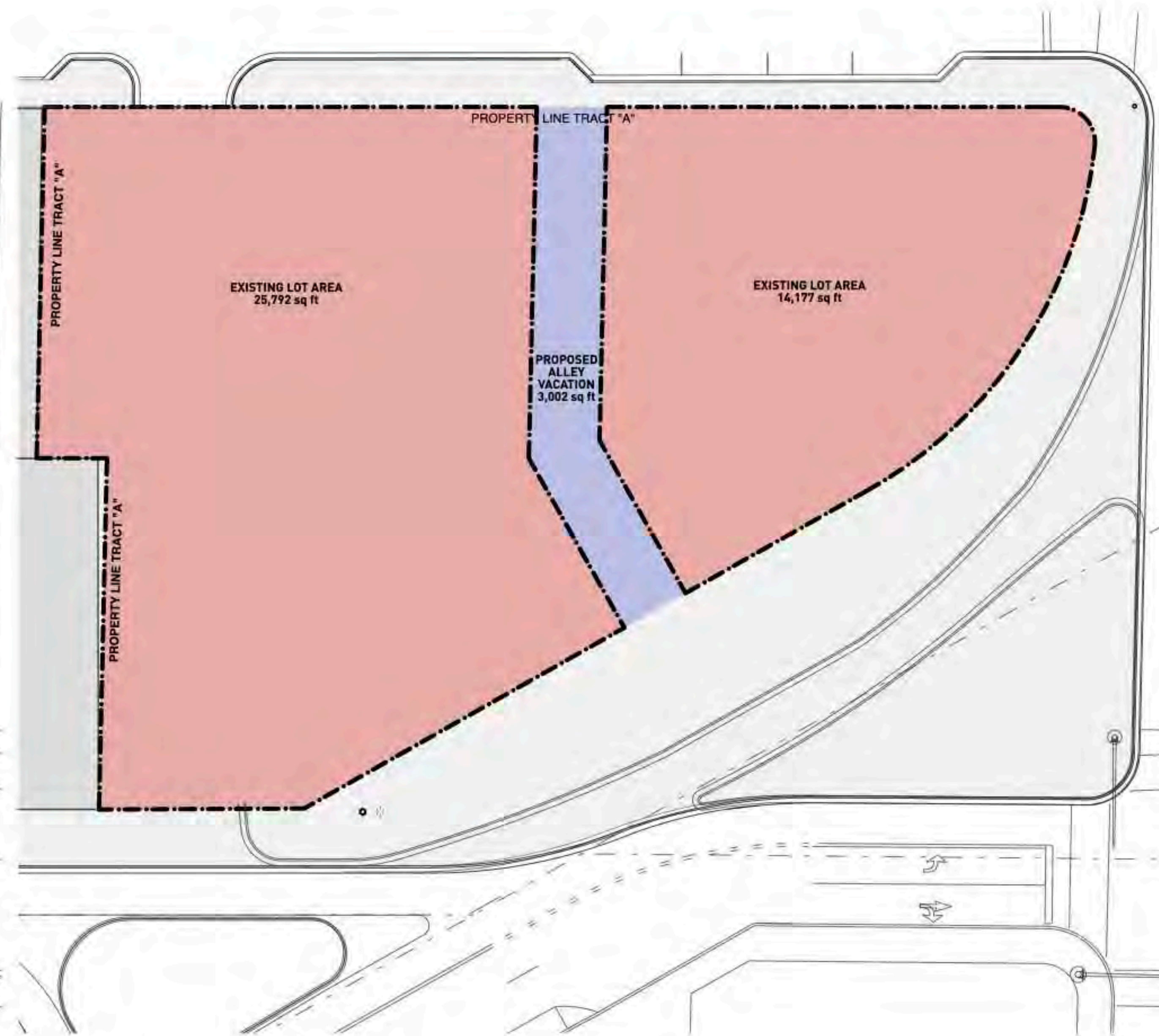
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**FAR Diagram**

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FLOOR AREA RATIO						
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Space for Level 2  
Med Bonus**



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UPDATED DEVELOPMENT APPLICATION

1812  
PONCE PARK RESIDENCES

Drawing Issued on 4/13/22

**A-9**



**LANDSCAPE OPEN SPACE DIAGRAM**

ARCADE OPEN SPACE\*  
4,916 sf

NEW PARK & ROW IMPROVEMENTS  
21,488 sq ft

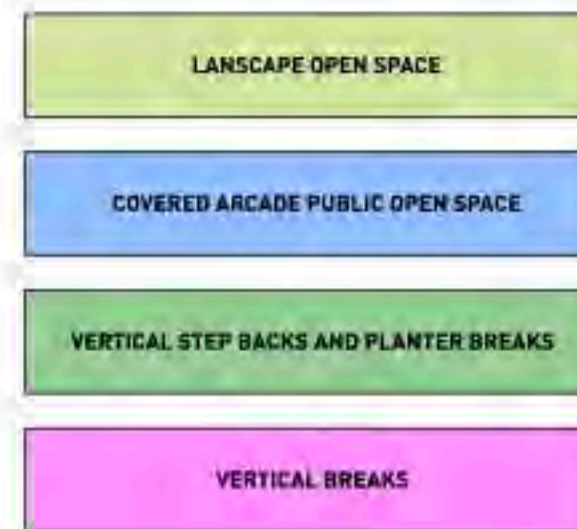
LANDSCAPE OPEN SPACE FOR LEVEL 2 MED BONUS			NOTES
MINIMUM LANDSCAPE OPEN SPACE AREA REQUIRED		TOTAL LANDSCAPED OPEN SPACE PROVIDED	
10%	4,295 ft <sup>2</sup>	26,404 ft <sup>2</sup> *	Mediterranean Style Design Standards Table 1 - 8

\*Arcades and loggias paved with a pervious material may be considered open space and counted as such toward the open space requirement up to a maximum of seventy-five (75%) percent.

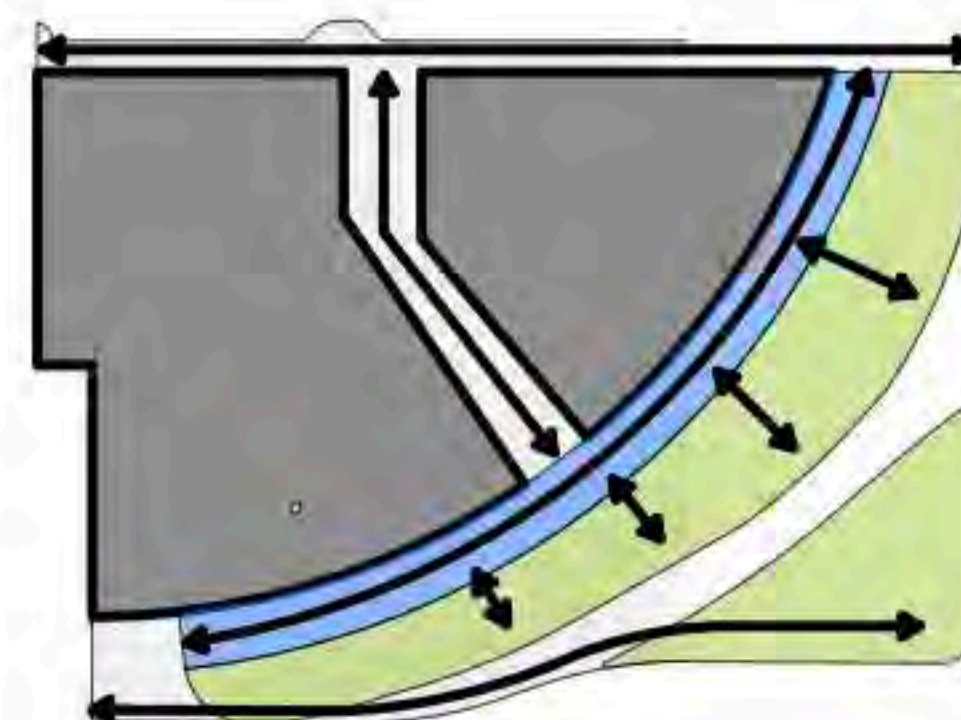
MEDITERRANEAN DESIGN STYLE TABLE 01 (ALL REQUIRED)				
REF. #	TYPE	SUMMERIZED REQUIREMENTS	PROVIDED	COMMENTS
1	Architectural Elements on Building Façades	Similar exterior architectural relief elements on all sides. No blank walls unless code required. Parking garages shall include exterior architectural treatments.	Yes	Only blank wall is required as a fire wall. All other façades incorporate consistent relief elements.
2	Architectural Relief Elements at Street Level	Street fronts shall include display windows, landscaping, or architectural relief elements/ornamentation.	Yes	All street level façades are a storefront condition, including where pedestrian passthrough is provided.
3	Architectural elements located on the top of buildings	Ornamental roof structures shall not exceed a height of more than 25 feet above the roof, and be limited to 25% of the floor area immediately below.	Yes	23 foot tall Ornamental feature provided.
4	Bicycle Storage	A minimum of five (5) bicycle storage spaces shall be provided for each two hundred and fifty (250) parking spaces or fraction thereof.	Yes	
5	Building Façades	Facades in excess of 150 feet in length shall incorporate vertical breaks, step backs or variations in bulk/massing at a minimum of 100 foot intervals.	Yes	
6	Building Lot Coverage	No minimum or maximum building lot coverage is required.	Yes	
7	Drive Through Facilities	Drive through facilities are prohibited access to/from Ponce de Leon Boulevard.	Yes	
8	Landscape Open Space Area	Provide a min of 10% Landscape Open Space for mixed use properties.	Yes	20% Provided
9	Lighting, Street	Street lighting shall be provided and located on all streets, meet City of Coral Gables standards and be subject to review and approval by Public Works.	Yes	Provided, pending approval.
10	Parking Garages	Ground floor parking as a part of a multi-use building shall not front on a primary street.	Yes	Only drop of parking provided at ground floor level.
11	Porte-Cocheres	Porte-cocheres are prohibited access to/from Ponce de Leon Boulevard.	Yes	No porte-cochere proposed.
12	Sidewalks/Pedestrian Access	Main pedestrian entrances oriented towards adjoining streets. Pedestrian pathways provided from all ped. access points and create a continuous pedestrian network	Yes	Pedestrian access and network provided and enhanced by covered arcade and pedestrian passthrough.
13	Soil, Structural	Structural soil shall be utilized within all rights-of-way for all street level planting areas with root barriers approved by the Public Service Department.	Yes	
14	Windows on Mediterranean Buildings	Mediterranean buildings shall provide a minimum window casing depth of four (4) inches as measured from the face of the building.	Yes	6" minimum depth provided.

MEDITERRANEAN DESIGN STYLE TABLE 02 - ARCHITECTURAL AND PUBLIC REALM STANDARDS (8/12 REQUIRED - 10/12 PROVIDED)				
REF. #	TYPE	SUMMERIZED REQUIREMENTS	PROVIDED	COMMENTS
1	Arcades and/or Loggias	Arcades, loggias or covered areas constructed to provide cover and protection from the elements for pedestrian passageways, sidewalks, etc.	Yes	Arcade fronting proposed park provided.
2	Building Rooflines	Incorporation of horizontal and vertical changes in the building roofline.	No	
3	Building Stepbacks	Stepbacks on building facades of the building base, middle and/or top facade to further reduce the potential impacts of the building bulk and mass.	Yes	Stepbacks at base, level 8, and level 10, with additional planting on the façade and roof to break up the building
4	Building Towers	The use of towers or similar masses to reduce the mass and bulk of buildings.	Yes	Building steps back to accentuate the thin tower profile and minimize the appearance of building mass.
5	Driveways	Consolidation of vehicular entrances into one (1) curb cut per street to reduce the amount of vehicular penetration into pedestrian sidewalks and adjoining rights-of-way.	Yes	
6	Lighting of Landscaping	Uplighting of landscaping within and/or adjacent to pedestrian areas ( sidewalks, plazas, open spaces, etc.).	Yes	
7	Materials on Exterior Building Façades	Natural materials shall be incorporated into the base of the building on exterior surfaces. This includes but not limited to: marble, granite, keystone, etc	Yes	Cast limestone cladding with shells and natural materials proposed. Sample provided.
8	Overhead Doors	If overhead doors are utilized, the doors are not directed towards residentially zoned properties.	Yes	Provided on Catalonia Ave. Commercial properties are adjacent.
9	Paver Treatments	Provide approved pavers. Min 10% pavers on drives and 25% on sidewalks.	Yes	Provided, pending approval.
10	Pedestrian Amenities	Provide min 4 of the following: Benches, expanded sidewalk widths, freestanding info kiosk, planter boxes, refuse containers, public art, water features.	Yes	Benches, Expanded Sidewalk widths, planted landscape, refuse containers, public art, and water features provided.
11	Pedestrian Passthroughs/ Paseos	Pedestrian pass-throughs provided for each two hundred and fifty (250) linear feet or fraction thereof. Must be 10 feet in width and provide pedestrian amenities.	Yes	Pedestrian passthrough provided.
12	Underground Parking	Underground parking equal to a min. of 75% of total surface lot area.	No	No underground parking provided.

MEDITERRANEAN BONUS TABLE 03 (OTHER DEVELOPMENT OPTIONS)		
REF. #	TYPE	COMMENTS
1	Building Setbacks	Refer to Zoning Chart for Reductions.
2	R.O.W. Encroachments	N/A
3	Parking Exceptions	N/A
4	Multi-Family Density	N/A



BUILDING STEPBACK DIAGRAM



PEDESTRIAN CIRCULATION DIAGRAM



Project No  
**1812**

Project Address  
216 and 224 Catalonia Ave.,  
3000 Ponce De Leon Blvd.,  
and 203 University Drive

Client  
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Chad Oppenheim  
No. AR 0016620

Title  
**Mediterranean Style Design**

**NOT FOR CONSTRUCTION**  
CITY OF CORAL GABLES  
PLANNING & ZONING DIVISION  
UPDATED DEVELOPMENT APPLICATION

1812  
PONCE PARK RESIDENCES

Drawing Issued on 4/13/22

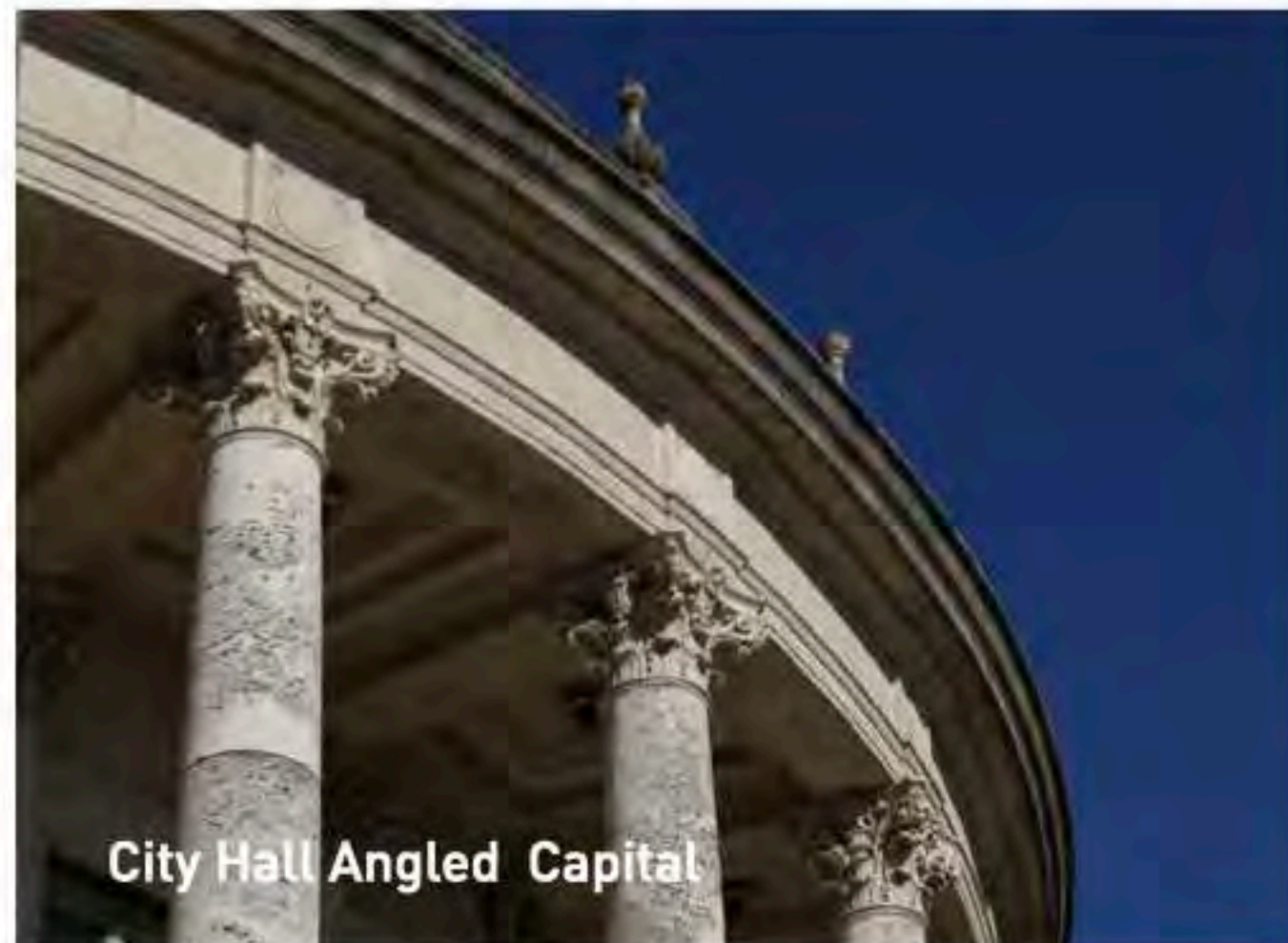
**A-10**



City Hall Rotunda Parti



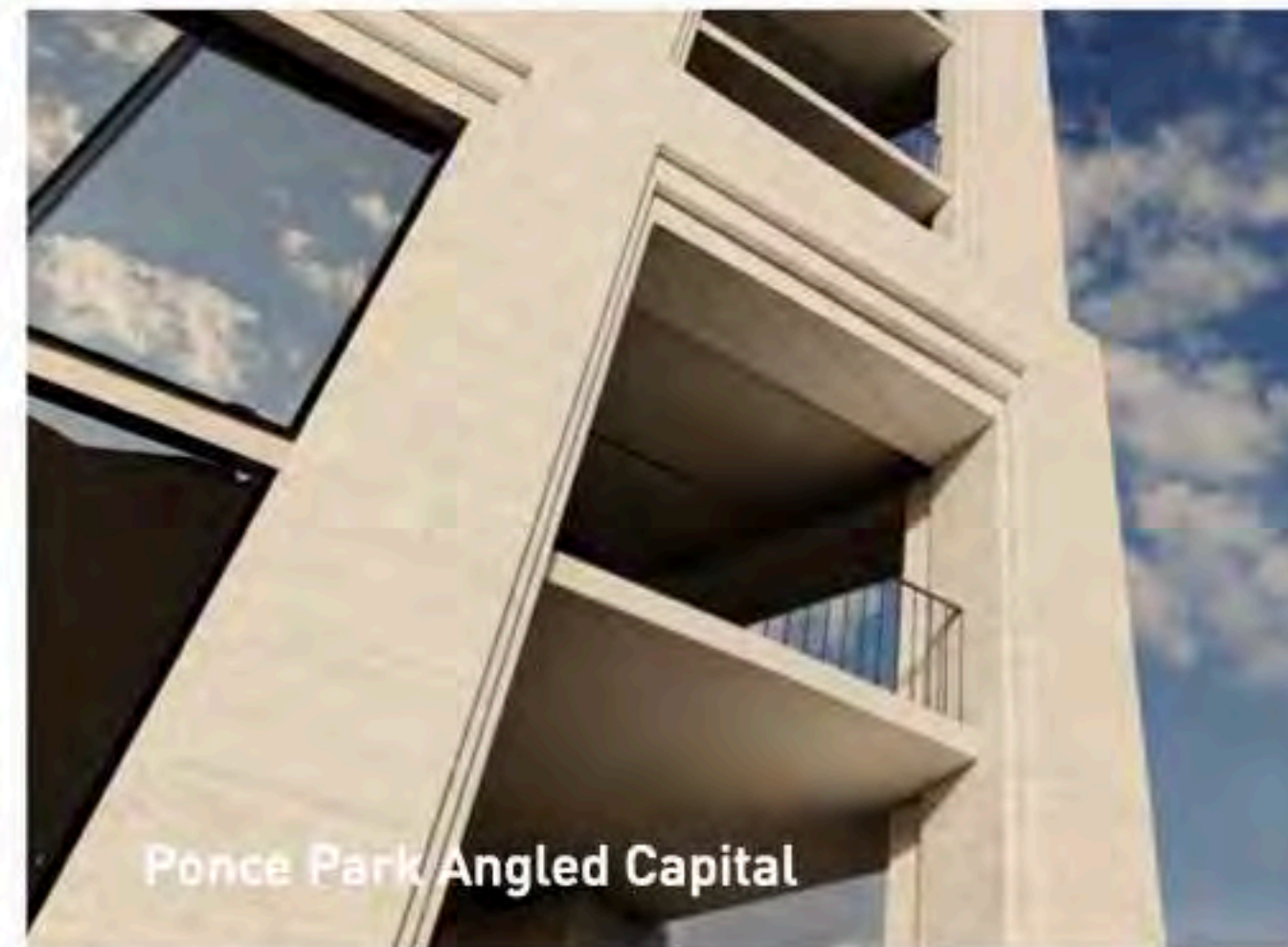
Ponce Park Rotunda Parti



City Hall Angled Capital



City Hall Vaulted/Coffered Arcade



Ponce Park Angled Capital



Ponce Park Vaulted/Coffered Arcade

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Title  
**Mediterranean  
Style Building  
Inspiration**

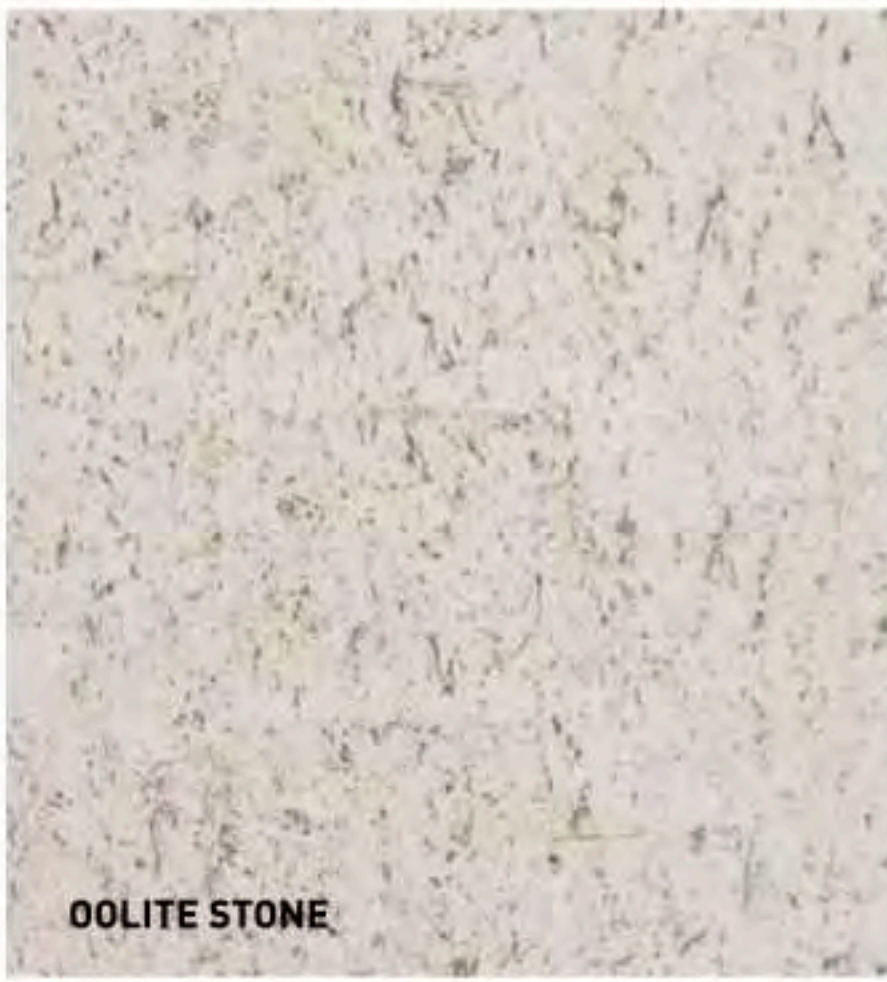
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OOLITE STONE



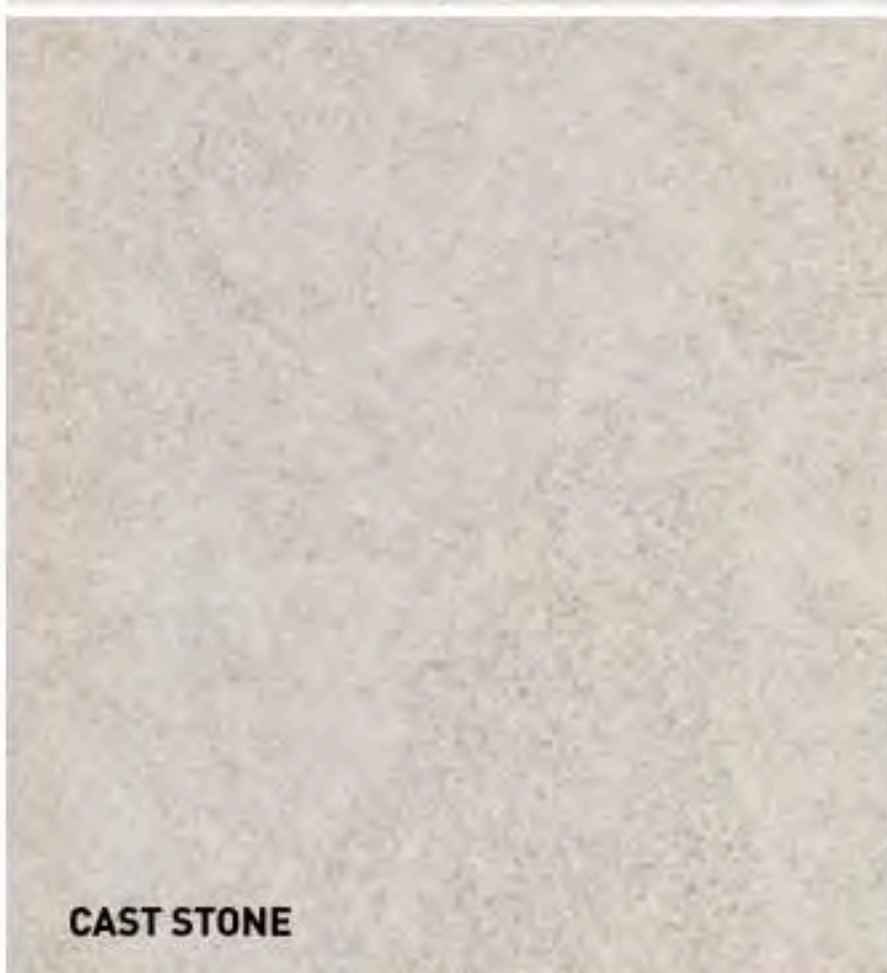
LIMESTONE



PLASTER



METAL DOOR/WINDOW FRAMES



CAST STONE



METAL RAILINGS BRONZE COLOR



CONCRETE PAVER W/ SHELL AGGREGATE



SMOOTH PLASTER

NATURAL STONE BASE

PLASTER GROIN VAULT CEILING

CONCRETE PAVERS W/ SHELL AGGREGATE

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Title  
Textures and  
Materials  
Inspiration



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**A-12**

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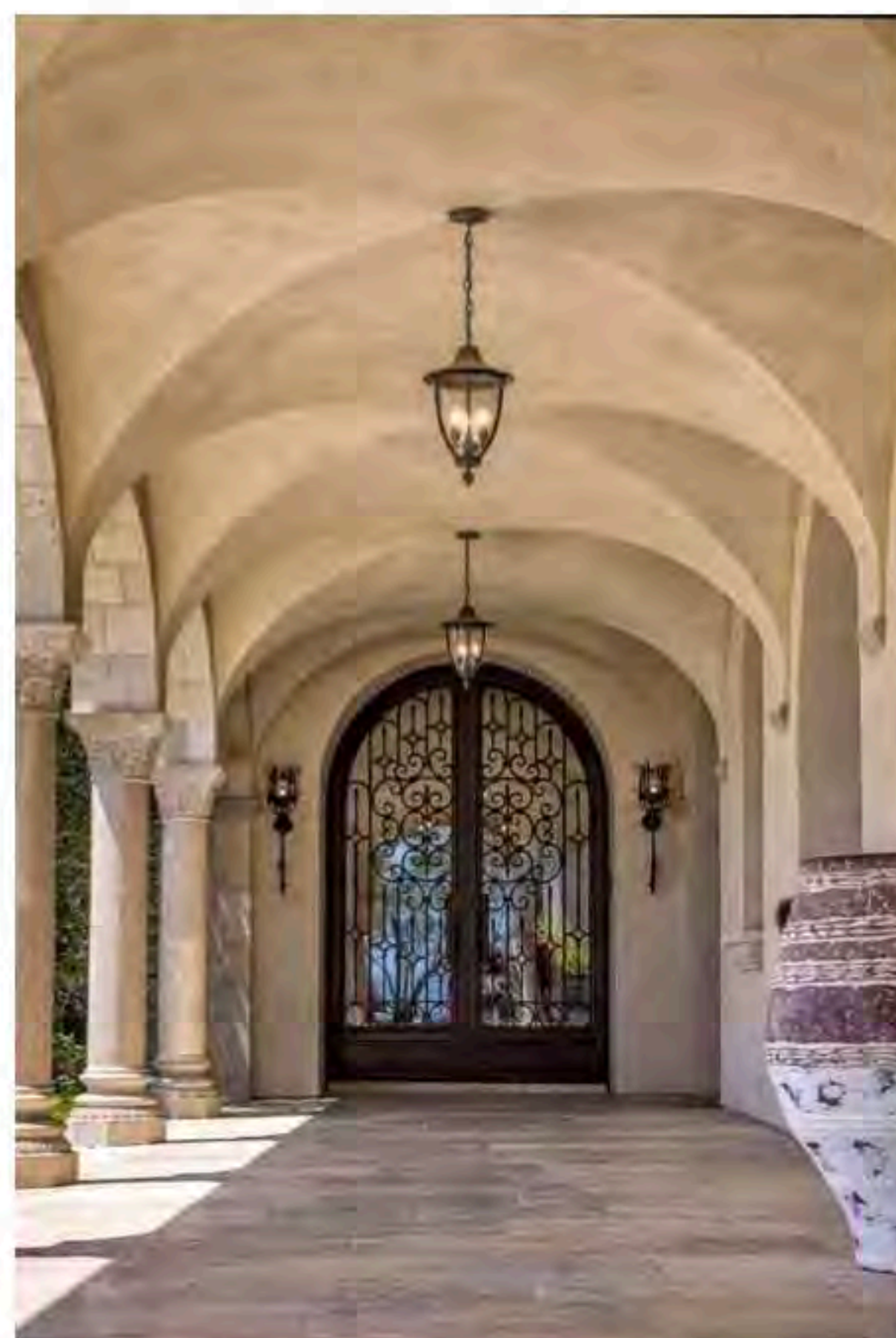
Title  
**Arcade Material  
Concept Diagrams**

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PLANNING & ZONING DIVISION  
UPDATED DEVELOPMENT APPLICATION

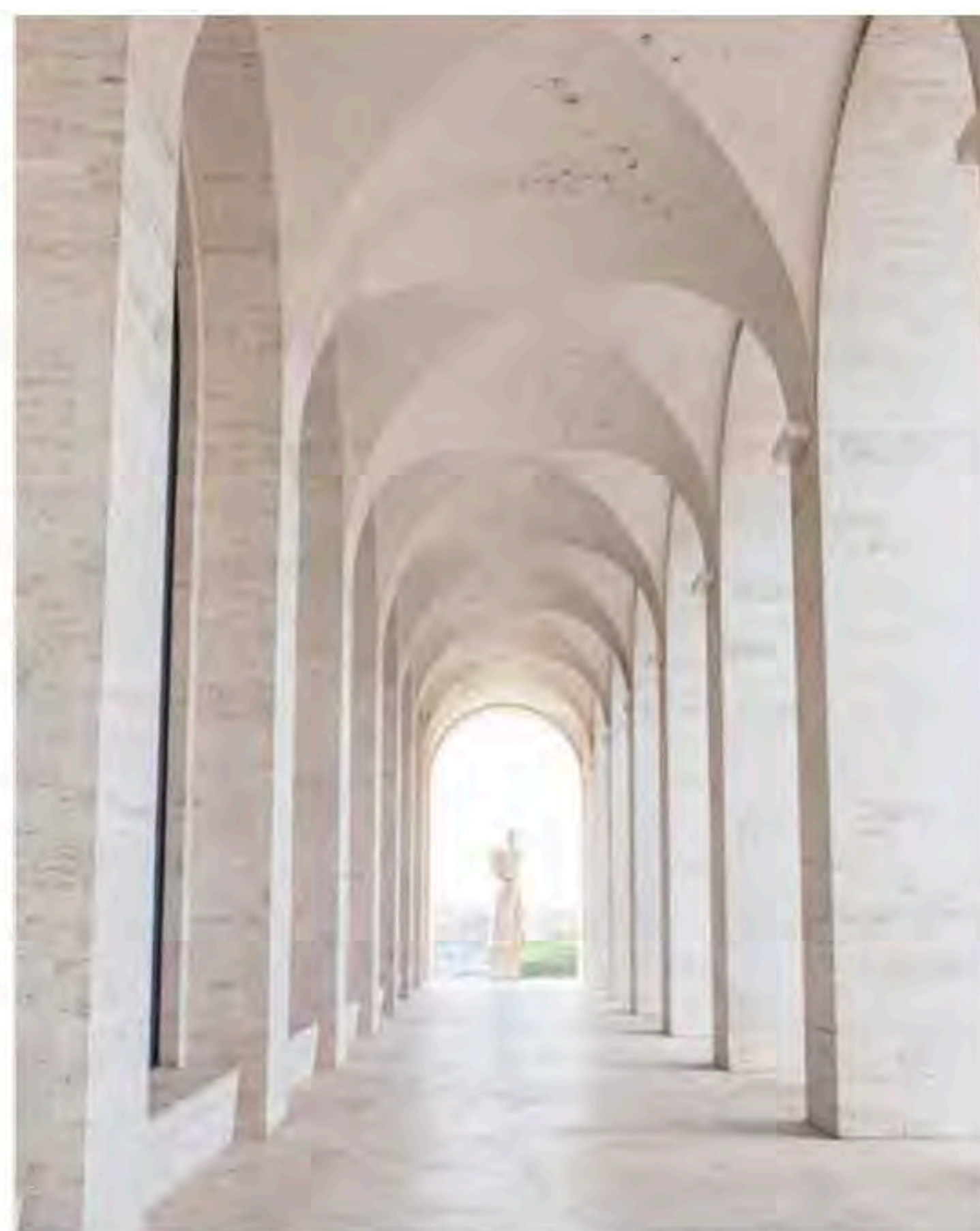
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PONCE PARK RESIDENCES

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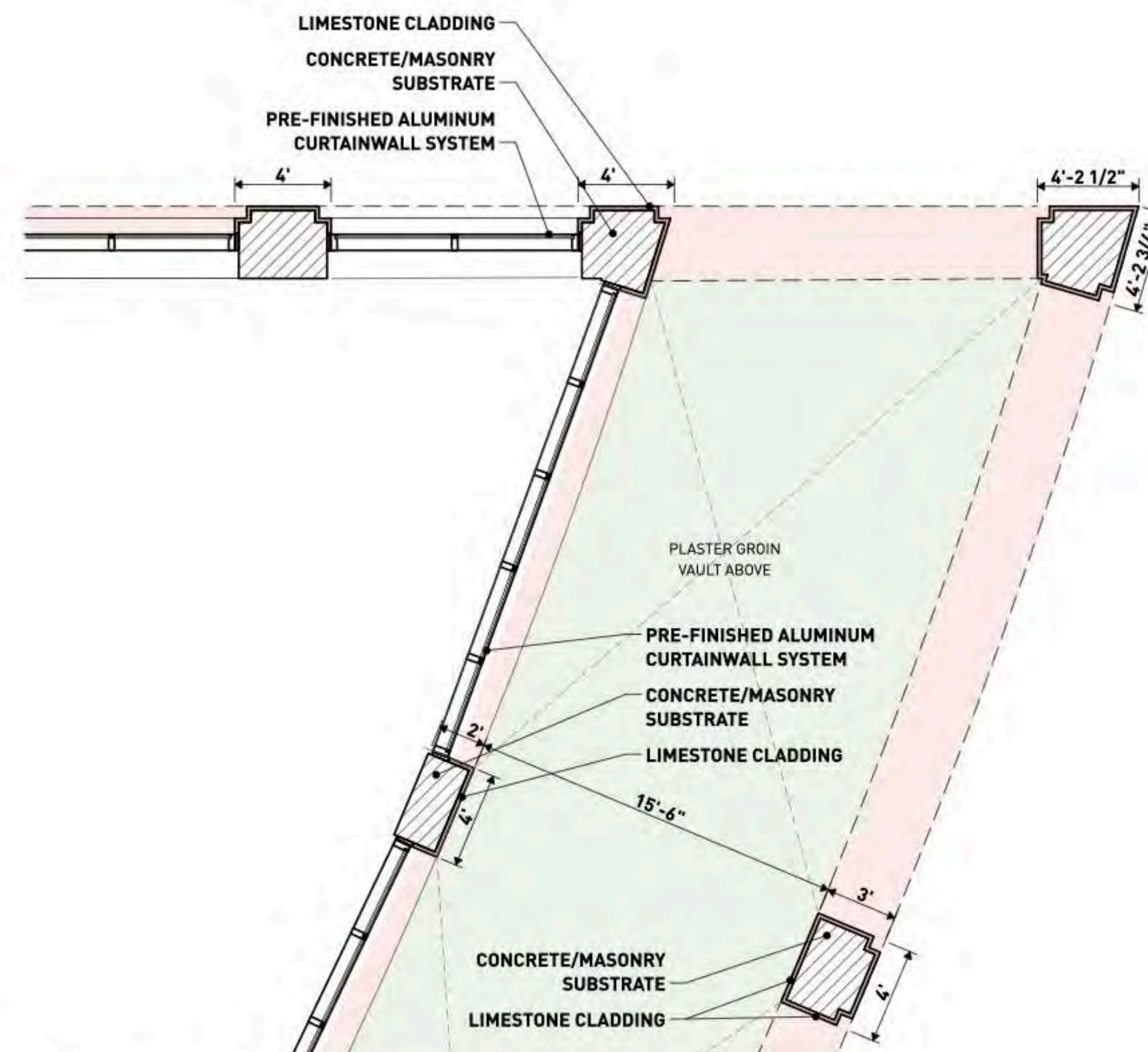
PROPOSED GROIN VAULT MATERIAL DIAGRAM



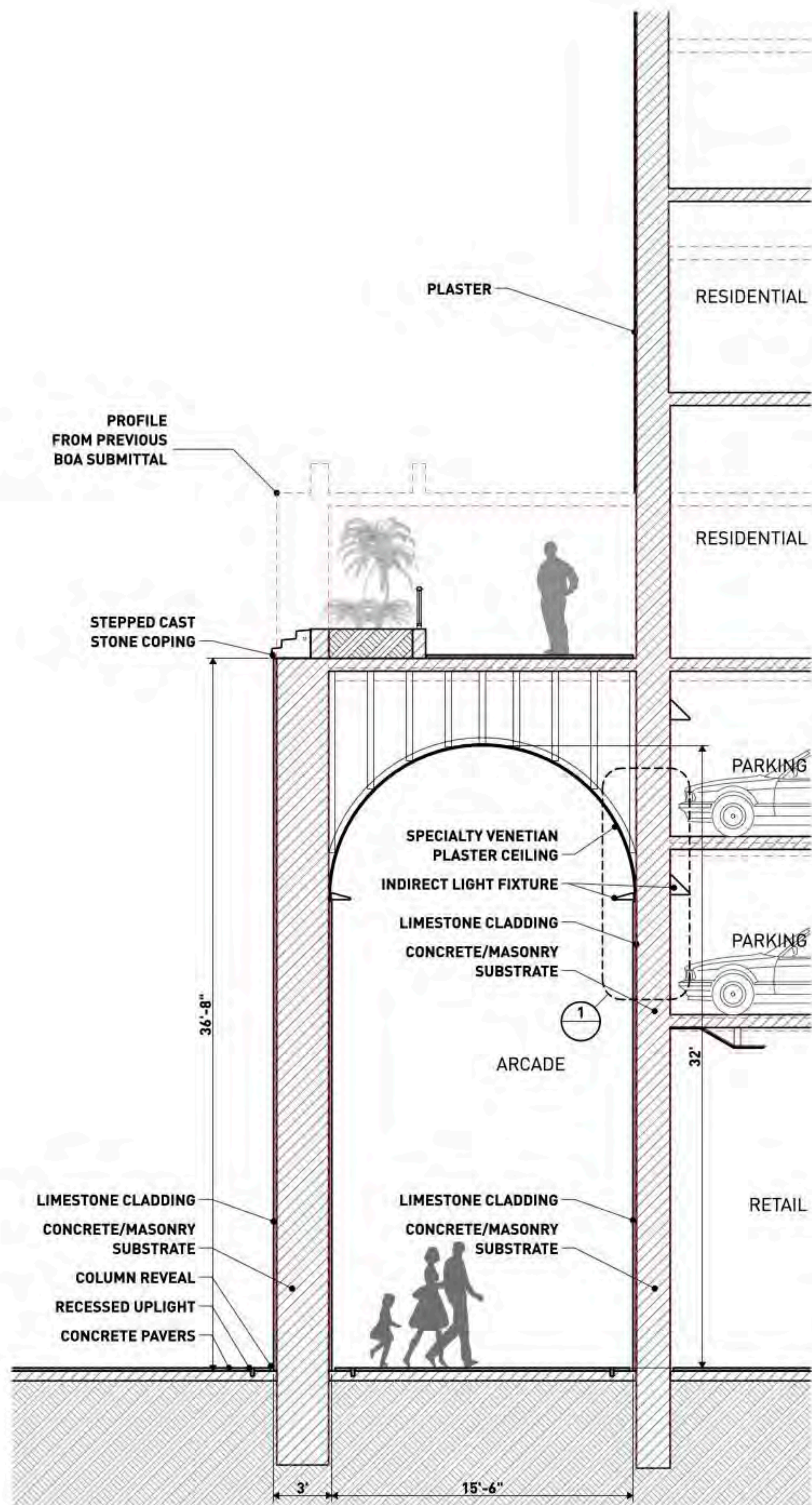
CLASSIC GROIN VAULT INSPIRATION



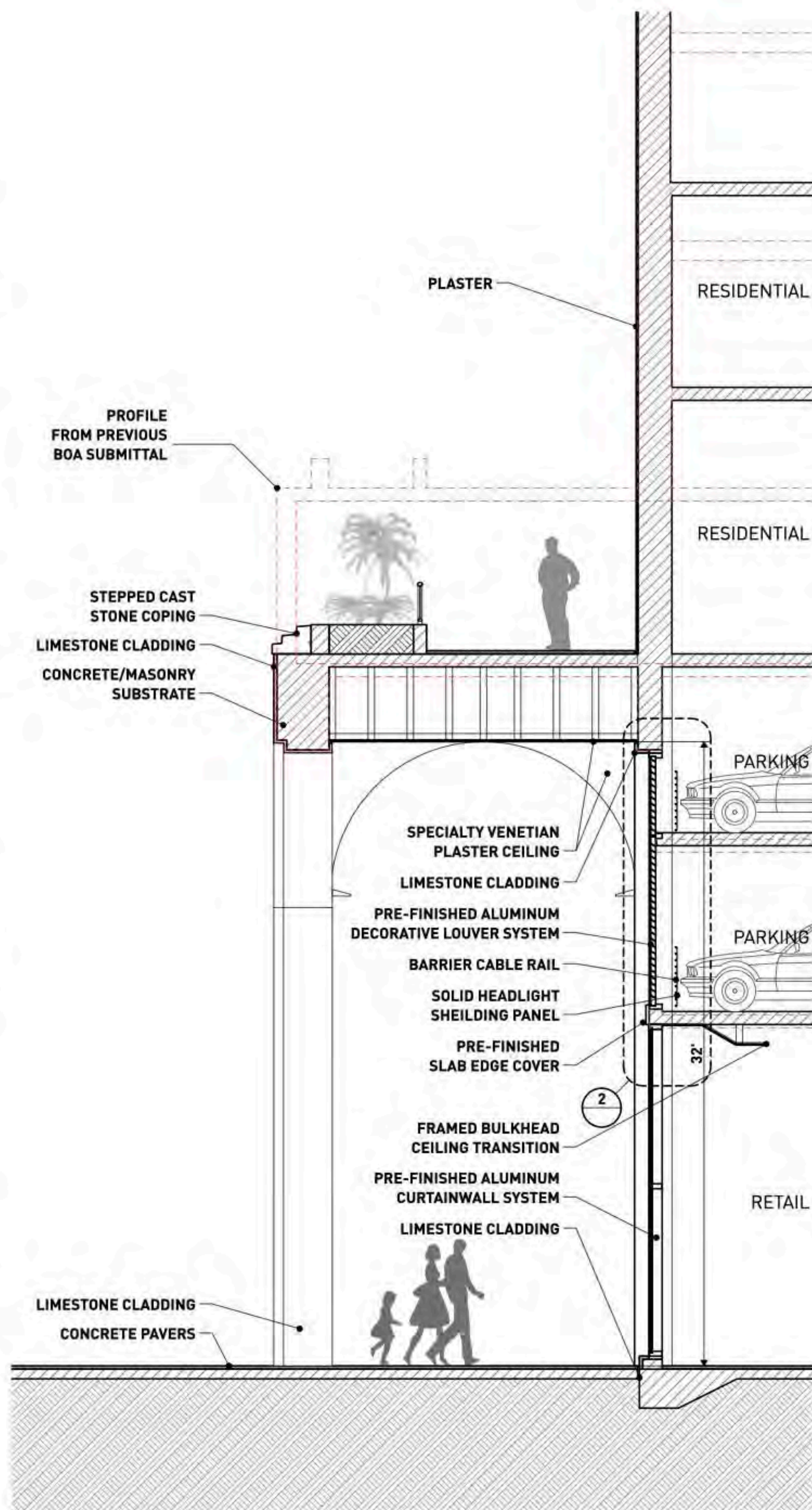
MODERN GROIN VAULT INSPIRATION



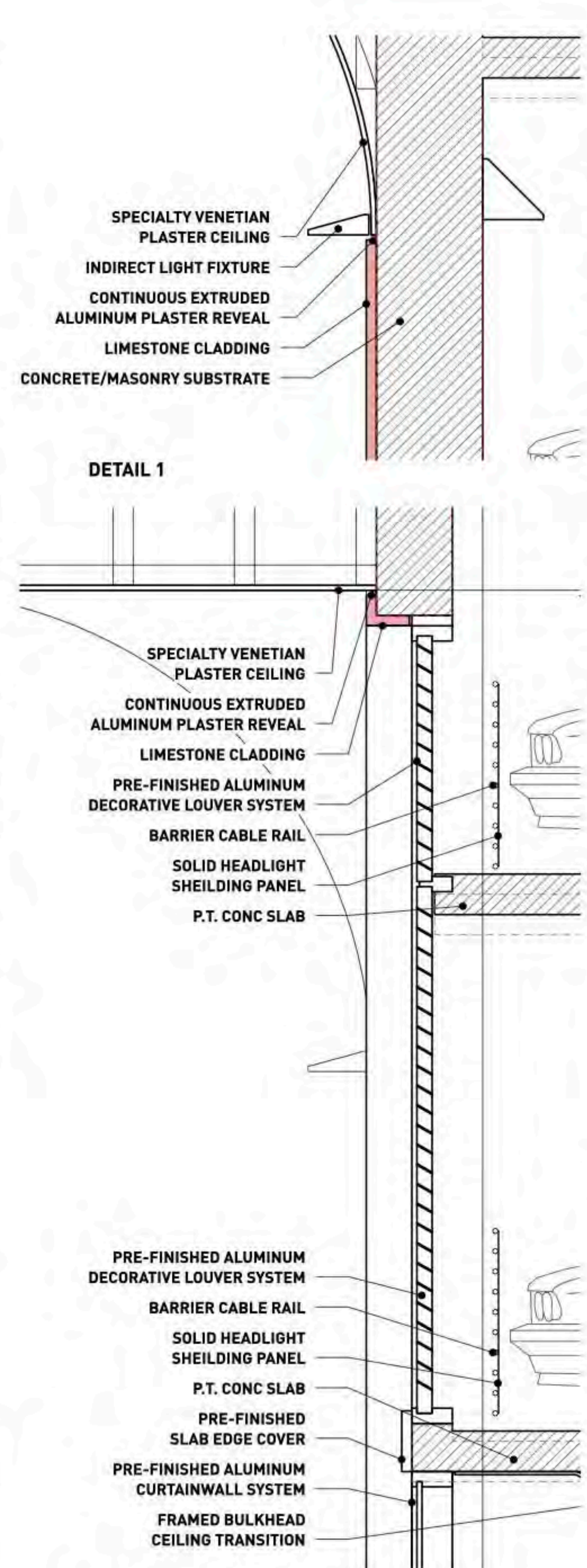
ARCADE MATERIAL CONCEPT PLAN DIAGRAM



ARCADE MATERIAL CONCEPT SECTION DIAGRAM



ARCADE MATERIAL CONCEPT SECTION DIAGRAM



DETAIL 2

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Title  
**Arcade Material  
Concept Diagrams**

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Title  
**Paseo Details**

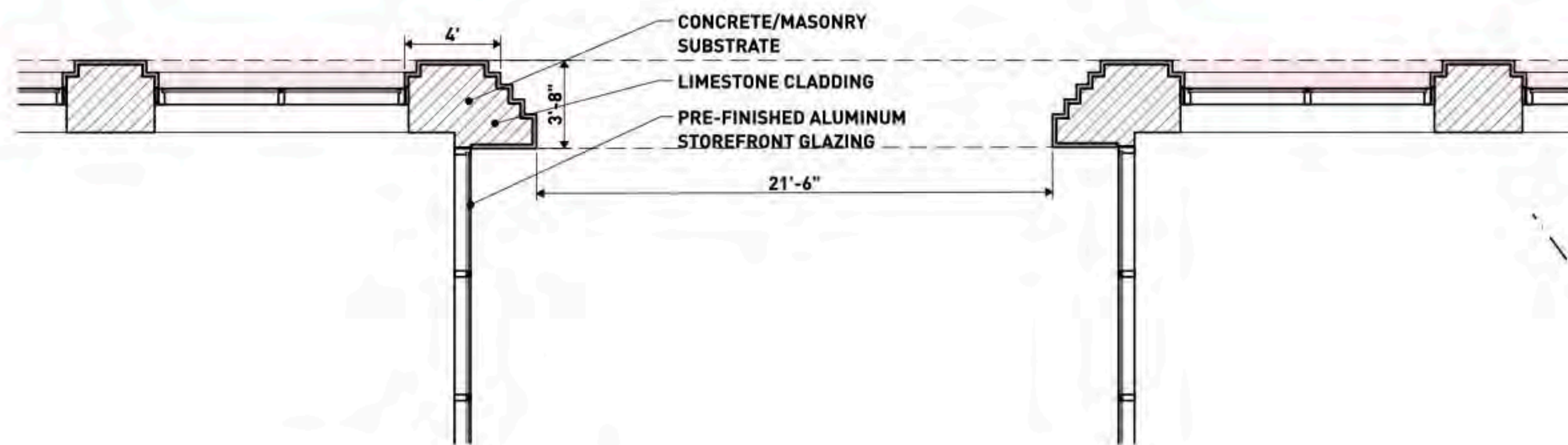


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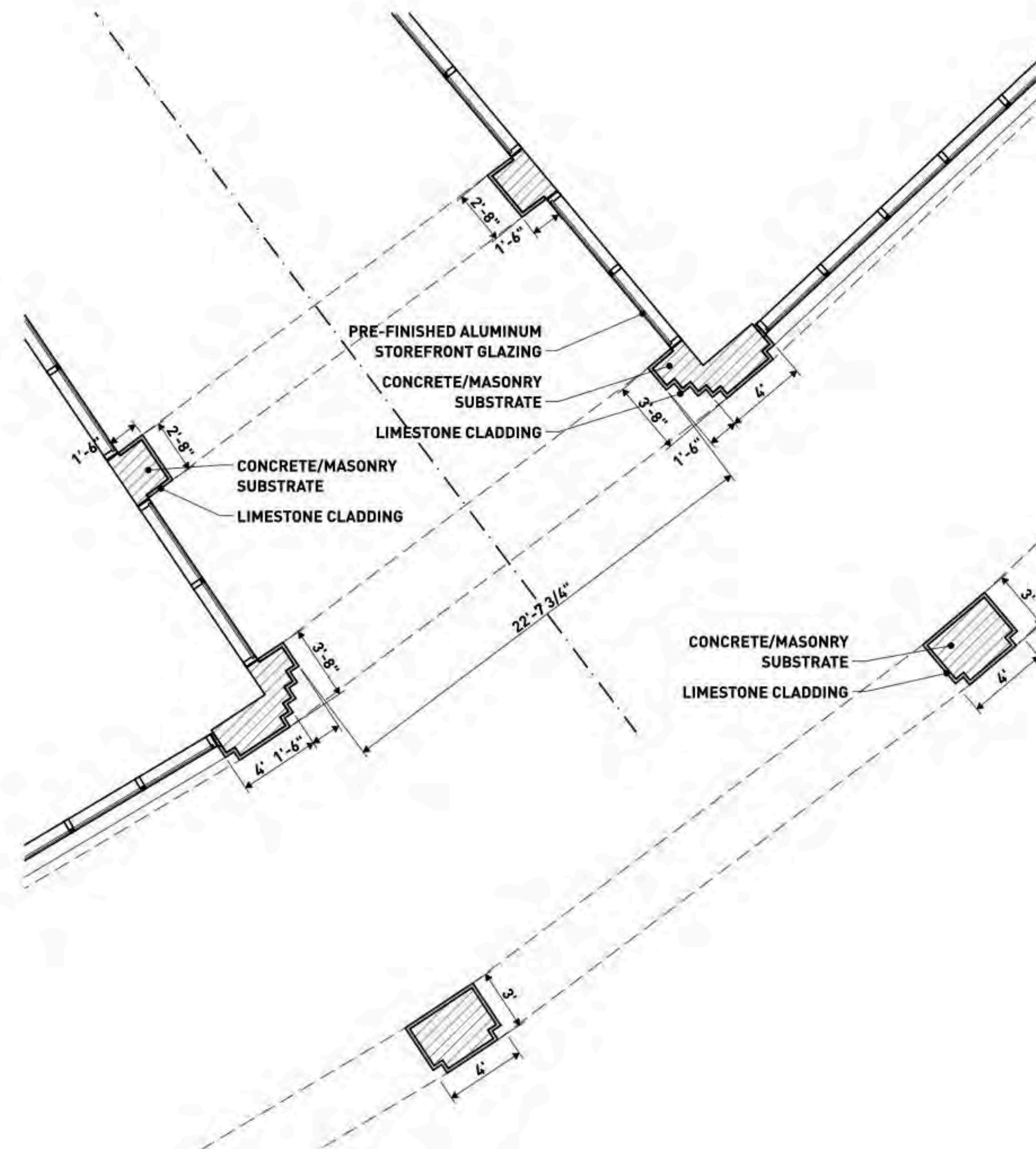
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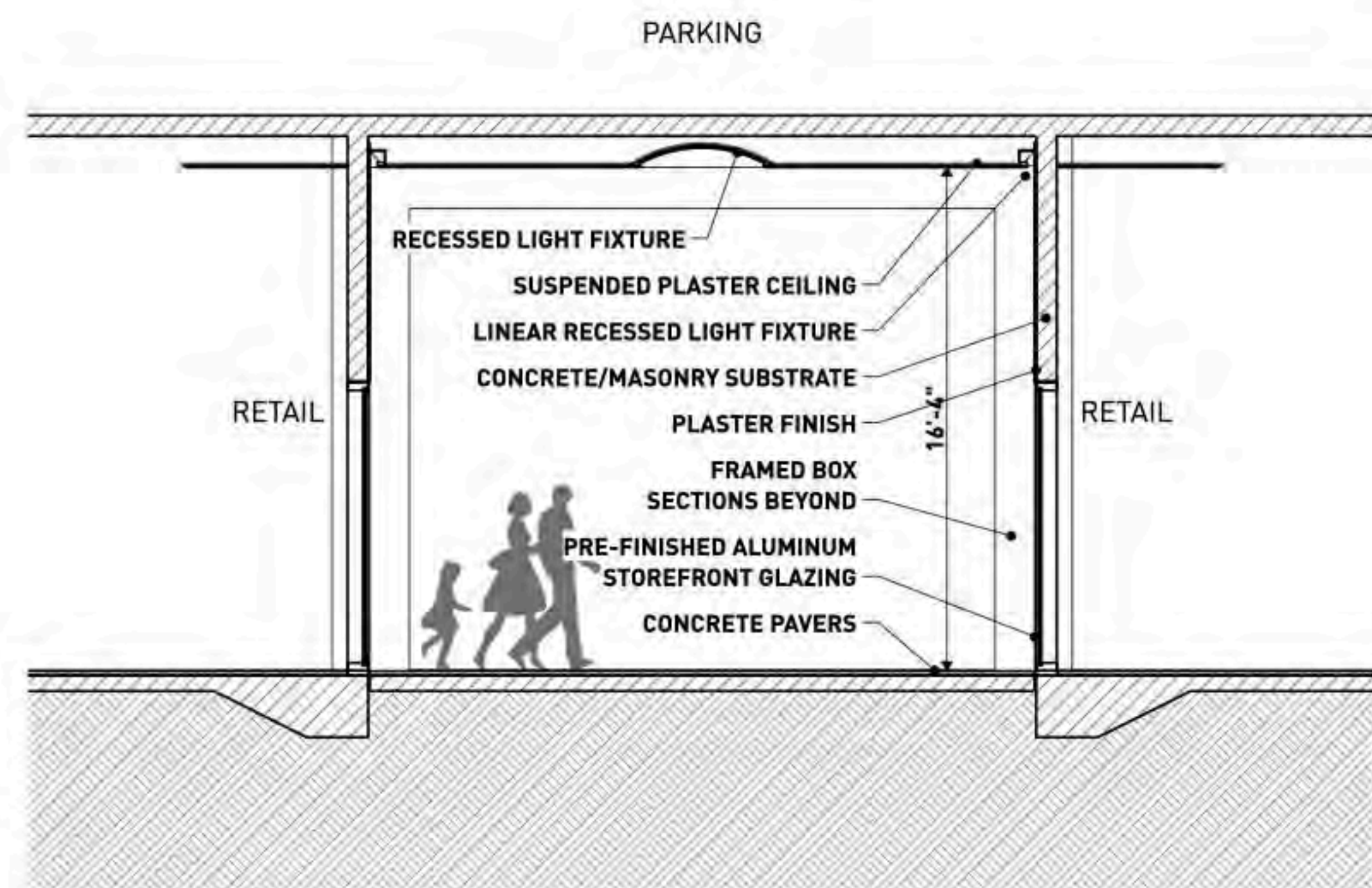
**A-15**



**NORTH PASEO ENTRY PLAN DETAIL**



**SOUTH PASEO ENTRY PLAN DETAIL**



**PASEO SECTION**



**NORTH PASEO ENTRY**



**SOUTH PASEO ENTRY**

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1812  
PONCE PARK RESIDENCES

Drawing Issued on 4/13/22

**A-16**





COLONADE HOTEL ARCADE HEIGHT STUDY



BILTMORE HOTEL ARCADE HEIGHT STUDY



115 MENDOZA AVE - CORAL GABLES FLORIDA



Project No  
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Title  
**Coral Gables  
Arcade Precidents**



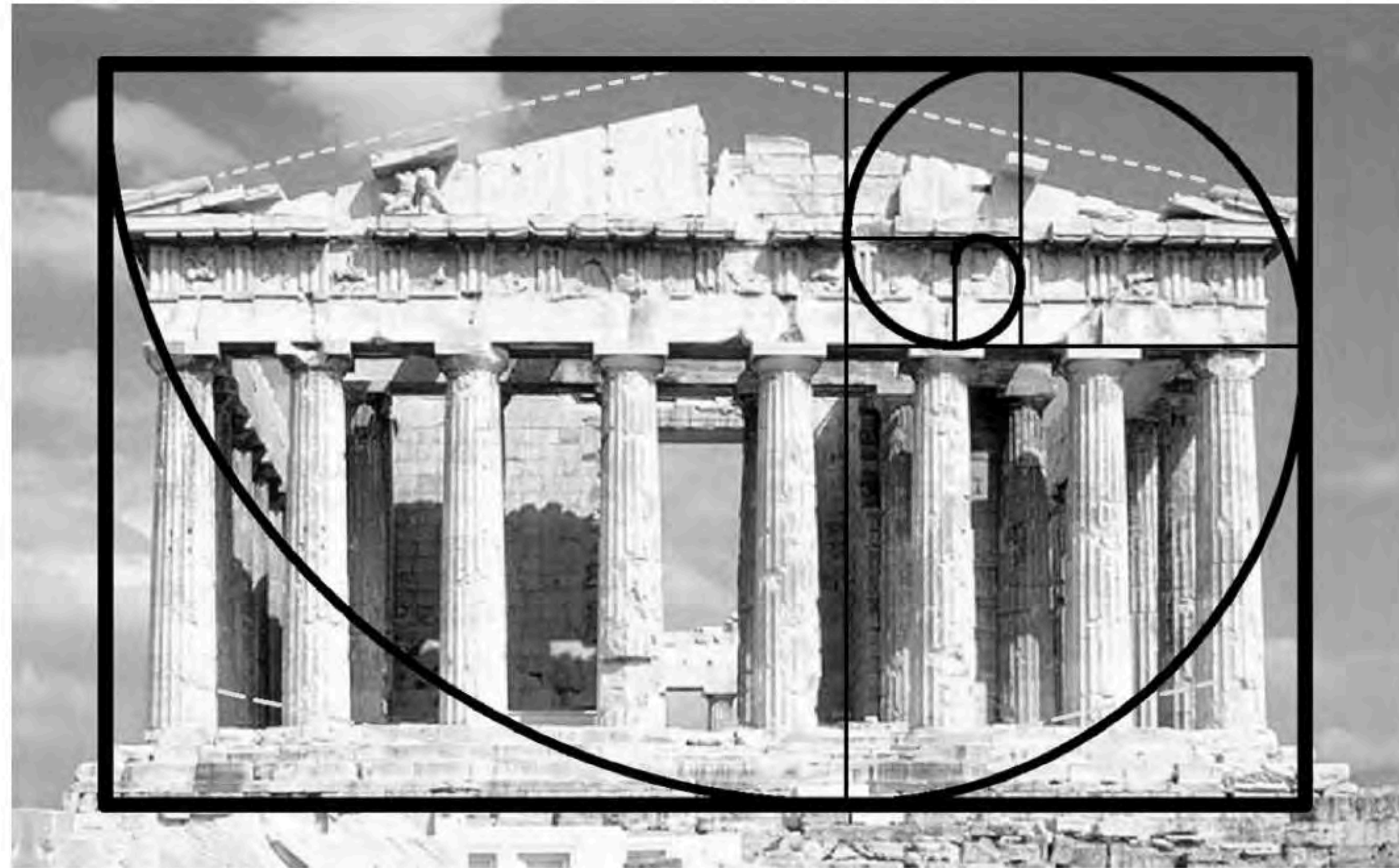
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UPDATED DEVELOPMENT APPLICATION

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PONCE PARK RESIDENCES

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LOGGIA DEI LANZI HEIGHT STUDY - FLORENCE ITALY



PARTHENON GOLDEN RATIO DIAGRAM



PROPOSED REDUCTION TO MATCH GOLDEN RATIO

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Title  
**Arcade Scale  
Comparisons**

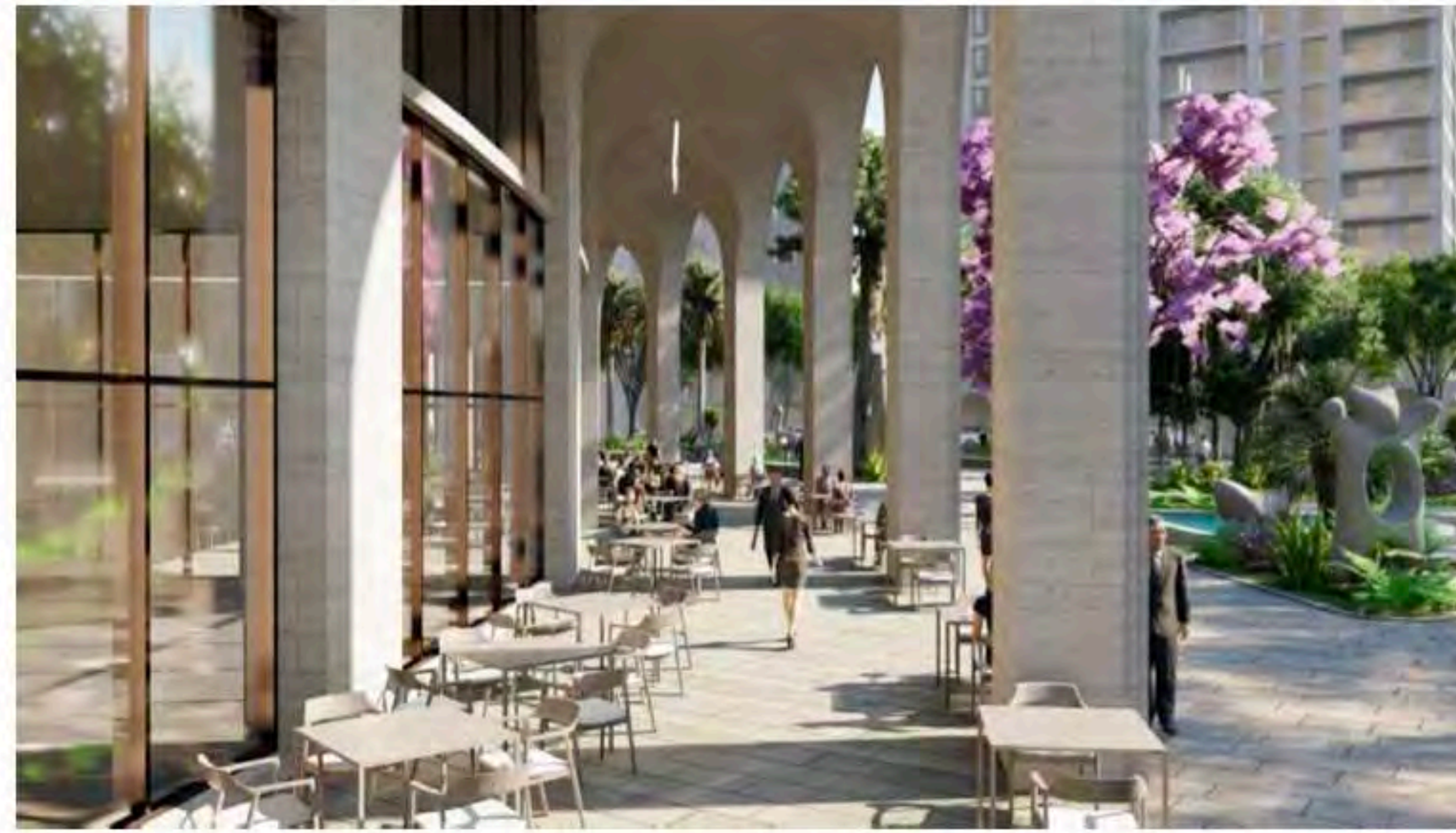


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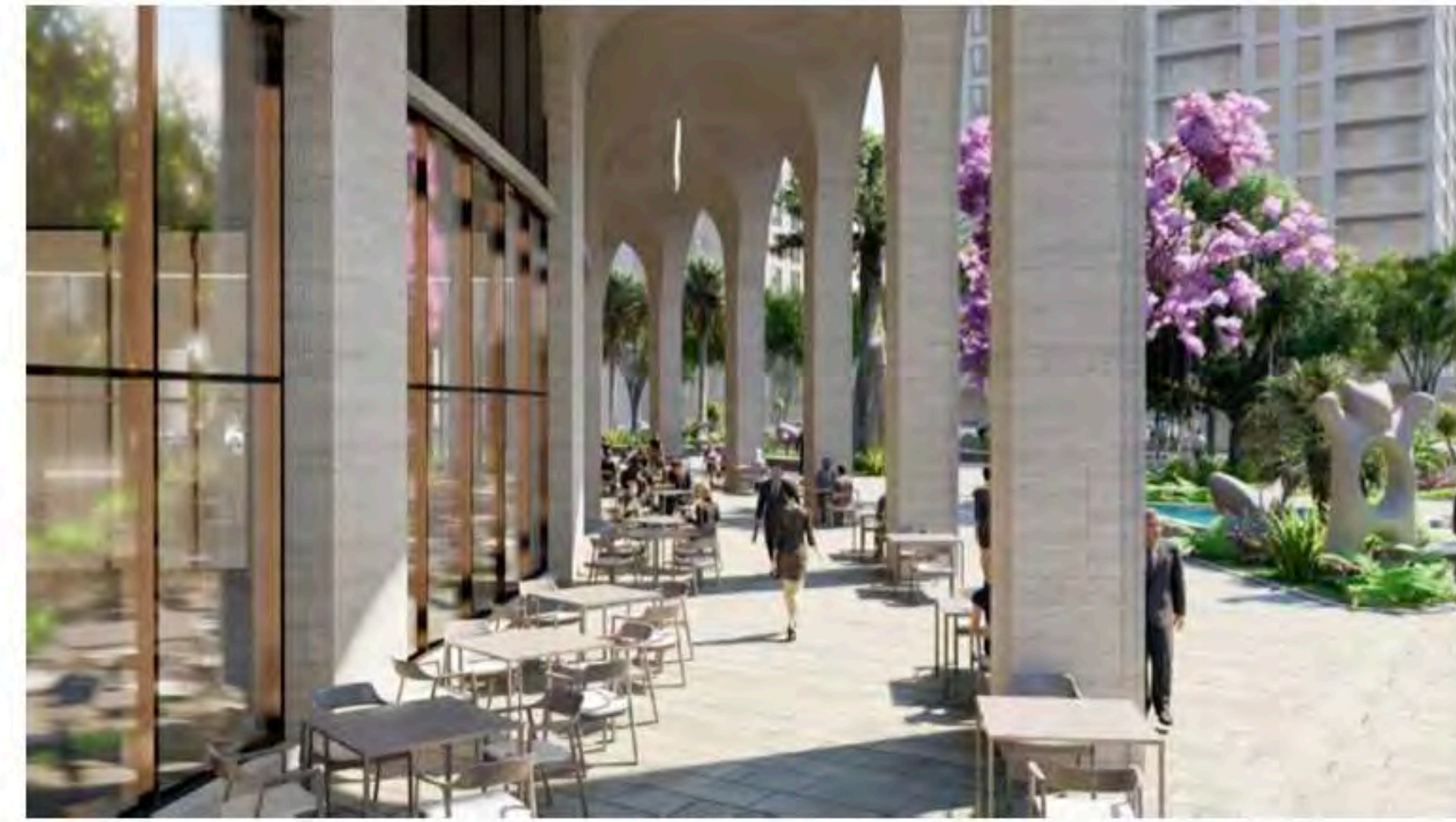
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PLANNING & ZONING DIVISION  
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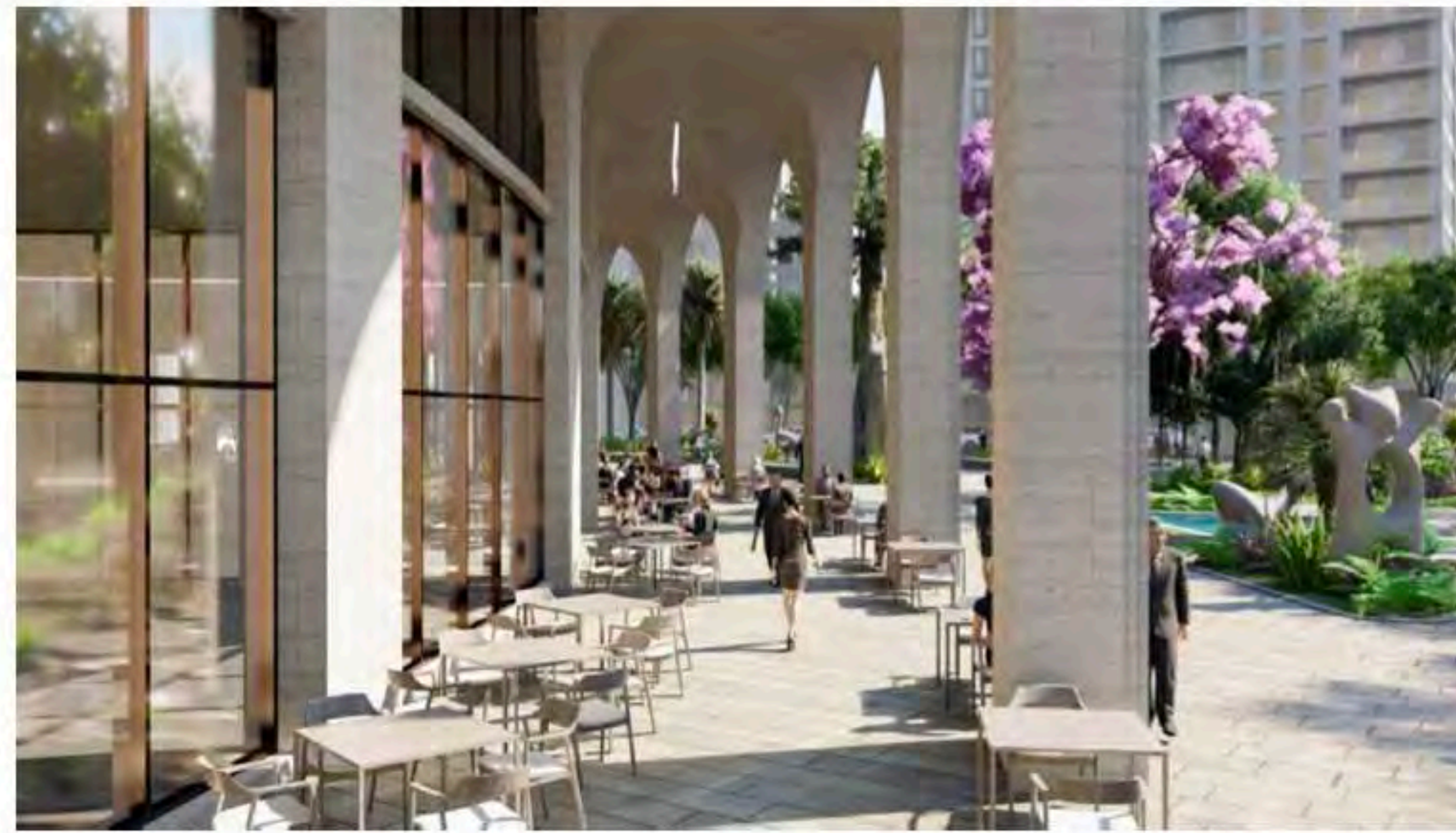
Drawing Issued on 4/13/22



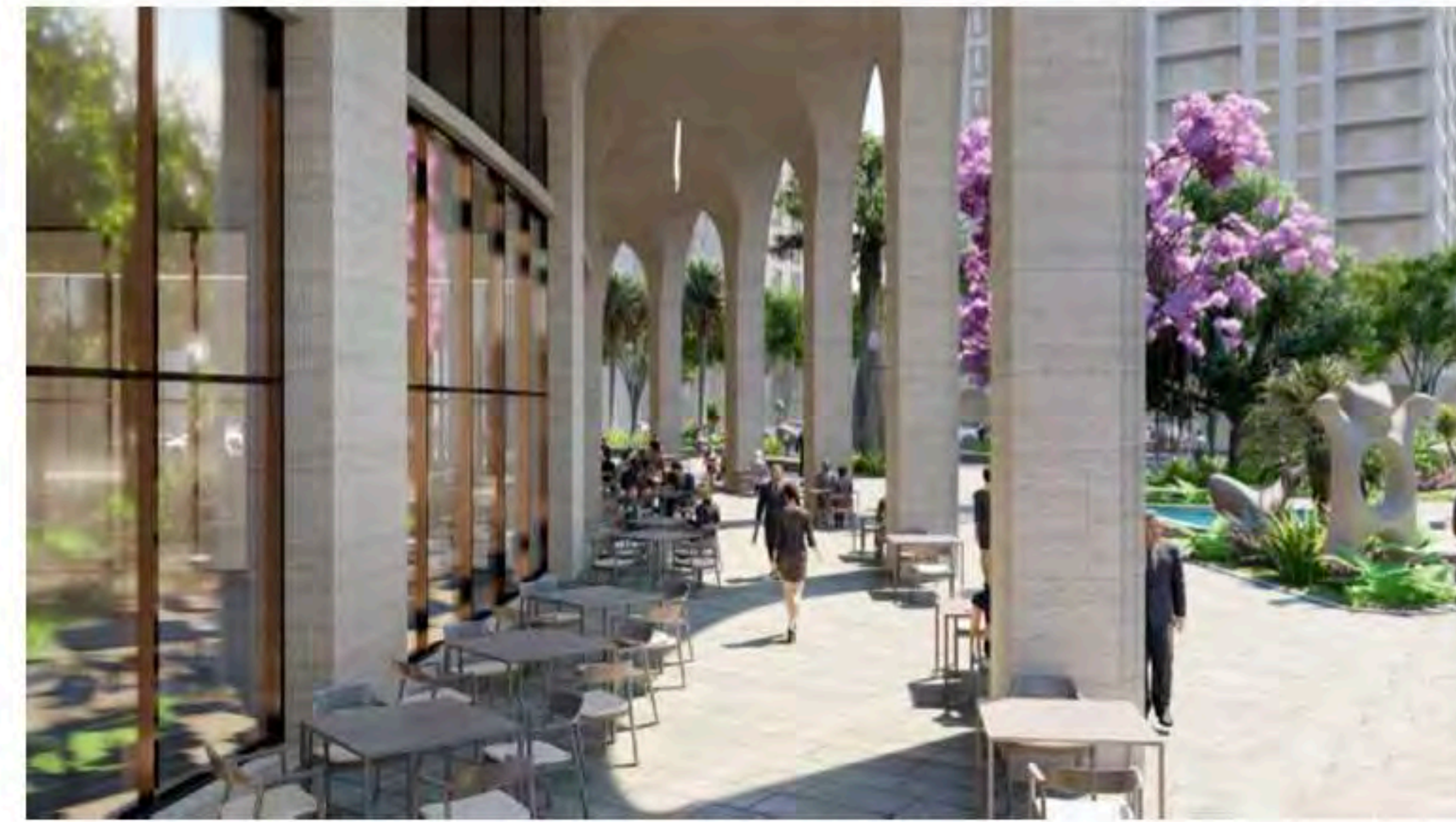
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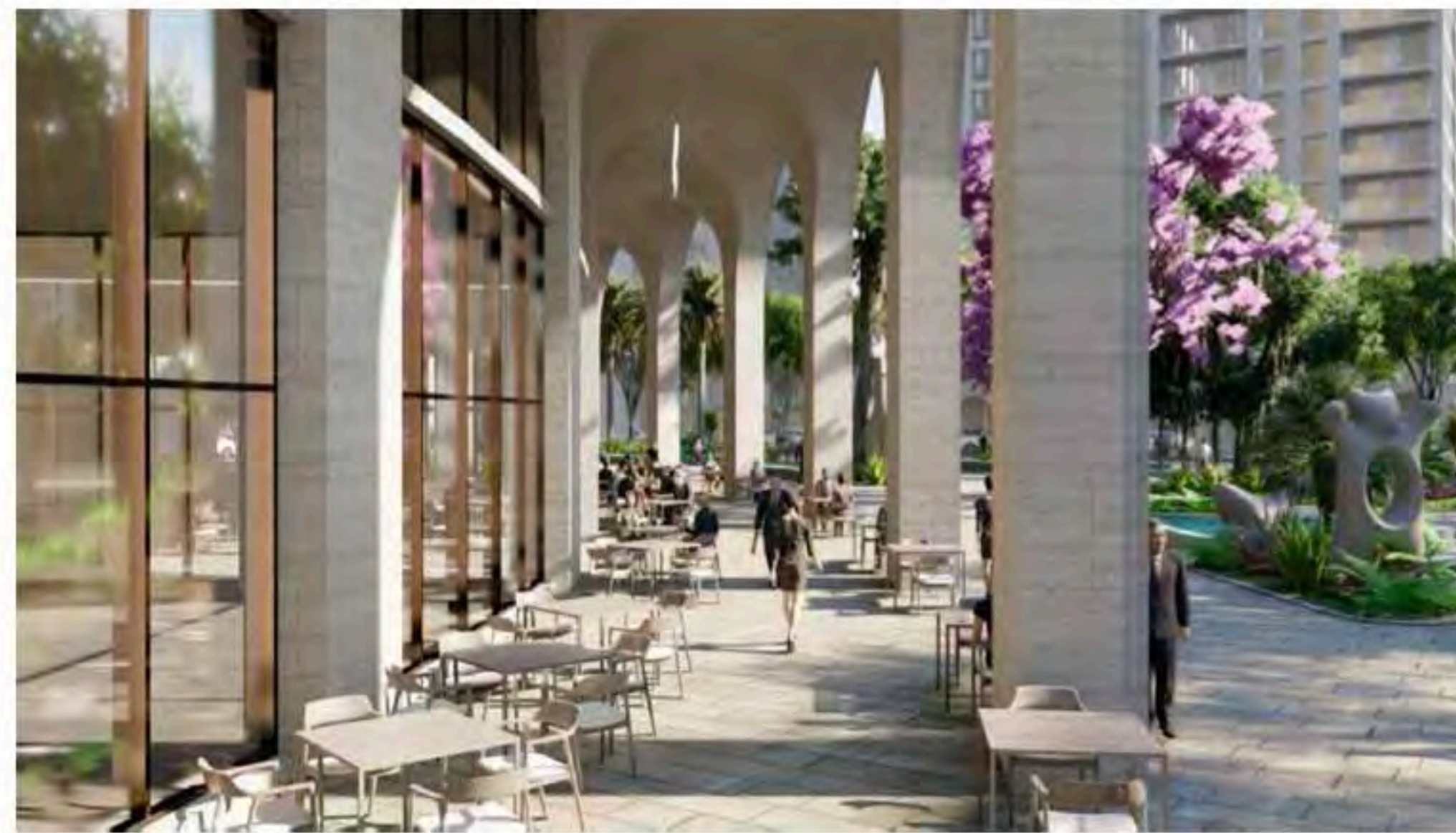
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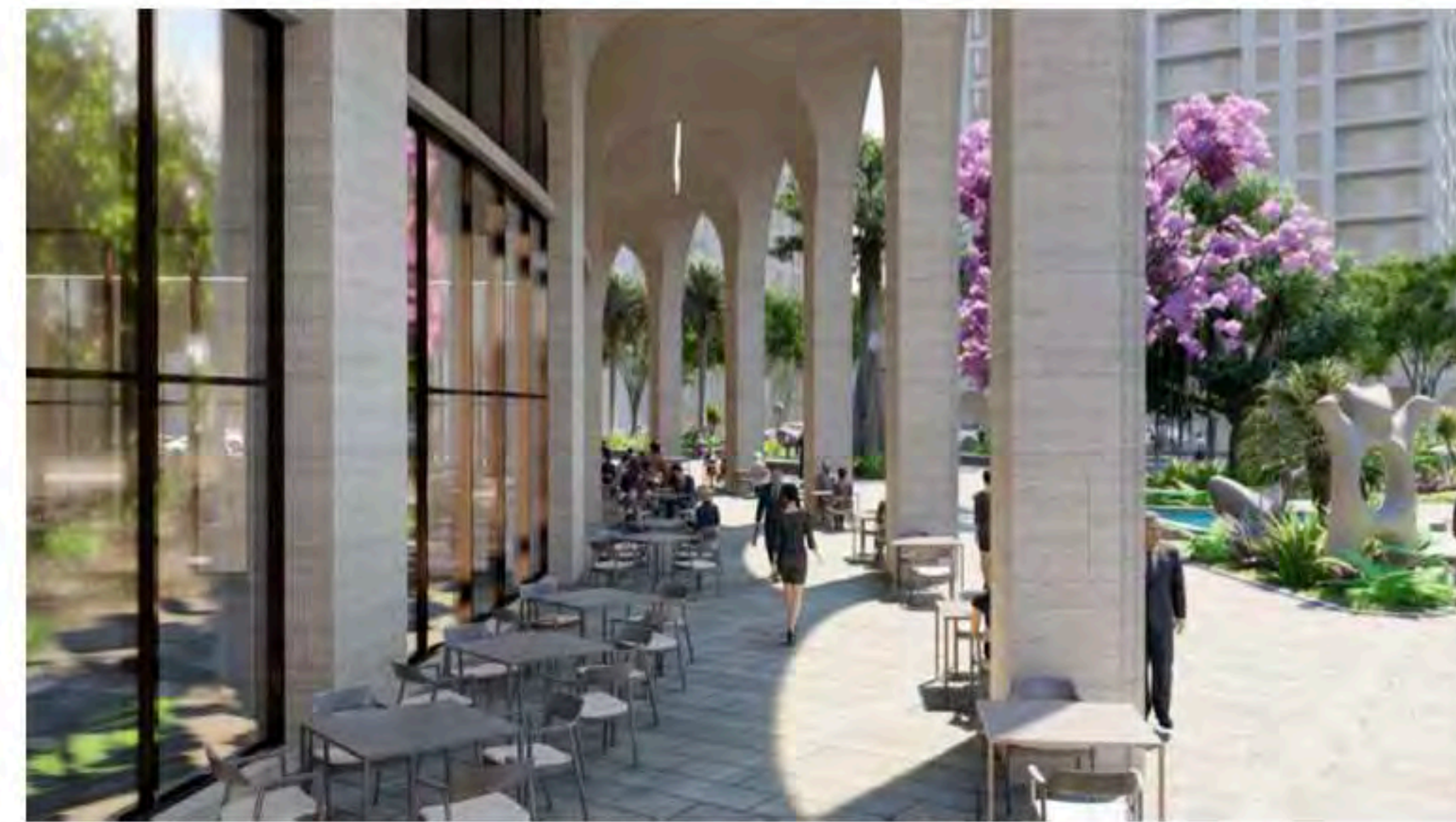
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SUN STUDY - MAY 01 - 11AM



SUN STUDY - MARCH 01 - 11AM



SUN STUDY - JUNE 01 - 11AM

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Title  
**Arcade Sun Study**



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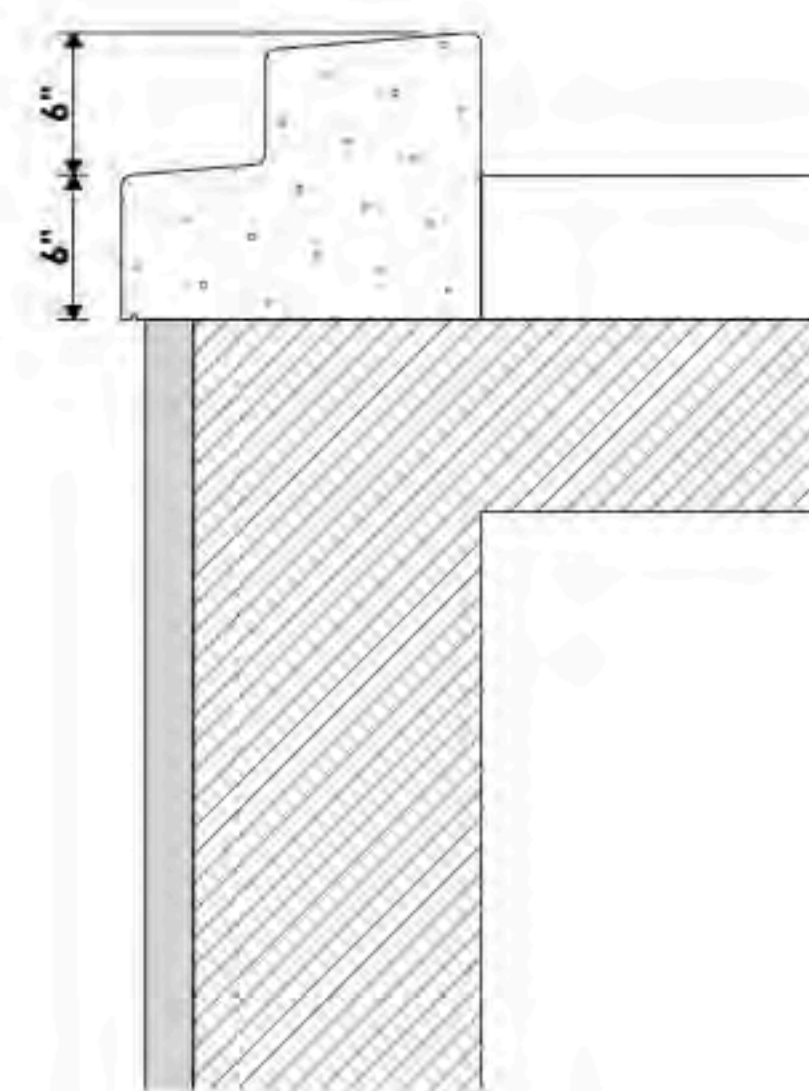
Title  
**Details/Elevations**



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PLANNING & ZONING DIVISION  
UPDATED DEVELOPMENT APPLICATION

1812  
PONCE PARK RESIDENCES

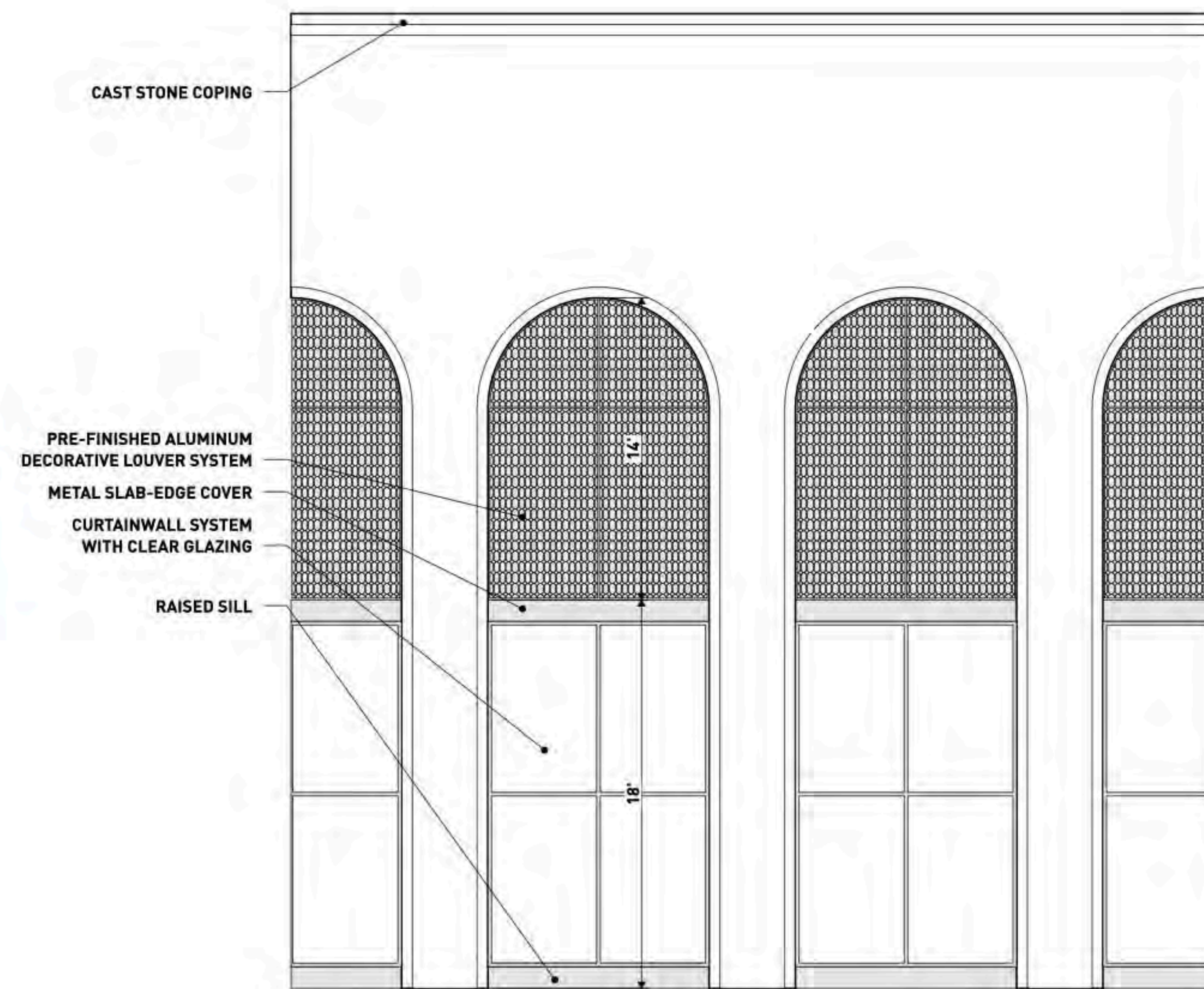
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PROPOSED COPING/TRANSITION DETAIL



PROPOSED ALUMINUM LOUVER - COLOR TO MATCH MULLIONS



TYPICAL RETAIL GLAZING/GARAGE SCREENING ELEVATION



Project No  
**1812**

Project Address  
216 and 224 Catalonia Ave.,  
3000 Ponce De Leon Blvd.,  
and 203 University Drive

Client  
**PONCE PARK RESIDENCES**  
The Allen Morris Company  
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Miami, FL 33134

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**Oppenheim  
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W naturalicial.com

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No. AR 0016620

Title  
**Details/Elevations**

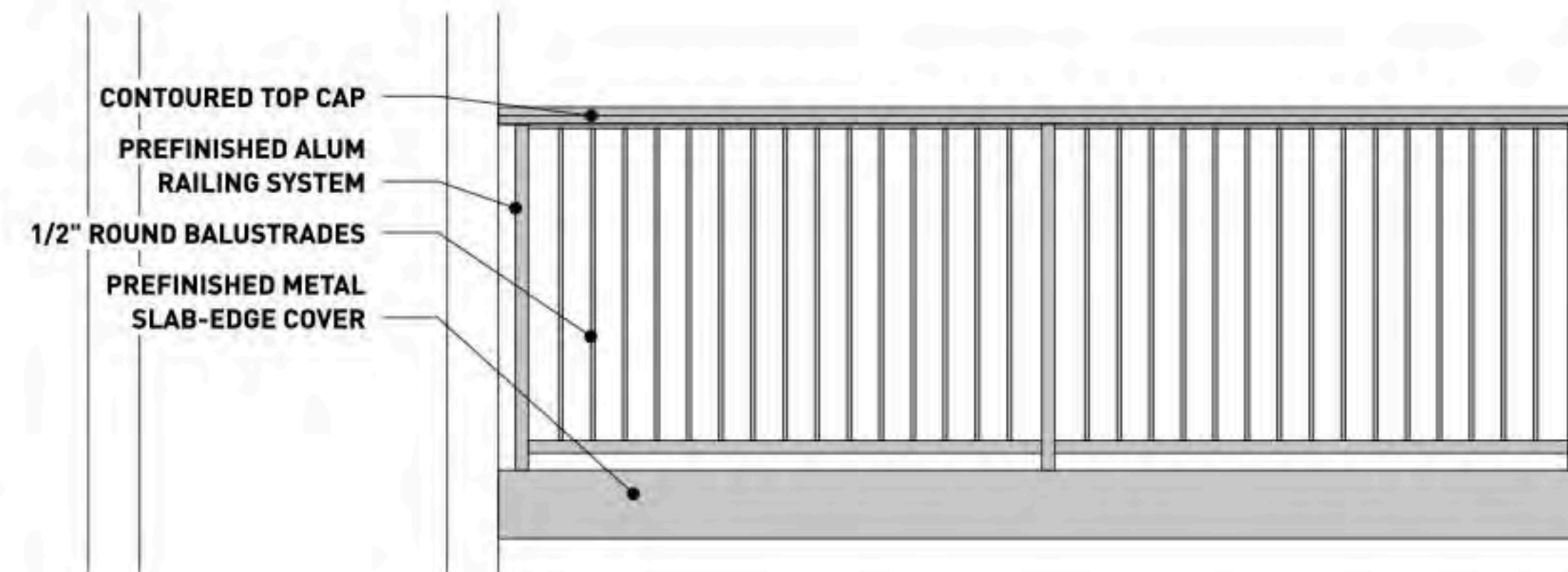
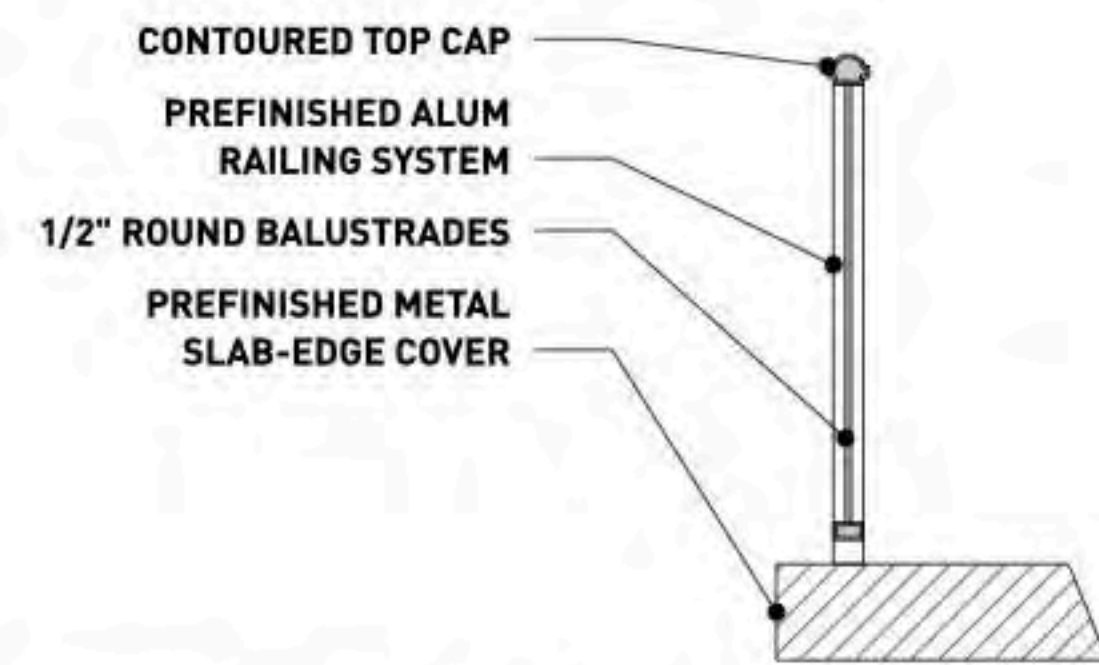


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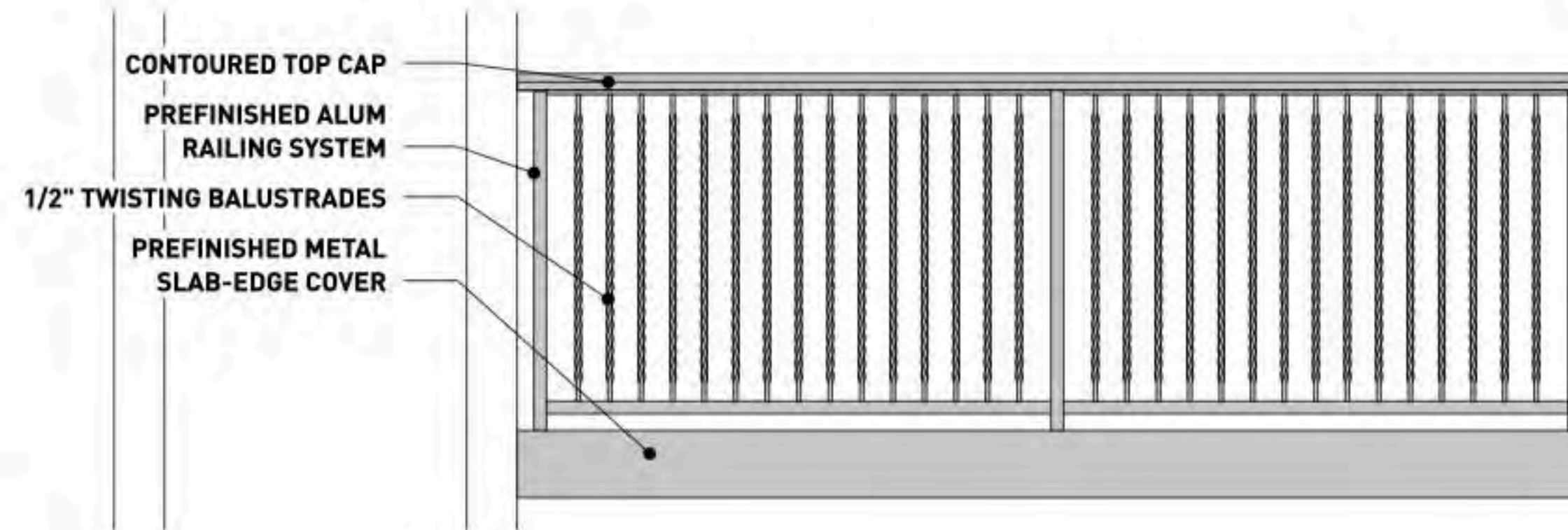
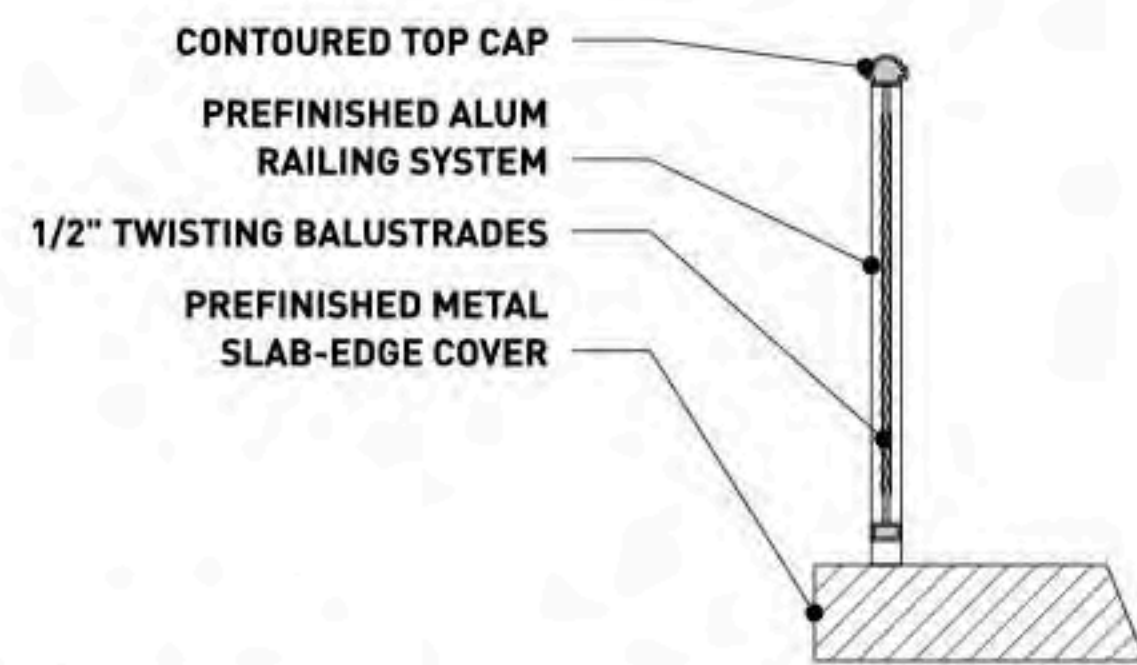
1812  
PONCE PARK RESIDENCES

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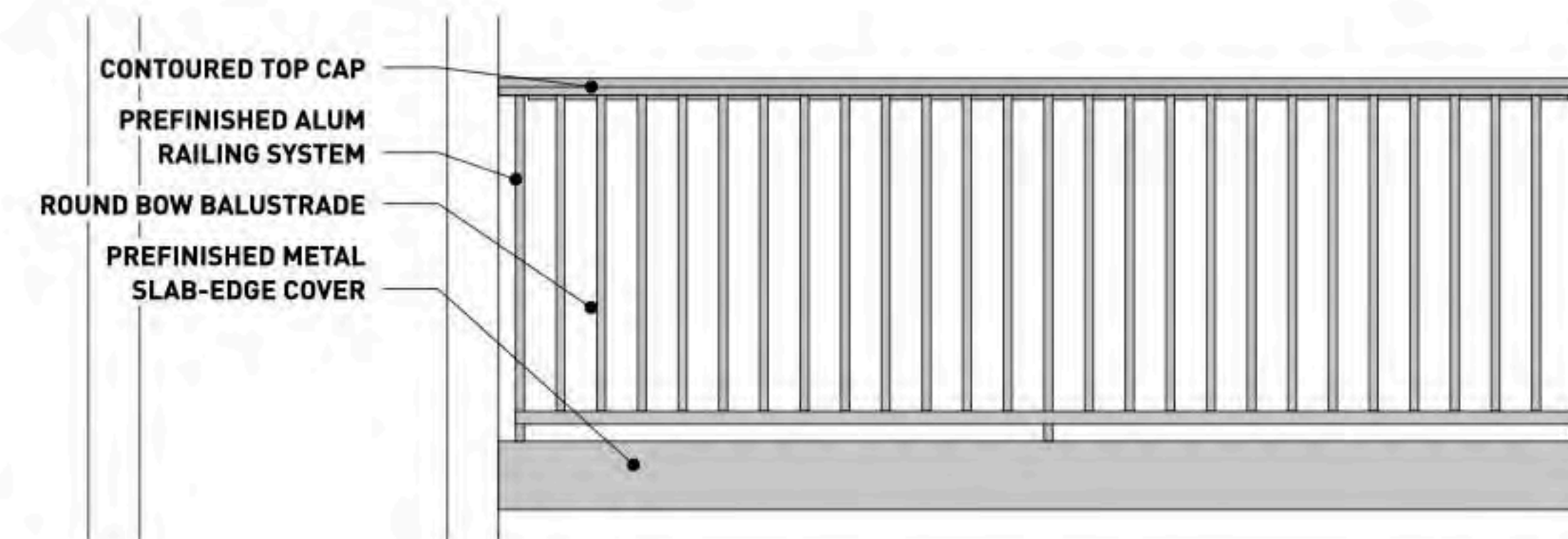
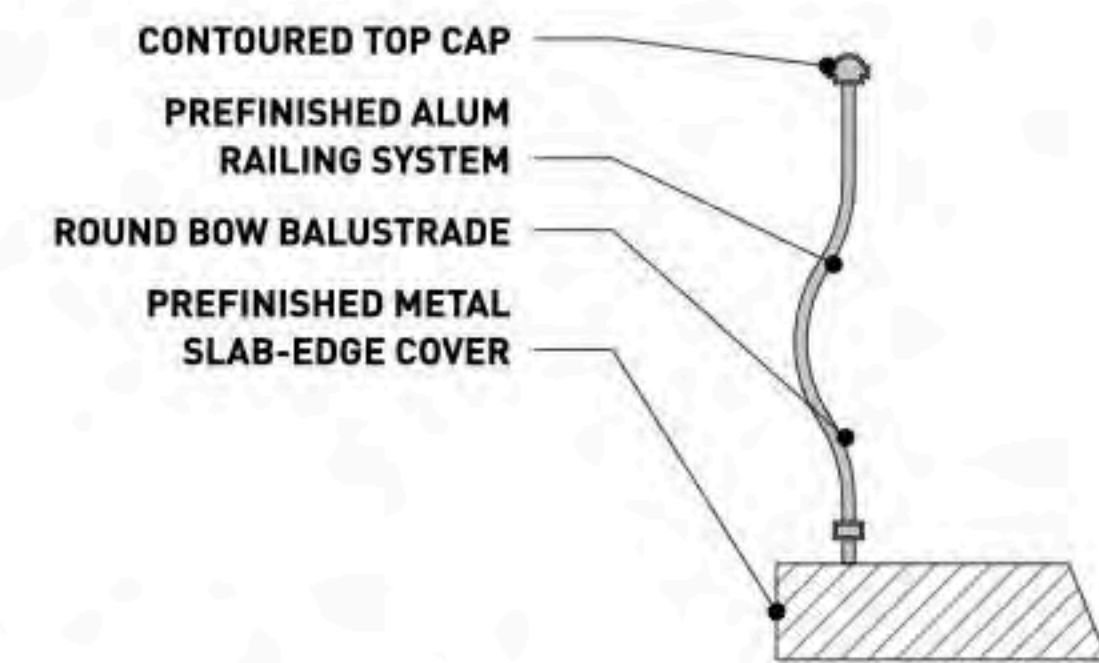
**RAILING INSPIRATION - CITY HALL**



**RAILING OPTION 01 - ROUND BALUSTRADES**



**RAILING OPTION 02 - TWISTING BALUSTRADES**



**RAILING OPTION 03 - BOW BALUSTRADES**



**NORTH FACADE SIGNAGE DIAGRAM**



**PARK FACADE SIGNAGE DIAGRAM**

Project No  
**1812**

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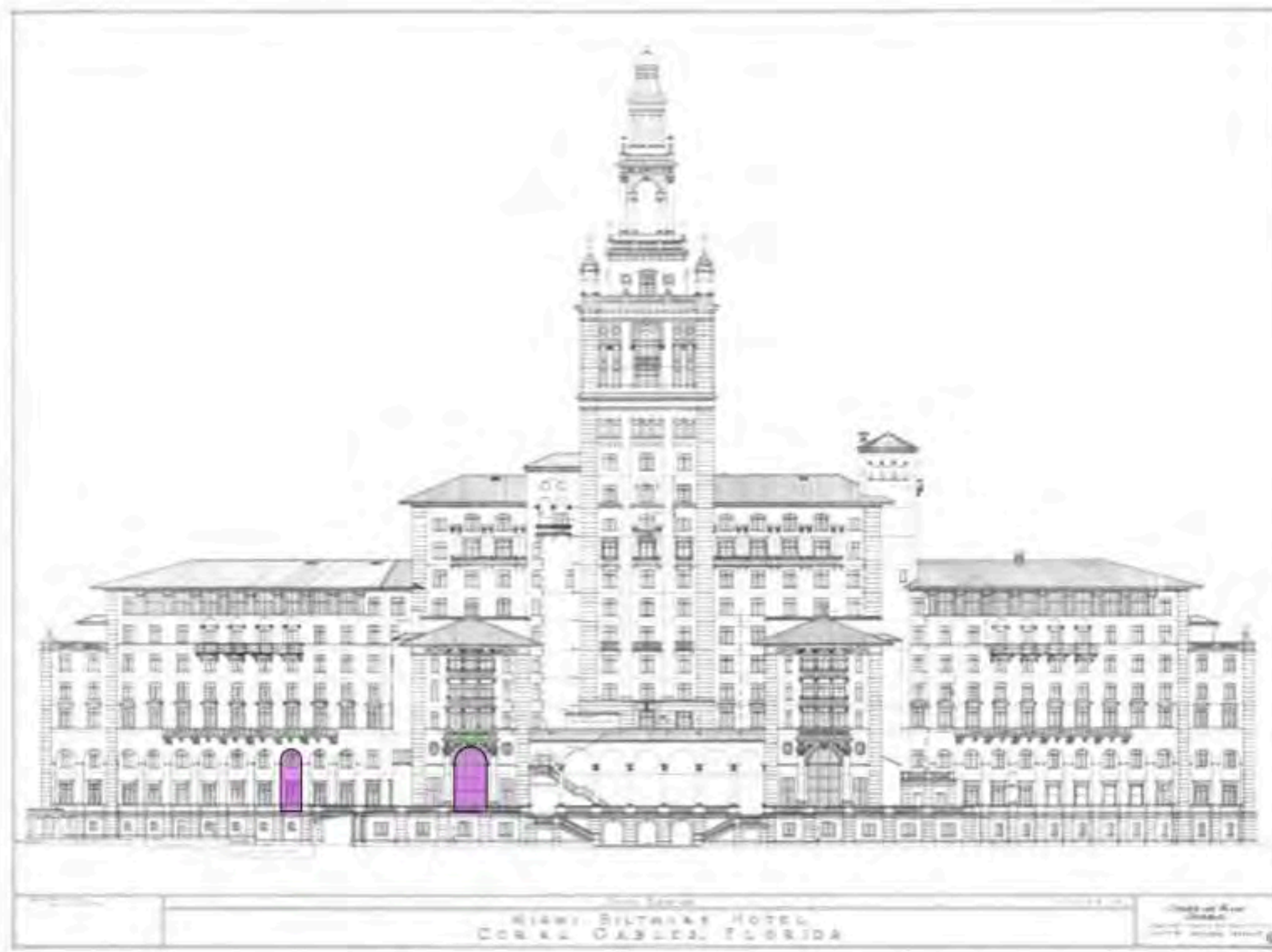
Title  
**Signage Diagram**



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PONCE PARK RESIDENCES

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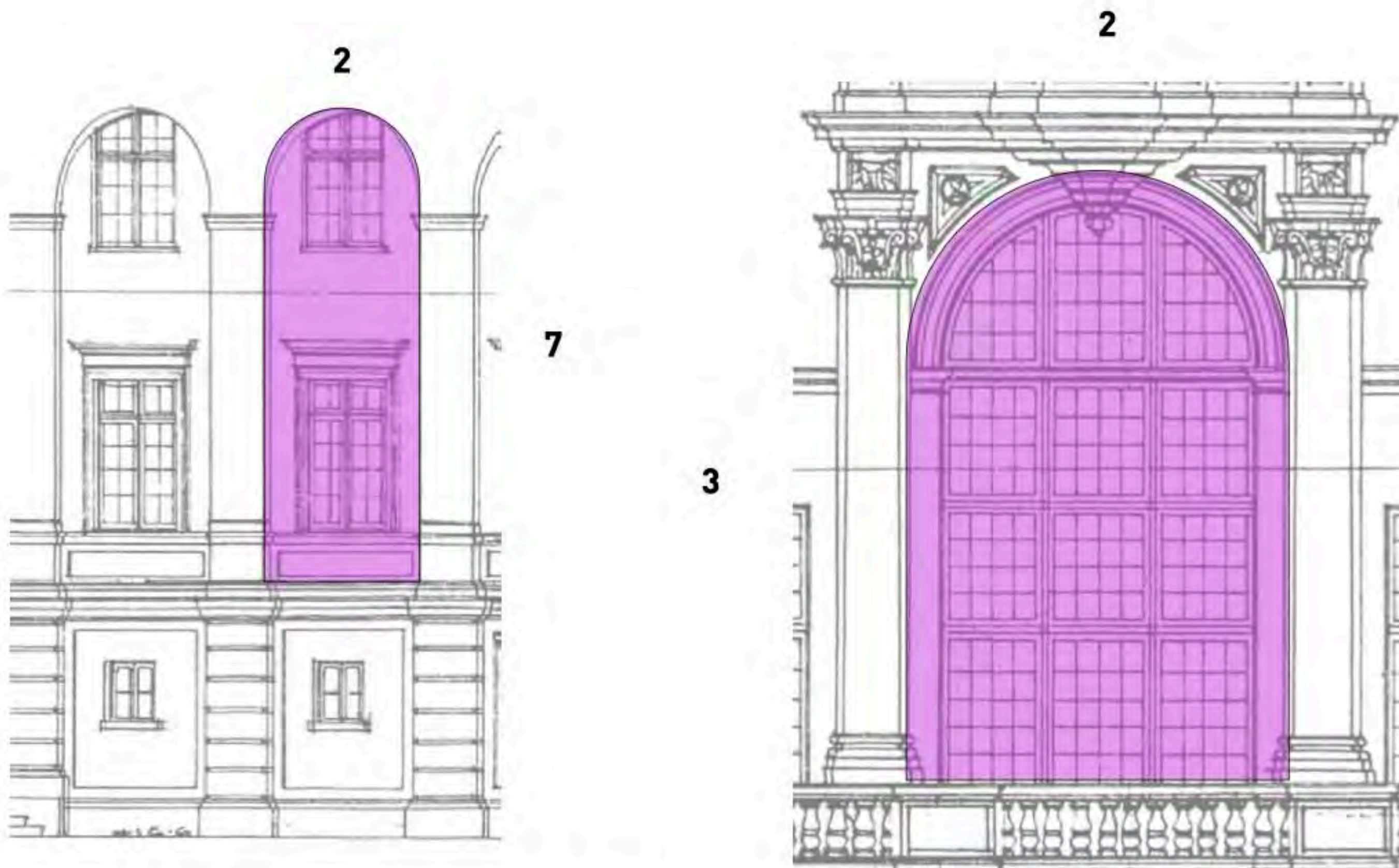


**CORAL GABLES MEDITERRANEAN DESIGN GUIDE BILTMORE HOTEL PRECEDENT**



**ARCH PROPORTION**

ARCH IS SLIGHTLY TALLER THEN THE 3:2 BILTMORE PROPORTION  
VERTICAL DIVISIONS SEEK TO MATCH BILTMORE PRECEDENT



**CORAL GABLES MEDITERRANEAN DESIGN GUIDE BILTMORE HOTEL PRECEDENT**

NARROW ARCH 3.5:1 PROPORTION DIVIDED AT MIDLINE  
WIDE ARCH 3:2 PROPORTION W/ 4 VERTICAL DIVISIONS



**ARCH PROPORTION**

ARCH PROPORTION MATCHES 7:2 BILTMORE PROPORTION  
VERTICAL DIVISIONS SEEK TO MATCH BILTMORE PRECEDENT

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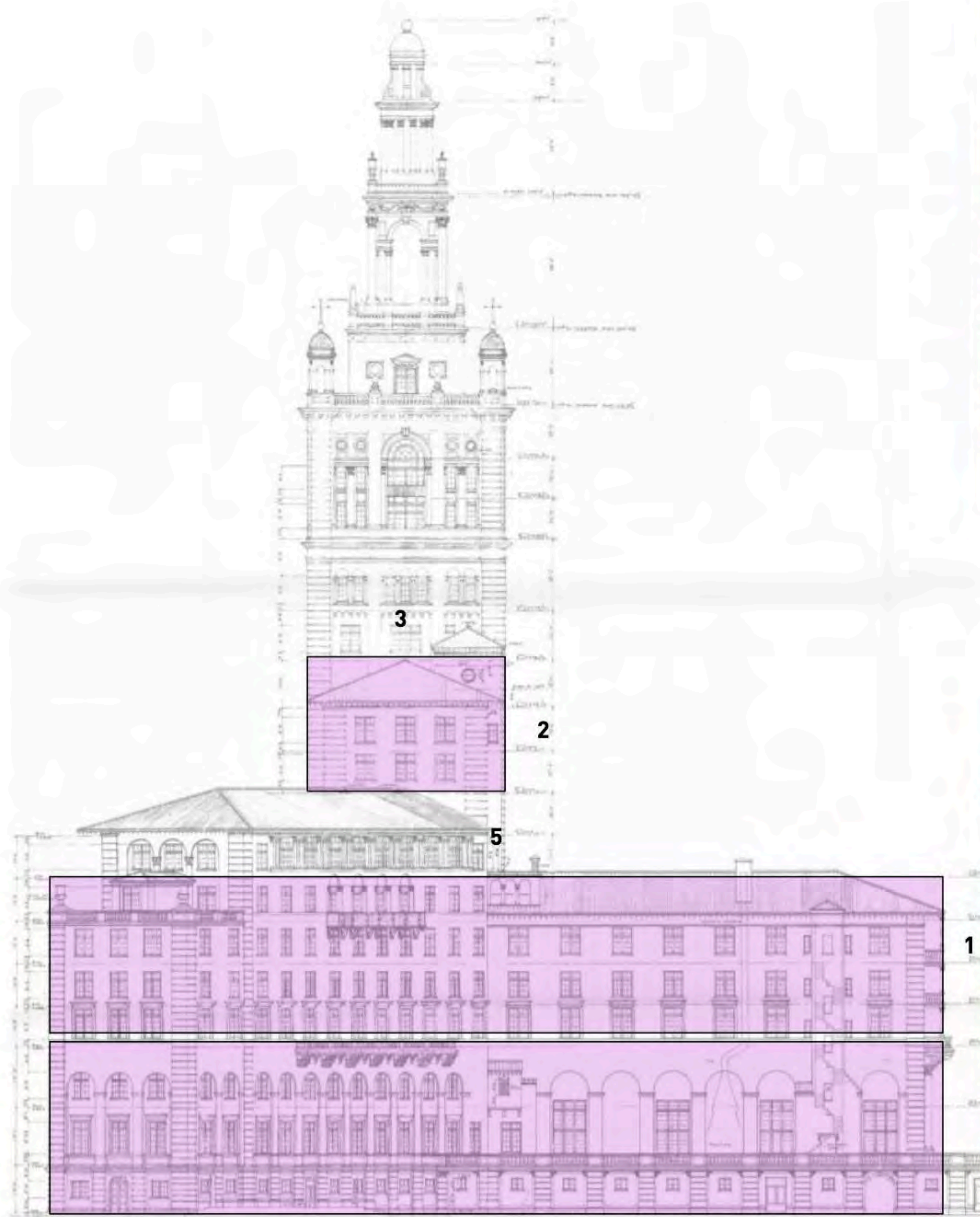
Title  
Precedent  
Proportion  
Comparison



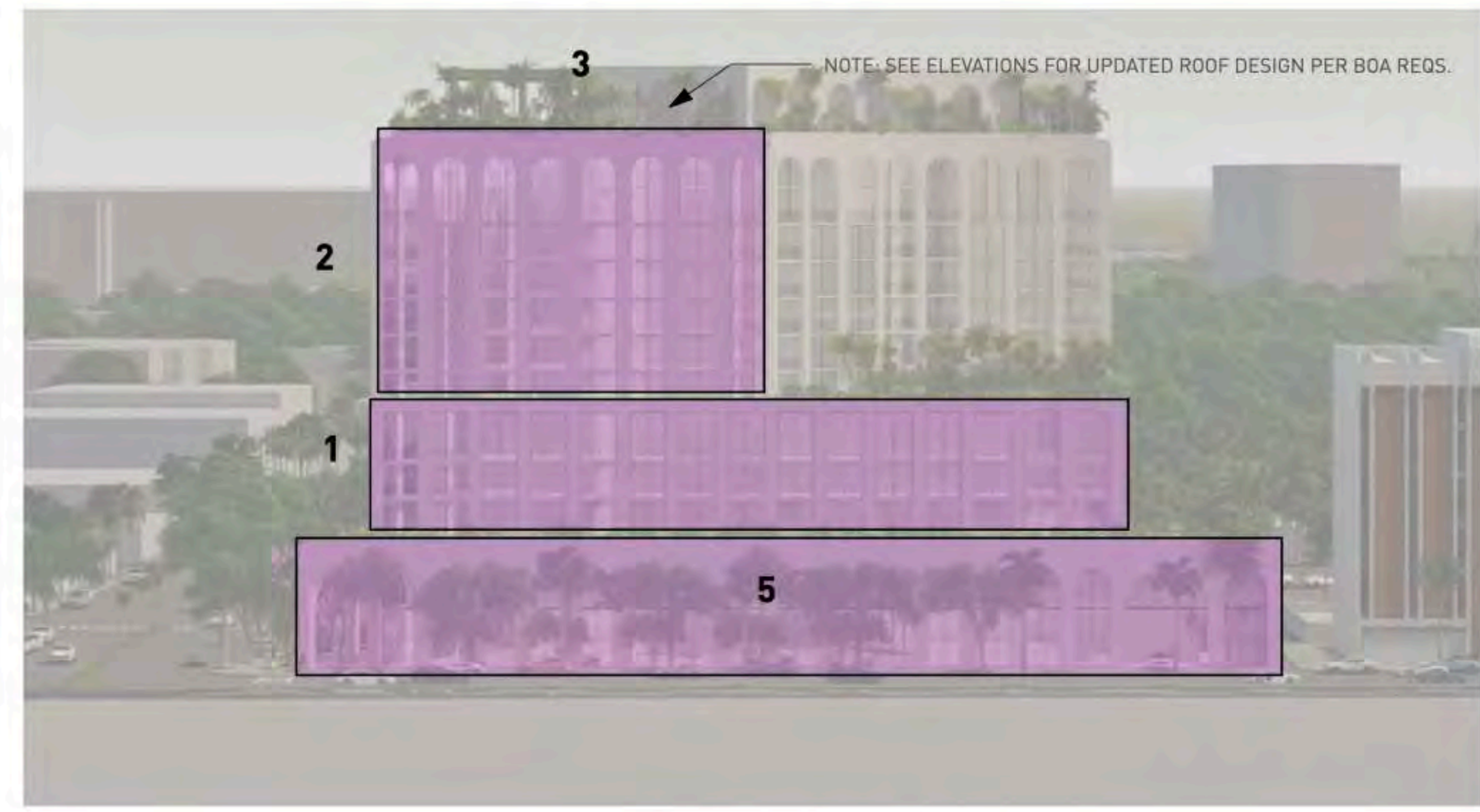
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PONCE PARK RESIDENCES

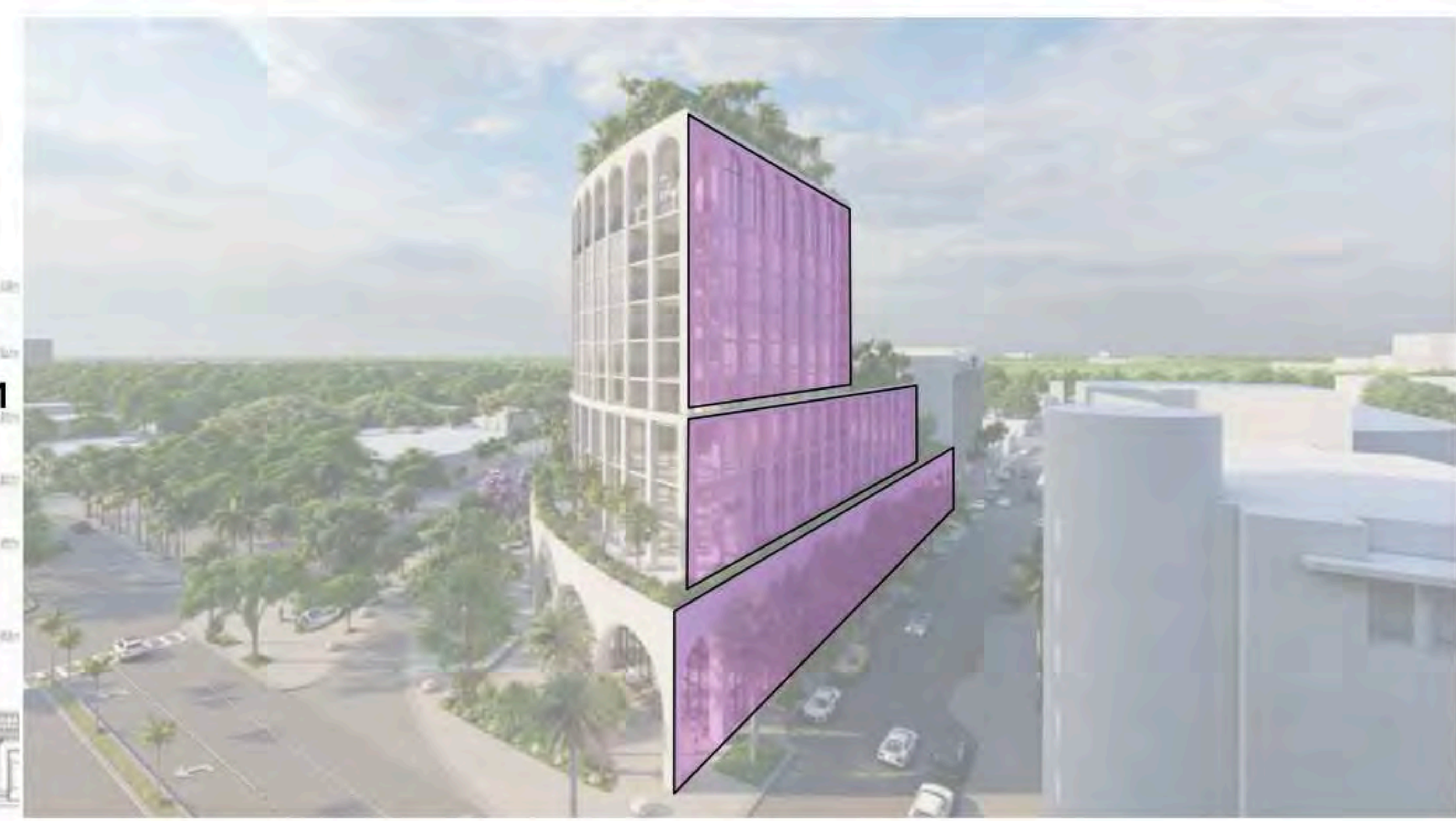
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**CORAL GABLES MEDITERRANEAN DESIGN GUIDE BILTMORE HOTEL PRECEDENT**  
 STEPPED FACADE WITH TOWER ELEMENT



**NORTH/NORTHEAST ELEVATION**  
 STEPPED FACADE WITH TOWER ELEMENT



**NORTH/NORTHEAST ELEVATION**  
 STEPPED FACADE WITH TOWER ELEMENT

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Title  
 Precedent  
 Proportion  
 Comparison

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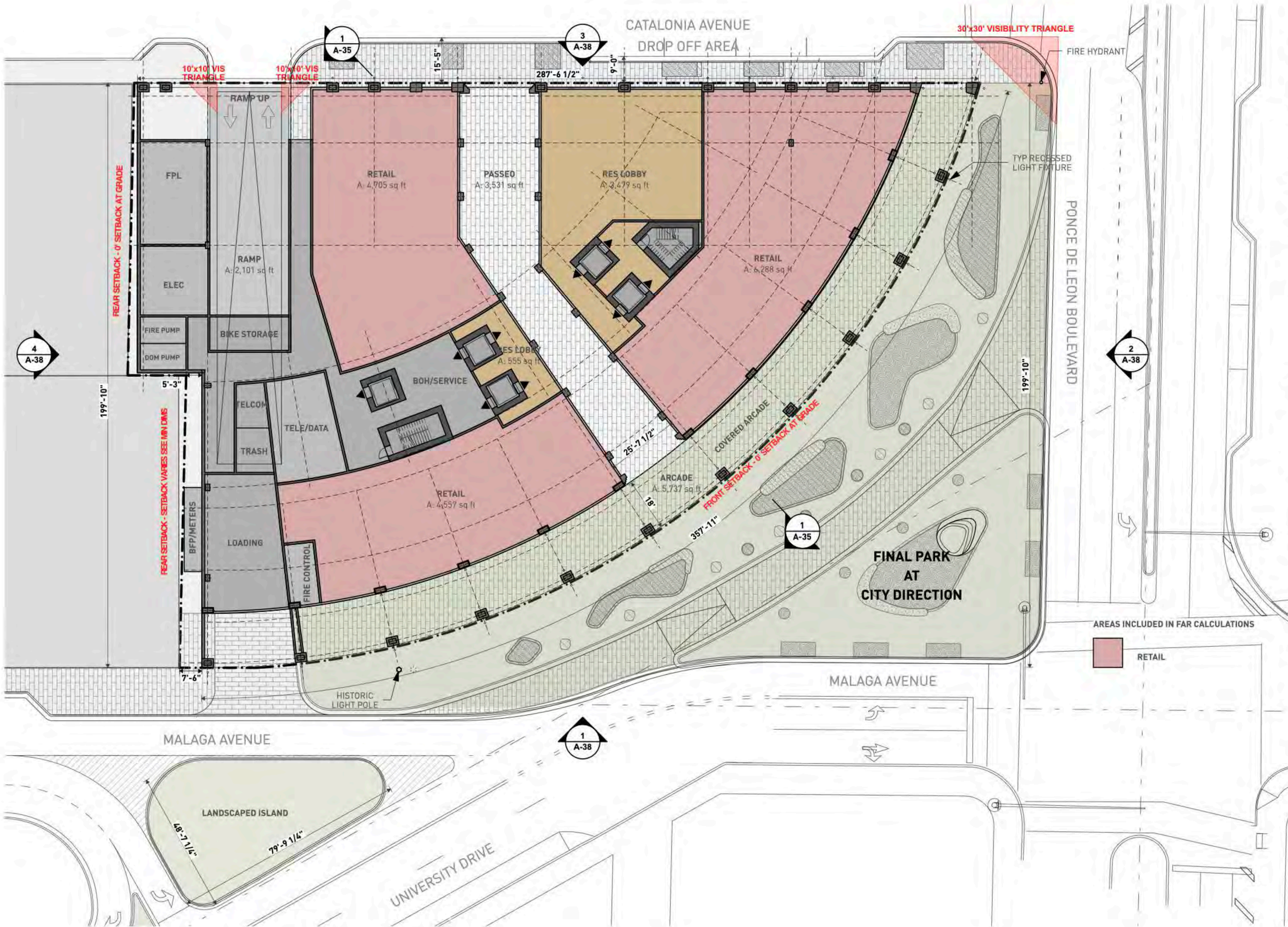


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Title  
**Alley/Passeo  
Location Diagram**

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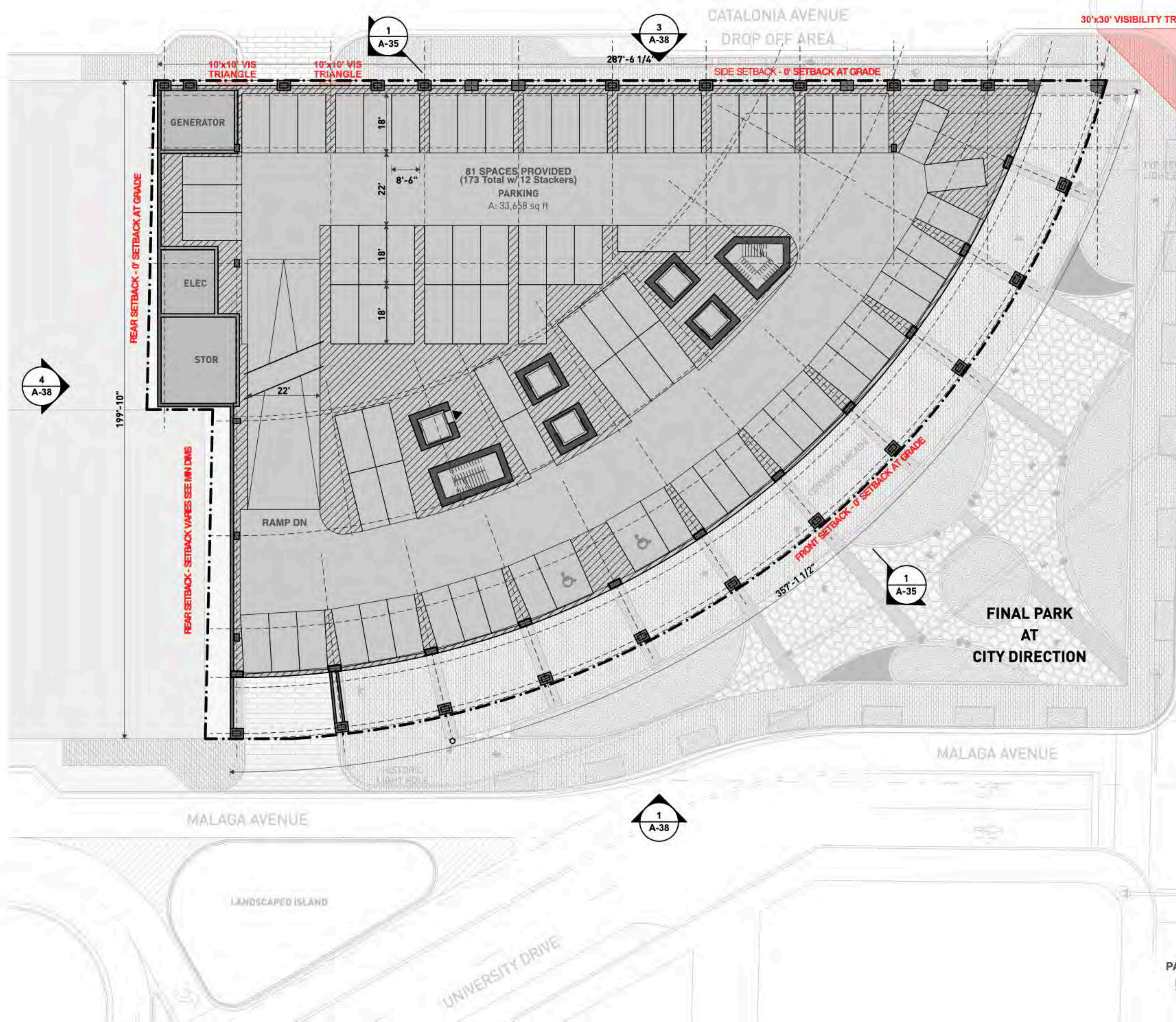


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 No. AR 0016620

Title  
**Ground Level Story**

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 CITY OF CORAL GABLES  
 PLANNING & ZONING DIVISION  
 UPDATED DEVELOPMENT APPLICATION

1812  
 PONCE PARK RESIDENCES  
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Project No  
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Title  
**Screened Parking  
Level 01**

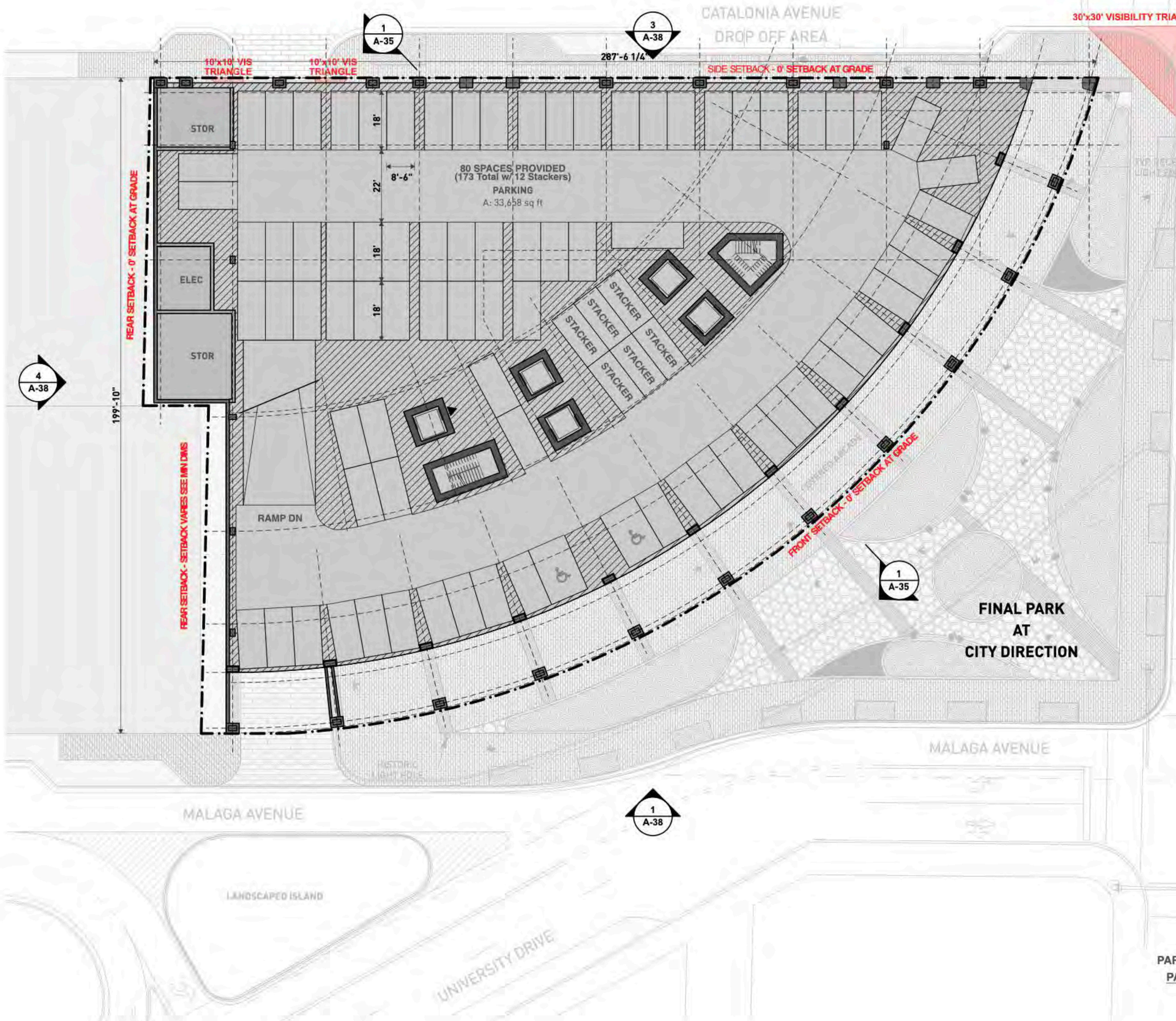
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CITY OF CORAL GABLES  
PLANNING & ZONING DIVISION  
UPDATED DEVELOPMENT APPLICATION

1812  
PONCE PARK RESIDENCES

Drawing Issued on 4/13/22

STACKERS:	12 SPACES
PARKING LEVEL 01.5:	80 SPACES
PARKING LEVEL 01:	81 SPACES
<b>TOTAL</b>	<b>173 SPACES</b>

**A-27**



Project No  
**1812**

Project Address  
216 and 224 Catalonia Ave.,  
3000 Ponce De Leon Blvd.,  
and 203 University Drive

Client  
**PONCE PARK RESIDENCES**  
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Title  
**Screened Parking  
Level 01.5**

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PLANNING & ZONING DIVISION  
UPDATED DEVELOPMENT APPLICATION

1812  
PONCE PARK RESIDENCES  
Drawing Issued on 4/13/22

STACKERS:	12 SPACES
PARKING LEVEL 01.5:	80 SPACES
PARKING LEVEL 01:	81 SPACES
TOTAL	173 SPACES

**A-28**



Project No  
**1812**

Project Address  
216 and 224 Catalonia Ave.,  
3000 Ponce De Leon Blvd.,  
and 203 University Drive

Client  
**PONCE PARK RESIDENCES**  
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Title  
**Residential Story 01**

AREAS INCLUDED IN FAR CALCULATIONS

- 3BR UNITS
- 2BR UNITS
- 1BR UNITS
- CORRIDOR
- AMENITY

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CITY OF CORAL GABLES  
PLANNING & ZONING DIVISION  
UPDATED DEVELOPMENT APPLICATION

1812  
PONCE PARK RESIDENCES  
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**AREAS INCLUDED IN FAR CALCULATIONS**

- 3BR UNITS
- 2BR UNITS
- 1BR UNITS
- CORRIDOR

**Project No**  
**1812**

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**Title**  
**Residential Story**  
**02**

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UPDATED DEVELOPMENT APPLICATION

1812  
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Title  
**Residential Story 03**

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 UPDATED DEVELOPMENT APPLICATION

1812  
 PONCE PARK RESIDENCES  
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AREAS INCLUDED IN FAR CALCULATIONS

- 3BR UNITS
- 2BR UNITS
- 1BR UNITS
- CORRIDOR

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Title  
**Residential Story  
04-08**

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1812  
PONCE PARK RESIDENCES  
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**A-32**







Project No  
**1812**

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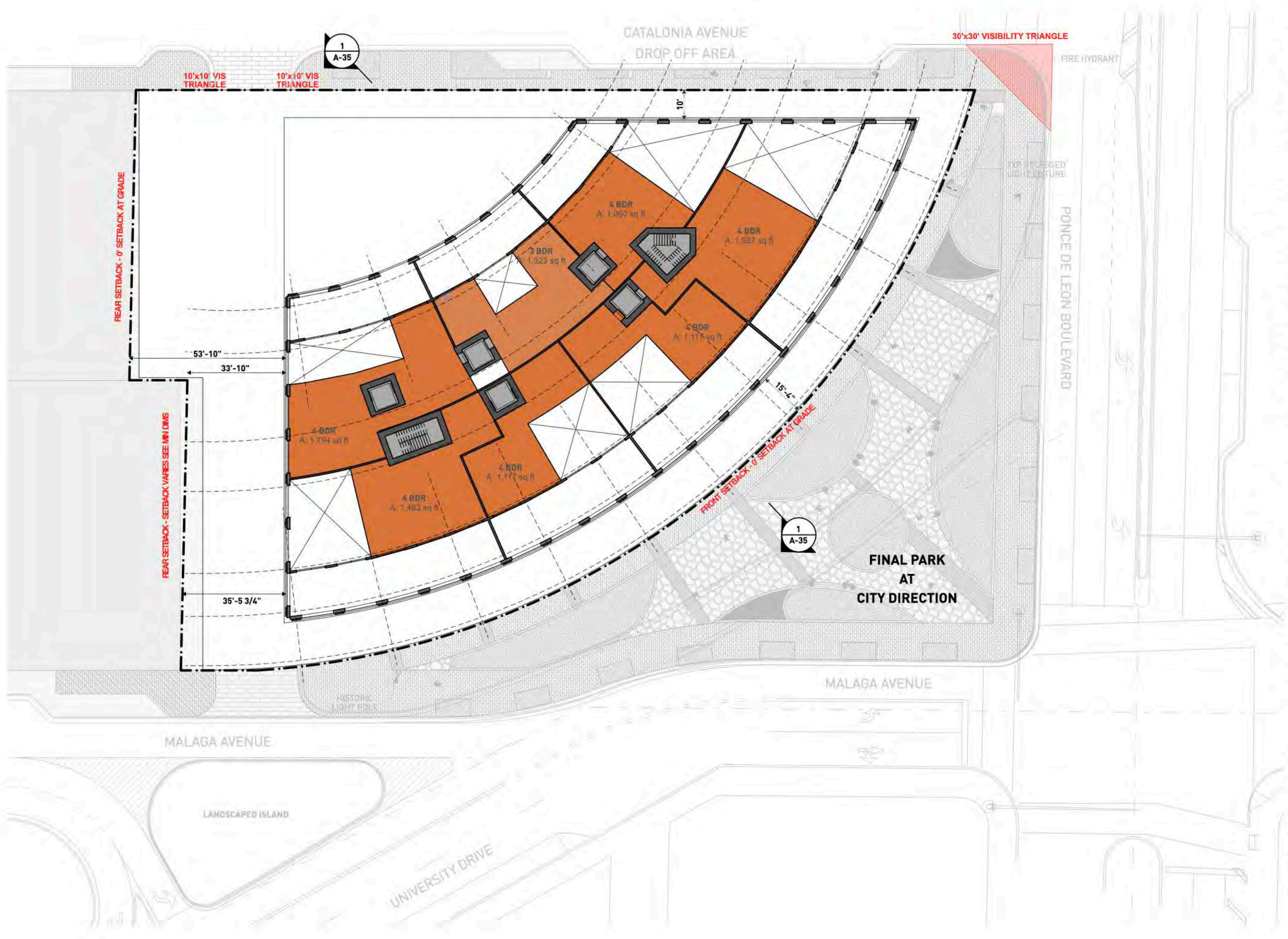
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**Residential Story  
09**

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1812  
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AREAS INCLUDED IN FAR CALCULATIONS

- 3BR UNITS
- 2BR UNITS
- 1BR UNITS
- CORRIDOR



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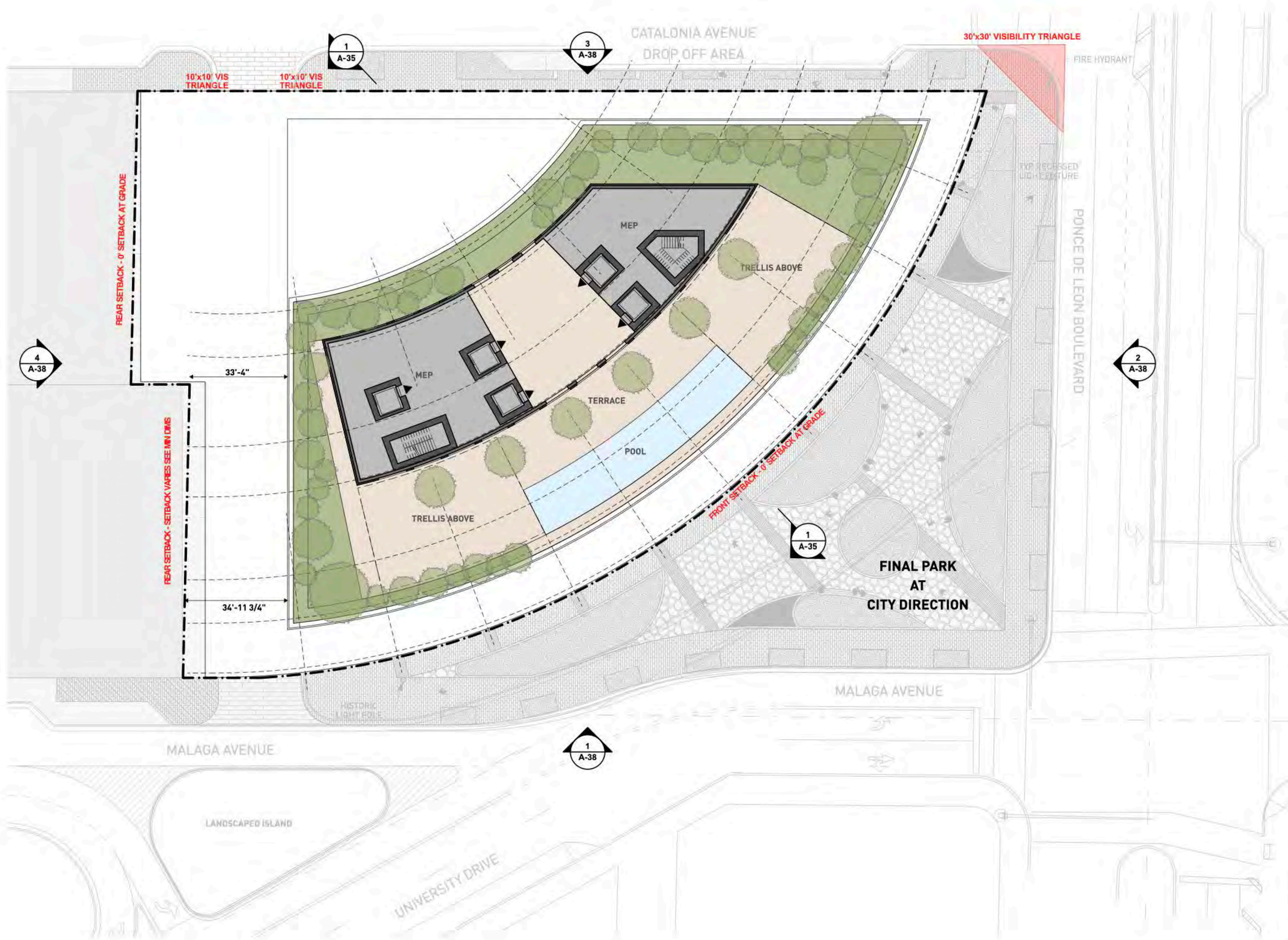


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 No. AR 0016620

Title  
**Residential Story**  
 10

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1812  
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Title  
**Roof Level**

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**A-35**

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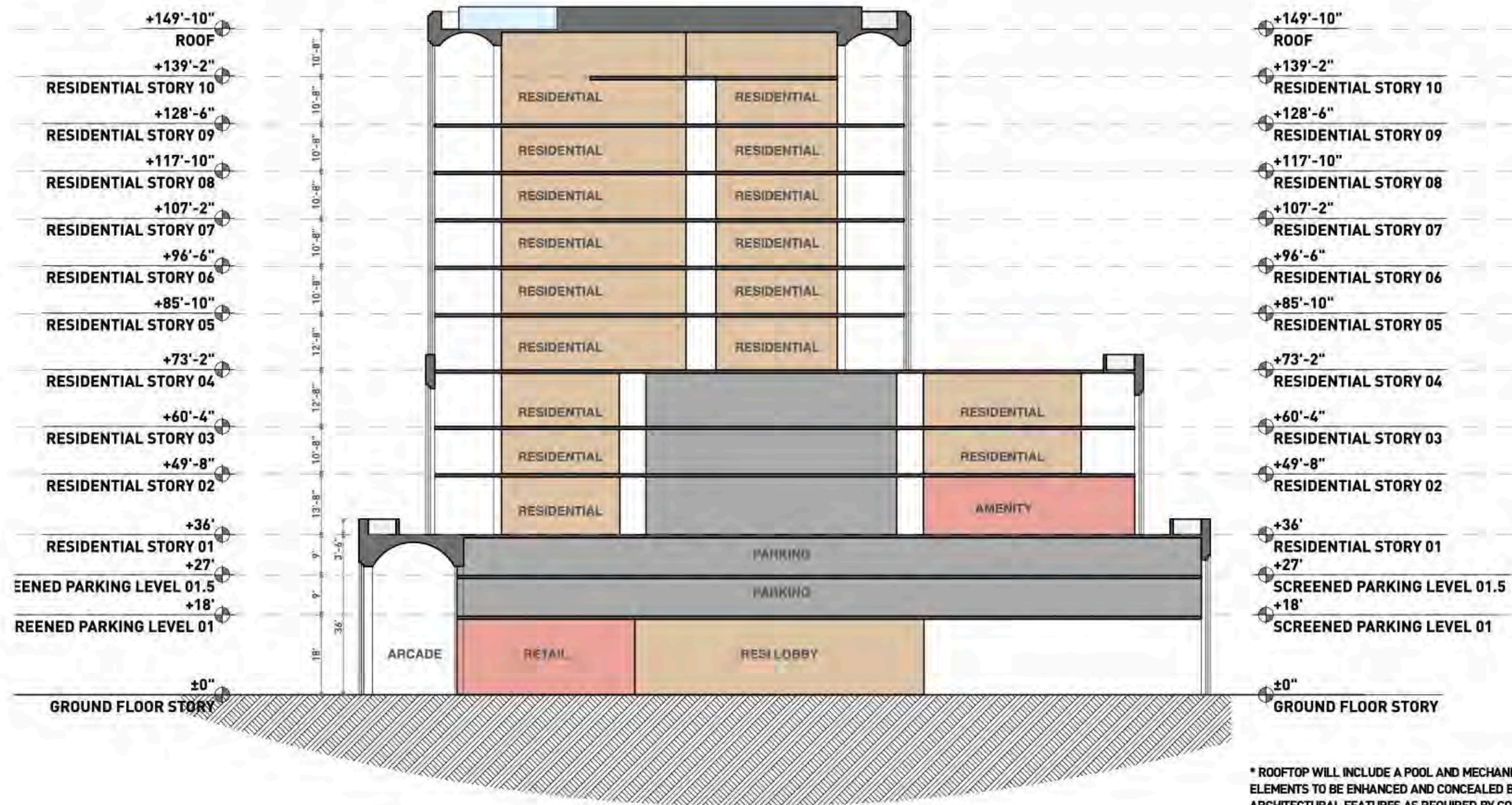


Chad Oppenheim  
No. AR 0016620

Title  
**Section A-A**

**NOT FOR CONSTRUCTION**  
CITY OF CORAL GABLES  
PLANNING & ZONING DIVISION  
UPDATED DEVELOPMENT APPLICATION

1812  
PONCE PARK RESIDENCES  
Drawing Issued on 4/13/22



\* ROOFTOP WILL INCLUDE A POOL AND MECHANICAL ELEMENTS TO BE ENHANCED AND CONCEALED BY ARCHITECTURAL FEATURES AS REQUIRED BY CODE. THE EXACT SCOPE AND LOCATION OF THESE ELEMENTS SHALL BE DETERMINED BY DETAILED PROJECT ENGINEERING PLANS AND CONSTRUCTION DRAWINGS.

Project No  
**1812**

Project Address  
216 and 224 Catalonia Ave.,  
3000 Ponce De Leon Blvd.,  
and 203 University Drive

Client  
**PONCE PARK RESIDENCES**  
The Allen Morris Company  
121 Alhambra Plaza Suite 1600  
Miami, FL 33134

Design Architect  
**Oppenheim  
Architecture**  
245 NE 37 Street  
Miami FL 33137  
P 305 576 8404  
F 305 576 8433  
W oppen.com

Civil Engineer  
**Langan**  
Parkside Corporate Center  
15150 NW 79th Court, Suite 200  
Miami Lakes, FL 33016-5848  
P 786 264 7200  
W langan.com

Landscape Architect  
**Naturalicial, Inc.**  
6915 Red Road, Suite 224  
Coral Gables, FL 33143  
P 786 717 6564  
W naturalicial.com

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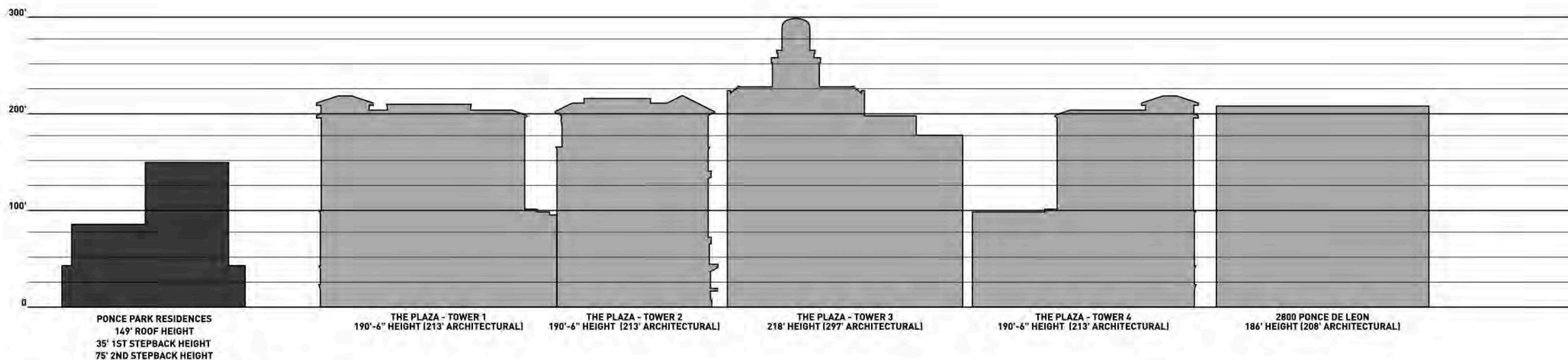
Chad Oppenheim  
No. AR 0016620

Title  
**Height  
Comparison**

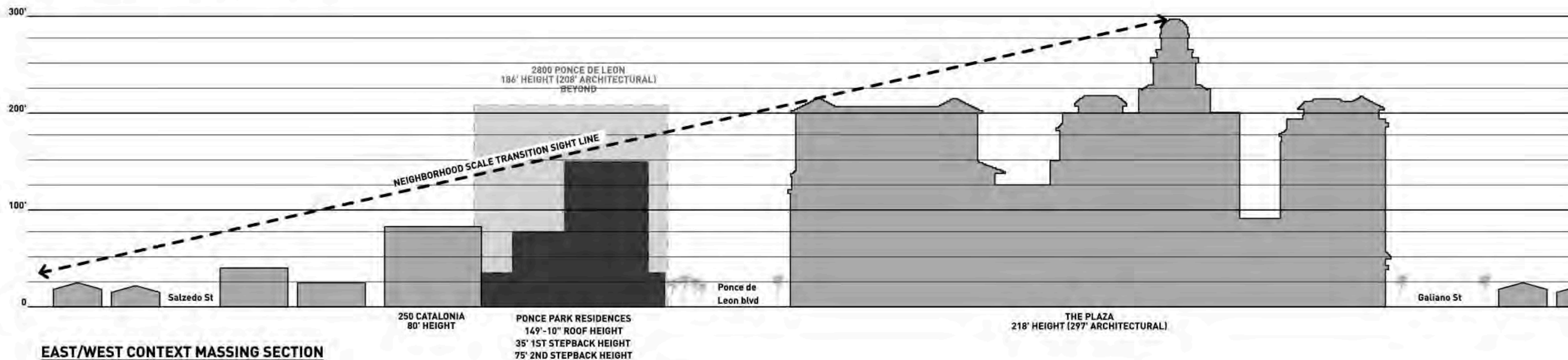


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CITY OF CORAL GABLES  
PLANNING & ZONING DIVISION  
UPDATED DEVELOPMENT APPLICATION

1812  
PONCE PARK RESIDENCES  
Drawing Issued on 4/13/22



**ADJACENT PROJECT HEIGHT COMPARISON**



**EAST/WEST CONTEXT MASSING SECTION**



Project No  
**1812**

Project Address  
216 and 224 Catalonia Ave.,  
3000 Ponce De Leon Blvd.,  
and 203 University Drive

Client  
**PONCE PARK RESIDENCES**

The Allen Morris Company  
121 Alhambra Plaza Suite 1600  
Miami, FL 33134

Design Architect  
**Oppenheim  
Architecture**

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W naturalficial.com

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No. AR 0016620

Title  
**Context Height  
Map**



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CITY OF CORAL GABLES  
PLANNING & ZONING DIVISION  
UPDATED DEVELOPMENT APPLICATION

1812  
PONCE PARK RESIDENCES

Drawing Issued on 4/13/22

**A-38**

Project No  
**1812**

Project Address  
216 and 224 Catalonia Ave.,  
3000 Ponce De Leon Blvd.,  
and 203 University Drive

Client  
**PONCE PARK RESIDENCES**  
The Allen Morris Company  
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W naturalicial.com

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No. AR 0016620

Title  
**Elevations**

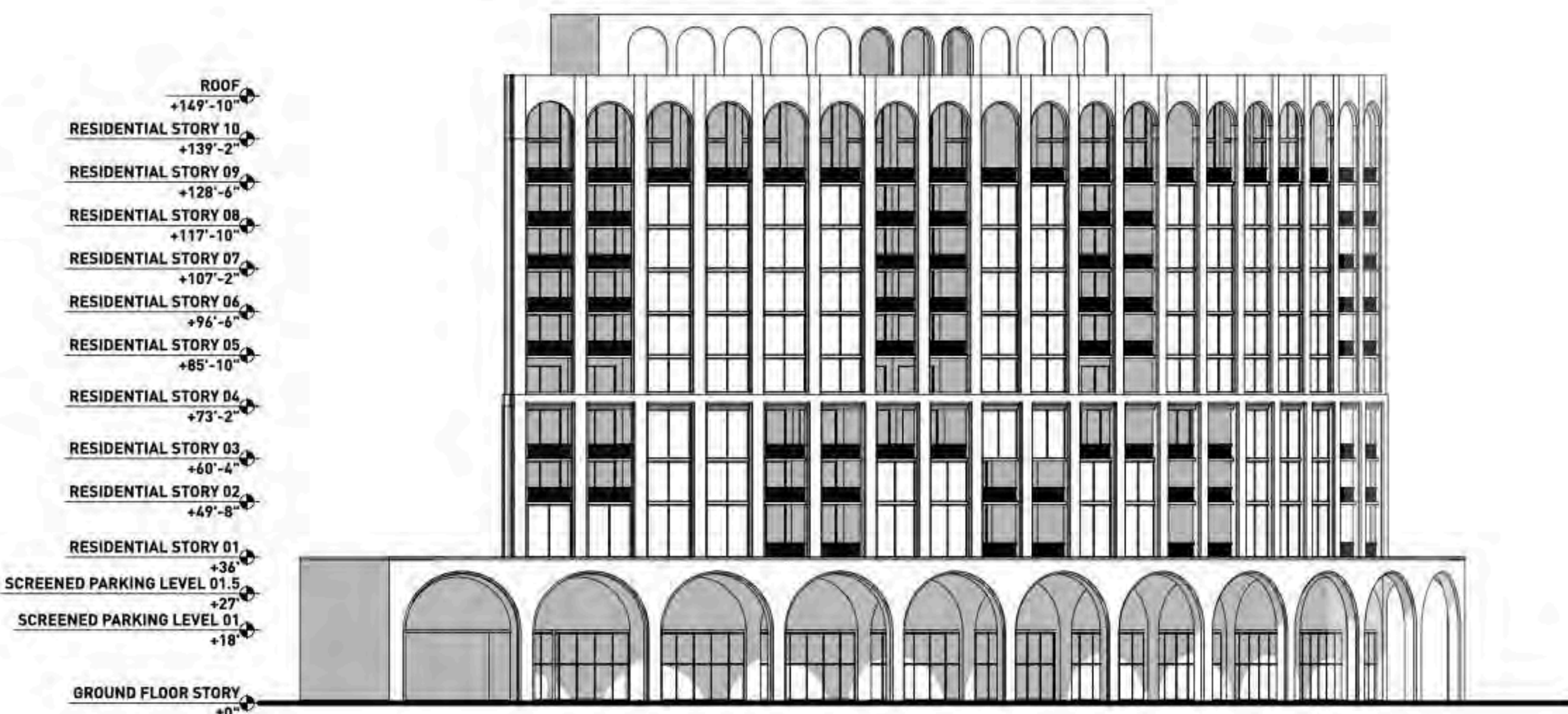


**NOT FOR CONSTRUCTION**  
CITY OF CORAL GABLES  
BOARD OF ARCHITECTS  
UPDATED DEVELOPMENT APPLICATION

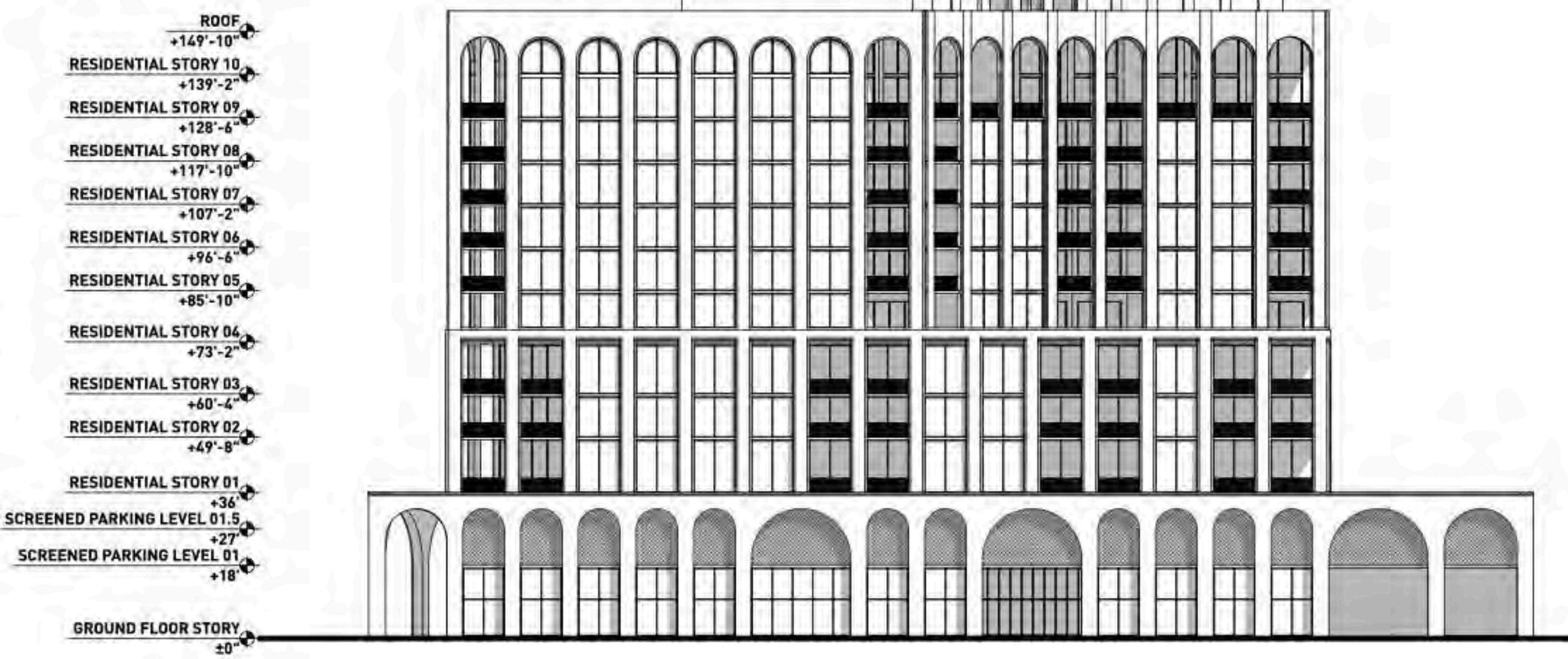
1812  
PONCE PARK RESIDENCES

Drawing Issued on 03/16/2022

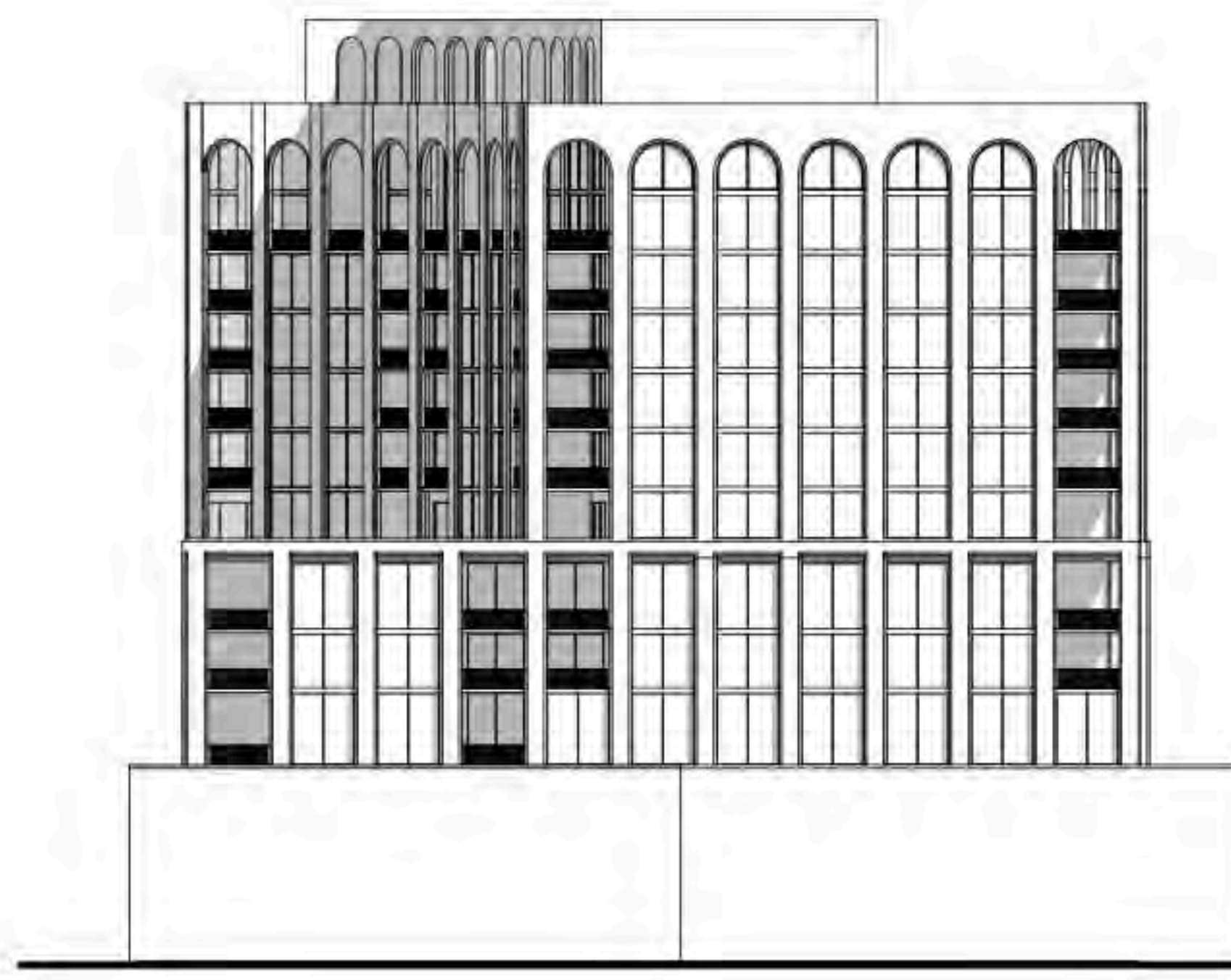
**A-39**



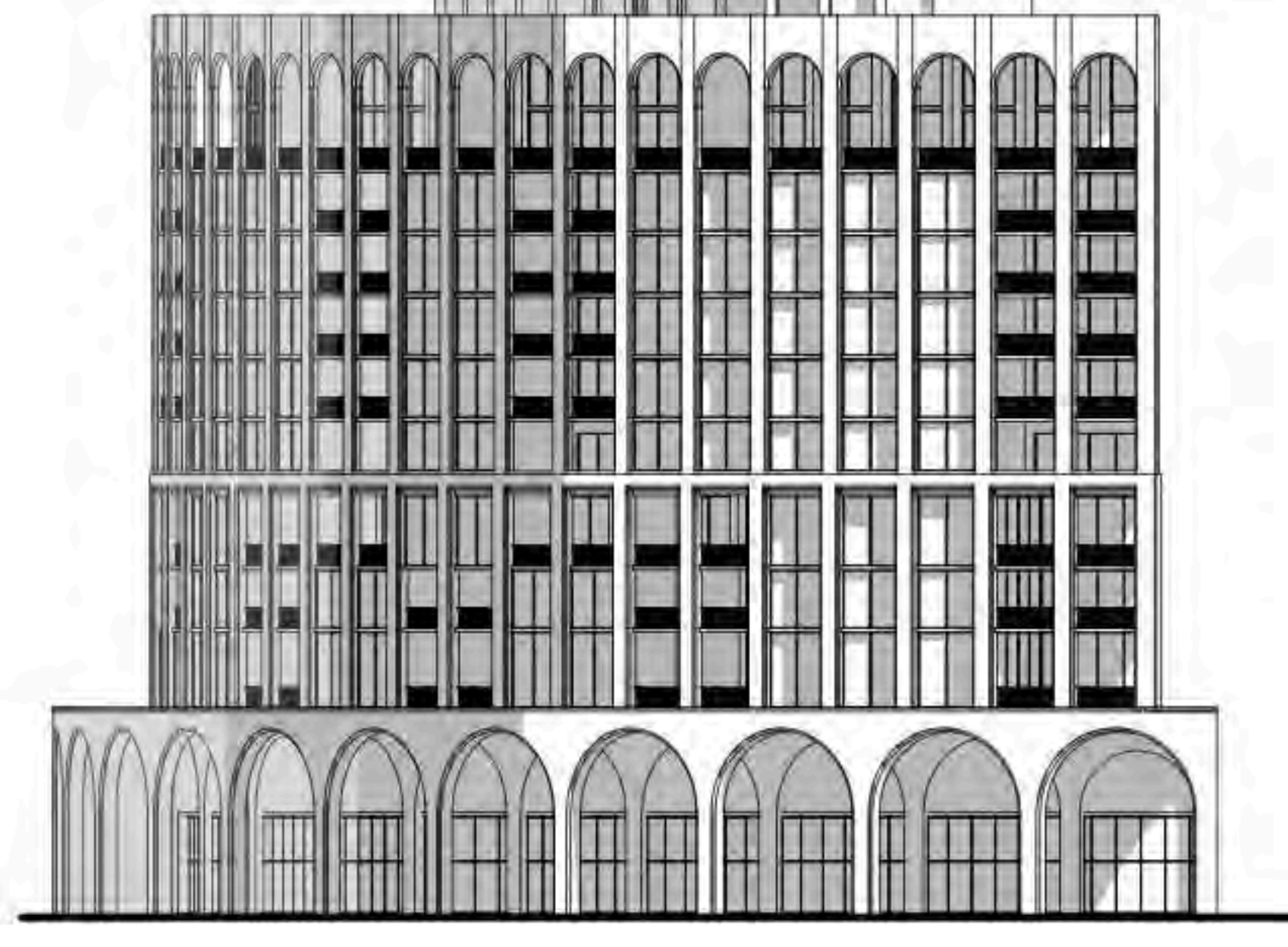
**SOUTH ELEVATION**



**NORTH ELEVATION**



**WEST ELEVATION**



**EAST ELEVATION**

- ROOF +149'-10"
- RESIDENTIAL STORY 10 +139'-2"
- RESIDENTIAL STORY 09 +128'-6"
- RESIDENTIAL STORY 08 +117'-10"
- RESIDENTIAL STORY 07 +107'-2"
- RESIDENTIAL STORY 06 +96'-6"
- RESIDENTIAL STORY 05 +85'-10"
- RESIDENTIAL STORY 04 +73'-2"
- RESIDENTIAL STORY 03 +60'-4"
- RESIDENTIAL STORY 02 +49'-8"
- RESIDENTIAL STORY 01 +36'
- SCREENED PARKING LEVEL 01.5 +27'
- SCREENED PARKING LEVEL 01 +18'
- GROUND FLOOR STORY ±0"

- ROOF +149'-10"
- RESIDENTIAL STORY 10 +139'-2"
- RESIDENTIAL STORY 09 +128'-6"
- RESIDENTIAL STORY 08 +117'-10"
- RESIDENTIAL STORY 07 +107'-2"
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- RESIDENTIAL STORY 02 +49'-8"
- RESIDENTIAL STORY 01 +36'
- SCREENED PARKING LEVEL 01.5 +27'
- SCREENED PARKING LEVEL 01 +18'
- GROUND FLOOR STORY ±0"

\* ROOFTOP WILL INCLUDE A POOL AND MECHANICAL ELEMENTS TO BE ENHANCED AND CONCEALED BY ARCHITECTURAL FEATURES AS REQUIRED BY CODE. THE EXACT SCOPE AND LOCATION OF THESE ELEMENTS SHALL BE DETERMINED BY DETAILED PROJECT ENGINEERING PLANS AND CONSTRUCTION DRAWINGS.



Project No  
**1812**

Project Address  
216 and 224 Catalonia Ave.,  
3000 Ponce De Leon Blvd.,  
and 203 University Drive

Client  
**PONCE PARK RESIDENCES**  
The Allen Morris Company  
121 Alhambra Plaza Suite 1600  
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W langan.com


Landscape Architect  
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W naturalicial.com

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No. AR 0016620

Title  
Rendering - Tower  
from SE

  
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CITY OF CORAL GABLES  
PLANNING & ZONING DIVISION  
UPDATED DEVELOPMENT APPLICATION

1812  
PONCE PARK RESIDENCES

Drawing Issued on 4/13/22

**A-40**





Project No  
**1812**

Project Address  
216 and 224 Catalonia Ave.,  
3000 Ponce De Leon Blvd.,  
and 203 University Drive

Client  
**PONCE PARK RESIDENCES**  
The Allen Morris Company  
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W naturalicial.com

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No. AR 0016620

Title  
Rendering - Tower  
from NE



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CITY OF CORAL GABLES  
PLANNING & ZONING DIVISION  
UPDATED DEVELOPMENT APPLICATION

1812  
PONCE PARK RESIDENCES

Drawing Issued on 4/13/22

**A-41**



Project No  
**1812**

Project Address  
216 and 224 Catalonia Ave.,  
3000 Ponce De Leon Blvd.,  
and 203 University Drive

Client  
**PONCE PARK RESIDENCES**  
The Allen Morris Company  
121 Alhambra Plaza Suite 1600  
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W langan.com

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Coral Gables, FL 33143  
P 786 717 6564  
W naturalicial.com

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Chad Oppenheim  
No. AR 0016620

Title  
Rendering -  
Arcade from North



**NOT FOR CONSTRUCTION**

CITY OF CORAL GABLES  
PLANNING & ZONING DIVISION  
UPDATED DEVELOPMENT APPLICATION

1812  
PONCE PARK RESIDENCES

Drawing Issued on 4/13/22

**A-42**



Project No  
**1812**

Project Address  
216 and 224 Catalonia Ave.,  
3000 Ponce De Leon Blvd.,  
and 203 University Drive

Client  
**PONCE PARK RESIDENCES**  
The Allen Morris Company  
121 Alhambra Plaza Suite 1600  
Miami, FL 33134

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Architecture**  
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W oppen.com

Civil Engineer  
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W langan.com

Landscape Architect  
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Coral Gables, FL 33143  
P 786 717 6564  
W naturalicial.com

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Chad Oppenheim  
No. AR 0016620

Title  
**Rendering -  
Arcade from South**



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CITY OF CORAL GABLES  
PLANNING & ZONING DIVISION  
UPDATED DEVELOPMENT APPLICATION

1812  
PONCE PARK RESIDENCES

Drawing Issued on 4/13/22

**A-43**



Project No  
**1812**

Project Address  
216 and 224 Catalonia Ave.,  
3000 Ponce De Leon Blvd.,  
and 203 University Drive

Client  
**PONCE PARK RESIDENCES**  
The Allen Morris Company  
121 Alhambra Plaza Suite 1600  
Miami, FL 33134

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**Oppenheim  
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Miami FL 33137  
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F 305 576 8433  
W oppen.com

Civil Engineer  
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Parkside Corporate Center  
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Miami Lakes, FL 33016-5848  
P 786 264 7200  
W langan.com

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**Naturalicial, Inc.**  
6915 Red Road, Suite 224  
Coral Gables, FL 33143  
P 786 717 6564  
W naturalicial.com

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Chad Oppenheim  
No. AR 0016620

Title  
Rendering - Park/  
Arcade from  
Ponce



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CITY OF CORAL GABLES  
PLANNING & ZONING DIVISION  
UPDATED DEVELOPMENT APPLICATION

1812  
PONCE PARK RESIDENCES

Drawing Issued on 4/13/22

**A-44**



Project No

**1812**

Project Address

216 and 224 Catalonia Ave.,  
3000 Ponce De Leon Blvd.,  
and 203 University Drive

Client

**PONCE PARK RESIDENCES**

The Allen Morris Company  
121 Alhambra Plaza Suite 1600  
Miami, FL 33134

Design Architect

**Oppenheim  
Architecture**

245 NE 37 Street  
Miami FL 33137  
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F 305 576 8433  
W oppen.com

Civil Engineer

**Langan**

Parkside Corporate Center  
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W langan.com

Landscape Architect

**Naturalicial, Inc.**

6915 Red Road, Suite 224  
Coral Gables, FL 33143  
P 786 717 6564  
W naturalicial.com

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Chad Oppenheim  
No. AR 0016620

Title

Rendering -  
Catalonia Dropoff  
Exit



**NOT FOR CONSTRUCTION**

CITY OF CORAL GABLES  
PLANNING & ZONING DIVISION  
UPDATED DEVELOPMENT APPLICATION

1812  
PONCE PARK RESIDENCES

Drawing Issued on 4/13/22

**A-45**



Project No  
**1812**

Project Address  
216 and 224 Catalonia Ave.,  
3000 Ponce De Leon Blvd.,  
and 203 University Drive

Client  
**PONCE PARK RESIDENCES**  
The Allen Morris Company  
121 Alhambra Plaza Suite 1600  
Miami, FL 33134

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Architecture**  
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F 305 576 8433  
W oppen.com

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Parkside Corporate Center  
15150 NW 79th Court, Suite 200  
Miami Lakes, FL 33016-5848  
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W langan.com

Landscape Architect  
**Naturalicial, Inc.**  
6915 Red Road, Suite 224  
Coral Gables, FL 33143  
P 786 717 6564  
W naturalicial.com

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Chad Oppenheim  
No. AR 0016620

Title  
Rendering - Site  
Plan View



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CITY OF CORAL GABLES  
PLANNING & ZONING DIVISION  
UPDATED DEVELOPMENT APPLICATION

1812  
PONCE PARK RESIDENCES

Drawing Issued on 4/13/22

**A-46**

**Tab 4**





Project Address  
214 and 224 Catalonia Ave.,  
3205 Ponce De Leon Blvd.,  
and 203 University Drive

Client  
PONCE PARK RESIDENCES  
The Alan Morris Company  
171 Alhambra Plaza Suite 1000  
Miami, FL 33134

Design Architect  
Oppenheim  
Architecture  
242 NE 37 Street  
Miami, FL 33137  
P 305 578 8026  
F 305 578 8422  
W oppen.com

Civil Engineer  
Langan  
Parade Corporate Center  
3333 NW 7th Court, Suite 200  
Miami, LA, FL 33116-1848  
P 784 244 7000  
W langan.com

Landscape Architect  
Naturalistic, Inc.  
4915 Red Road, Suite 204  
Coral Gables, FL 33143  
P 784 777 6564  
W naturalistic.com



NOTE: SEE SHEET L-0.00A FOR GENERAL ABBREVIATIONS.

GROUND LEVEL ILLUSTRATIVE PLAN  
SCALE: 1/8"=1'-0"

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Professional Engineer  
State of Florida  
No. 12345  
Exp. 12/31/2025

DATE: 10/20/2022

PROJECT: Ponce Park Residences

1812  
Ponce Park Residences  
Drawing Number: 181202

Project Address  
214 and 224 Catalonia Ave.,  
3205 Ponce De Leon Blvd.,  
and 203 University Drive

Client  
PONCE PARK RESIDENCES  
The Alan Norma Company  
171 Alvarado Plaza Suite 1000  
Miami, FL 33134

Design Architect  
Oppenheim  
Architecture  
344 NE 37 Street  
Miami, FL 33137  
P 305 576 8024  
F 305 576 8423  
W oppen.com

Civil Engineer  
Langan  
Parade Corporate Center  
5150 NW 7th Court, Suite 200  
Miami, FL 33116-1848  
P 784 244 7000  
W langan.com

Landscape Architect  
Naturalistic, Inc.  
4715 Red Road, Suite 204  
Coral Gables, FL 33143  
P 784 777 6564  
W naturalistic.com



WEST PROPERTY LINE

REAR SETBACK - 0' SETBACK PENDING OPEN SPACE REDUCTION

REAR SETBACK - 0' SETBACK PENDING OPEN SPACE REDUCTION

REAR SETBACK - 0' SETBACK PENDING OPEN SPACE REDUCTION

REAR SETBACK - 0' SETBACK PENDING OPEN SPACE REDUCTION

PONCE DE LEON BLVD

EAST PROPERTY LINE

REAR SETBACK - 0' SETBACK PENDING OPEN SPACE REDUCTION

REAR SETBACK - 0' SETBACK PENDING OPEN SPACE REDUCTION

REAR SETBACK - 0' SETBACK PENDING OPEN SPACE REDUCTION

REAR SETBACK - 0' SETBACK PENDING OPEN SPACE REDUCTION

UNIVERSITY DRIVE  
(ANASTASIA - PER PLAT)

SOUTH PROPERTY LINE

GROUND LEVEL ILLUSTRATIVE PLAN  
SCALE: 1/8"=1'-0"

NOTE: SEE SHEET L-0.00A FOR GENERAL ABBREVIATIONS.

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Professional Engineer  
No. 123456789  
State of Florida

Plan No. \_\_\_\_\_  
Date: \_\_\_\_\_

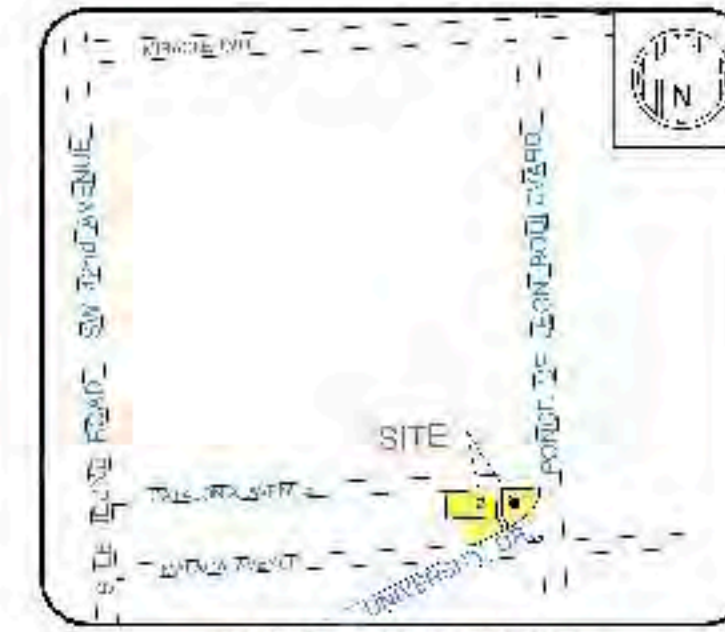
Title: Illustrative Site Plan - Hardscape

NOT FOR CONSTRUCTION

CITY OF CORAL GABLES  
DEPT. OF PERMITS  
APPLICANT: PPNCE PARK RESIDENCES

1812  
Ponce Park Residences  
Drawing Number: 181202

Project Address: 274 and 276 Catalonia Ave., 2000 Ponce De Leon Blvd., and 202 University Drive  
Owner: PONCE PARK RESIDENCES, The Alan Harris Company, 17 Atlantic Plaza Suite 1000, Miami, FL 33134  
Architect: Oppenheim Architecture, 333 NE 37 Street, Miami, FL 33137  
Civil Engineer: Langan Parasoft Corporate Center, 3330 NW 79th Court, Suite 202, Miami Lakes, FL 33166-1848  
Landscape Architect: NaturalField, Inc., 4715 Red Road, Suite 204, Coral Gables, FL 33148



LOCATION SKETCH  
NOT TO SCALE

TABLE 1: SUMMARY OF PROPOSED DEVELOPMENT

UNIT NO.	TYPE	SQ. FT.	STORIES	EST. VALUE
1	1-2 STORY	1,200	2	\$1,200,000
2	1-2 STORY	1,200	2	\$1,200,000
3	1-2 STORY	1,200	2	\$1,200,000
4	1-2 STORY	1,200	2	\$1,200,000
5	1-2 STORY	1,200	2	\$1,200,000
6	1-2 STORY	1,200	2	\$1,200,000
7	1-2 STORY	1,200	2	\$1,200,000
8	1-2 STORY	1,200	2	\$1,200,000
9	1-2 STORY	1,200	2	\$1,200,000
10	1-2 STORY	1,200	2	\$1,200,000
11	1-2 STORY	1,200	2	\$1,200,000
12	1-2 STORY	1,200	2	\$1,200,000
13	1-2 STORY	1,200	2	\$1,200,000
14	1-2 STORY	1,200	2	\$1,200,000
15	1-2 STORY	1,200	2	\$1,200,000
16	1-2 STORY	1,200	2	\$1,200,000
17	1-2 STORY	1,200	2	\$1,200,000
18	1-2 STORY	1,200	2	\$1,200,000
19	1-2 STORY	1,200	2	\$1,200,000
20	1-2 STORY	1,200	2	\$1,200,000
21	1-2 STORY	1,200	2	\$1,200,000
22	1-2 STORY	1,200	2	\$1,200,000
23	1-2 STORY	1,200	2	\$1,200,000
24	1-2 STORY	1,200	2	\$1,200,000
25	1-2 STORY	1,200	2	\$1,200,000
26	1-2 STORY	1,200	2	\$1,200,000
27	1-2 STORY	1,200	2	\$1,200,000
28	1-2 STORY	1,200	2	\$1,200,000
29	1-2 STORY	1,200	2	\$1,200,000
30	1-2 STORY	1,200	2	\$1,200,000
31	1-2 STORY	1,200	2	\$1,200,000
32	1-2 STORY	1,200	2	\$1,200,000
33	1-2 STORY	1,200	2	\$1,200,000
34	1-2 STORY	1,200	2	\$1,200,000
35	1-2 STORY	1,200	2	\$1,200,000
36	1-2 STORY	1,200	2	\$1,200,000
37	1-2 STORY	1,200	2	\$1,200,000
38	1-2 STORY	1,200	2	\$1,200,000
39	1-2 STORY	1,200	2	\$1,200,000
40	1-2 STORY	1,200	2	\$1,200,000

TABLE 2: SUMMARY OF EXISTING UTILITIES

UTILITY	TYPE	DEPTH	LOCATION
Water	6"	48"	Underground
Sewer	8"	48"	Underground
Gas	8"	48"	Underground
Electric	4"	48"	Underground
Telecom	4"	48"	Underground

LEGAL DESCRIPTION: A certain portion of Block 29, Plat Book 10, Page 40, and Block 34, Plat Book 10, Page 43, in the City of Miami, Florida, as shown on the attached plat.

SURVEYOR'S NOTES: This site was surveyed on 08/14/2024. The survey was conducted in accordance with the Florida Surveying and Mapping Act, Chapter 461, Florida Statutes.

The survey was conducted by a team of licensed professional surveyors. The survey was conducted in accordance with the Florida Surveying and Mapping Act, Chapter 461, Florida Statutes. The survey was conducted in accordance with the Florida Surveying and Mapping Act, Chapter 461, Florida Statutes. The survey was conducted in accordance with the Florida Surveying and Mapping Act, Chapter 461, Florida Statutes.

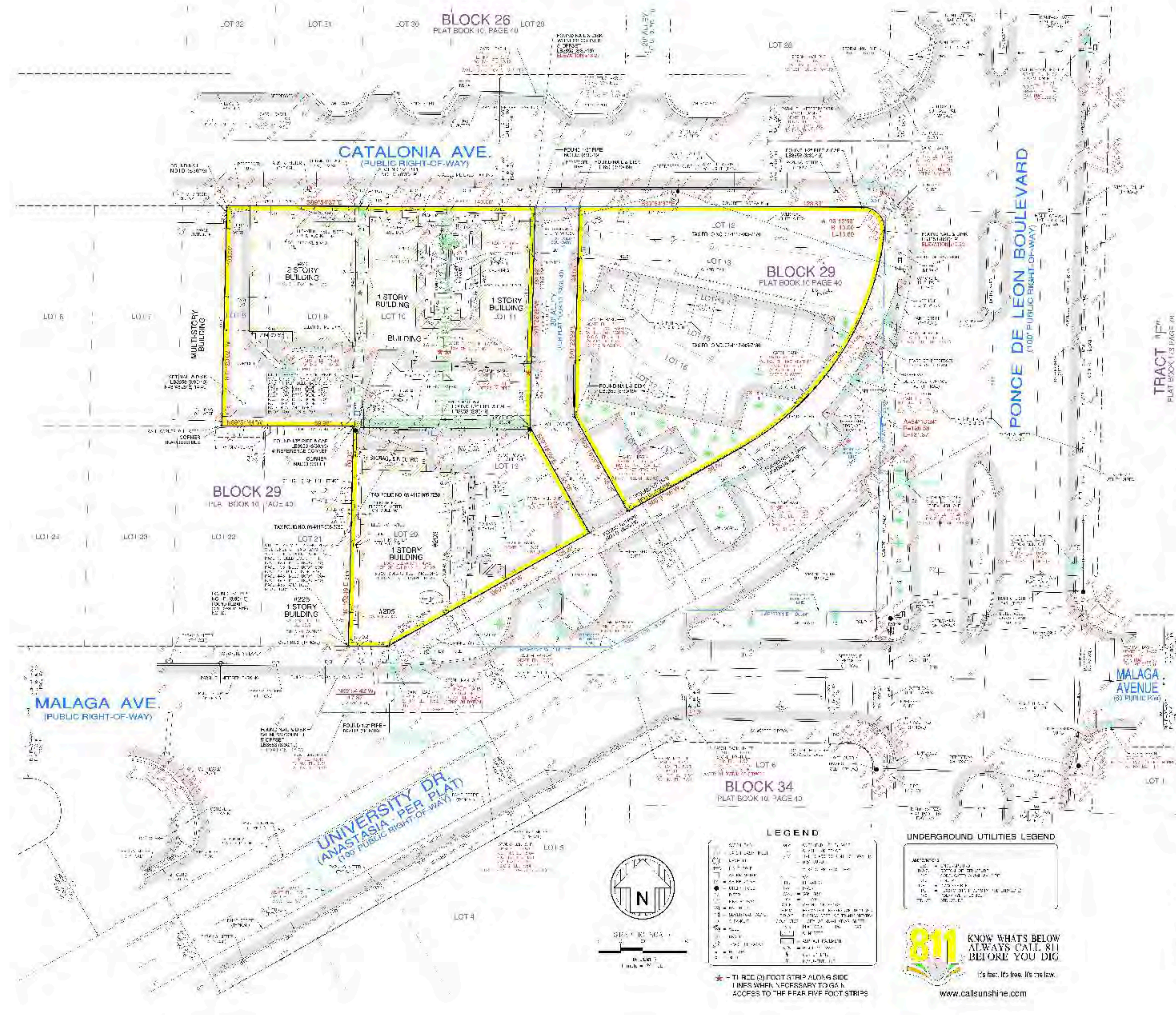
The survey was conducted by a team of licensed professional surveyors. The survey was conducted in accordance with the Florida Surveying and Mapping Act, Chapter 461, Florida Statutes. The survey was conducted in accordance with the Florida Surveying and Mapping Act, Chapter 461, Florida Statutes. The survey was conducted in accordance with the Florida Surveying and Mapping Act, Chapter 461, Florida Statutes.

SURVEYOR'S CERTIFICATION: I, the undersigned, being a duly licensed professional surveyor in the State of Florida, do hereby certify that this is a true and correct copy of the original survey as shown on the attached plat.



Site Survey

NOT FOR CONSTRUCTION  
CITY OF MIAMI  
PLANNING AND DEVELOPMENT DEPARTMENT  
1812  
Ponce Park Residences  
Drawing No. 181202



LEGEND

Symbol	Description
Circle with cross	Survey Station
Circle with dot	Iron Nail
Circle with X	Iron Pipe
Circle with +	Iron Stake
Circle with *	Iron Spike
Circle with #	Iron Bolt
Circle with %	Iron Nut
Circle with &	Iron Washer
Circle with ^	Iron Cap
Circle with v	Iron Ring
Circle with o	Iron Disc
Circle with x	Iron Plate
Circle with y	Iron Sheet
Circle with z	Iron Bar
Circle with aa	Iron Rod
Circle with ab	Iron Pipe
Circle with ac	Iron Stake
Circle with ad	Iron Spike
Circle with ae	Iron Bolt
Circle with af	Iron Nut
Circle with ag	Iron Washer
Circle with ah	Iron Cap
Circle with ai	Iron Ring
Circle with aj	Iron Disc
Circle with ak	Iron Plate
Circle with al	Iron Sheet
Circle with am	Iron Bar
Circle with an	Iron Rod
Circle with ao	Iron Pipe
Circle with ap	Iron Stake
Circle with aq	Iron Spike
Circle with ar	Iron Bolt
Circle with as	Iron Nut
Circle with at	Iron Washer
Circle with au	Iron Cap
Circle with av	Iron Ring
Circle with aw	Iron Disc
Circle with ax	Iron Plate
Circle with ay	Iron Sheet
Circle with az	Iron Bar
Circle with ba	Iron Rod
Circle with bb	Iron Pipe
Circle with bc	Iron Stake
Circle with bd	Iron Spike
Circle with be	Iron Bolt
Circle with bf	Iron Nut
Circle with bg	Iron Washer
Circle with bh	Iron Cap
Circle with bi	Iron Ring
Circle with bj	Iron Disc
Circle with bk	Iron Plate
Circle with bl	Iron Sheet
Circle with bm	Iron Bar
Circle with bn	Iron Rod
Circle with bo	Iron Pipe
Circle with bp	Iron Stake
Circle with bq	Iron Spike
Circle with br	Iron Bolt
Circle with bs	Iron Nut
Circle with bt	Iron Washer
Circle with bu	Iron Cap
Circle with bv	Iron Ring
Circle with bw	Iron Disc
Circle with bx	Iron Plate
Circle with by	Iron Sheet
Circle with bz	Iron Bar
Circle with ca	Iron Rod
Circle with cb	Iron Pipe
Circle with cc	Iron Stake
Circle with cd	Iron Spike
Circle with ce	Iron Bolt
Circle with cf	Iron Nut
Circle with cg	Iron Washer
Circle with ch	Iron Cap
Circle with ci	Iron Ring
Circle with cj	Iron Disc
Circle with ck	Iron Plate
Circle with cl	Iron Sheet
Circle with cm	Iron Bar
Circle with cn	Iron Rod
Circle with co	Iron Pipe
Circle with cp	Iron Stake
Circle with cq	Iron Spike
Circle with cr	Iron Bolt
Circle with cs	Iron Nut
Circle with ct	Iron Washer
Circle with cu	Iron Cap
Circle with cv	Iron Ring
Circle with cw	Iron Disc
Circle with cx	Iron Plate
Circle with cy	Iron Sheet
Circle with cz	Iron Bar
Circle with da	Iron Rod
Circle with db	Iron Pipe
Circle with dc	Iron Stake
Circle with dd	Iron Spike
Circle with de	Iron Bolt
Circle with df	Iron Nut
Circle with dg	Iron Washer
Circle with dh	Iron Cap
Circle with di	Iron Ring
Circle with dj	Iron Disc
Circle with dk	Iron Plate
Circle with dl	Iron Sheet
Circle with dm	Iron Bar
Circle with dn	Iron Rod
Circle with do	Iron Pipe
Circle with dp	Iron Stake
Circle with dq	Iron Spike
Circle with dr	Iron Bolt
Circle with ds	Iron Nut
Circle with dt	Iron Washer
Circle with du	Iron Cap
Circle with dv	Iron Ring
Circle with dw	Iron Disc
Circle with dx	Iron Plate
Circle with dy	Iron Sheet
Circle with dz	Iron Bar
Circle with ea	Iron Rod
Circle with eb	Iron Pipe
Circle with ec	Iron Stake
Circle with ed	Iron Spike
Circle with ee	Iron Bolt
Circle with ef	Iron Nut
Circle with eg	Iron Washer
Circle with eh	Iron Cap
Circle with ei	Iron Ring
Circle with ej	Iron Disc
Circle with ek	Iron Plate
Circle with el	Iron Sheet
Circle with em	Iron Bar
Circle with en	Iron Rod
Circle with eo	Iron Pipe
Circle with ep	Iron Stake
Circle with eq	Iron Spike
Circle with er	Iron Bolt
Circle with es	Iron Nut
Circle with et	Iron Washer
Circle with eu	Iron Cap
Circle with ev	Iron Ring
Circle with ew	Iron Disc
Circle with ex	Iron Plate
Circle with ey	Iron Sheet
Circle with ez	Iron Bar



SITE SURVEY  
SCALE: NOT TO SCALE

NOTE: SURVEY PERFORMED BY OTHERS; FIRM NOT RESPONSIBLE FOR ACCURATE INFORMATION ON THIS PLAN OR SUBSEQUENT CORRESPONDING PLANS

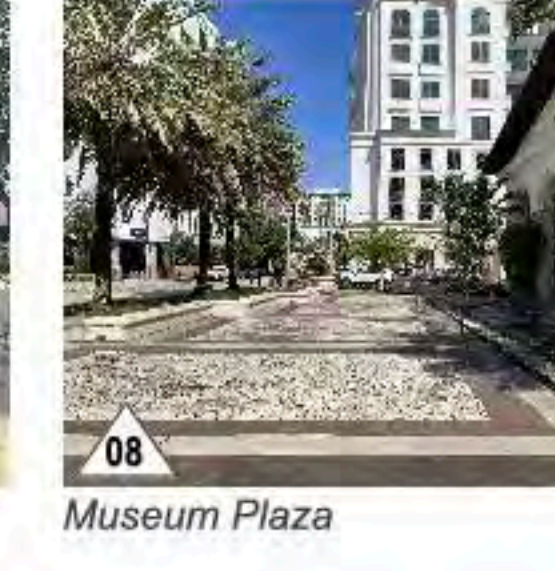
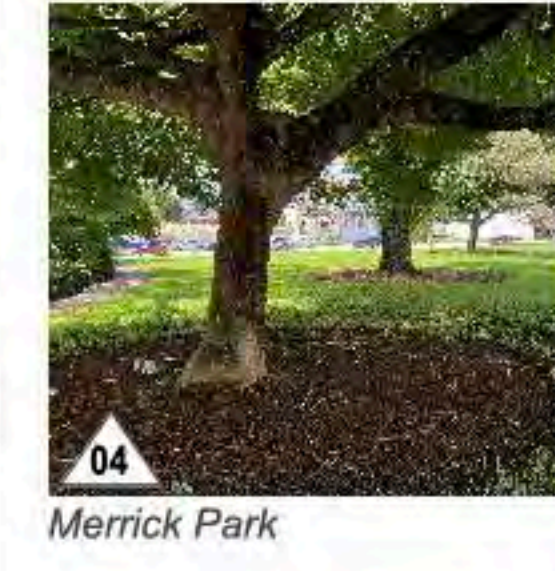
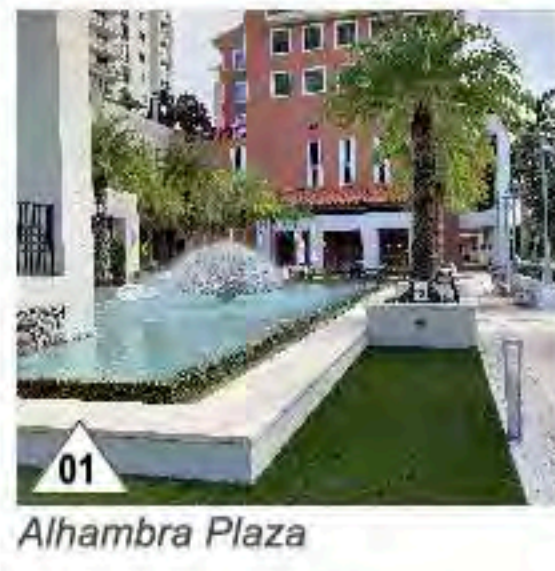
Project Address  
214 and 216 Carolina Ave.,  
3305 Ponce De Leon Blvd.,  
and 203 University Drive

Client  
**PONCE PARK RESIDENCES**  
The Allan Morris Company  
121 Alhambra Plaza Suite 1000  
Miami, FL 33131

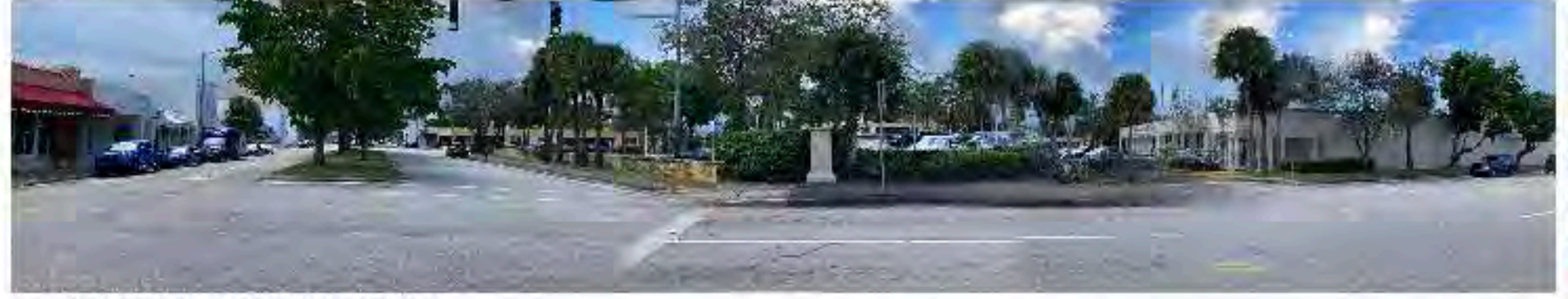
Design Architect  
**Oppenheim**  
Architecture  
3412 NE 17 Street  
Miami, FL 33137  
P 305 576 8644  
F 305 576 8623  
W oppen.com

Civil Engineer  
**Langan**  
Perkins Corporate Center  
3333 NW 79th Court, Suite 200  
Miami, FL 33116-1848  
P 784 264 1200  
W langan.com

Landscape Architect  
**Naturalistic, Inc.**  
4115 Red Road, Suite 204  
Coral Gables, FL 33143  
P 784 777 6564  
W naturalistic.com



**PARK PLAZA CITY NETWORK**  
SCALE: NTS



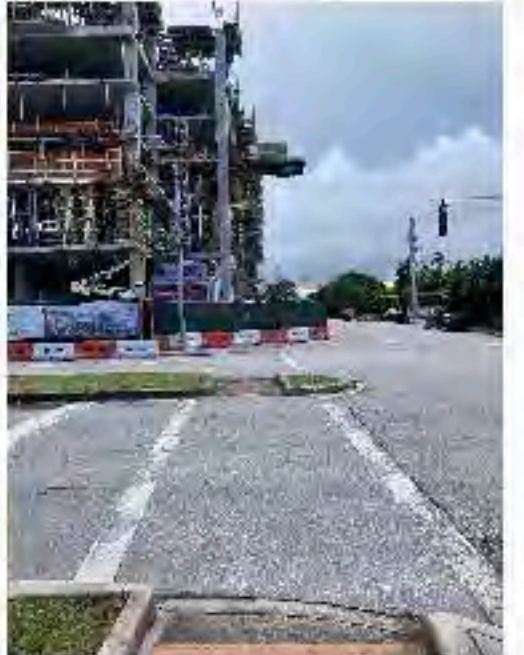
01 CONTEXT - LOOKING SOUTH  
NO SCALE



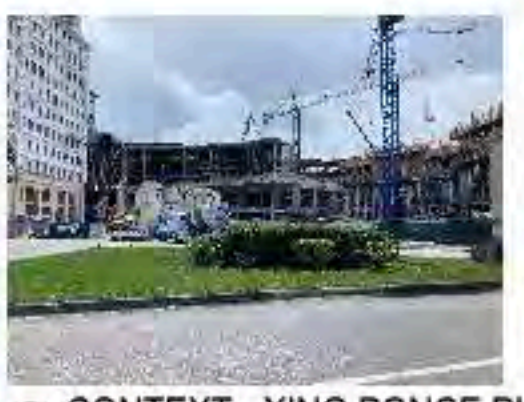
02 CONTEXT - LOOKING EAST  
NO SCALE



03 CONTEXT - LOOKING NORTH  
NO SCALE



04 CONTEXT - XING PONCE/MALAGA  
NO SCALE



05 CONTEXT - XING PONCE PLAZA  
NO SCALE

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Author: \_\_\_\_\_  
Designer: \_\_\_\_\_  
Title: \_\_\_\_\_

Rev.	Date	Description

Site Context

**NOT FOR CONSTRUCTION**  
CITY OF CORAL GABLES  
BOARD OF CITY COMMISSIONERS  
APPROVED AFTER PUBLIC HEARING APPLICATION  
1812 Ponce Park Residences  
Drawing Issue #: 181702



Project Address  
274 and 276 Carolina Ave,  
3209 Roma De Leon Blvd,  
and 203 University Drive

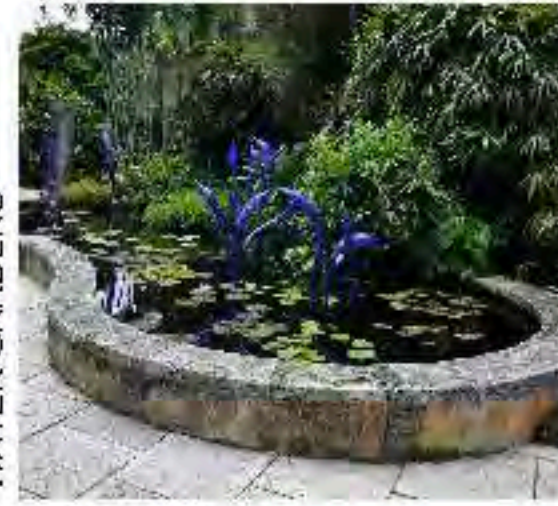
Client  
**PONCE PARK RESIDENCES**  
The Alan Norma Company  
171 Alvarado Plaza Suite 1000  
Miami, FL 33131

Design Architect  
**Oppenheim**  
Architecture  
301 NE 17 Street  
Miami FL 33137  
P 305 576 8624  
F 305 576 8423  
W oppen.com

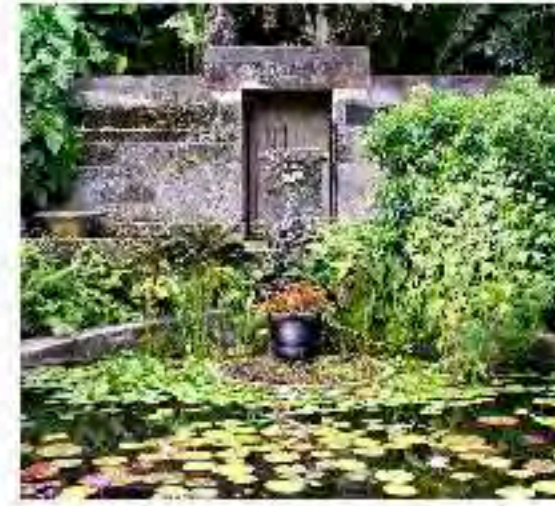
Civil Engineer  
**Langan**  
Perkins Corporate Center  
3333 NW 79th Court, Suite 200  
Miami, FL 33156-1848  
P 784 244 7200  
W langan.com

Landscape Architect  
**Naturalistic, Inc.**  
4915 Red Road, Suite 204  
Coral Gables, FL 33143  
P 784 777 6564  
W naturalistic.com

WATER GARDENS



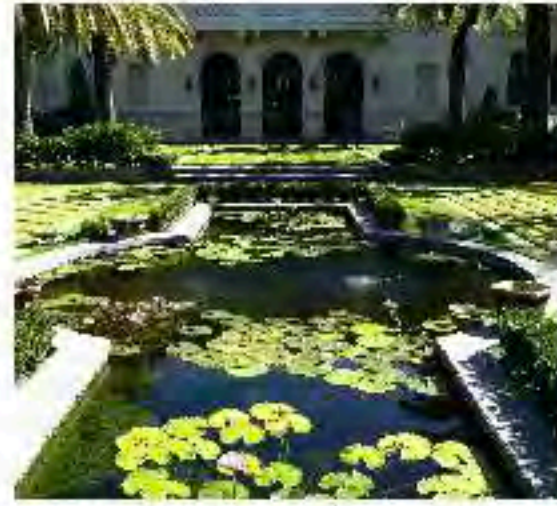
FAIRCHILD



FAIRCHILD



KAMPONG



FLORIDA WATER GARDEN



STONE WATER FEATURE



STONE WATER FEATURE



URBAN WATER FEATURE

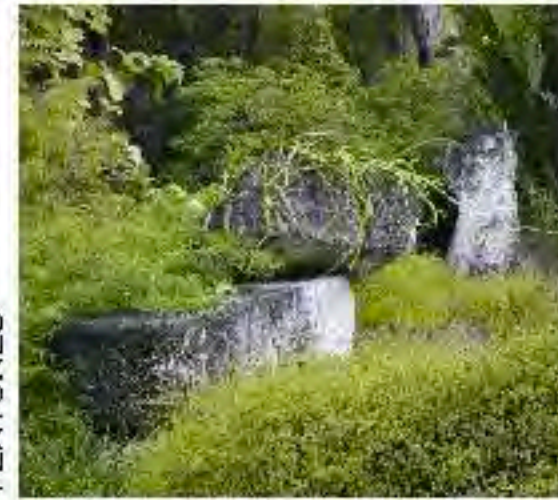


STEPPED PLANTER



TROPICAL WATER GARDEN

FEATURES

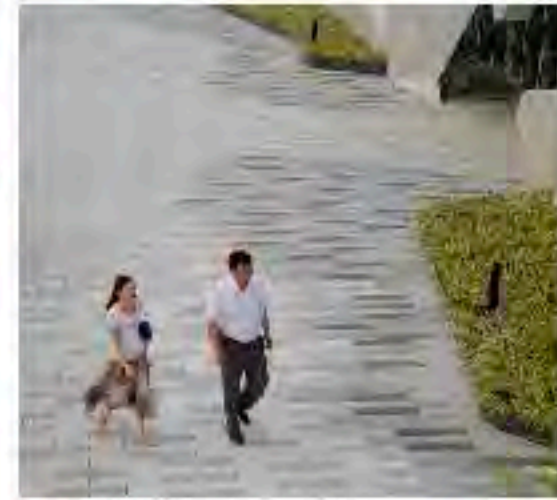


OOLITE MONOLITHS

PAVING



PAVER PATTERN



PAVER PATTERN



PAVER PATTERN

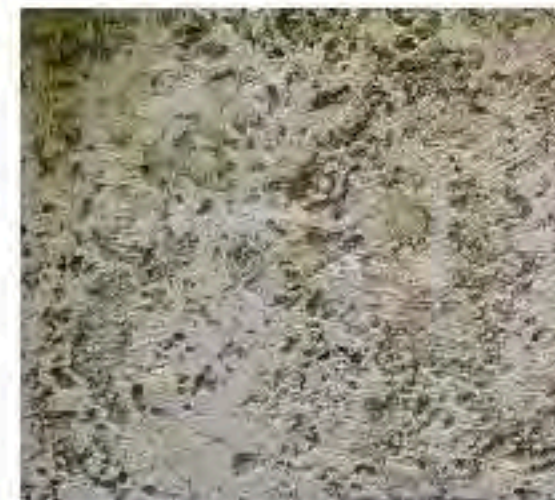


PAVER PATTERN

MATERIALS



KEYSTONE



OOLITE



CONCRETE WITH EXPOSED  
COQUINA SHELL AGGREGATE



CONCRETE PAVING

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Professional Seal  
ALL RIGHTS RESERVED

Table with columns for Plan, Title, and Date. The table is mostly empty.

Hardscape and Materials Reference Images

NOT FOR CONSTRUCTION  
CITY OF CORAL GABLES  
BOARD OF PLANNING  
APPROVED AFTER PUBLIC APPLICATION

1812  
PONCE PARK RESIDENCES  
Drawing Issue # 481702

Project Address  
214 and 216 Catalonia Ave,  
3025 Ponce De Leon Blvd,  
and 203 University Drive

Client  
PONCE PARK RESIDENCES  
The Allen Morris Company  
171 Alvarado Plaza Suite 1400  
Miami, FL 33134

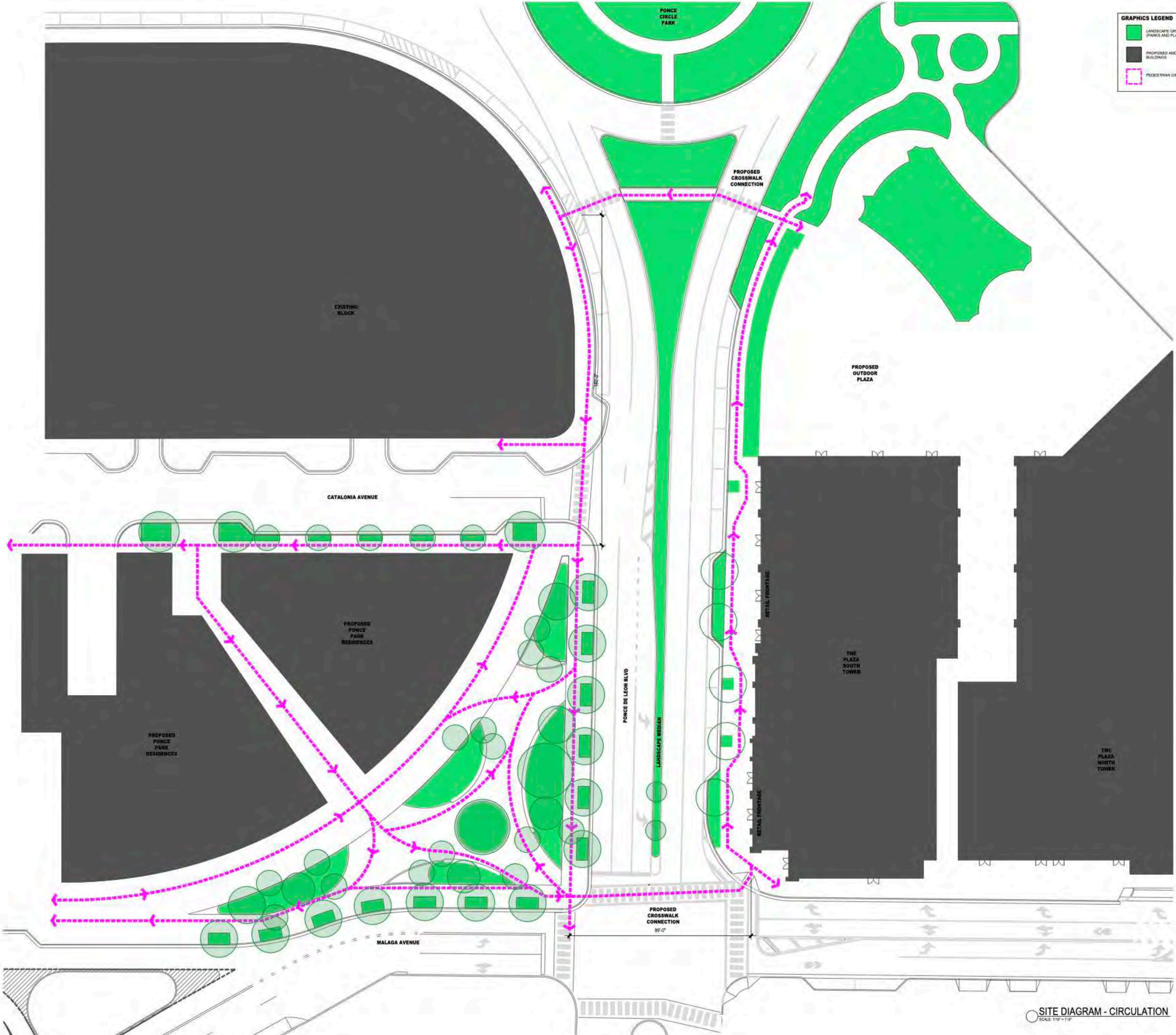
Design Architect  
Oppenheim  
Architecture  
2412 NE 37 Street  
Miami FL 33137  
P 305 576 8624  
F 305 576 8425  
W oppen.com

Civil Engineer  
Langan  
Parkside Corporate Center  
5310 NW 79th Court, Suite 200  
Miami Lakes, FL 33016-1848  
P 784 244 7222  
W langan.com

Landscape Architect  
Naturalistic, Inc.  
4915 Red Road, Suite 204  
Coral Gables, FL 33143  
P 784 777 0564  
W naturalistic.com

**GRAPHICS LEGEND**

- LANDSCAPE GREEN SPACE (PARKS AND PLAZAS)
- PROPOSED AND EXISTING BUILDINGS
- PEDESTRIAN CIRCULATION



**SITE DIAGRAM - CIRCULATION**  
SCALE: 1/8" = 1'-0"

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Plan Title: \_\_\_\_\_

Scale: \_\_\_\_\_

Date: \_\_\_\_\_

Site Diagrams

**NOT FOR CONSTRUCTION**  
CITY OF CORAL GABLES  
BOARD OF PLANNING  
APPROVED AFTER CITY APPLICATION

1812  
PONCE PARK RESIDENCES  
Drawing based on: E-17102

# CATALONIA AVE. (PUBLIC RIGHT-OF-WAY)

1812

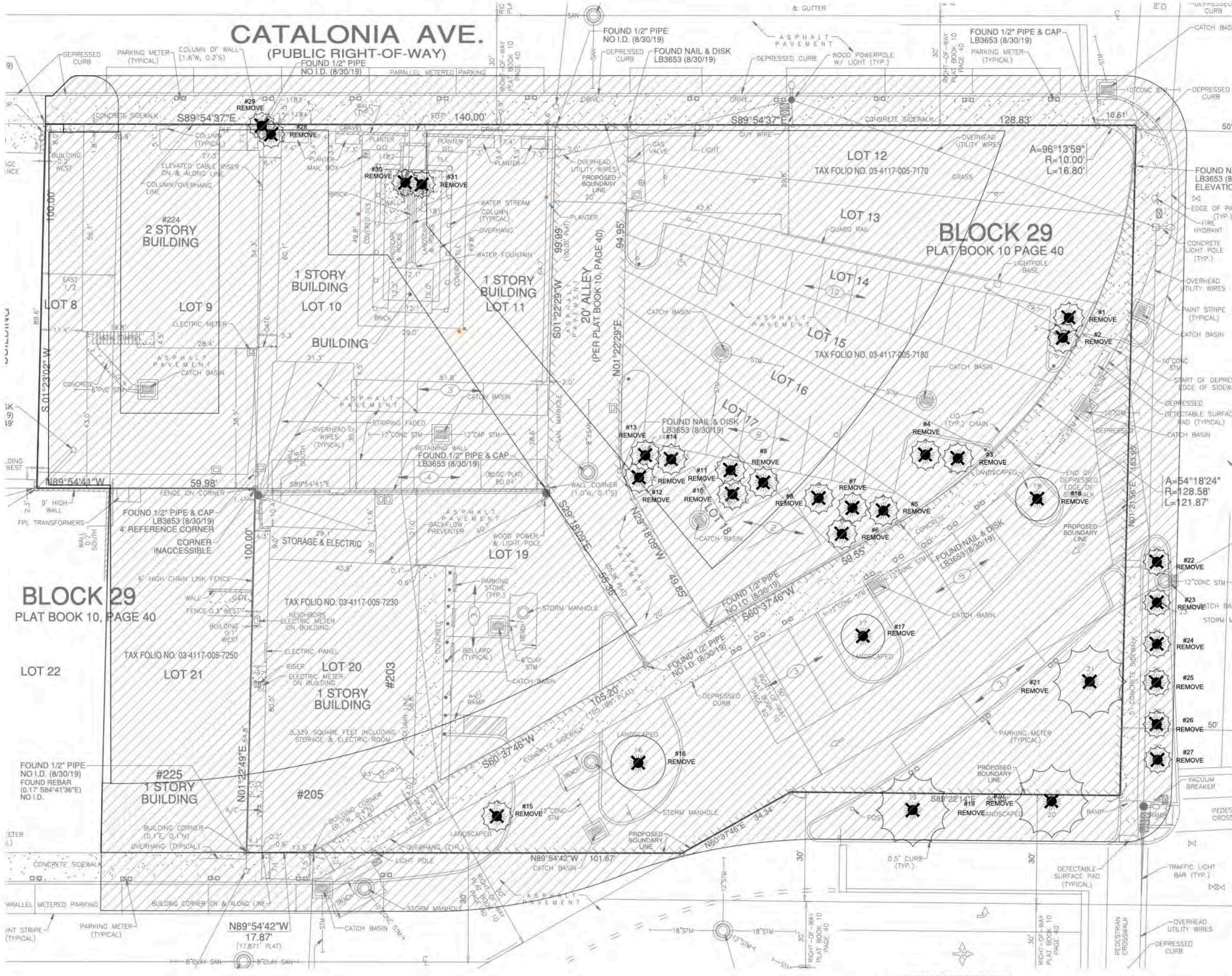
Project Address  
214 and 216 Catalonia Ave.,  
3305 Ponce De Leon Blvd.,  
and 203 University Drive  
Miami, FL 33134

Client  
PONCE PARK RESIDENCES  
The Alan Horra Company  
171 Atlantic Plaza Suite 1000  
Miami, FL 33134

Design Architect  
Oppenheim  
Architecture  
3145 NE 17 Street  
Miami, FL 33137  
P: 305 576 8024  
F: 305 576 8422  
W: oppen.com

Site Designer  
Langan  
Pentaco Corporate Center  
3333 NW 79th Court, Suite 200  
Miami, FL 33156-1848  
P: 784 244 7000  
W: langan.com

Landscape Architect  
Naturalistic, Inc.  
4715 Red Road, Suite 204  
Coral Gables, FL 33148  
P: 784 777 0044  
W: naturalistic.com



NOTE:  
1. SEE SHEET L-3.01 FOR TREE DISPOSITION LIST  
2. PLEASE SEE ARBORIST REPORT FOR ADDITIONAL INFORMATION ON EXISTING TREES

TREE DISPOSITION PLAN  
SCALE: 1/8"=1'-0"



Tree Disposition Plan

NOT FOR CONSTRUCTION  
CITY OF CORAL GABLES  
DEPARTMENT OF PLANNING AND COMMUNITY APPLICATIONS  
1812 Ponce Park Residences  
Drawing based on: 1812-1-07





Project Address:  
274 and 276 Catalonia Ave.,  
3307 Ponce de Leon Blvd.,  
and 285 University Drive  
Miami, FL 33133

Client:  
**PONCE PARK RESIDENCES**  
The Allen Harris Company  
171 Atlantic Plaza Suite 1000  
Miami, FL 33133

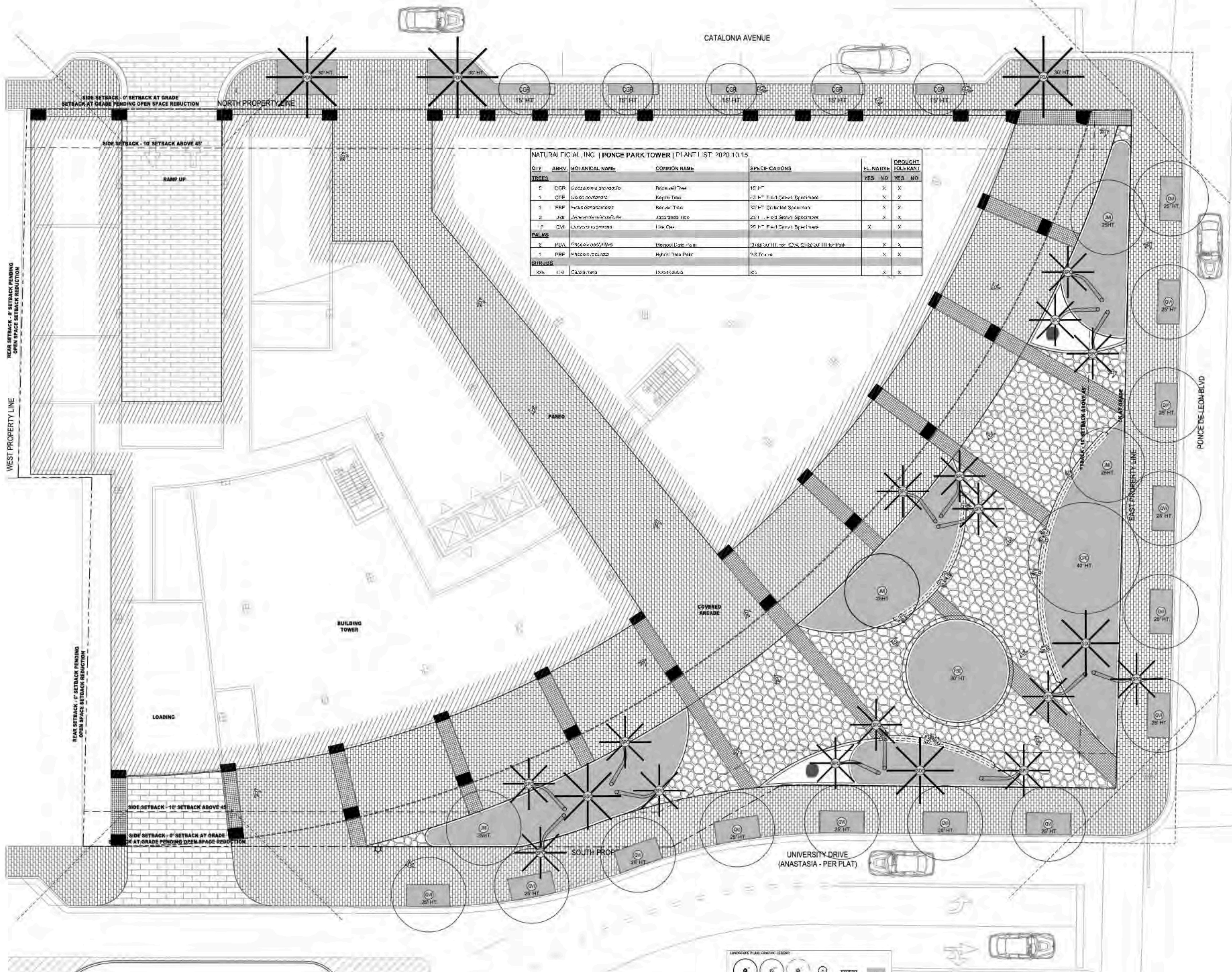
Design Firm:  
**Oppenheim**  
Architectural  
333 NE 17th Street  
Miami, FL 33132  
P: 305 576 8422  
F: 305 576 8423  
W: oppen.com

Site Engineer:  
**Langan**  
Furbush Corporate Center  
333 NE 17th Street, Suite 202  
Miami, FL 33132  
P: 786 244 7000  
W: langan.com

Landscape Architect:  
**Naturalistic, Inc.**  
4715 Red Road, Suite 208  
Coral Gables, FL 33143  
P: 786 777 0000  
W: naturalis.com

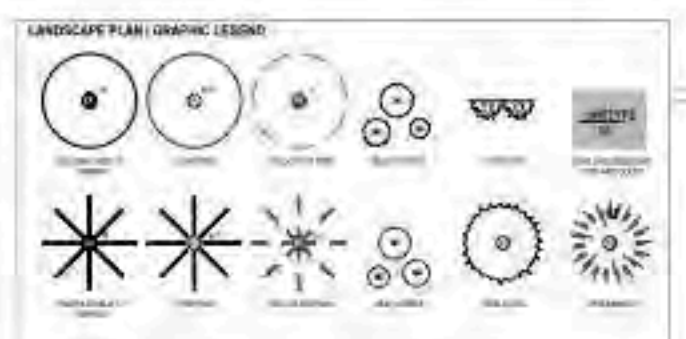
NATURALISTIC, INC. | PONCE PARK TOWER | PLANT LIST 2020 10 15

QTY	ABVY	BOTANICAL NAME	COMMON NAME	SPECIFICATIONS	FL NATIVE		ORNGRHT		
					YES	NO	YES	NO	
<b>TREES</b>									
5	CGR	<i>Coccoloba prurioides</i>	Prickly Pear	18" HT		X	X		
1	OPB	<i>Laurus nobilis</i>	Bay Tree	2-3" Trunk Caliper Specimens		X	X		
1	FRP	<i>Ficus benjamina</i>	Benjamin Tree	12" HT Orngd Specimens		X	X		
2	JAT	<i>Jatropha multifida</i>	Jatropha Tree	23" Trunk Caliper Specimens		X	X		
2	QVH	<i>Quercus laurifolia</i>	Live Oak	26" Trunk Caliper Specimens		X	X		
<b>PALMS</b>									
2	PLA	<i>Chlorophytum comosum</i>	Spider Plant	20" HT III or 22" HT III or 24" HT III or 26" HT III		X	X		
1	FRP	<i>Ficus religiosa</i>	Fig Tree	2-3" Trunk		X	X		
<b>SHRUBS</b>									
20	CL4	<i>Clusia rosea</i>	Iron Tree	30"		X	X		



NOTE: SEE SHEET L-3-01 FOR PROPOSED PLANT LIST

NOTE: SEE SHEET L-3-00A FOR GENERAL ABBREVIATIONS



**GROUND LEVEL LANDSCAPE PLAN**

SCALE: 1/8"=1'-0"



DATE: 10/15/2020

PROJECT: Ponce Park Tower

SCALE: 1/8"=1'-0"

DATE: 10/15/2020

PROJECT: Ponce Park Tower

SCALE: 1/8"=1'-0"

**Ground Level Landscape Plan**

NOT FOR CONSTRUCTION

CITY OF MIAMI, FLORIDA

PLANNING AND ZONING DEPARTMENT

1812

Planning Board No. 2017002

Project Address  
274 and 274 Carolina Ave,  
3209 Ponce De Leon Blvd,  
and 203 University Drive

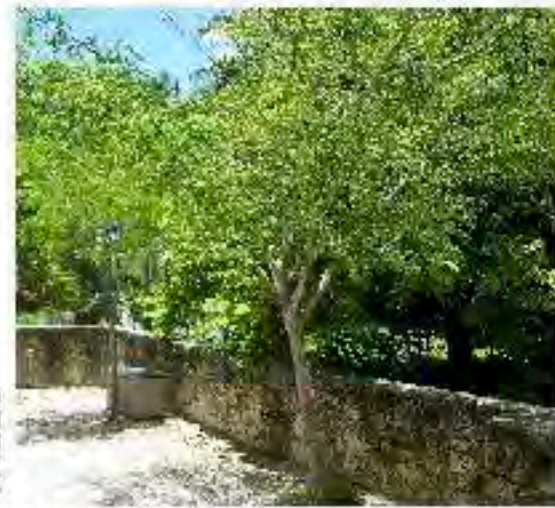
Client  
**PONCE PARK RESIDENCES**  
The Alan Morris Company  
171 Alvarado Plaza Suite 1000  
Miami, FL 33134

Local Architect  
**Oppenheim**  
Architecture  
3412 NE 17 Street  
Miami FL 33137  
P 305 576 8424  
F 305 576 8425  
W oppen.com

Local Engineer  
**Langan**  
Perkins Corporate Center  
3333 NE 19th Court, Suite 200  
Miami, FL 33176-1848  
P 786 244 7000  
W langan.com

Local Contractor  
**Naturalistic, Inc.**  
4715 Red Road, Suite 204  
Coral Gables, FL 33143  
P 786 777 6564  
W naturalistic.com

TREES



(CGR) *Caesalpinia granadillo*  
Bridalveil Tree



(CPE) *Ceiba pentandra*  
Kapok Tree



(FBE) *Ficus benghalensis*  
Banyan Tree



(JMI) *Jacaranda mimosifolia*  
Same



(QVI) *Quercus virginiana*  
Live Oak

PALMS



(PDA) *Phoenix dactylifera*  
Date Palm



(SDO) *Sabal domingensis*  
Dominican Sabal



(SPA) *Sabal palmetto*  
Sabal Palm

ACCENTS



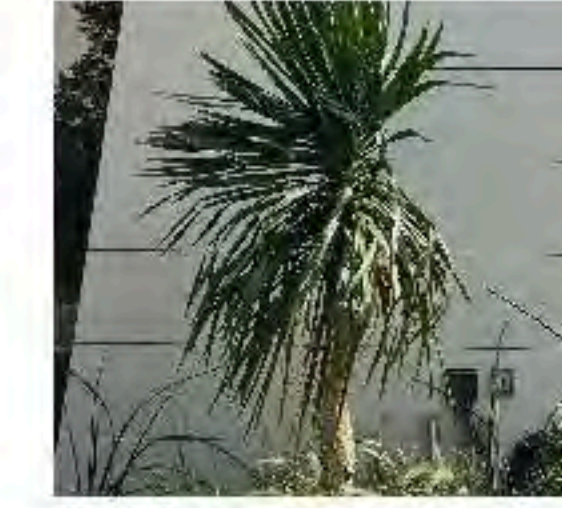
(AA) *Agave attenuata*  
Spineless Agave



(AH) *Anthurium hookeri*  
Anthurium



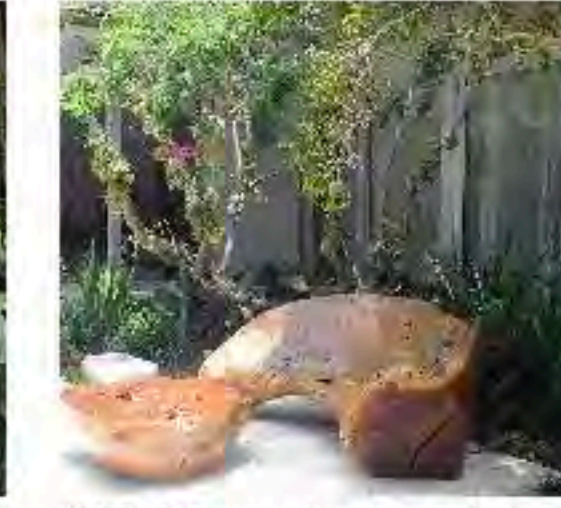
(CR) *Cycas revoluta*  
King Sago



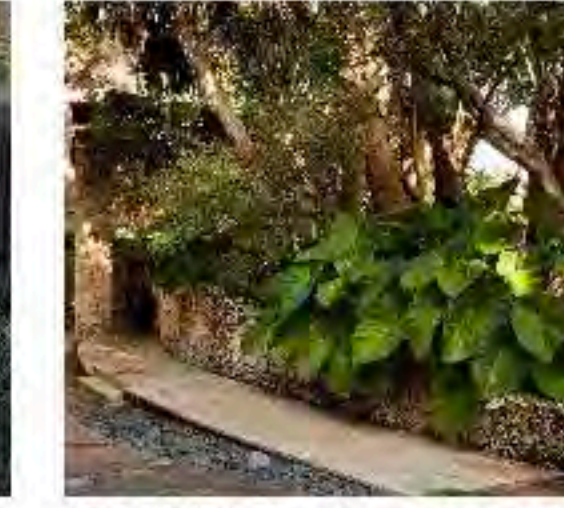
(DA) *Dracaena arborea*  
Same



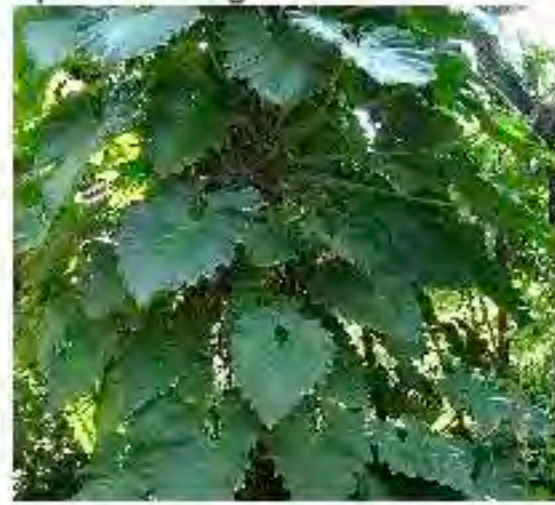
(MD) *Monstera deliciosa*  
Swiss Cheese Plant



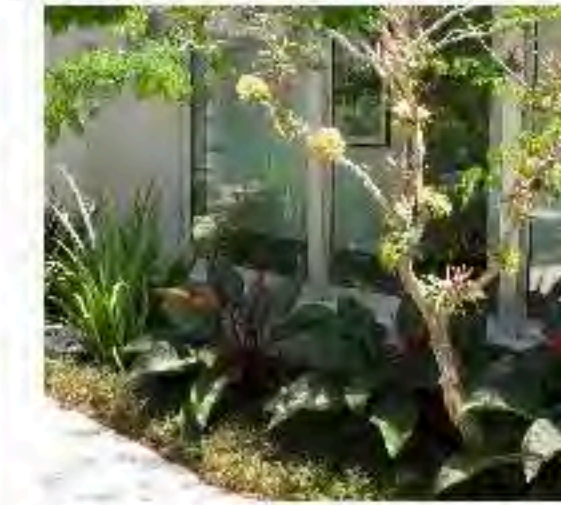
(NR) *Neomarica caerulea*-  
'Regina' Giant Apostle's Iris



(PG) *Philodendron giganteum*  
Giant Philodendron

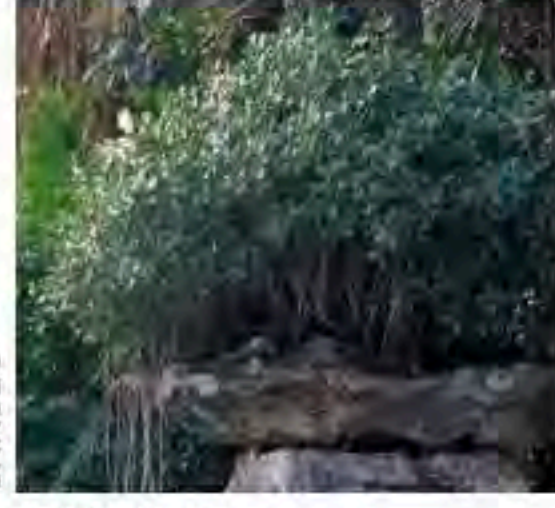


(PWI) *Philodendron wilsonii*  
Climbing Philodendron (Lg. Leaf)



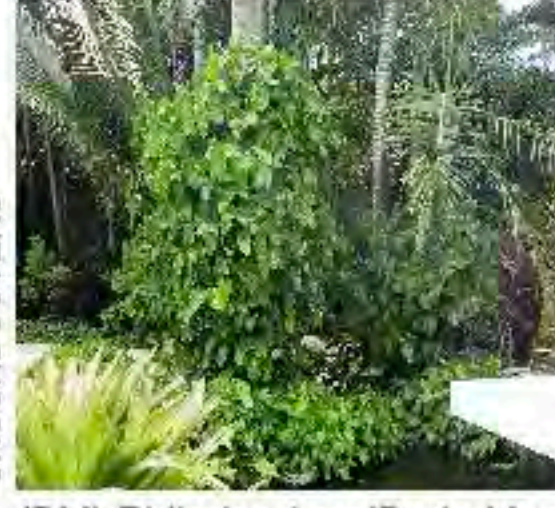
(RC) *Philodendron 'Rojo Congo'*  
Same

SHRUBS



(CN) *Clusia nana*  
Dwarf Clusia

GROUNDCOVERS



(BM) *Philodendron 'Burlle Marx'*  
Philodendron 'Burlle Marx'



(EL) *Ermodea littoralis*  
Golden Creeper



(MS) *Microsorium scolopendrium*  
Wart Fern



(TM) *Tradescantia microfolia*  
Argentine Ivy

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Scale: \_\_\_\_\_

Planting Reference Images

NOT FOR CONSTRUCTION  
CITY OF CORAL GABLES  
BOARD OF PLANNING AND DEVELOPMENT  
APPLICANT: Ponce Park Residences  
1812  
Drawing based on: 181702





## **Tab 5**

**Anthony De Yurre**  
Tel 305-350-2404  
Fax 305-351-2222  
adeyurre@bilzin.com

January 10, 2020

**VIA HAND DELIVERY**

Mr. Ramon Trias  
Development Review Committee, Chairman  
City of Coral Gables  
427 Biltmore Way, 2<sup>nd</sup> Floor  
Coral Gables, FL 33134

**Re: Development Review Committee Application / Ponce Park Residences / Public Records Search / 224 and 216 Catalonia Avenue. 3000 Ponce de Leon Boulevard. 203 University Drive. and 225 Malaga Avenue (the "Property")**

Dear Mr. Trias:

On behalf of RC Acquisitions, LLC (the "Applicant"), please be advised that we have searched the public records and have not found any ordinances, resolutions, covenants, or development agreements previously granted for the Property. A copy of the results of Public Records Request W030095-082019 confirming the same is attached hereto as Exhibit "A". Should you have any questions or require additional information, please do not hesitate to contact me at (305) 350-2404.

Sincerely,



Anthony De Yurre

# EXHIBIT "A"



## Message History (7)

✉ On 9/11/2019 11:28:39 AM, City of Coral Gables wrote:

**Subject:** Request Completed :: W030095-082019

**Body:**

Dear Jennifer,

The Public Records Request request that you submitted to the City, with the reference number W030095-082019 has been completed.

Thank you.

---

To track and respond to this request, click here to visit the [Coral Gables Customer Connect](#) page and click on "View My Questions/Requests".

You may also view and submit requests via smartphone. [Click here to get the Coral Gables CityApp](#)



✉ On 9/11/2019 11:28:22 AM, City of Coral Gables wrote:

**Subject:** Public Records Request :: W030095-082019

**Body:**

RE: PUBLIC RECORDS REQUEST of Reference # W030095-082019

Dear Jennifer,

The City received a public information request from you on August 20, 2019.

The City has reviewed its files and has determined there are no responsive documents to your request. I searched using our

If you have any questions, or wish to discuss this further, you may contact my office at 305-569-1839 .

Sincerely,

City Clerk's Office  
405 Biltmore Way, First Floor  
Coral Gables, FL 33134  
305-460-5210

↩ On 9/3/2019 4:08:42 PM, Jennifer Fine wrote:

Cynthia, thanks for getting back to me. There is no specific project. I just need to include all ordinances, resolutions, covenants, and development agreements previously granted by the City for the property as part of the DRC application for a project on that site. If there are none, I will include that information in our application submittal. Thank you again.

✉ On 9/3/2019 3:23:50 PM, City of Coral Gables wrote:

**Subject:** Public Records Request :: W030095-082019

**Body:**

Good afternoon Jennifer,

I've looked for resolutions or ordinances and I can't seem to find resolutions or ordinances related to the addresses you provided. Is there a specific name to the project maybe so I can look into this more?

Thank you,

Cynthia Garcia  
City Clerk's Office

← On 9/3/2019 9:48:40 AM, Jennifer Fine wrote:

Hi, I am following up regarding the status of this public records request. Please advise. Thank you.

✉ On 8/20/2019 1:52:50 PM, City of Coral Gables wrote:

Dear **Jennifer Fine**:

Thank you for your recent request submitted to the City of Coral Gables.

**Summary: Please provide copies of all ordinances, resolutions, covenants, and development agreements previously granted by the City for the following property: Lots 8 through 20, Block 29, Coral Gables Crafts Section, Plat Book 10, Page 40. The property is also identified by the following street addresses: 224 Catalonia Avenue, 216 Catalonia Avenue, 3000 Ponce de Leon Boulevard, and 203 University Drive. Lastly, the property is identified by the following folio numbers: 03-4117-005-7140, 03-4117-005-7160, 03-4117-005-7170, 03-4117-005-7180, and 03-4117-005-7230. Thank you!**

In accordance with Section 119.07, F.S. and City of Coral Gables Code Section 2-349 - which may be found at [https://library.municode.com/fl/coral\\_gables/codes/code\\_of\\_ordinances?](https://library.municode.com/fl/coral_gables/codes/code_of_ordinances?) - please be advised that a special service charge may be imposed for the production of public records which require more than 20 minutes of agency resources for the production, inspection, and or copying as well as extensive use of information technology resources.


Be assured, a member of our team will respond to you as soon as possible. Meanwhile, you can monitor the progress of your request at the link below and you'll receive an email when your request has been completed. Again, thank you for using the City's Public Records Platform, if you have any questions regarding the status of your inquiry, please feel free to log into the City's portal and send a message.

Sincerely,

City Clerk's Office

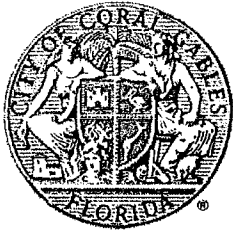
(305) 460-5210

Request Status: <https://www.coralgables.com/service-requests>

 On 8/20/2019 1:52:49 PM, Jennifer Fine wrote:

Request was created by customer

**Tab 6**



Historical Resources &  
Cultural Arts

2327 SALZEDO STREET  
CORAL GABLES  
FLORIDA 33134

☎ 305.460.5093  
✉ hist@coralgables.com

September 11, 2019

RC Acquisitions LLC  
216 Catalonia Avenue  
Coral Gables, FL 33134

Re: 216 Catalonia Avenue, legally described as Lots 10 & 11, Block 29, Coral Gables Crafts Section according to the plat thereof as recorded in Plat Book 10 Page 40 of the public records of Miami-Dade County, Florida

Dear Property Owners:

Section 3-1107(g) of the Coral Gables Zoning Code states that "All demolition permits for non-designated buildings and/or structures must be approved by the Historic Preservation Officer or designee. The approval is valid for eighteen (18) months from issuance and shall thereafter expire and the approval is deemed void unless the demolition permit has been issued by the Development Services Department. The Historic Preservation Officer may require review by the Historic Preservation Board if the building and/or structure to be demolished is eligible for designation as a local historic landmark or as a contributing building, structure or property within an existing local historic landmark district. This determination of eligibility is preliminary in nature and the final public hearing before the Historic Preservation Board on Local Historic Designation shall be within sixty (60) days from the Historic Preservation Officer determination of "eligibility." Consideration by the Board may be deferred by mutual agreement by the property owner and the Historic Preservation Officer. The Historic Preservation Officer may require the filing of a written application on the forms prepared by the Department and may request additional background information to assist the Board in its consideration of eligibility. Independent analysis by a consultant selected by the City may be required to assist in the review of the application. All fees associated with the analysis shall be the responsibility of the applicant. The types of reviews that could be conducted may include but are not limited to the following: property appraisals; archeological assessments; and historic assessments."

Therefore, please be advised that after careful research and study of our records and the information you presented the following information has been determined:


**216 Catalonia Avenue, legally described as Lots 10 & 11, Block 29, Coral Gables Crafts Section according to the plat thereof as recorded in Plat Book 10 Page 40 of the public records of Miami-Dade County, Florida, does not meet the minimum eligibility criteria for designation as a local historic landmark. Therefore, the Historical Resources staff will not require review by the Historic Preservation Board if an application is made for a demolition permit.**

Please note that, pursuant to Section 2-705(b)(15) of the Coral Gables Zoning Code, this determination does not constitute a development order and is valid for a period of eighteen (18) months. In the case where the Historic Preservation Officer or designee determines that the property does not meet the minimum eligibility criteria for designation, a permit for the demolition of the property must be issued within the eighteen-month period.

Upon expiration of the eighteen-month period, you will be required to file a new application. Any change from the foregoing may be made upon a demonstration of a change in the material facts upon which this determination was made.

If you have any further questions concerning this matter, please do not hesitate to contact this office.

Sincerely,

A handwritten signature in black ink, appearing to read "Dona M. Spain". The signature is fluid and cursive, with a long horizontal stroke at the end.

Dona M. Spain  
Historic Preservation Officer

cc: Anthony de Yurre, 1450 Brickell Avenue, Ste 2300, Miami, FL 33131  
Miriam Soler Ramos, City Attorney  
Cristina M. Suárez, Deputy City Attorney  
Suramy Cabrera, Development Services Director  
Charles Wu, Assistant Development Services Director  
Ramon Trias, Planning & Zoning Director  
Virginia Goizueta, Plans Processor Lead  
Historical Significance Request Property File



Historical Resources &  
Cultural Arts

---

2327 SALZEDO STREET  
CORAL GABLES  
FLORIDA 33134

☎ 305.460.5093  
✉ hist@coralgables.com

September 11, 2019

RC Acquisitions LLC  
216 Catalonia Avenue  
Coral Gables, FL 33134

Re 203 University Drive, legally described as Lots 19 & 20, Block 29, Coral Gables Crafts Section according to the plat thereof as recorded in Plat Book 10 Page 40 of the public records of Miami-Dade County, Florida

Dear Property Owners:

Section 3-1107(g) of the Coral Gables Zoning Code states that "All demolition permits for non-designated buildings and/or structures must be approved by the Historic Preservation Officer or designee. The approval is valid for eighteen (18) months from issuance and shall thereafter expire and the approval is deemed void unless the demolition permit has been issued by the Development Services Department. The Historic Preservation Officer may require review by the Historic Preservation Board if the building and/or structure to be demolished is eligible for designation as a local historic landmark or as a contributing building, structure or property within an existing local historic landmark district. This determination of eligibility is preliminary in nature and the final public hearing before the Historic Preservation Board on Local Historic Designation shall be within sixty (60) days from the Historic Preservation Officer determination of "eligibility." Consideration by the Board may be deferred by mutual agreement by the property owner and the Historic Preservation Officer. The Historic Preservation Officer may require the filing of a written application on the forms prepared by the Department and may request additional background information to assist the Board in its consideration of eligibility. Independent analysis by a consultant selected by the City may be required to assist in the review of the application. All fees associated with the analysis shall be the responsibility of the applicant. The types of reviews that could be conducted may include but are not limited to the following: property appraisals; archeological assessments; and historic assessments."

Therefore, please be advised that after careful research and study of our records and the information you presented the following information has been determined:

**203 University Drive, legally described as Lots 19 & 20, Block 29, Coral Gables Crafts Section according to the plat thereof as recorded in Plat Book 10 Page 40 of the public records of Miami-Dade County, Florida, does not meet the minimum eligibility criteria for designation as a local historic landmark. Therefore, the Historical Resources staff will not require review by the Historic Preservation Board if an application is made for a demolition permit.**

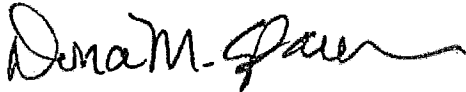


Please note that, pursuant to Section 2-705(b)(15) of the Coral Gables Zoning Code, this determination does not constitute a development order and is valid for a period of eighteen (18) months. In the case where the Historic Preservation Officer or designee determines that the property does not meet the minimum eligibility criteria for designation, a permit for the demolition of the property must be issued within the eighteen-month period.

Upon expiration of the eighteen-month period, you will be required to file a new application. Any change from the foregoing may be made upon a demonstration of a change in the material facts upon which this determination was made.

If you have any further questions concerning this matter, please do not hesitate to contact this office.

Sincerely,

A handwritten signature in black ink, appearing to read "Dona M. Spain". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Dona M. Spain  
Historic Preservation Officer

cc: Anthony de Yurre, 1450 Brickell Avenue, Ste 2300, Miami, FL 33131  
Miriam Soler Ramos, City Attorney  
Cristina M. Suárez, Deputy City Attorney  
Suramy Cabrera, Development Services Director  
Charles Wu, Assistant Development Services Director  
Ramon Trias, Planning & Zoning Director  
Virginia Goizueta, Plans Processor Lead  
Historical Significance Request Property File



Historical Resources &  
Cultural Arts

2327 SALZEDO STREET  
CORAL GABLES  
FLORIDA 33134

☎ 305.460.5093  
✉ hist@coralgables.com

October 4<sup>th</sup>, 2019

Coral Gables Chamber of Commerce Inc.  
224 Catalonia Avenue  
Coral Gables, FL 33134

Re: 224 Catalonia Avenue, legally described as Lots 28 TO 30, Block 39, Coral Gables Section L, according to the plat thereof as recorded in Plat Book 8 Page 85 of the public records of Miami-Dade County, Florida,

Dear Property Owners:

Section 3-1107(g) of the Coral Gables Zoning Code states that "All demolition permits for non-designated buildings and/or structures must be approved by the Historic Preservation Officer or designee. The approval is valid for eighteen (18) months from issuance and shall thereafter expire and the approval is deemed void unless the demolition permit has been issued by the Development Services Department. The Historic Preservation Officer may require review by the Historic Preservation Board if the building and/or structure to be demolished is eligible for designation as a local historic landmark or as a contributing building, structure or property within an existing local historic landmark district. This determination of eligibility is preliminary in nature and the final public hearing before the Historic Preservation Board on Local Historic Designation shall be within sixty (60) days from the Historic Preservation Officer determination of "eligibility." Consideration by the Board may be deferred by mutual agreement by the property owner and the Historic Preservation Officer. The Historic Preservation Officer may require the filing of a written application on the forms prepared by the Department and may request additional background information to assist the Board in its consideration of eligibility. Independent analysis by a consultant selected by the City may be required to assist in the review of the application. All fees associated with the analysis shall be the responsibility of the applicant. The types of reviews that could be conducted may include but are not limited to the following: property appraisals; archeological assessments; and historic assessments."

Therefore, please be advised that after careful research and study of our records and the information you presented the following information has been determined:

**224 Catalonia Avenue, legally described as Lot 8 Less W1/2 & All Lot 9, Block 29, Coral Gables Crafts Section, according to the plat thereof as recorded in Plat Book 10 Page 40 of the public records of Miami-Dade County, Florida, does not meet the minimum eligibility criteria for designation as a local historic landmark. Therefore, the Historical Resources staff will not require review by**

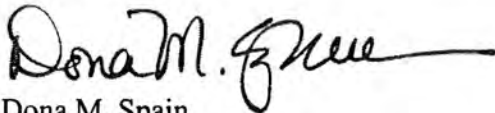
**the Historic Preservation Board if an application is made for a demolition permit.**

Please note that, pursuant to Section 2-705(b)(15) of the Coral Gables Zoning Code, this determination does not constitute a development order and is valid for a period of eighteen (18) months. In the case where the Historic Preservation Officer or designee determines that the property does not meet the minimum eligibility criteria for designation, a permit for the demolition of the property must be issued within the eighteen-month period.

Upon expiration of the eighteen-month period, you will be required to file a new application. Any change from the foregoing may be made upon a demonstration of a change in the material facts upon which this determination was made.

If you have any further questions concerning this matter, please do not hesitate to contact this office.

Sincerely,



Dona M. Spain  
Historic Preservation Officer

cc: RC Acquisitions LLC, 121 Alhambra Plaza, Ste. 1600, Coral Gables, FL 33134  
Anthony de Yurre, 1450 Brickell Avenue, Ste. 2300, Miami, FL 33131  
Miriam Soler Ramos, City Attorney  
Cristina M. Suárez, Deputy City Attorney  
Suramy Cabrera, Development Services Director  
Charles Wu, Assistant Development Services Director  
Ramon Trias, Planning & Zoning Director  
Virginia Goizueta, Plans Processor Lead  
Historical Significance Request Property File



Historical Resources &  
Cultural Arts

2327 SALZEDO STREET  
CORAL GABLES  
FLORIDA 33134

☎ 305.460.5093  
✉ hist@coralgables.com

January 30, 2020

P & J Enterprise Holdings, LLC  
225 Malga Avenue  
Coral Gables, FL 33134

Re: 225 Malaga Avenue, legally described as Lot 21, Block 29, Coral Gables Craft Section, according to the plat thereof as recorded in Plat Book 10, at Page 40 of the public records of Miami-Dade County, Florida

Dear Property Owner:

Section 3-1107(g) of the Coral Gables Zoning Code states that "All demolition permits for non-designated buildings and/or structures must be approved by the Historic Preservation Officer or designee. The approval is valid for eighteen (18) months from issuance and shall thereafter expire and the approval is deemed void unless the demolition permit has been issued by the Development Services Department. The Historic Preservation Officer may require review by the Historic Preservation Board if the building and/or structure to be demolished is eligible for designation as a local historic landmark or as a contributing building, structure or property within an existing local historic landmark district. This determination of eligibility is preliminary in nature and the final public hearing before the Historic Preservation Board on Local Historic Designation shall be within sixty (60) days from the Historic Preservation Officer determination of "eligibility." Consideration by the Board may be deferred by mutual agreement by the property owner and the Historic Preservation Officer. The Historic Preservation Officer may require the filing of a written application on the forms prepared by the Department and may request additional background information to assist the Board in its consideration of eligibility. Independent analysis by a consultant selected by the City may be required to assist in the review of the application. All fees associated with the analysis shall be the responsibility of the applicant. The types of reviews that could be conducted may include but are not limited to the following: property appraisals, archeological assessments; and historic assessments."

Therefore, please be advised that after careful research and study of our records and the information you presented the following information has been determined:

**225 Malaga Avenue, legally described as Lot 21, Block 29, Coral Gables Craft Section, according to the plat thereof as recorded in Plat Book 10, at Page 40 of the public records of Miami-Dade County, Florida, does not meet the minimum eligibility criteria for designation as a local historic landmark. Therefore, the**

**Historical Resources staff will not require review by the Historic Preservation Board if an application is made for a demolition permit.**

Please note that, pursuant to Section 2-705(b)(15) of the Coral Gables Zoning Code, this determination does not constitute a development order and is valid for a period of eighteen (18) months. In the case where the Historic Preservation Officer or designee determines that the property does not meet the minimum eligibility criteria for designation, a permit for the demolition of the property must be issued within the eighteen-month period.

Upon expiration of the eighteen-month period, you will be required to file a new application. Any change from the foregoing may be made upon a demonstration of a change in the material facts upon which this determination was made.

If you have any further questions concerning this matter, please do not hesitate to contact this office.

Sincerely,

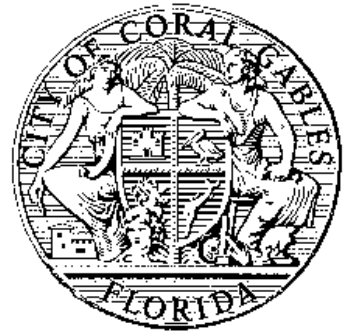


Kara N. Kautz  
Interim Historic Preservation Officer

cc: Anthony De Yurre, 1450 Brickell Avenue, Suite 2300, Miami, FL  
Miriam Soler Ramos, City Attorney  
Cristina M. Suárez, Deputy City Attorney  
Suramy Cabrera, Development Services Director  
Charles Wu, Assistant Development Services Director  
Ramon Trias, Planning & Zoning Director  
Virginia Goizueta, Plans Processor Lead  
Historical Significance Request Property File

**Tab 7**

# CORAL GABLES CONCURRENCY MANAGEMENT



## Concurrency Impact Statement

This Concurrency Impact Statement provides specific information on the availability of public services for a proposed project or change in use. Adequate public services must be available as a prerequisite for the approval of any development order (e.g. any approval, permit, etc., allowing development, construction or a change in use).

This statement is associated with a specific development order application and is subject to the final action taken on that application. If a final action is not taken on the development order associated with the statement within six (6) months from the date of issuance, the statement shall expire. The applicant is advised to consult the City to assure that public services will remain after approval of the development order application.

Ponce Park Residences  
3000 PONCE DE LEON BLVD  
Coral Gables, FL

Multi Family Dwellings: 171 units  
16-Hr Convenient Store: 18000 Sq.Ft.  
STATUS=P

Date Printed: 9/3/2020  
Development Order: 0  
Record Number: 3314  
Assoc. Demolition Record: 0

### Zones:

Trffic	Fire Protection	Flood Protection	Parks and Recreation
27	201	X	3

## Concurrency Needs

Minimum Required Elevation (ft): 0

Adequate Water Flow for Commercial & Residential Fire Protection

	Site Demand	Zone Capacity	Zone Demand	Concurrent	
Trips	6993			OK	Within Urban Infill Area
Golf Courses	0.02850001425	47.41	0.6374569214	OK	
Tennis Courts	0.2849999715	40.35	6.3745661572	OK	
Racquetball Courts	0.0371925	6.23	0.831954	OK	
BASKETBALL Courts	0.122265	15.34	2.734912	OK	
Ball Diamonds	0.0765225	6.27	1.711618	OK	
Playing Fields	0.0765225	7.27	1.711618	OK	
Swimming Pools	0.00855	3.13	0.18274	OK	
Equipped Playing Areas	0.0855	6.34	1.9129	OK	
Special Recreation Facilities	1.2825	93.84	27.4075	OK	
Neighborhood Parks (acres)	0.320625	5.62	7.1722	NO	
Mini Parks (acres)	0.0171	0.97	0.38248	OK	
Open Space (acres)	0.04275	1.53	0.9571	OK	
Water Flow (gpm)	3000	3000	3000	OK	

Application Fee: \$190.31  
Application Date: 9/3/2020  
Expiration Date: September 3, 2021

Statement Issued by:

Comments:

---

Although the proposed use for which this Concurrency Statement is issued is located in the Urban Infill Area of the City of Coral Gables, and the Statement does not reflect the actual trips that would be generated for this use, Concurrency Fees are applicable and will be assessed.



# Concurrency Management System (CMS)

Miami-Dade County Public Schools

## Miami-Dade County Public Schools

### Concurrency Management System School Concurrency Determination

MDCPS Application Number: **SP0320090300355** Local Government (LG): **Coral Gables Ponce Park Residences Public**  
 Date Application Received: **9/3/2020 12:45:55 PM** LG Application Number:  
 Type of Application: **Site Plan** Sub Type:  
 Applicant's Name: **Ponce Park Residences**  
 Address/Location: **3000 Ponce de Leon**  
 Master Folio Number: **0341170057170**  
 Additional Folio Number(s): **0341170057140, 0341170057160, 0341170057180, 0341170057230, 0341170057250,**

PROPOSED # OF UNITS **171**  
 SINGLE-FAMILY DETACHED UNITS: **0**  
 SINGLE-FAMILY ATTACHED UNITS: **0**  
 MULTIFAMILY UNITS: **171**



#### CONCURRENCY SERVICE AREA SCHOOLS

CSA Id	Facility Name	Net Available Capacity	Seats Required	Seats Taken	LOS Met	Source Type
721	GEORGE W CARVER ELEMENTARY	-15	9	0	NO	Current CSA
721	GEORGE W CARVER ELEMENTARY	0	9	0	NO	Current CSA Five Year Plan
6741	PONCE DE LEON MIDDLE	55	4	4	YES	Current CSA
7071	CORAL GABLES SENIOR	-231	5	0	NO	Current CSA
7071	CORAL GABLES SENIOR	0	5	0	NO	Current CSA Five Year Plan

#### ADJACENT SERVICE AREA SCHOOLS

1761	DAVID FAIRCHILD ELEMENTARY	97	9	9	YES	Adjacent CSA
7341	MIAMI JACKSON SENIOR	926	5	5	YES	Adjacent CSA

\*An Impact reduction of **28.23%** included for charter and magnet schools (Schools of Choice).

MDCPS has conducted a public school concurrency review for this application and has determined that it **DOES MEET (Concurrency Met)** all applicable LOS Standards for a Final Development order as adopted in the local Government's Educational Element and incorporated in the Interlocal Agreement for Public School Facility Planning in Miami-Dade County.

Master Concurrency Number: **MA0320090300355** Total Number of Units: **171**  
 Issue Date: **9/10/2020 2:39:24 PM** Expiration Date: **9/10/2021 2:39:24 PM**  
 Capacity Reserved: **Elementary:9 / Middle:4 / Senior: 5**

MDCPS Administrator

MDCPS Authorized Signature



**Tab 8**

## **Application Representation and Contact Information**

### **Agent/Attorney:**

Anthony De Yurre  
Bilzin Sumberg Baena Price & Axelrod LLP  
1450 Brickell Avenue, Suite 2300  
Miami, FL 33131  
(305)350-2404  
Adeyurre@bilzin.com

### **Property Owner/Applicant:**

Coral Gables Chamber of Commerce, Inc.  
224 Catalonia Avenue  
Coral Gables, FL 33134  
(305)446-1657  
MTrowbridge@coralgableschamber.org

### **Property Owner/Applicant:**

RC Acquisitions, LLC  
121 Alhambra Plaza, Suite 1600  
Coral Gables, FL 33134  
(305)443-1000  
wasm@allenmorris.com

### **Architect:**

Oppenheim Architecture  
245 NE 37th Street  
Miami, FL 33137  
(305)576-8404  
marcel@oppenoffice.com

### **Traffic Engineer:**

Timothy J. Plummer, PE  
David Plummer & Associates  
1750 Ponce de Leon Boulevard  
Coral Gables, FL 33134  
(305)447-0900  
Tim.plummer@dplummer.com

### **Landscape Architect:**

Naturalficial, Inc.  
6915 Red Road, Suite 224  
Coral Gables, FL 33143  
(786)717-6564  
andres@naturalficial.com

**Tab 9**

**From:** Rodas, Paul <[prodas@coralgables.com](mailto:prodas@coralgables.com)>

**Sent:** Tuesday, March 17, 2020 11:22 AM

**To:** Jennifer E. Fine <[jfine@bilzin.com](mailto:jfine@bilzin.com)>; Cejas, Devin <[dcejas@coralgables.com](mailto:dcejas@coralgables.com)>; Ceballos, Gustavo <[gceballos@coralgables.com](mailto:gceballos@coralgables.com)>; Trias, Ramon <[rtrias@coralgables.com](mailto:rtrias@coralgables.com)>; Garcia, Jennifer <[jgarcia4@coralgables.com](mailto:jgarcia4@coralgables.com)>

**Cc:** Anthony De Yurre <[adeyurre@bilzin.com](mailto:adeyurre@bilzin.com)>; Keller, Jessica <[jkeller@coralgables.com](mailto:jkeller@coralgables.com)>; DeZayas, Melissa <[mdezayas@coralgables.com](mailto:mdezayas@coralgables.com)>; Diaz, Hermes <[hdiaz2@coralgables.com](mailto:hdiaz2@coralgables.com)>

**Subject:** RE: DRC Application - Ponce Park Tower [IWOV-MIAMI.FID1353509]

Good afternoon Jennifer,

Here is the list currently registered Telecommunications companies:

- AT&T/ New Cingular Wireless
- Atlantic Broadband
- Century Link/Level3 Communications
- Comcast
- MCImetro

We also have two companies in queue applying for renewal of their registration with the City (they do have existing infrastructure within our City boundaries):

- Hotwire
- Verizon/Cellco Partnership

We need letters that state the utilities companies are clear and have no objections; any letter with objections will require resolution between the developer and the utility company before we are able to proceed.

Thank you,

**Paul Rodas, P.E.**  
**Permit Section Manager**  
**City of Coral Gables**  
**Department of Public Works**  
**2800 SW 72nd Avenue**  
**Miami, FL 33155**  
**T: 305.460.5048**





January 6, 2020

Enrique Pousada, PSM  
Senior Surveyor  
Public Works Dept.  
City of Miami  
444 SW 2<sup>nd</sup> Ave, 4<sup>th</sup> Floor  
Miami, FL 33130

Reference: I/O University Dr & Ponce De Leon  
Location: 20' wide alley lying in Block 29 of Coral Gables Crafts Section, Plat book 10 at Page 40 of Public Record of Miami-Dade, Florida together with a portion of Anastasia Ave, now known as University Drive, see attached survey

Please consider this letter as your notification that satisfactory arrangements for installation of electric service have been made in accordance with Ordinance 68-69.

As per our agreement with you, we would appreciate your making these satisfactory arrangements contingent on easement requirements as follows:

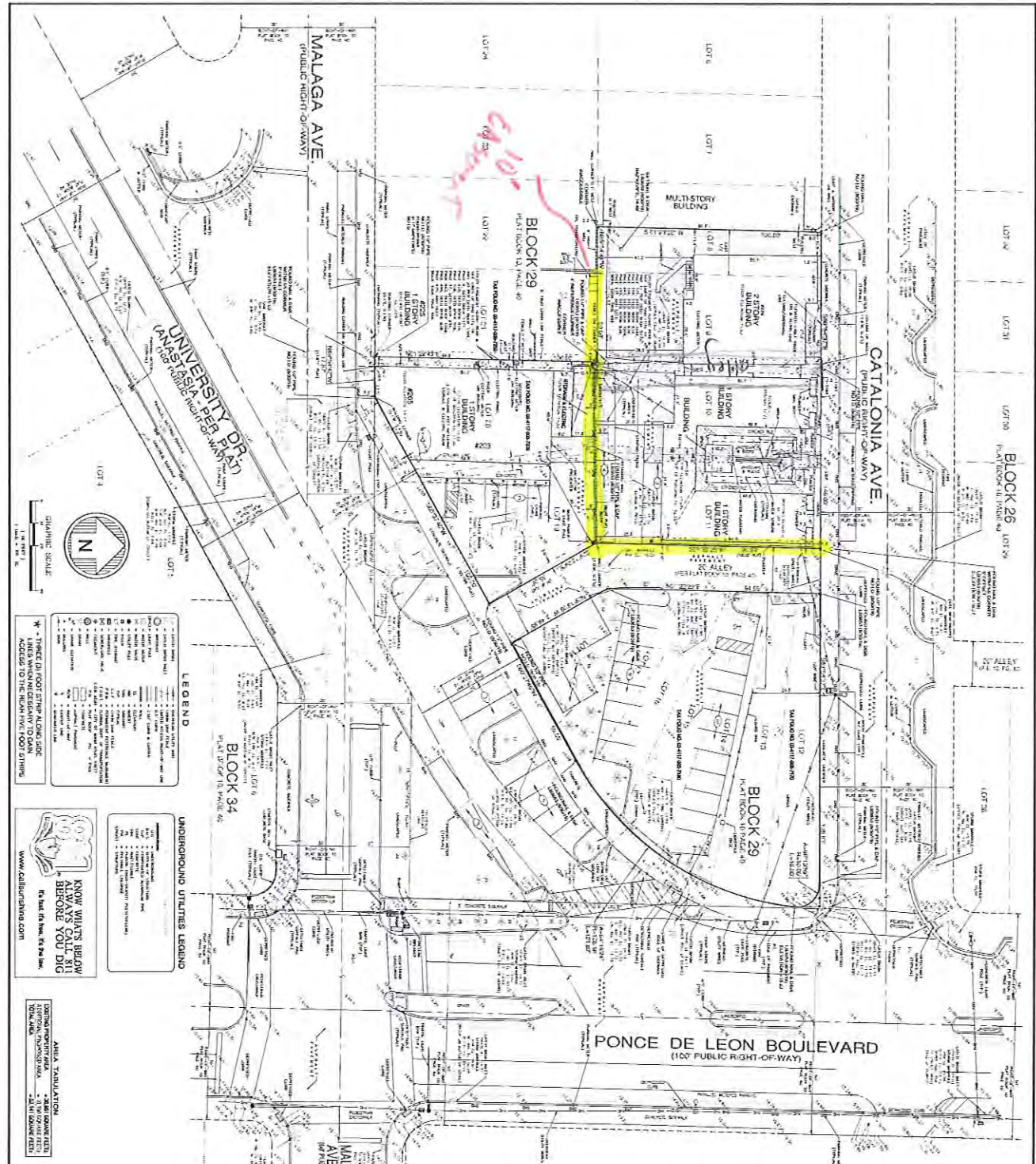
- (X) Easements necessary for electrical facilities marked on the attached copy of the subject tentative plat and a duplicate was sent to owner. An Easement by means of instrument will be granted by the customer for existing and future facilities. Therefore, FPL has no objection to the proposed road closure and no objection to the approval and recording of the plat.
- ( ) No Additional Easements are required at this time for electrical facilities. Any additional Easements required will be obtained by instrument prior to completion of building construction.
- ( ) Easements have been assured verbally by the owner/developer and will be granted prior to completion of the building construction. An Easement by means of instrument will be granted by the customer for existing and future facilities.

In addition, contributions in aid of construction for relocation or installation of underground electrical facilities, whenever applicable, will be collected at a later date and therefore FPL has no objection to this Plat.

If there are any questions or you need further information, please call (305) 377-6029 for assistance.

Sincerely,

*Joel R Garcia*  
Joel R Garcia  
Engineering Leader



*Handwritten notes:*  
 E 10' 2 1/2"  
 10' 2 1/2"



**LEGEND**

(Symbol)	1. LOT BOUNDARIES
(Symbol)	2. LOT DIMENSIONS
(Symbol)	3. EXISTING BUILDING FOOTPRINTS
(Symbol)	4. PROPOSED BUILDING FOOTPRINTS
(Symbol)	5. EXISTING UTILITY LINES
(Symbol)	6. PROPOSED UTILITY LINES
(Symbol)	7. PROPERTY CORNERS
(Symbol)	8. CURB
(Symbol)	9. DRIVEWAY
(Symbol)	10. SIDEWALK
(Symbol)	11. PUBLIC RIGHT-OF-WAY
(Symbol)	12. TRAILER PLACEMENT
(Symbol)	13. SIGNAGE
(Symbol)	14. FENCE
(Symbol)	15. DRIVEWAY
(Symbol)	16. SIDEWALK
(Symbol)	17. PUBLIC RIGHT-OF-WAY
(Symbol)	18. TRAILER PLACEMENT
(Symbol)	19. SIGNAGE
(Symbol)	20. FENCE

**UNDERGROUND UTILITIES LEGEND**

(Symbol)	1. WATER
(Symbol)	2. SEWER
(Symbol)	3. GAS
(Symbol)	4. TELEPHONE
(Symbol)	5. CABLE TV
(Symbol)	6. FIBER OPTIC

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 ALWAYS CALL A  
 PROFESSIONAL  
 BEFORE YOU DIG!**

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 1-800-4-A-HEAD

**AREA TRANSLATION**

1 INCH = 10 FEET

1/4" = 10 FEET

1/8" = 20 FEET

1/16" = 40 FEET

1/32" = 80 FEET

1/64" = 160 FEET

1/128" = 320 FEET

1/256" = 640 FEET

1/512" = 1280 FEET

1/1024" = 2560 FEET

1/2048" = 5120 FEET

**TRACT "F"**  
 PLAT BOOK 170 PAGE 24

**LEGAL DESCRIPTION:**  
 That certain 20.00 Acres of land, more or less, in the City of Coral Gables, Florida, known as Block 26, Tract "F", of the University Park, as shown on the plat of Block 26, Tract "F", University Park, recorded in Public Record Book 170, Page 24, of the Public Records of Dade County, Florida.

**BUILDINGNOTES:**  
 1. The site is shown in Section 11, Township 26 North, Range of East, City of Coral Gables, Dade County, Florida.  
 2. The site is shown in Block 26, Tract "F", of the University Park, as shown on the plat of Block 26, Tract "F", University Park, recorded in Public Record Book 170, Page 24, of the Public Records of Dade County, Florida.  
 3. The site is shown in Section 11, Township 26 North, Range of East, City of Coral Gables, Dade County, Florida.  
 4. The site is shown in Block 26, Tract "F", of the University Park, as shown on the plat of Block 26, Tract "F", University Park, recorded in Public Record Book 170, Page 24, of the Public Records of Dade County, Florida.  
 5. The site is shown in Section 11, Township 26 North, Range of East, City of Coral Gables, Dade County, Florida.  
 6. The site is shown in Block 26, Tract "F", of the University Park, as shown on the plat of Block 26, Tract "F", University Park, recorded in Public Record Book 170, Page 24, of the Public Records of Dade County, Florida.  
 7. The site is shown in Section 11, Township 26 North, Range of East, City of Coral Gables, Dade County, Florida.  
 8. The site is shown in Block 26, Tract "F", of the University Park, as shown on the plat of Block 26, Tract "F", University Park, recorded in Public Record Book 170, Page 24, of the Public Records of Dade County, Florida.  
 9. The site is shown in Section 11, Township 26 North, Range of East, City of Coral Gables, Dade County, Florida.  
 10. The site is shown in Block 26, Tract "F", of the University Park, as shown on the plat of Block 26, Tract "F", University Park, recorded in Public Record Book 170, Page 24, of the Public Records of Dade County, Florida.

**TABLE 1 - LOT AREA**

Lot No.	Area (sq. ft.)
1	10,000
2	10,000
3	10,000
4	10,000
5	10,000
6	10,000
7	10,000
8	10,000
9	10,000
10	10,000
11	10,000
12	10,000
13	10,000
14	10,000
15	10,000
16	10,000
17	10,000
18	10,000
19	10,000
20	10,000
21	10,000
22	10,000
23	10,000
24	10,000
25	10,000
26	10,000
27	10,000
28	10,000
29	10,000
30	10,000
31	10,000
32	10,000
33	10,000
34	10,000
35	10,000
36	10,000
37	10,000
38	10,000
39	10,000
40	10,000
41	10,000
42	10,000
43	10,000
44	10,000
45	10,000
46	10,000
47	10,000
48	10,000
49	10,000
50	10,000



**BOUNDARY & TOPOGRAPHIC SURVEY**  
 PONCE PARK TOWER  
 CITY OF CORAL GABLES, MIAMI-DADE COUNTY, FLORIDA

**FORTIN, LEAVY, SKILES, INC.**  
 CONSULTING ENGINEERS, SURVEYORS & MAPPERS  
 FLORIDA CERTIFICATE OF AUTHORIZATION NUMBER: 60003483  
 180 Northeast 114th Street | P.O. Box 10000 | Coral Gables, FL 33132  
 Phone 305-453-4493 | Fax 305-453-1152 | Email: fls@fortinleavy.com

NO.	DATE	DESCRIPTION	BY
1	11/08/18	AS-BUILT REVISION (BLOCK 26)	FLS
2	11/08/18	AS-BUILT REVISION (BLOCK 26)	FLS
3	11/08/18	AS-BUILT REVISION (BLOCK 26)	FLS
4	11/08/18	AS-BUILT REVISION (BLOCK 26)	FLS
5	11/08/18	AS-BUILT REVISION (BLOCK 26)	FLS



November 18, 2019

Ellison Hersch  
Bilzin Sumberg Baena Price & Axelrod LLP  
1450 Brickell Avenue, 23rd Floor  
Miami, Florida 33131  
[ehersch@bilzin.com](mailto:ehersch@bilzin.com)  
(305) 374-7580 Ext. 3017

**RE: No Objection Request / The twenty-foot-wide alley, lying in Block 29 OF CORAL GABLES CRAFTS SECTION, according to the Plat thereof, as recorded in Plat Book 10, Page 40 of the Public Records of Miami-Dade County, Florida.**

Dear Ms./Mrs. Hersch:

Florida City Gas (FCG) has received your request to vacate the alley located at the aforementioned location.

We regret to inform you that **FCG objects to your alley vacation request**. FCG maintains facilities at this location that exist within the aforementioned alley, as per the enclosed document. The nature of the construction for the proposed aforementioned improvements is a direct conflict with existing FCG facilities. Please be advised if you wish to proceed with the construction of the mentioned improvements, it will be necessary to relocate and or abandon the existing FCG facilities, **completely at your expense**.

Please be advised that you are required to contact Sunshine State One Call of Florida, Inc. (SSOCF) at 811, at least two (2) full business days prior to commencing any excavation.

If you need additional information, please do not hesitate to contact me.

Regards,

A handwritten signature in blue ink that reads "Gustavo Peña".

Gustavo Peña  
Engineering Technician  
(305) 835-3624

Florida City Gas

---

4045 NW 97<sup>th</sup> Avenue, Doral, FL. 33178

## EXHIBIT "A"

### LEGAL DESCRIPTION:

The twenty foot wide alley, lying in Block 29 OF CORAL GABLES CRAFTS SECTION, according to the Plat thereof, as recorded in Plat Book 10 at Page 40 of the Public Records of Miami-Dade County, Florida, together with a portion of Anastasia Avenue, as shown on said Plat, now known as University Drive, all being more particularly described as follows:

Begin at the Northeast corner of Lot 11 in said Block 29 of CORAL GABLES CRAFTS SECTION, also being the Northwest corner of said twenty foot wide alley; thence South 01°22'29" West, along the East line of said Lot 11, also being the West line of the twenty foot wide alley for 99.99 feet to the Southeast corner of said Lot 11, also being the Northeast corner of Lot 19 in said Block 29; thence South 29°18'09" East, along the East line of said Lot 19, also being the West line of the twenty foot wide alley for 55.36 feet to the Southeast corner of said Lot 19 and the Southwest corner of the twenty foot wide alley; thence South 60°37'46" West, along the South line of said Lot 19 and the South line of Lot 20 in said Block 29, also being the Northwesterly Right-of-Way line of Anastasia Avenue, now known as University Drive for 105.20 feet to the intersection of a point on the North Right-of-Way line of Malaga Avenue, as shown on said plat of CORAL GABLES CRAFTS SECTION and the South line of said Block 29; thence South 89°54'42" East along the Easterly prolongation of said South line of Block 29 for 101.67 feet to the centerline of University Drive (f/k/a Anastasia Avenue), being a 100 foot Right-of-Way as shown on said Plat of CORAL GABLES CRAFTS SECTION; thence North 60°37'46" East, along said centerline, for 34.34 feet to a point on a line, sixty feet North of and parallel with the North line of Lot 6 in Block 34, as shown on said Plat Book 10 at Page 40; thence South 89°22'14" East, along said parallel line, for 90.44 feet to a point on the West Right-of-Way line of Ponce De Leon Boulevard, being a one hundred foot Right-of-Way, as shown on said Plat Book 10 at Page 40; thence North 01°21'56" East along said West Right-of-Way line, for 183.95 feet to a point on the Easterly prolongation of the South Right-of-Way line of Catalonia Avenue, as shown on said Plat Book 10 at Page 40; thence North 89°54'37" West, along said Easterly prolongation, for 10.61 feet to a point of cusp being on the North line of Lot 12 in said Block 29, the following three courses being along the Easterly and Southerly line of said Block 29; (1) thence Southeasterly along a 10.00 foot radius curve, leading to the right, through a central angle of 96°13'59" for an arc distance of 16.80 feet to a point of compound curvature; (2) thence Southwesterly along a 128.58 foot radius curve, leading to the right, through a central angle of 54°18'24" for an arc distance of 121.87 feet to a point of tangency; (3) thence South 60°37'46" West for 59.55 feet to a point on the East line of said twenty foot wide alley, the previous two courses being along said North Right-of-Way line of University Drive (f/k/a Anastasia Avenue); thence North 29°18'09" West, along said East line of the twenty foot wide alley and the West line of Lot 18 in said Block 29, for 49.85 feet; thence North 01°22'29" East, along said East line of the twenty foot wide alley, for 94.95 feet to a point on said South Right-of-Way line of Catalonia Avenue; thence North 89°54'37" West, along said South Right-of-Way line for 20.00 feet to the Point of Beginning.

Drawn By	MAP
Cad. No.	191132
Ref. Dwg.	2019-101
Plotted:	11/12/19 3:28p

### LEGAL DESCRIPTION

**FORTIN, LEAVY, SKILES, INC.**  
CONSULTING ENGINEERS, SURVEYORS & MAPPERS  
FLORIDA CERTIFICATE OF AUTHORIZATION NUMBER: 00003653  
180 Northeast 168th. Street / North Miami Beach, Florida. 33162  
Phone: 305-653-4493 / Fax 305-651-7152 / Email fls@flssurvey.com

Date	11/12/19
Scale	NOT TO SCALE
Job. No.	191132
Dwg. No.	1019-061
Sheet	1 of 4



## EXHIBIT "A"

### SURVEYOR'S NOTES:

- This site lies in Section 17, Township 54 South, Range 41 East, City of Coral Gables, Miami-Dade County, Florida.
- Bearings hereon are referred to an assumed value of N 89°54'37" W for the South right of way line of Catalonia Avenue
- Lands shown hereon were not abstracted for easements and/or rights-of-way of records.
- This is not a "Boundary Survey" but only a graphic depiction of the description shown hereon.
- Dimensions shown hereon are based on Fortin, Leavy, Skiles, sketch #2019-101.

### SURVEYOR'S CERTIFICATION:

I hereby certify that this "Sketch of Description" was made under my responsible charge on November 12, 2019, and meets the applicable codes as set forth in the Florida Administrative Code, pursuant to Section 472.027, Florida Statutes.

"Not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper"

**FORTIN, LEAVY, SKILES, INC., LB3653**

By: \_\_\_\_\_  
Daniel C. Fortin, Jr., For The Firm  
Surveyor and Mapper, LS6435  
State of Florida.

<i>Drawn By</i>	MAP
<i>Cad. No.</i>	191132
<i>Ref. Dwg.</i>	2019-101
<i>Plotted:</i>	11/12/19 3:28p

### ***SURVEYOR'S NOTES & CERTIFICATION***

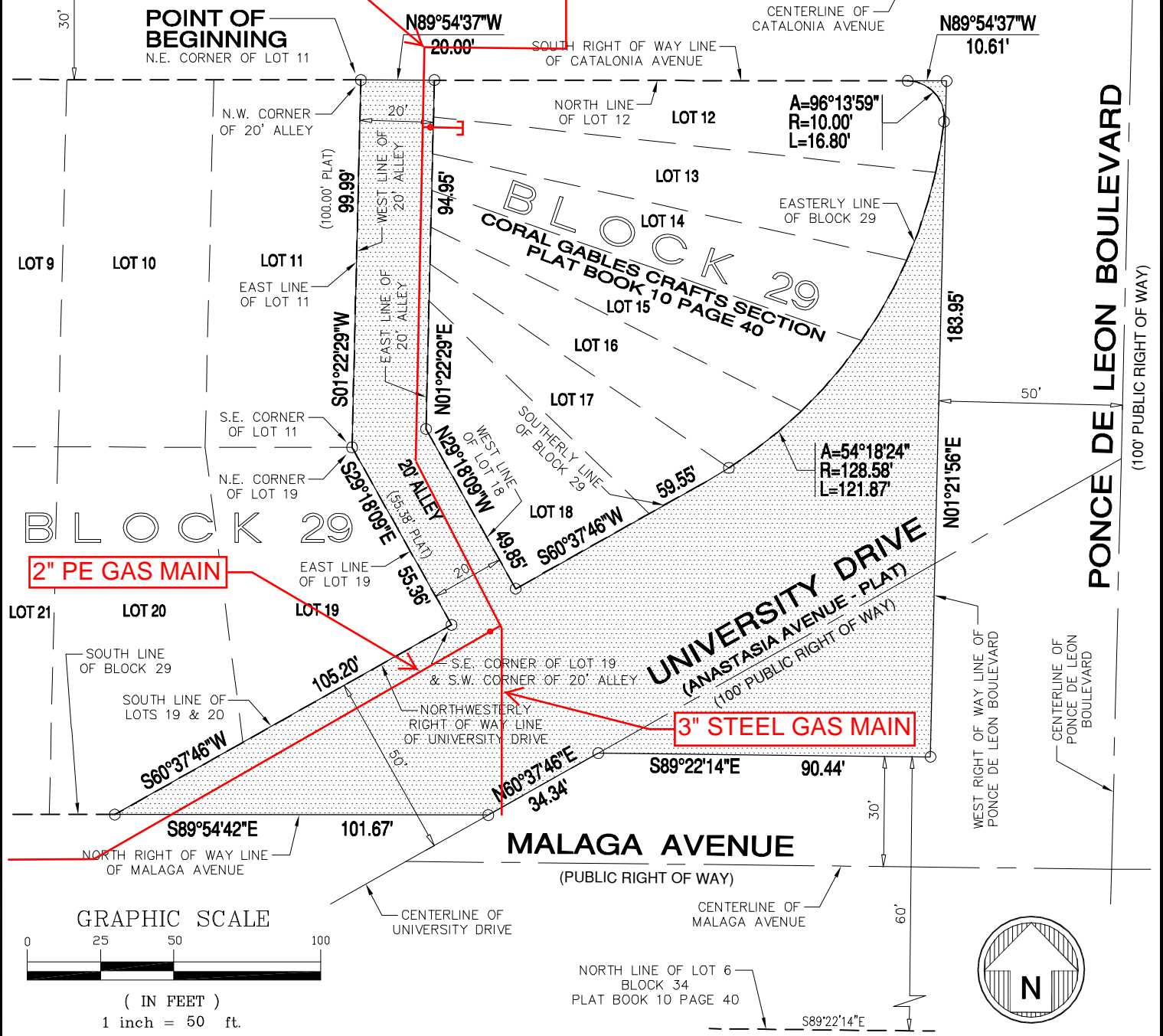
**FORTIN, LEAVY, SKILES, INC.**  
**CONSULTING ENGINEERS, SURVEYORS & MAPPERS**  
**FLORIDA CERTIFICATE OF AUTHORIZATION NUMBER: 00003653**  
**180 Northeast 168th. Street / North Miami Beach, Florida. 33162**  
**Phone: 305-653-4493 / Fax 305-651-7152 / Email fls@flssurvey.com**

<i>Date</i>	11/12/19
<i>Scale</i>	NOT TO SCALE
<i>Job. No.</i>	191132
<i>Dwg. No.</i>	1019-061
<i>Sheet</i>	2 of 4

**EXHIBIT "A"**

**CATALONIA AVENUE**

(PUBLIC RIGHT OF WAY)

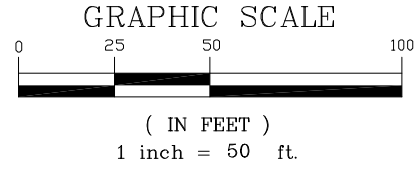


**2" PE GAS MAIN**

**3" STEEL GAS MAIN**

**3" STEEL GAS MAIN**

**PONCE DE LEON BOULEVARD**



**SKETCH OF DESCRIPTION**

**FORTIN, LEAVY, SKILES, INC.**  
 CONSULTING ENGINEERS, SURVEYORS & MAPPERS  
 FLORIDA CERTIFICATE OF AUTHORIZATION NUMBER: 00003653  
 180 Northeast 168th. Street / North Miami Beach, Florida. 33162  
 Phone: 305-653-4493 / Fax 305-651-7152 / Email fls@flssurvey.com

Drawn By	MAP
Cad. No.	191132
Ref. Dwg.	2019-101
Plotted:	11/12/19 3:28p

Date	11/12/19
Scale	1"=40'
Job. No.	191132
Dwg. No.	1019-061
Sheet	3 of 4

EXHIBIT "A"



Drawn By	MAP
Cad. No.	191132
Ref. Dwg.	2019-101
Plotted:	11/12/19 3:28p

**LOCATION SKETCH**

**FORTIN, LEAVY, SKILES, INC.**  
 CONSULTING ENGINEERS, SURVEYORS & MAPPERS  
 FLORIDA CERTIFICATE OF AUTHORIZATION NUMBER: 00003653  
 180 Northeast 168th. Street / North Miami Beach, Florida. 33162  
 Phone: 305-653-4493 / Fax 305-651-7152 / Email fls@flssurvey.com

Date	11/12/19
Scale	NOT TO SCALE
Job. No.	191132
Dwg. No.	1019-061
Sheet	4 of 4



**Engineering – Design Department**  
**2601 SW 145<sup>th</sup> Ave Miramar, FL 33027**

Tuesday, November 26, 2019

**Ellison Hersch**  
**Project Assistant**  
**Bilzin Sumberg Baena Price & Axelrod LLP**  
**1450 Brickell Avenue, 23rd Floor**  
**Miami, Florida 33131**

**Comcast No Objection / 20' Wide Alley Vacation**  
**Waiver of Objection [IWOV-MIAMI.FID1353509]**  
**[Comcast muid\\_10226\\_D](#)**

**Dear Mr. Hersch**

Comcast has *no objection nor conflicts* to this subject alley vacation request.  
The Comcast facilities adjacent to the vacation area are located in the road right-of way.

Please see the attached screen shot

Should you have any further question, please feel free to call me at 1-754-221-1254 or e-mail at [Leonard\\_Maxwell-Newbold@cable.comcast.com](mailto:Leonard_Maxwell-Newbold@cable.comcast.com)

Sincerely,

**Leonard Maxwell-  
Newbold**

Digitally signed by Leonard  
Maxwell-Newbold  
Date: 2019.11.26 13:01:54 -05'00'

**Leonard Maxwell-Newbold**  
**Regional Permit Manager**  
**Comcast / Southern Division ( RDC )**  
10/2/2015 4:26:10 PM

Cc: Jose Martinez / Comcast Area Construction Coordinator  
File





Ellison Hersch  
Project Assistant  
**Bilzin Sumberg Baena Price & Axelrod LLP**  
1450 Brickell Avenue, 23rd Floor  
Miami, Florida 33131

---

**Re: Folio: 03-4117-005-7230, 03-4117-005-7180, 03-4117-005-7170, 03-4117-005-7160.**

Dear Mr. Lopez:

The following is to confirm that \_AT&T Telecommunications\_ has no objection to the **following folios: 03-4117-005-7230, 03-4117-005-7180, 03-4117-005-7170, 03-4117-005-7160.**

Please feel free to contact me should you have any questions or concerns.

Regards,

**Javier Hernandez**  
Mgr OSP Plng & Engrg Design  
Construction & Engineering-SE

**AT&T**  
600 NW 79<sup>th</sup> Avenue, Room 360, Miami, FL 33126  
o 305.929-2166 c 305.298.7329 | [jh4318@att.com](mailto:jh4318@att.com)

MOBILIZING **YOUR** WORLD

Ellison Hersch  
Project Assistant  
**Bilzin Sumberg Baena Price & Axelrod LLP**  
1450 Brickell Avenue, 23rd Floor  
Miami, Florida 33131

---

**Re:** Folio: 03-4117-005-7230, 03-4117-005-7180, 03-4117-005-7170,  
03-4117-005-7160, 03-4117-005-7250 (the "Property")

Dear Ms. Hersch:

The following is to confirm that **CenturyLink** has no objection to the proposed alley and street vacations on or abutting the Property.

Please feel free to contact me should you have any questions or concerns.

Regards,

*Shannon Miller*

**Shannon Miller**  
**Contract Manager – NIS ROW**  
1025 Eldorado Blvd.  
Broomfield, CO 80021  
p: 720.888.6463  
e: [shannon.miller@centurylink.com](mailto:shannon.miller@centurylink.com)



Ellison Hersch  
Project Assistant  
**Bilzin Sumberg Baena Price & Axelrod LLP**  
1450 Brickell Avenue, 23rd Floor  
Miami, Florida 33131

---

**Re:** Folio: 03-4117-005-7230, 03-4117-005-7180, 03-4117-005-7170,  
03-4117-005-7160, 03-4117-005-7250 (the "Property")

Dear Ms. Hersch:

The following is to confirm that **Atlantic Broadband** has no objection to the proposed alley and street vacations on or abutting the Property.

Please feel free to contact me should you have any questions or concerns.

Regards,

**Edwin Zambrana**  
Construction Manager  
Atlantic Broadband  
Office: 305-861-8069 Ext. 5411







April 9, 2020

Ellison Hersch  
Project Assistant  
**Bilzin Sumberg Baena Price & Axelrod LLP**  
1450 Brickell Avenue, 23rd Floor  
Miami, Florida 33131  
**Via email to:**  
[joub@miamidade.gov](mailto:joub@miamidade.gov)

RE: NO OBJECTION TO ALLEY CLOSED.

Miami Dade County Plat Book 10, Page 40      Section:17-54-41

**FOLIOS: 03-4117-005-7230, 03-4117-005-7180, 03-4117-005-7170,  
03-4117-005-7160, 03-4117-005-7250 (the "Property")**

Dear Ms. Hersch:

The following is to confirm that **Miami-Dade WASD** has no objection to the proposed alley and street vacations on or abutting the Property, **so long as an alternative easement is provided prior to issuance of a Certificate of Occupancy.**

Please feel free to contact me should you have any questions or concerns.

Regards,

Should you have any question regarding this matter, do not hesitate to contact me.

Very truly yours,

A handwritten signature in black ink that reads "GUERRERO".

Guillermo Guerrero,  
Professional Land Surveyor  
Right of Way Unit.  
Miami Dade County Water and Sewer Department.  
305-268-5268.



## City of Coral Gables

*Public Works Department*

2800 SW 72 Avenue

Miami, FL 33155

November 27, 2019

**RE: Proposed mixed use project on the property located at 203 University Drive, 224 Catalonia Avenue, 226 Catalonia Avenue, and 3000 Ponce de Leon Boulevard.**

**TO WHOM IT MAY CONCERN**

The following is to confirm that the City of Coral Gables Utilities Division has no objection to the vacate and abandon the twenty-foot wide alleyway that runs from Catalonia Avenue to Malaga Avenue and the portion of University Drive between Ponce de Leon Boulevard and Malaga Avenue. A new sanitary sewer system shall be proposed to serve the referenced properties.

Please feel free to contact me should you have any question.

A handwritten signature in blue ink that reads "Jorge Acevedo".

Jorge E. Acevedo, PE, ENV SP, LEED Green Associate

Utilities & ROW Division Chief

Utilities Director

City of Coral Gables

Department of Public Works

2800 SW 72 Avenue, Miami, FL 33155

Direct: (305)460-5006

Main: (305)460-5000

[Jacevedo2@coralgables.com](mailto:Jacevedo2@coralgables.com)

Ellison Hersch  
Project Assistant  
**Bilzin Sumberg Baena Price & Axelrod LLP**  
1450 Brickell Avenue, 23rd Floor  
Miami, Florida 33131

---

**Re:** Folio: 03-4117-005-7230, 03-4117-005-7180, 03-4117-005-7170,  
03-4117-005-7160, 03-4117-005-7250 (the "Property")

Dear Ms. Hersch:

The following is to confirm that **MCImetro** has no objection to the proposed alley and street vacations on or abutting the Property.

Please feel free to contact me should you have any questions or concerns.

Regards,

*Robert Butler*

Robert Butler  
Global Access and Transport  
Engineering  
Engr III Spec-Ntwk Eng&Ops  
400 International Pkwy  
Richardson, TX, 75081  
O 1 469 886 4091  
robert.butler@verizon.com

April 29, 2020



2100 W. Cypress Creek Rd  
Fort Lauderdale, FL 33309

**CORPORATE SITE:** [www.hotwirecommunications.com](http://www.hotwirecommunications.com)

**CUSTOMER SITE :** [gethotwired.com](http://gethotwired.com)

Ellison Hersch  
Project Assistant  
**Bilzin Sumberg Baena Price & Axelrod LLP**  
1450 Brickell Avenue, 23rd Floor  
Miami, Florida 33131

---

**Re:** Folio: 03-4117-005-7230, 03-4117-005-7180, 03-4117-005-7170,  
03-4117-005-7160, 03-4117-005-7250 (the "Property")

Dear Ms. Hersch:

The following is to confirm that **Hotwire Communications** has no objection to the proposed alley and street vacations on or abutting the Property.

Please feel free to contact me should you have any questions or concerns.

Regards,

  
Maria Milanes  
954-465-1927

[maria.milanes@hotwirecommunication.com](mailto:maria.milanes@hotwirecommunication.com)

Ellison Hersch  
Project Assistant  
**Bilzin Sumberg Baena Price & Axelrod LLP**  
1450 Brickell Avenue, 23rd Floor  
Miami, Florida 33131

---

**Re:** Proposed street and alley way abandonment; twenty-foot wide alleyway that runs from Catalonia Avenue to Malaga Avenue and the portion of University Drive between Ponce de Leon Boulevard and Malaga Avenue abandonment for alley way and portion of University Drive, Coral Gables, FL ("Proposed Abandonment").

Dear Ms. Hersch:

Per your request, Cellco Partnership, d/b/a Verizon Wireless and its affiliates ("Verizon") confirm that it has no knowledge of the presence of any existing above ground or below ground facilities located within the portion of a certain property that is part of the Proposed Abandonment, being an alley way approximately 20' wide and a portion of University Drive, located in the City of Coral Gables, Florida, as said property is more particularly described in that certain legal description and sketch attached and incorporated herein as Exhibit "A", drawn by Fortin, Leavy, Skiles, Inc., dated 11.12.19 ("Abandonment Area"). Please note that this letter makes no representations of the presence or location of any facilities owned or controlled by Verizon located outside of the Abandonment Area described herein.

Please feel free to contact me should you have any questions or concerns.

Sincerely,



enclosure

cc: Renee M. Shepherd, Network Counsel, Verizon

**Tab 10**

NOTE: THIS CORRECTIVE SPECIAL WARRANTY DEED IS BEING EXECUTED AND RECORDED BECAUSE OF A TYPOGRAPHICAL ERROR. THE NAME AND IDENTITY OF THE GRANTEE IN THE SPECIAL WARRANTY DEED RECORDED JULY 13, 2011, IN O.R. BOOK 27755, PAGE 815, WERE INCORRECT AND WERE NOT THE PURCHASER OF THIS PROPERTY. THE CORRECT GRANTEE AS SET FORTH HEREIN PAID THE REQUIRED FLORIDA DOCUMENTARY STAMP TAX IN THE AMOUNT OF \$2,833.20 AND SUR-TAX OF \$2,124.90 ON JULY 13, 2011.

PREPARED BY AND RETURN TO:

First American Title Company, LLC  
Attention: Amy Baten  
24 Greenway Plaza, Suite 850  
Houston, TX 77046  
NCS 450885-FL1

**"CORRECTIVE"**  
**SPECIAL WARRANTY DEED**

**THIS CORRECTIVE SPECIAL WARRANTY DEED**, is made and entered into as of this 25<sup>th</sup> day of Oct., 2011, by **FEDERAL DEPOSIT INSURANCE CORPORATION** as Receiver for Turnberry Bank, a Federal Savings Bank, (the "Grantor"), whose address is c/o Quantum Partners, 4801 Woodway, Ste. 210W, Houston, TX 77056, and having been appointed Receiver by the Department of the Treasury under Order No. 2010-43, a copy of which is hereby attached as Exhibit "A", accepted the appointment of Receiver in letter attached as Exhibit "B", and acting by and through its attorney-in-fact as designated in the Limited Power of Attorney attached as Exhibit "C" and incorporated herein by this reference; to and in favor of **RC Acquisitions, LLC, a Delaware limited liability company**, (the "Grantee"), whose address is 1201 W. Peachtree Street, Atlanta, GA 30309.

**WITNESSETH:**

**THAT**, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration the receipt and sufficiency of which are hereby acknowledged by the Grantor, the Grantor hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the Grantee all that certain land situate in Miami-Dade County, Florida and more particularly described as follows;

**LOTS 14, 15, 16, 17 AND 18, IN BLOCK 29, OF CORAL GABLES CRAFTS SECTION, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 10, OF PAGE 40, OF THE PUBLIC RECORDS OF MIAMI DADE COUNTY, FLORIDA.**

**TOGETHER** with all of the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

**TO HAVE AND TO HOLD** the same in fee simple forever.

Whereas, the subject Property hereinabove described was acquired by Grantor by that certain Statutory Warranty Deed Recorded on May 26, 2000 in Book 19127 at Page 2602 of the Official Public Records of Real Property for Miami-Dade County, State of Florida.

Grantor, for the consideration stated and subject to any reservations from and exceptions to conveyance and warranty stated herein, grants, sells and conveys to Grantee the Property, any and all improvements located thereon and affixed thereto, together with all and singular the rights and appurtenances thereto in any wise belonging, to have and hold the Property unto Grantee, Grantee's successors and assigns forever, subject to (a) the Permitted Encumbrances, as hereinafter defined, and (b) the exceptions, limitations and conditions herein set forth. Grantor binds Grantor and Grantor's successors and assigns to warrant and forever defend the title to the Property to Grantee and Grantee's heirs, executors, administrators, successors and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof, except as to any reservations from and exceptions to conveyance and warranty herein, when and only when the claim is by, through, or under Grantor but not otherwise.

Except for the limited covenant of warranty stated immediately above, the Property is conveyed: (a) without covenant, representation, or warranty of any kind or nature, express or implied, and (b) subject to the following matters (such matters hereinafter referred to individually and collectively as "Permitted Encumbrances"): (1) easements, rights of way, and prescriptive rights, whether of record or not; licenses and leases, whether written or oral, recorded or unrecorded; all presently recorded restrictions, reservations, covenants, conditions, oil and gas leases, mineral severances; liens, conveyances, and other instruments affecting the Property that have not been created, or do not arise, by, through, or under Grantor; rights of co-owners and co-tenants; rights of adjoining owners in any walls and fences situated on a common boundary; discrepancies, conflicts, and shortages in area or boundary lines; any encroachments or protrusions, or overlapping of improvements; any condition, right, claim, or other matter which would be revealed by a current survey of the Property or which could be discovered by an inspection of the Property; all rights, obligations and other matters emanating from and existing by reason of the creation, establishment, maintenance, and operation of any County Water Improvement District, Municipal Utility District, or similar governmental or quasi-governmental agency; taxes and assessments of whatever kind, type, or nature, assessed, levied, due, or payable for the year or period during which this conveyance takes place and for any subsequent year or period, the payment of which Grantee assumes; taxes, penalties, and assessments for the year in which this conveyance takes place and prior years due to change in land usage, ownership, or omission and/or mistake of assessment, the payment of which Grantee assumes; (2) existing building and zoning ordinances, land use laws and regulations, and environmental regulations; and (3) rights of parties in possession.



BY ACCEPTANCE OF THIS DEED, GRANTEE ACKNOWLEDGES THAT GRANTOR HAS NOT MADE AND DOES NOT MAKE ANY REPRESENTATIONS AS TO THE PHYSICAL CONDITION OF THE PROPERTY, OR ANY OTHER MATTER AFFECTING OR RELATED TO THE PROPERTY (OTHER THAN WARRANTIES OF TITLE AS PROVIDED AND LIMITED HEREIN). GRANTEE EXPRESSLY AGREES THAT TO THE MAXIMUM EXTENT PERMITTED BY LAW, THE PROPERTY IS CONVEYED "AS IS" AND "WITH ALL FAULTS", AND GRANTOR EXPRESSLY DISCLAIMS, AND GRANTEE ACKNOWLEDGES AND ACCEPTS THAT GRANTOR HAS DISCLAIMED, ANY AND ALL REPRESENTATIONS, WARRANTIES OR GUARANTIES OF ANY KIND, ORAL OR WRITTEN, EXPRESS OR IMPLIED (EXCEPT AS TO TITLE AS HEREIN PROVIDED AND LIMITED) CONCERNING THE PROPERTY, INCLUDING, WITHOUT LIMITATION, (i) THE VALUE, CONDITION, MERCHANTABILITY, HABITABILITY, MARKETABILITY, PROFITABILITY, SUITABILITY OR FITNESS FOR A PARTICULAR USE OR PURPOSE, OF THE PROPERTY, (ii) THE MANNER OR QUALITY OF THE CONSTRUCTION, OR THE MATERIALS, IF ANY, INCORPORATED INTO THE CONSTRUCTION, OF ANY IMPROVEMENTS TO THE PROPERTY, (iii) THE MANNER OF REPAIR, QUALITY OF REPAIR, STATE OF REPAIR OR LACK OF REPAIR OF ANY SUCH IMPROVEMENTS, AND (iv) ACCESS. GRANTEE HAS MADE ALL INSPECTIONS OF THE PROPERTY TO DETERMINE ITS VALUE AND CONDITION DEEMED NECESSARY OR APPROPRIATE BY GRANTEE. GRANTEE ACKNOWLEDGES THAT GRANTEE IS NOT RELYING ON ANY INFORMATION PROVIDED BY GRANTOR IN DETERMINING THE PROPERTY CONDITION. BY ACCEPTANCE OF THIS DEED, GRANTEE SPECIFICALLY ASSUMES ALL RISK, COSTS AND LIABILITIES OF WHATEVER NATURE ARISING OUT OF THE CONDITION OF THE PROPERTY.

**[REMAINDER OF THIS PAGE  
LEFT BLANK INTENTIONALLY]**



EXHIBIT "A"

Order No. 2010-43  
Appointing FDIC as Receiver of Turnberry Bank



Office of Thrift Supervision  
Department of the Treasury

*Southeast Region*

1475 Peachtree Street, N.E., Atlanta, GA 30309 • Telephone: (404) 974-9620  
P.O. Box 105217, Atlanta, GA 30348-5217 • Fax: (404) 974-9802

Hand Delivered

July 16, 2010

OTS No. 08087

Turnberry Bank  
20295 N.E. 29<sup>th</sup> Place  
Aventura, Florida 33180

Re: Notice of Appointment of a Receiver

Dear Sir/Madam:

This is to notify you that the Acting Director, Office of Thrift Supervision, by Order Number 2010-43, dated July 16, 2010, appointed the Federal Deposit Insurance Corporation as receiver (Receiver) for Turnberry Bank, Aventura, Florida (Savings Bank), and provided authorization for the undersigned to deliver notice of such appointment.

The Receiver is now taking possession of the Savings Bank pursuant to the terms of its appointment as set forth in Order No. 2010-43, a copy of which is attached. In connection with the appointment of the Receiver, we respectfully call your attention to Section 5(d)(4) of the Home Owners' Loan Act, 12 U.S.C. § 1464(d)(4), which establishes criminal penalties for refusal to comply with the Receiver's demand for possession of the property, business and assets of an association in receivership.

Please countersign a copy of this letter and indicate the time and date of your receipt of the letter and attachment in the space provided on the following page and return such copy to me.

Sincerely,

Paul Paduano  
Examiner IV

Attachment

Notice of Appointment of a Receiver  
Turnberry Bank (No. 08087)  
Aventura, Florida  
July 16, 2010  
Page 2

Received by: Roark Young CEO  
Print Name and Title

At 6:00, P.M., E.D.T., on Friday, July 16, 2010

Signature: Roark Young

Accepting Appointment of FDIC as Receiver for Turnberry Bank, Aventura, Florida:

James C. Walker Receiver in charge  
Print Name and Title

At 6:00, P.M., E.D.T., on Friday, July 16, 2010

Signature: James C. Walker

**Exhibit "B"**

FDIC's Acceptance of Appointment



**FDIC**

Division of Resolutions and Receiverships  
East Coast Temporary Satellite Office  
7777 Bymeadows Way West  
Jacksonville, Florida 32256

(904) 256-3351

July 16, 2010

Office of Thrift Supervision  
1475 Peachtree Street N.E.  
Atlanta, Georgia 30309

Subject: Turnberry Bank  
Aventura, Florida  
Acceptance of Appointment

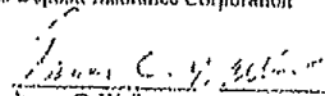
Dear Sir or Madam:

Please be advised that the Federal Deposit Insurance Corporation accepts its appointment as Receiver of the above-captioned depository institution, in accordance with the Federal Deposit Insurance Act, as amended,

Sincerely,

Federal Deposit Insurance Corporation

By:

  
James C. Walker  
Attorney-in-Fact

**Exhibit "C"**  
Limited Power of Attorney



Doc # 2010052074, OR BK 15176 Page 537, Number Pages: 4, Recorded 03/09/2010  
 at 10:24 AM, JIM FULLER CLERK CIRCUIT COURT DUVAL COUNTY RECORDING \$35.50

Prepared by: Renee Marie Araujo, Esq.  
 FDIC East Coast Temporary Satellite Office  
 7777 Baymeadows Way West  
 Jacksonville, FL 32256

(Leave Blank Above this Line for Recording Information)  
 (Space above this line must be at least 3 inches)

#### LIMITED POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS, that the FEDERAL DEPOSIT INSURANCE CORPORATION, a Corporation organized and existing under an Act of Congress, hereinafter called the "FDIC," acting in its Receivership capacity or separate Corporate capacity or as Manager of the FSLIC Resolution Fund has acquired and will acquire certain assets for liquidation and has determined that it is necessary to appoint a representative to act on its behalf in connection with the maintenance and liquidation of said assets, hereinafter called the "Acquired Assets."

WHEREAS, the FDIC desires to designate CHRISTIAN E. MENZEL as attorney-in-fact for the limited purpose of facilitating the management and disposition of the Acquired Assets; and

WHEREAS, the undersigned has full authority to execute this instrument on behalf of the FDIC under applicable Resolutions of the FDIC's Board of Directors and redelegations thereof.

NOW, THEREFORE, the FDIC appoints CHRISTIAN E. MENZEL as its true and lawful attorney-in-fact to act in its name, place, and stead, and hereby grants CHRISTIAN E. MENZEL the authority, subject to the limitations herein, as follows:

(1) Sign, seal and deliver as the act and deed of the FDIC any instrument in writing, and to do every other thing necessary and proper for the collection and recovery of any and all monies and properties of every kind and nature whatsoever for and on behalf of the FDIC and to give proper receipts and acquittance therefor in the name and on behalf of the FDIC;

(2) Release, discharge or assign any and all judgments, mortgages on real estate or personal property, including the release and discharge of the same of record in the Official or Public Records of the Clerk of any Circuit Court or any other official public records or registries, wherever located, where payments on account of the same in redemption or otherwise may have been made by the

OR BK 15176 PAGE 538

debtor(s), and to endorse receipt of such payment upon the records in any appropriate public office;

(3) Receive, collect and give all proper acquittance for any other sums of money owing to the FDIC for any Acquired Asset which the attorney-in-fact may sell or dispose of;

(4) Execute any and all transfers and assignments as may be necessary to assign any securities or other choses in action;

(5) Sign, seal, acknowledge and deliver any and all agreements, easements, or conveyances as shall be deemed necessary or proper by the FDIC attorney-in-fact in the care and management of the Acquired Assets;

(6) Sign, seal, acknowledge and deliver indemnity agreements and surety bonds in the name of and on behalf of the FDIC;

(7) Sign receipts for the payment of all rents and profits due or to become due on the Acquired Assets;

(8) Execute, acknowledge and deliver deeds of real property in the name of the FDIC;

(9) Extend, postpone, release and satisfy or take such other action regarding any mortgage lien held in the name of the FDIC;

(10) Execute, acknowledge and deliver in the name of the FDIC a power of attorney wherever necessary or required by law to any attorney-employed by the FDIC;

(11) Foreclose any mortgage or other lien on either real or personal property, wherever located;

(12) Do and perform every act necessary for the use, liquidation or collection of the Acquired Assets held in the name of the FDIC;

(13) Sign, seal, acknowledge and deliver any and all documents as may be necessary to settle any action(s) or claim(s) asserted against the FDIC, either in its Receivership or Corporate capacity, or as Manager of the FSLIC Resolution Fund.

This Power of Attorney shall be effective August 19, 2009, and shall continue in full force and effect through August 18, 2011, unless otherwise terminated by any official of the FDIC authorized to do so by the Board of Directors of the FDIC.

OR BK 18176 PAGE 535

IN WITNESS WHEREOF, the FDIC, by its duly authorized officer empowered by appropriate resolution of its Board of Directors, has caused these presents to be subscribed in its name this 03<sup>rd</sup> day of March, 2010.

FEDERAL DEPOSIT INSURANCE CORPORATION

By: [Signature]  
Name: OPHELIA JONES  
Title: Manager of Customer Service -  
East Coast Temporary Satellite Office  
7777 Baymeadows Way West  
Jacksonville, FL 32256

Signed in the presence of:

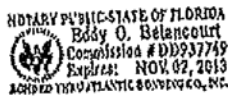
Witness: [Signature]  
Printed Name: Bonnie La Young

Witness: [Signature]  
Printed Name: Charles E. Jones

STATE OF FLORIDA }  
COUNTY OF DUVAL }

On this 03<sup>rd</sup> day of March, 2010, before me, a Notary Public in and for the State of Florida appeared OPHELIA JONES, to me personally known, who, being by me first duly sworn did depose that he/she is Manager of Customer Service, East Coast Temporary Satellite Office of the Federal Deposit Insurance Corporation (the "Corporation"), in whose name the foregoing Limited Power of Attorney was executed and subscribed, and the said Limited Power of Attorney was executed and subscribed on behalf of the said Corporation by due authority of the Corporation's Board of Directors, and the said OPHELIA JONES, acknowledged the said Limited Power of Attorney to be the free act and deed of said Corporation.

[PLACE NOTARY SEAL BELOW HERE]



[Signature]  
Notary Public  
Printed Name of Notary: Eddy O. Belancourt  
Commission No.: DD937749  
My Commission expires: NOV. 02, 2013

OR BK 15176 PAGE 536

STATE OF FLORIDA }  
COUNTY OF DUVAL }

On this 22<sup>nd</sup> day of March, 2010, before me, a Notary Public in and for the State of Florida appeared Bonnie V. Young (witness #1) and Charles E. Jones (witness #2), to me personally known to be the persons whose names are subscribed as witness to the foregoing instrument of writing, and after being duly sworn by me stated on oath that they saw OPHELIA JONES, Manager of Customer Service, East Coast Temporary Satellite Office, of the Federal Deposit Insurance Corporation, the person who executed the foregoing instrument, and had subscribed the same, and that they had signed the same as a witness at the request of the person who executed the same.

[PLACE NOTARY SEAL BELOW HERE]

NOTARY PUBLIC-STATE OF FLORIDA  
Eddy O. Belancourt  
Commission # DD937749  
Expires: NOV. 02, 2013  
SIGNED FROM AN ACTIVE 8090000000, INC

Eddy O. Belancourt  
Notary Public  
Printed Name of Notary: Eddy O. Belancourt  
Commission No. : DD937749  
My Commission expires: Nov. 02, 2013

STATE OF FLORIDA  
DUVAL COUNTY  
I, THE UNDERSIGNED Clerk of the Circuit Court of Duval County, Florida, DO HEREBY CERTIFY that within and foregoing is a true and correct copy of the original as it appears on record and file in the office of the Clerk of Circuit Court of Duval County, Florida and the same is in full force and effect.  
WITNESS my hand and seal of Clerk of Circuit Court of Jacksonville, Florida, this 22<sup>nd</sup> day of March, 2010  
JIM FULLER  
Clerk, Circuit and County Courts  
Duval County, Florida  
By: [Signature]

NOTE: THIS CORRECTIVE SPECIAL WARRANTY DEED IS BEING EXECUTED AND RECORDED BECAUSE OF A TYPOGRAPHICAL ERROR. THE NAME AND IDENTITY OF THE GRANTEE IN THE SPECIAL WARRANTY DEED RECORDED JULY 13, 2011, IN O.R. BOOK 27755, PAGE 829, WERE INCORRECT AND WERE NOT THE PURCHASER OF THIS PROPERTY. THE CORRECT GRANTEE AS SET FORTH HEREIN PAID THE REQUIRED FLORIDA DOCUMENTARY STAMP TAX IN THE AMOUNT OF \$1,455.60 AND SUR-TAX OF \$1,091.70 ON JULY 13, 2011.

PREPARED BY AND RETURN TO:

First American Title Company, LLC  
Attention: Amy Baten  
24 Greenway Plaza, Suite 850  
Houston, TX 77046  
NCS 450885-FL3

**"CORRECTIVE"**  
**SPECIAL WARRANTY DEED**

**THIS CORRECTIVE SPECIAL WARRANTY DEED**, is made and entered into as of this 25<sup>th</sup> day of Oct., 2011, by **FEDERAL DEPOSIT INSURANCE CORPORATION** as Receiver for Turnberry Bank, a Federal Savings Bank, (the "Grantor"), whose address is c/o Quantum Partners, 4801 Woodway, Ste. 210W, Houston, TX 77056, and having been appointed Receiver by the Department of the Treasury under Order No. 2010-43, a copy of which is hereby attached as Exhibit "A", accepted the appointment of Receiver in letter attached as Exhibit "B", and acting by and through its attorney-in-fact as designated in the Limited Power of Attorney attached as Exhibit "C" and incorporated herein by this reference; to and in favor of **RC Acquisitions, LLC**, a Delaware limited liability company, (the "Grantee"), whose address is 1201 W. Peachtree Street, Atlanta, GA 30309.

**WITNESSETH:**

**THAT**, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration the receipt and sufficiency of which are hereby acknowledged by the Grantor, the Grantor hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the Grantee all that certain land situate in Miami-Dade County, Florida and more particularly described as follows;

**LOTS 12 AND 13, IN BLOCK 29, OF CORAL GABLES CRAFTS SECTION, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 10, OF PAGE 40, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA.**

**TOGETHER** with all of the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

**TO HAVE AND TO HOLD** the same in fee simple forever.

Whereas, the subject Property hereinabove described was acquired by Grantor by that certain Statutory Warranty Deed Recorded on June 28, 2000 in Book 19173 at Page 234 of the Official Public Records of Real Property for Miami-Dade County, State of Florida.

Grantor, for the consideration stated and subject to any reservations from and exceptions to conveyance and warranty stated herein, grants, sells and conveys to Grantee the Property, any and all improvements located thereon and affixed thereto, together with all and singular the rights and appurtenances thereto in any wise belonging, to have and hold the Property unto Grantee, Grantee's successors and assigns forever, subject to (a) the Permitted Encumbrances, as hereinafter defined, and (b) the exceptions, limitations and conditions herein set forth. Grantor binds Grantor and Grantor's successors and assigns to warrant and forever defend the title to the Property to Grantee and Grantee's heirs, executors, administrators, successors and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof, except as to any reservations from and exceptions to conveyance and warranty herein, when and only when the claim is by, through, or under Grantor but not otherwise.

Except for the limited covenant of warranty stated immediately above, the Property is conveyed: (a) without covenant, representation, or warranty of any kind or nature, express or implied, and (b) subject to the following matters (such matters hereinafter referred to individually and collectively as "Permitted Encumbrances"): (1) easements, rights of way, and prescriptive rights, whether of record or not; licenses and leases, whether written or oral, recorded or unrecorded; all presently recorded restrictions, reservations, covenants, conditions, oil and gas leases, mineral severances; liens, conveyances, and other instruments affecting the Property that have not been created, or do not arise, by, through, or under Grantor; rights of co-owners and co-tenants; rights of adjoining owners in any walls and fences situated on a common boundary; discrepancies, conflicts, and shortages in area or boundary lines; any encroachments or protrusions, or overlapping of improvements; any condition, right, claim, or other matter which would be revealed by a current survey of the Property or which could be discovered by an inspection of the Property; all rights, obligations and other matters emanating from and existing by reason of the creation, establishment, maintenance, and operation of any County Water Improvement District, Municipal Utility District, or similar governmental or quasi-governmental agency; taxes and assessments of whatever kind, type, or nature, assessed, levied, due, or payable for the year or period during which this conveyance takes place and for any subsequent year or period, the payment of which Grantee assumes; taxes, penalties, and assessments for the year in which this conveyance takes place and prior years due to change in land usage, ownership, or omission and/or mistake of assessment, the payment of which Grantee assumes; (2) existing building and zoning ordinances, land use laws and regulations, and environmental regulations; and (3) rights of parties in possession.

BY ACCEPTANCE OF THIS DEED, GRANTEE ACKNOWLEDGES THAT GRANTOR HAS NOT MADE AND DOES NOT MAKE ANY REPRESENTATIONS AS TO THE PHYSICAL CONDITION OF THE PROPERTY, OR ANY OTHER MATTER AFFECTING OR RELATED TO THE PROPERTY (OTHER THAN WARRANTIES OF TITLE AS PROVIDED AND LIMITED HEREIN). GRANTEE EXPRESSLY AGREES THAT TO THE MAXIMUM EXTENT PERMITTED BY LAW, THE PROPERTY IS CONVEYED "AS IS" AND "WITH ALL FAULTS", AND GRANTOR EXPRESSLY DISCLAIMS, AND GRANTEE ACKNOWLEDGES AND ACCEPTS THAT GRANTOR HAS DISCLAIMED, ANY AND ALL REPRESENTATIONS, WARRANTIES OR GUARANTIES OF ANY KIND, ORAL OR WRITTEN, EXPRESS OR IMPLIED (EXCEPT AS TO TITLE AS HEREIN PROVIDED AND LIMITED) CONCERNING THE PROPERTY, INCLUDING, WITHOUT LIMITATION, (i) THE VALUE, CONDITION, MERCHANTABILITY, HABITABILITY, MARKETABILITY, PROFITABILITY, SUITABILITY OR FITNESS FOR A PARTICULAR USE OR PURPOSE, OF THE PROPERTY, (ii) THE MANNER OR QUALITY OF THE CONSTRUCTION, OR THE MATERIALS, IF ANY, INCORPORATED INTO THE CONSTRUCTION, OF ANY IMPROVEMENTS TO THE PROPERTY, (iii) THE MANNER OF REPAIR, QUALITY OF REPAIR, STATE OF REPAIR OR LACK OF REPAIR OF ANY SUCH IMPROVEMENTS, AND (iv) ACCESS. GRANTEE HAS MADE ALL INSPECTIONS OF THE PROPERTY TO DETERMINE ITS VALUE AND CONDITION DEEMED NECESSARY OR APPROPRIATE BY GRANTEE. GRANTEE ACKNOWLEDGES THAT GRANTEE IS NOT RELYING ON ANY INFORMATION PROVIDED BY GRANTOR IN DETERMINING THE PROPERTY CONDITION. BY ACCEPTANCE OF THIS DEED, GRANTEE SPECIFICALLY ASSUMES ALL RISK, COSTS AND LIABILITIES OF WHATEVER NATURE ARISING OUT OF THE CONDITION OF THE PROPERTY.

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**EXHIBIT "A"**

Order No. 2010-43  
Appointing FDIC as Receiver of Turnberry Bank



Office of Thrift Supervision  
Department of the Treasury

*Southeast Region*

1475 Peachtree Street, N.W., Atlanta, GA 30309 • Telephone: (404) 974-9820  
P.O. Box 195217, Atlanta, GA 30348-5217 • Fax: (404) 974-9802

Hand Delivered

July 16, 2010

OIS No. 08087

Turnberry Bank  
20295 N.E. 29<sup>th</sup> Place  
Aventura, Florida 33180

Re: Notice of Appointment of a Receiver

Dear Sir/Madam:

This is to notify you that the Acting Director, Office of Thrift Supervision, by Order Number 2010-43, dated July 16, 2010, appointed the Federal Deposit Insurance Corporation as receiver (Receiver) for Turnberry Bank, Aventura, Florida (Savings Bank), and provided authorization for the undersigned to deliver notice of such appointment.

The Receiver is now taking possession of the Savings Bank pursuant to the terms of its appointment as set forth in Order No. 2010-43, a copy of which is attached. In connection with the appointment of the Receiver, we respectfully call your attention to Section 5(d)(4) of the Home Owners' Loan Act, 12 U.S.C. § 1464(d)(4), which establishes criminal penalties for refusal to comply with the Receiver's demand for possession of the property, business and assets of an association in receivership.

Please countersign a copy of this letter and indicate the time and date of your receipt of the letter and attachment in the space provided on the following page and return such copy to me.

Sincerely,

Paul Paduano  
Examiner IV

Attachment

Notice of Appointment of a Receiver  
Turnberry Bank (No. 08087)  
Aventura, Florida  
July 16, 2010  
Page 2

Received by: Roark Young CEO  
Print Name and Title

At 6:00, P.M., E.D.T., on Friday, July 16, 2010

Signature: Roark Young

Accepting Appointment of FDIC as Receiver for Turnberry Bank, Aventura, Florida:

James C. Walker Receiver in charge  
Print Name and Title

At 6:00, P.M., E.D.T., on Friday, July 16, 2010

Signature: James C. Walker

**Exhibit "B"**  
FDIC's Acceptance of Appointment



**FDIC**

Division of Resolutions and Receiverships  
East Coast Temporary Satellite Office  
7777 Baymeadows Way West  
Jacksonville, Florida 32256

(904) 256-3351

July 16, 2010

Office of Thrift Supervision  
1475 Peachtree Street N.E.  
Atlanta, Georgia 30309

Subject: Turnberry Bnk  
Aventura, Florida  
Acceptance of Appointment

Dear Sir or Madam:

Please be advised that the Federal Deposit Insurance Corporation accepts its appointment as Receiver of the above-captioned depository institution, in accordance with the Federal Deposit Insurance Act, as amended,

Sincerely,

Federal Deposit Insurance Corporation

By:

James C. Walker  
James C. Walker  
Attorney-in-Fact

**Exhibit "C"**  
Limited Power of Attorney

Doc # 2010052874, OR BK 15176 Page 537, Number Pages: 4, Recorded 03/09/2010  
 at 10:24 AM, JIM FULLER CLERK CIRCUIT COURT DUVAL COUNTY RECORDING \$35.50

Prepared by: Renee Marie Araujo, Esq.  
 FDIC East Coast Temporary Satellite Office  
 7777 Baymeadows Way West  
 Jacksonville, FL 32256

(Leave Blank Above this Line for Recording Information)  
 (Space Above this Line must be at least 3 Lines)

#### LIMITED POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS, that the FEDERAL DEPOSIT INSURANCE CORPORATION, a Corporation organized and existing under an Act of Congress, hereinafter called the "FDIC," acting in its Receivership capacity or separate Corporate capacity or as Manager of the FSLIC Resolution Fund has acquired and will acquire certain assets for liquidation and has determined that it is necessary to appoint a representative to act on its behalf in connection with the maintenance and liquidation of said assets, hereinafter called the "Acquired Assets."

WHEREAS, the FDIC desires to designate CHRISTIAN E. MENZEL as attorney-in-fact for the limited purpose of facilitating the management and disposition of the Acquired Assets; and

WHEREAS, the undersigned has full authority to execute this instrument on behalf of the FDIC under applicable Resolutions of the FDIC's Board of Directors and redelegations thereof.

NOW, THEREFORE, the FDIC appoints CHRISTIAN E. MENZEL as its true and lawful attorney-in-fact to act in its name, place, and stead, and hereby grants CHRISTIAN E. MENZEL the authority, subject to the limitations herein, as follows:

(1) Sign, seal and deliver as the act and deed of the FDIC any instrument in writing, and to do every other thing necessary and proper for the collection and recovery of any and all monies and properties of every kind and nature whatsoever for and on behalf of the FDIC and to give proper receipts and acquittance therefor in the name and on behalf of the FDIC;

(2) Release, discharge or assign any and all judgments, mortgages on real estate or personal property, including the release and discharge of the same of record in the Official or Public Records of the Clerk of any Circuit Court or any other official public records or registries, wherever located, where payments on account of the same in redemption or otherwise may have been made by the

OR BK 15176 PAGE 538

debtor(s), and to endorse receipt of such payment upon the records in any appropriate public office;

(3) Receive, collect and give all proper acquittance for any other sums of money owing to the FDIC for any Acquired Asset which the attorney-in-fact may sell or dispose of;

(4) Execute any and all transfers and assignments as may be necessary to assign any securities or other choses in action;

(5) Sign, seal, acknowledge and deliver any and all agreements, easements, or conveyances as shall be deemed necessary or proper by the FDIC attorney-in-fact in the care and management of the Acquired Assets;

(6) Sign, seal, acknowledge and deliver indemnity agreements and surety bonds in the name of and on behalf of the FDIC;

(7) Sign receipts for the payment of all rents and profits due or to become due on the Acquired Assets;

(8) Execute, acknowledge and deliver deeds of real property in the name of the FDIC;

(9) Extend, postpone, release and satisfy or take such other action regarding any mortgage lien held in the name of the FDIC;

(10) Execute, acknowledge and deliver in the name of the FDIC a power of attorney wherever necessary or required by law to any attorney employed by the FDIC;

(11) Foreclose any mortgage or other lien on either real or personal property, wherever located;

(12) Do and perform every act necessary for the use, liquidation or collection of the Acquired Assets held in the name of the FDIC;

(13) Sign, seal, acknowledge and deliver any and all documents as may be necessary to settle any action(s) or claim(s) asserted against the FDIC, either in its Receivership or Corporate capacity, or as Manager of the FSLIC Resolution Fund.

This Power of Attorney shall be effective August 19, 2009, and shall continue in full force and effect through August 18, 2011, unless otherwise terminated by any official of the FDIC authorized to do so by the Board of Directors of the FDIC.



OR BK 16176 PAGE 535

IN WITNESS WHEREOF, the FDIC, by its duly authorized officer empowered by appropriate resolution of its Board of Directors, has caused these presents to be subscribed in its name this 03<sup>rd</sup> day of March, 2010.

FEDERAL DEPOSIT INSURANCE CORPORATION

By: [Signature]  
Name: OPHELIA JONES  
Title: Manager of Customer Service -  
East Coast Temporary Satellite Office  
7777 Baymeadows Way West  
Jacksonville, FL 32256

Signed in the presence of:

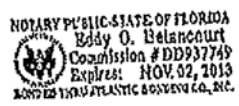
Witness: [Signature]  
Printed Name: Bernice W. Young

Witness: [Signature]  
Printed Name: Charles E. Jones

STATE OF FLORIDA }  
COUNTY OF DUVAL }

On this 03<sup>rd</sup> day of March, 2010, before me, a Notary Public in and for the State of Florida appeared OPHELIA JONES, to me personally known, who, being by me first duly sworn did depose that he/she is Manager of Customer Service, East Coast Temporary Satellite Office of the Federal Deposit Insurance Corporation (the "Corporation"), in whose name the foregoing Limited Power of Attorney was executed and subscribed, and the said Limited Power of Attorney was executed and subscribed on behalf of the said Corporation by due authority of the Corporation's Board of Directors, and the said OPHELIA JONES, acknowledged the said Limited Power of Attorney to be the free act and deed of said Corporation.

[PLACE NOTARY SEAL BELOW HERE]



[Signature]  
Notary Public  
Printed Name of Notary: Eddy O. Belancourt  
Commission No.: DD937749  
My Commission expires: NOV. 02, 2013





CFN 2005R0559561  
 DR Bk 23430 Pgs 3227 - 3228 (2pgs)  
 RECORDED 06/01/2005 15:28:51  
 DEED DOC TAX 12,300.00  
 SURTAX 9,225.00  
 HARVEY RUVIN, CLERK OF COURT  
 MIAMI-DADE COUNTY, FLORIDA

Prepared by and return to:  
 Carlos A. Munoz  
 Attorney at Law  
 Carlos A. Muñoz, P.A.  
 7900 Red Road Suite 23  
 South Miami, FL 33143

File Number: 05-115CM

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## Warranty Deed

This Warranty Deed made this 31st day of May, 2005 between 2L Holdings, LLC, a dissolved Florida limited liability company whose post office address is ~~224 Catalonia Avenue, Coral Gables, FL 33134~~, grantor, and Coral Gables Chamber of Commerce, Inc., a Florida non profit corporation whose post office address is ~~360 Greco Avenue, Suite 100, Coral Gables, FL 33146~~, grantee: \*\*224 Catalonia Ave., Coral Gables, FL 33134  
 \* c/o Carlos Munoz, Esq., 7900 Red Rd., Suite 23, Miami, FL 33143

(Whenever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, trusts and trustees)

**Witnesseth**, that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in Miami-Dade County, Florida to-wit:

The East 1/2 of Lot 8, and all of Lot 9, in Block 29, of CORAL GABLES CRAFTS SECTION, according to the Plat thereof, as recorded in Plat Book 10, at Page 40 of Public Records of Miami-Dade County, Florida.

Parcel Identification Number: 03-4117-005-7140

a/k/a: 224-230 Catalonia Avenue, Coral Gables, FL 33134

Grantor, a dissolved limited liability company is conveying said property in order to wind up the company's business and affairs.

**Together** with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

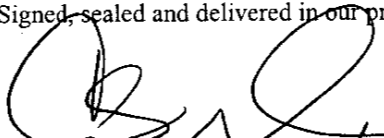
**To Have and to Hold**, the same in fee simple forever.

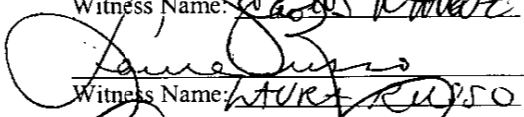
**And** the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2004; covenants, conditions, restrictions, easements, reservations and limitations of record, if any.


**In Witness Whereof**, grantor has hereunto set grantor's hand and seal the day and year first above written.

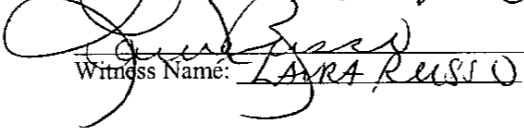
DoubleTimes®

Signed, sealed and delivered in our presence:

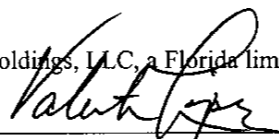
  
 Witness Name: CARLOS MUNOZ

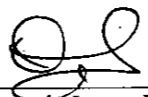
  
 Witness Name: Laura Russo

  
 Witness Name: CARLOS MUNOZ

  
 Witness Name: Laura Russo

2L Holdings, LLC, a Florida limited liability company

By:   
Valentin Lopez, Managing Member

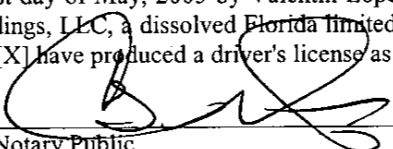
By:   
Raimundo Lopez Lima Levi, Managing Member

(Corporate Seal)

State of Florida  
County of Miami-Dade

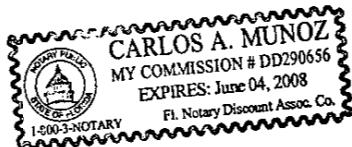
The foregoing instrument was acknowledged before me this 31st day of May, 2005 by Valentin Lopez, Managing Member and Raimundo Lopez Lima Levi, Managing Member of 2L Holdings, LLC, a dissolved Florida limited liability company, on behalf of the company. They  are personally known to me or  have produced a driver's license as identification.

[Notary Seal]

  
\_\_\_\_\_  
Notary Public

Printed Name: \_\_\_\_\_

My Commission Expires: \_\_\_\_\_



THIS INSTRUMENT PREPARED BY:  
GREGORY T. MARTINI, ESQ.  
SACHER MARTINI & SACHER P.A.  
2655 LeJeune Road, Suite 1101  
Coral Gables, Florida 33134

Property Appraisers Parcel  
Identification (Folio) Number(s):

03-4117-005-1760

WARRANTY DEED

THIS INDENTURE, made this 15<sup>th</sup> day of October, 2018, between JACQUES BAUDEAN and JEAN PAUL ROBIN, a married couple, whose post office address is 171 N. Hibiscus Drive, Miami Beach, FL 33139, collectively, party of the first part, and RC ACQUISITIONS, LLC, a Delaware limited liability company, whose post office address is 121 Alhambra Plaza, Suite 1600, Coral Gables, FL 33134, party of the second part.

WITNESSETH, that the said party of the first part, for and in consideration of the sum of Ten (\$10.00) Dollars, to them in hand paid by party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the party of the second part, its successors and assigns forever, the following described land situate and being in the County of Miami-Dade and State of Florida, to-wit:

Lots 10 and 11, in Block 29, of CORAL GABLES, CRAFTS SECTION, according to the Plat thereof, recorded in Plat Book 10, at Page 40, of the Public Records of Miami-Dade County, Florida.

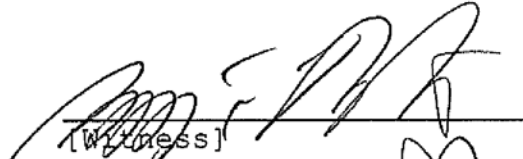
Together with all the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.


SUBJECT TO: real property taxes for the current year and subsequent years; covenants, easements and restrictions of record, however, this provision shall not serve to reimpose same; and applicable zoning ordinances.

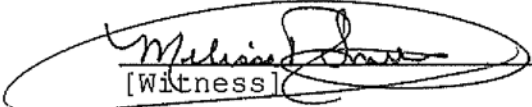
And the said party of the first part does hereby fully warrant the title to said land, and will defend the same against the lawful claims of all persons whomsoever.

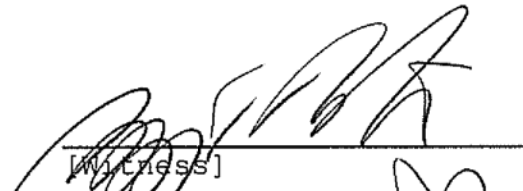
IN WITNESS WHEREOF, party of the first part has set their hands and seals the day and year first above written.

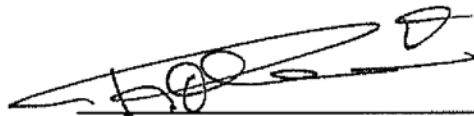
Signed, sealed and delivered in the presence of:

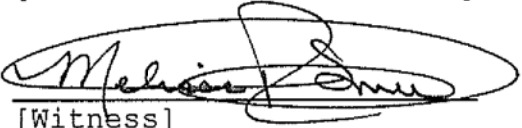
  
[Witness]  
Gregory T. Martini  
[Printed Name of Witness]

  
\_\_\_\_\_  
JACQUES BAUDEAN  
Address:  
171 N. Hibiscus Drive  
Miami Beach, FL 33139

  
[Witness]  
Melissa R. Smith  
[Printed Name of Witness]

  
[Witness]  
Gregory T. Martini  
[Printed Name of Witness]

  
\_\_\_\_\_  
JEAN PAUL ROBIN  
Address:  
171 N. Hibiscus Drive  
Miami Beach, FL 33139

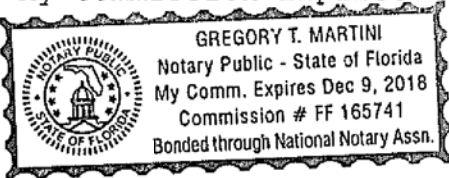
  
[Witness]  
Melissa R. Smith  
[Printed Name of Witness]

STATE OF FLORIDA )  
 ) SS:  
COUNTY OF MIAMI-DADE )

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, JACQUES BAUDEAN, the person described in and who executed the foregoing instrument, personally known to me or who has produced Fla Drivers License as identification, who did take an oath, and he acknowledged before me that he executed the same for the purposes therein expressed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Coral Gables, said County and State, this 10th day of October, A.D. 2018.

My Commission Expires:



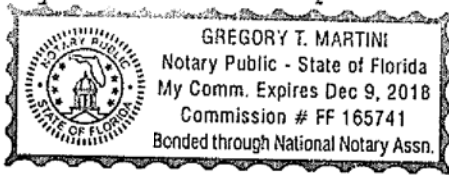
[Signature]  
Notary Public, State of Florida  
Gregory T. Martini  
[Printed Name of Notary Public]

STATE OF FLORIDA )  
 ) SS:  
COUNTY OF MIAMI-DADE )

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, JEAN PAUL ROBIN, the person described in and who executed the foregoing instrument, personally known to me or who has produced Fla Drivers License as identification, who did take an oath, and he acknowledged before me that he executed the same for the purposes therein expressed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Coral Gables, said County and State, this 10th day of October, A.D. 2018.

My Commission Expires:



[Signature]  
Notary Public, State of Florida  
[Printed Name of Notary Public]

PREPARED BY:

Patricia K. Fletcher, Esq.  
Gunster, Yoakley & Stewart, P.A.  
4733 North Highway A1A, Suite 301  
Vero Beach, FL 32963

AFTER RECORDING RETURN TO:

Gunster, Yoakley & Stewart, P.A.  
Att: V. Russell  
800 SE Monterey Commons Blvd.  
Suite 200  
Stuart, FL 34996

Parcel ID #03-4117-005-7230

**WARRANTY DEED**

**THIS WARRANTY DEED**, made the 5<sup>th</sup> day of October, 2017, by **AL-AMAAN, INC., a Florida corporation**, whose address is c/o Amir Isaiiah, Esq., as Receiver, 100 SE 2<sup>nd</sup> Street, 44<sup>th</sup> Floor, Miami, FL 33131 ("Grantor"), to **RC ACQUISITIONS, LLC, a Delaware limited liability company**, whose post office address is c/o Yazmin Gil, The Allen Morris Company, 121 Alhambra Plaza, Suite 1600, Coral Gables, Florida 33134 ("Grantee").

**WITNESSETH:**

That the Grantor, for and in consideration of the sum of TEN AND NO/100 (\$10.00) DOLLARS and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the Grantee all that certain land situate in Miami-Dade County, State of Florida, to-wit:

Lots 19 and 20, Block 29, Coral Gables Crafts Section, according to the Plat thereof as recorded in Plat Book 10, Page(s) 40, Public Records of Miami-Dade County, Florida.

(the "Property").

**SUBJECT TO** taxes and assessments for the year 2017 and all subsequent years; all applicable governmental, zoning and land use ordinances, restrictions, and prohibitions and other requirements imposed by governmental authority, and conditions, restrictions, reservations and easements of record, which are not reimposed hereby.

**TOGETHER** with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

**TO HAVE AND TO HOLD**, the same in fee simple forever.



AND, the Grantor hereby covenants with said Grantee that the Grantor is lawfully seized of said land in fee simple, that the Grantor has good right and lawful authority to sell and convey said land and hereby warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever.

**THIS DEED IS BEING EXECUTED AND DELIVERED BY THE UNDERSIGNED RECEIVER ON BEHALF OF GRANTOR PURSUANT TO THAT CERTAIN ORDER ON MOTION TO APPROVE SALE OF PROPERTY FREE AND CLEAR OF LIENS AND ENCUMBRANCES AND TO APPROVE DISBURSEMENT OF SALE PROCEEDS DATED SEPTEMBER 1, 2017, ENTERED IN CASE NO. 14-027876 CA O1, ELEVENTH JUDICIAL CIRCUIT, MIAMI-DADE COUNTY, FLORIDA.**

IN WITNESS WHEREOF, Grantor has executed this Warranty Deed on the date first above written.

Signed, sealed and delivered in the presence of:

*Ms Clark*  
Witness #1 Signature  
**Mayling Diaz-Clark**  
Witness #1 Printed Name

*Heather L. Gray*  
Witness #2 Signature  
Heather L. Gray  
Witness #2 Printed Name

AL-AMAAN, INC., a Florida corporation

By: *Amir Isaiiah, Receiver*  
Amir Isaiiah, Esq. as court appointed Receiver for Al-Amaan, Inc. under Case No. 14-027876 CA O1, Eleventh Judicial Circuit, Miami-Dade County, Florida

(Corporate Seal)

STATE OF FLORIDA            )  
  ) s.s.  
COUNTY OF MIAMI-DADE )

The foregoing instrument was acknowledged before me this 5<sup>th</sup> day of October, 2017, by Amir Isaiiah, Esq. as court appointed Receiver for Al-Amaan, Inc., a Florida corporation, under Case No. 14-027876 CA O1, Eleventh Judicial Circuit, Miami-Dade County, Florida, on behalf of said corporation. He is (  ) personally known to me, or ( ) has produced \_\_\_\_\_ as identification.



*Ms Clark*  
Notary Public - State of Florida  
Printed Name: **Mayling Diaz-Clark**  
My Commission Number: FF-134732  
My Commission Expires: 7/1/2018



CFN 2013R0726186  
 DR Bk 28818 Pgs 0653 - 6547 (2pgs)  
 RECORDED 09/12/2013 14:00:02  
 DEED DDC TAX 0.60  
 HARVEY RUVIN, CLERK OF COURT  
 MIAMI-DADE COUNTY, FLORIDA

**This Instrument Prepared by:**  
**Carlos M. Machado, Esq.**  
**201 Alhambra Circle, Suite 1205**  
**Coral Gables, Florida 33134**

**Property Appraisers Parcel Identification (Folio) Number(s): 03-4117-005-7250**

**This Quit-Claim Deed**, Executed this 6<sup>th</sup> day of September, 2013 A.D., by J. Design Group, Inc., a Florida Corporation, 225 Malaga Avenue, Coral Gables, Florida 33134, grantor, to P & J Enterprise Holdings, LLC, a Florida Limited Liability Company, 225 Malaga Avenue, Coral Gables, Florida 33134, grantee,

*(Wherever used herein the terms "first party" and "second party" shall include singular and plural, heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)*

*Witnesseth that the said first party, for and in consideration of the sum of \$ 10.00 in hand paid by the said second party, the receipt whereof is hereby acknowledged, does hereby remise, release and quit-claim unto the said second party, forever, all the right, title, interest, claim and demand which the said first party has in and to the following described lot, piece or parcel of land, situate, lying and being in the County of Miami-Dade, State of Florida, to-wit:*


**Lot 21, Block 29, CORAL GABLES CRAFTS SECTION, according to the Plat thereof, as recorded in Plat Book 10, Page 40, of the Public Records of Miami-Dade County, Florida.**

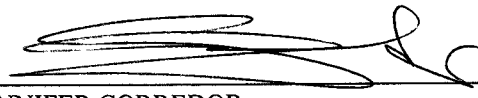
*To Have and to Hold The same together with all and singular the appurtenances thereunto belonging on in anywise appertaining, and all the estate, right, title, interest lien, equity and claim whatsoever of the said first party, either in law or equity, to the only proper use, benefit and behoof of the said second party forever.*

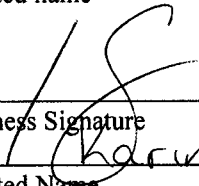
*In Witness Whereof, The said first party has signed and sealed these presents the day and year first above written.*

*\* Conveyance between entities owned by the exact same principals, and therefore, minimum documentary stamps are affixed. Crescent Miami Center, LLC v. Florida Dep't of Revenue ; 903 So. 2d 913 (Fla. 2005).*

J. Design Group, Inc., a Florida Corporation

  
\_\_\_\_\_  
Witness Signature  
*Carlos Machado*  
\_\_\_\_\_  
Printed name

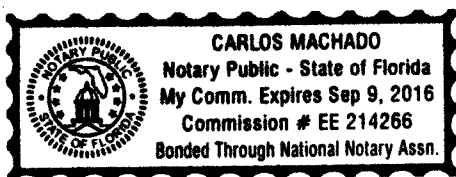
  
\_\_\_\_\_  
JENNIFER CORREDOR  
PRESIDENT

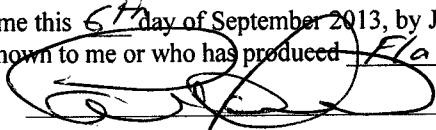
  
\_\_\_\_\_  
Witness Signature  
*Karina Pagan*  
\_\_\_\_\_  
Printed Name

STATE OF FLORIDA

COUNTY OF MIAMI-DADE

The foregoing instrument was acknowledged before me this 6<sup>th</sup> day of September 2013, by Jennifer Corredor, President of J. Design Group, Inc., a Florida Corporation who is personally known to me or who has produced Fla. Driver's License as identification and did take an oath.



  
\_\_\_\_\_  
NOTARY PUBLIC:

\_\_\_\_\_  
Print Name:

State of \_\_\_\_\_ at Large (Seal)

My Commission Expires: