

**CITY OF MIAMI BEACH
OFFICE OF THE CITY MANAGER**

In the Matter of:

**ORDER REVOKING THE BUSINESS
TAX RECEIPT AND THE CERTIFICATE
OF USE**

OCEAN DRIVE RESTAURANT LB, LLC
d/b/a La Baguette
1052 Ocean Drive B, Miami Beach, FL 33139
Business Tax Receipt and Certificate of Use,
License No. RL-10005882
FL Division of Corporations Doc. No. L11000107899
FEIN No. 45-3354243

**To: OCEAN DRIVE RESTAURANT LB, LLC d/b/a La Baguette (via HAND DELIVERY)
1052 Ocean Drive B
Miami Beach, FL 33139**

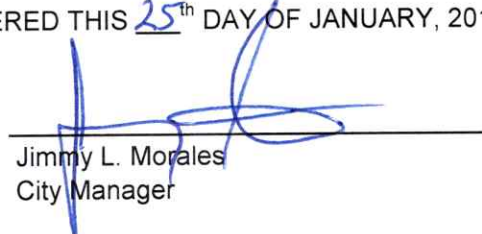
In the past several weeks, and as part of an ongoing investigation, the Miami Beach Police Department has conducted multiple investigative operations at OCEAN DRIVE RESTAURANT LB, LLC d/b/a La Baguette (hereinafter identified as "La Baguette"), which is located at 1052 Ocean Drive B, Miami Beach, Florida (the "Premises"). It has been determined that several individuals employed by La Baguette have been or will be arrested by the Miami Beach Police Department as such employees were directly involved in criminal conduct occurring at the Premises. Each of these employees will be charged with selling, giving, or serving an alcoholic beverage to a person under 21 years of age, which is a violation of State law, and a second degree misdemeanor.

It has also been determined that employees of La Baguette have facilitated or allowed customers of La Baguette to take open containers of alcoholic beverages from the Premises in violation of the City of Miami Beach Code of Laws and Ordinances (the "City Code"). It has been further determined that those prices for food or drink menu items, or food or drink menu specials, have not been disclosed or displayed in a manner consistent with the City Code.

Based on the nature and gravity of the allegations uncovered by the Miami Beach Police Department investigative operations, the evidence collected, and the habitual conduct and activity at La Baguette, the City Manager has determined that such activity and conduct presents an actual threat to the public health, welfare and safety of the residents and visitors of the City of Miami Beach pursuant to Sections 102-381(a)(2) and 102-381(a)(4) of the City Code, entitled *Grounds for Suspension, Revocation and Denial*. As such, the City Manager finds that the alleged conduct and activity warrants an emergency revocation of La Baguette's business tax receipt pursuant to Section 102-383 of the City Code. Additionally, the City Manager finds that the habitual conduct and activity warrants an emergency revocation of La Baguette's Certificate of Use pursuant to Sections 14-404(2) and 14-404(4) of the City Code.

IT IS ORDERED and you are hereby notified that pursuant to the aforementioned sections of the City Code and the duty, power and authority of the City Manager, La Baguette's Business Tax Receipt and Certificate of Use No. RL-10005882 is hereby **REVOKED**. Accordingly, Ocean Drive Restaurant LB, LLC d/b/a La Baguette **MUST IMMEDIATELY CEASE ITS BUSINESS OPERATIONS AND SHALL IMMEDIATELY TERMINATE ALL BUSINESS ACTIVITIES AT THE PREMISES.**

SIGNED AND ENTERED THIS 25th DAY OF JANUARY, 2018.



Jimmy L. Morales
City Manager

**ORDER OF IMMEDIATE SUSPENSION OF SIDEWALK CAFÉ PERMIT
AND SIDEWALK CAFÉ OPERATIONS**

Ocean Drive Restaurant LB, LLC
d/b/a La Baguette
1052 Ocean Drive B, Miami Beach, FL 33139
Sidewalk Café Permit No.: SWC01170112
FL Division of Corporations Doc. No.: L11000107899

To: OCEAN DRIVE RESTAURANT LB, LLC d/b/a La Baguette (via HAND DELIVERY)
1052 Ocean Drive B
Miami Beach, FL 33139

Please be advised that **the City Manager is immediately suspending your sidewalk café permit for a life safety violation**, as authorized by Section 82-371(b) of the City of Miami Beach Code of Laws and Ordinances (the "City Code").

In the past several weeks, and as part of an ongoing investigation, the Miami Beach Police Department has conducted multiple investigative operations at OCEAN DRIVE RESTAURANT LB, LLC d/b/a La Baguette (hereinafter identified as "La Baguette"), which is located at 1052 Ocean Drive B, Miami Beach, Florida (the "Premises"). It has been determined that several individuals employed by La Baguette have been or will be arrested by the Miami Beach Police Department as such employees were directly involved in criminal conduct occurring at the Premises. Each of these employees will be charged with selling, giving, or serving an alcoholic beverage to a person under 21 years of age, which is a violation of State law, and a second degree misdemeanor.

It has also been determined that employees of La Baguette have facilitated or allowed customers of La Baguette to take open containers of alcoholic beverages from the Premises in violation of the City Code. It has been further determined that those prices for food or drink menu items, or food or drink menu specials, have not been disclosed or displayed in a manner consistent with the City Code.

The City Manager deems such conduct to be a life safety violation pursuant to Section 82-370 of the City Code, and such conduct subjects the sidewalk café operator to mandatory fines and enhanced penalties, including an immediate order suspending the sidewalk café permit and operations, consistent with Section 82-371 of the City Code.

THEREFORE, IT IS ORDERED and you are hereby notified that pursuant to Section 82-371 of the City of Miami Beach Code of Ordinances and the power and authority of the City Manager, the sidewalk café permit and operation of Ocean Drive Restaurant LB, LLC d/b/a La Baguette is **SUSPENDED** and you are to **IMMEDIATELY CEASE ALL SIDEWALK CAFE OPERATIONS**.

Pursuant to Sections 82-369 and 82-372 of the City of Miami Beach Code of Ordinances, appeals from the decision of the City Manager may be made within ten (10) days by requesting an administrative hearing before a special master.

SIGNED AND ENTERED THIS 15th DAY OF JANUARY, 2018.



Jimmy L. Morales, City Manager