

MIAMI BEACH

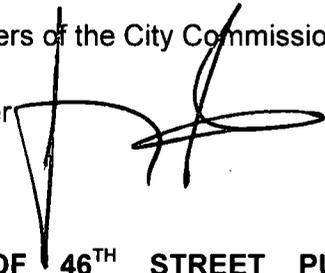
City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

OFFICE OF THE CITY MANAGER

388-2016

LETTER TO COMMISSION

TO: Mayor Philip Levine and Members of the City Commission

FROM: Jimmy L. Morales, City Manager 

DATE: September 19, 2016

SUBJECT: **TEMPORARY CLOSURE OF 46TH STREET PUBLIC BEACHFRONT CONCESSION**

The purpose of this Letter to the Commission (LTC) is to inform the Mayor and City Commissioners that the City has approved the request from Boucher Brothers Miami Beach 21 & 46 ST, LLC to temporarily close the public beachfront concession located at 46th Street due to the current beach erosion and ongoing beach renourishment project. The concession is expected to be re-opened upon completion of the renourishment project in mid-November.

BACKGROUND

The City of Miami Beach and Boucher Brothers Miami Beach 21 & 46 ST, LLC are parties to a concession agreement dated December 17, 2015, for the Management and Operation of Public Beachfront Concessions located at 21st and 46th Streets ("Agreement"), as Amended by Amendment No. 1 to Concession Agreement dated April 29, 2016 ("Amendment"). Section 1 of the Amendment, which amends Section 12.4 of the Agreement (Force Majeure), stipulates that neither party shall be obligated to perform under certain circumstances, including beach erosion.


JLM/KGB/MAS/MMM