

Exhibit 3

BEACHFRONT CONCESSION APPLICATION

APPLICATION INFORMATION FOR BEACHFRONT CONCESSION OPERATIONS

All Upland Owner Concessionaire applicants are required to: (1) obtain a written City authorization in the form of a Beachfront Concession Agreement; (2) obtain a City Business Tax Receipt(s); (3) obtain Planning Department design approval; (4) obtain any other authorization and/or permit required from the City; and to meet any other County, State, or Federal requirements.

All Beachfront Concession Agreements to operate Beachfront Concessions are being granted on a revocable basis. The City may, for its convenience, and at its sole discretion and without cause, terminate any authorization and/or permit and/or contract at any time by giving thirty (30) days written notice of such termination.

All Upland Owner Concessionaires are subject to an annual upland fee. The annual upland fee for fiscal year 2019/20 consists of **twenty-three dollars (\$23.00) per upland unit**, plus annual increases based on the Consumer Price Index (CPI), with a maximum of **sixteen thousand five hundred thirty-eight dollars (\$16,538) per Upland Property**, plus annual increases based on the Consumer Price Index (CPI), and will be required for each Beachfront Concession location, plus any applicable taxes. Additionally, all Upland Owner Concessionaires who are granted authorization for mobile cooking and/or heating Concession Facilities, shall pay an additional fixed annual upland fee of \$120,000, payable monthly, in advance, in the amount of ten thousand dollars (**\$10,000**) per month.

City Business Tax Receipts for each type of activity requested and approved must be obtained prior to beginning any Beachfront Concession operations. The available categories and fiscal year 2019/20 fees are listed below. The fees shall be increased annually based on the Consumer Price Index (CPI).

All taxes, City Business Tax Receipts and upland fees shall be due and payable prior to October 1st of each year thereafter.

Beach Equipment..... \$851.00 per year

Beach Equipment: Beach chairs, chair pads, umbrellas, sun canopies

Waterside Equipment: snorkeling equipment (e.g. masks, fins, snorkels), personal floatation on devices (e.g. rafts, donuts, water wings, noodles, boogie board); and miscellaneous beach toys (e.g. Beach ball, bucket/shovels/rakes, kadima paddles)

Food and Beverage (without mobile cooking/heating Concession Facilities) \$851.00 per year

Food and Beverage with mobile cooking/heating Concession Facilities \$851.00 per year

Watersport (only for those with existing City channels) \$851.00 per year

APPLICATION REQUIREMENTS

Enclosed herewith is a copy of the most current *Rules and Regulations for Beachfront Concession Operations* and *Application for Beachfront Concession Operations* which must be submitted and approved prior to the operation of any Beachfront Concession. Carefully review the documents and familiarize yourself with their contents.

Please ensure that:

- 1) All required signatures are obtained and notarized.
- 2) Original certificate(s) of insurance is (are) provided.
- 3) Evacuation Plan is fully completed.
- 4) Operational Plan is fully completed, including the number of chairs, equipment, etc. which you are requesting to place on the beach.
- 5) Beachfront Concession Layout (drawing) of your operation, including the dimensions of the beachfront area that you intend to use, is specific.
- 6) All approvals required by the Planning Department (Design Review Process) are provided.
- 7) In the event there is an existing authorized and properly licensed watersport operation and applicant desires to continue operating said service, a new authorization will be subject to the City's entering into a new contract with the Concessionaire and the issuance of all Business Tax Receipts to operate same.

Please submit all applications to:

City of Miami Beach
Property
Management
1833 Bay Road
Miami Beach, Florida 33139

Once your application is reviewed and approved, a contract will be forwarded to you for execution. Once said contract is executed and returned to the City, final authorization will be granted, and you may apply for your Business Tax Receipt(s).

Operation of any beachfront business without proper authorization and/or permit, including but not limited to: contracts, business tax receipt (s), insurance, approved evacuation and operation plans, and Planning Department permits and/or authorizations which may be required, will not be permitted.

ANY BEACHFRONT BUSINESS TO BE OPERATING WITHOUT CITY AUTHORIZATION SHALL BE CONSIDERED TO BE TRESPASSING AND WILL BE REMOVED FROM THE BEACH AND ANY EQUIPMENT WILL BE CONFISCATED AT CONCESSIONAIRE'S SOLE EXPENSE.

If you have any questions, please do not hesitate to contact the Office of Real Estate at (305) 673-7631.