

RECEIVED
LEGAL COUNSEL SEC.

PETITION OF APPEAL FROM DECISION OF
MIAMI-DADE COUNTY COMMUNITY ZONING APPEALS BOARD,
TO THE BOARD OF COUNTY COMMISSIONERS

CHECKED BY B AMOUNT OF FEE \$1954.12

RECEIPT # 200516031

DATE HEARD: 5/10/05

BY CZAB # 121405

RECEIVED
MAY 12 2005
ZONING HEARINGS SECTION
MIAMI-DADE PLANNING AND ZONING DEPT.
BY B
DATE RECEIVED STAMP

This Appeal Form must be completed in accordance with the "Instruction for Filing an Appeal" and in accordance with Chapter 33 of the Code of Miami-Dade County, Florida, and return must be made to the Department on or before the Deadline Date prescribed for the Appeal.

RE: Hearing No. 04-366

Filed in the name of (Applicant) DADELAND BREEZE APARTMENTS, LLC

Name of Appellant, if other than applicant _____

Address/Location of APPELLANT'S property: NORTH OF SW 88 STREET AND WEST OF SR 826

Application, or part of Application being Appealed (Explanation): ENTIRE APPLICATION

Appellant (name): DADELAND BREEZE APARTMENTS, LLC

hereby appeals the decision of the Miami-Dade County Community Zoning Appeals Board with reference to the above subject matter, and in accordance with the provisions contained in Chapter 33 of the Code of Miami-Dade County, Florida, hereby makes application to the Board of County Commissioners for review of said decision. The grounds and reasons supporting the reversal of the ruling of the Community Zoning Appeals Board are as follows:
(State in brief and concise language)

THE DENIAL OF THE APPLICATION WAS NOT BASED ON SUBSTANTIAL
COMPETENT EVIDENCE

APPELLANT MUST SIGN THIS PAGE

Date: _____ day of MAY, year: 2005

Signed _____ *

HARVEY HERNANDEZ
Print Name

4535 PONCE DE LEON BLVD., CORAL GABLES
Mailing Address FL, 33146

305.740.0819 _____
Phone Fax

REPRESENTATIVE'S AFFIDAVIT
If you are filing as representative of an association or other entity, so indicate:

Representing

Signature

Print Name

Address

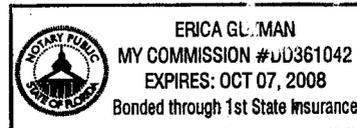
City State Zip

Telephone Number

Subscribed and Sworn to before me on the 12th day of May, year 2005

[Signature]
Notary Public *

(stamp/seal)



Commission expires: Oct. 07, 2008.

APPELLANT'S AFFIDAVIT OF STANDING
(must be signed by each Appellant)

STATE OF FLORIDA

COUNTY OF MIAMI-DADE

Before me the undersigned authority, personally appeared HARVEY HERNANDEZ
(Appellant) who was sworn and says that the Appellant has standing to file the attached appeal
of a Community Zoning Appeals Board decision.

The Appellant further states that they have standing by virtue of being of record in Community
Zoning Appeals Board matter because of the following:

(Check all that apply)

- 1. Participation at the hearing
- 2. Original Applicant
- 3. Written objections, waivers or consent

Appellant further states they understand the meaning of an oath and the penalties for perjury,
and that under penalties of perjury, Affiant declares that the facts stated herein are true.

Further Appellant says not.

Witnesses:

[Handwritten Signature]

 Signature

 HUMBERTO VANECKS
 Print Name

[Handwritten Signature]

 Appellant's signature

 HARVEY HERNANDEZ
 Print Name

[Handwritten Signature]

 Signature

 ENRIQUE R. VILA
 Print Name

Sworn to and subscribed before me on the 12th day of May, year 2005.

Appellant is personally know to me or has produced _____ as
identification.

Notary
(Stamp/Seal)



ERICA G. MAN
MY COMMISSION #UD361042
EXPIRES: OCT 07, 2008
Bonded through 1st State Insurance

Commission Expires. Oct. 07, 2008

DISCLOSURE OF INTEREST*

If a **CORPORATION** owns or leases the subject property, list principal stockholders and percent of stock owned by each. [Note: Where principal officers or stockholders consist of other corporation(s), trust(s), partnership(s) or similar entities, further disclosure shall be made to identify the natural persons having the ultimate ownership interest].

CORPORATION NAME: DADELAND BREEZES APARTMENTS, LLC, A LIMITED LIABILITY COMPANY

| <u>NAME AND ADDRESS</u> | <u>Percentage of Stock</u> |
|---------------------------------|----------------------------|
| <u>4035 PONCE DE LEON BLVD.</u> | <u>SEE ATTACHED</u> |
| <u>CORAL GABLES, FL 33146</u> | <u>EXHIBIT "A"</u> |
| | |
| | |
| | |
| | |

If a **TRUST** or **ESTATE** owns or leases the subject property, list the trust beneficiaries and percent of interest held by each. [Note: Where beneficiaries are other than natural persons, further disclosure shall be made to identify the natural persons having the ultimate ownership interest].

TRUST/ESTATE NAME: _____

| <u>NAME AND ADDRESS</u> | <u>Percentage of Interest</u> |
|-------------------------|-------------------------------|
| | |
| | |
| | |
| | |
| | |

If a **PARTNERSHIP** owns or leases the subject property, list the principals including general and limited partners. [Note: Where partner(s) consist of other partnership(s), corporation(s), trust(s) or similar entities, further disclosure shall be made to identify the natural persons having the ultimate ownership interests].

PARTNERSHIP OR LIMITED PARTNERSHIP NAME: _____

| <u>NAME AND ADDRESS</u> | <u>Percent of Ownership</u> |
|-------------------------|-----------------------------|
| | |
| | |
| | |
| | |

If there is a **CONTRACT FOR PURCHASE** by a Corporation, Trust or Partnership, list purchasers below, including principal officers, stockholders, beneficiaries or partners. [Note: Where principal officers, stockholders, beneficiaries or partners consist of other corporations, trusts, partnerships or similar entities, further disclosure shall be made to identify natural persons having ultimate ownership interests].

NAME OF PURCHASER: _____

| NAME, ADDRESS AND OFFICE (if applicable) | Percentage of Interest |
|--|------------------------|
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |

Date of contract: _____

If any contingency clause or contract terms involve additional parties, list all individuals or officers, if a corporation, partnership or trust:

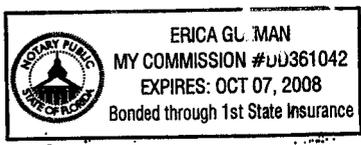
NOTICE: For changes of ownership or changes in purchase contracts after the date of the application, but prior to the date of final public hearing, a supplemental disclosure of interest is required.

The above is a full disclosure of all parties of interest in this application to the best of my knowledge and belief.

* Signature: [Handwritten Signature]
(Applicant)

* Sworn to and subscribed before me this 12th day of May, 2005. Affiant is personally known to me or has produced _____ as identification.

[Handwritten Signature]
(Notary Public)



My commission expires Oct. 07, 2008

*Disclosure shall not be required of: 1) any entity, the equity interests in which are regularly traded on an established securities market in the United States or another country; or 2) pension funds or pension trusts of more than five thousand (5,000) ownership interests; or 3) any entity where ownership interests are held in a partnership, corporation or trust consisting of more than five thousand (5,000) separate interests, including all interests at every level of ownership and where no one (1) person or entity holds more than a total of five per cent (5%) of the ownership interest in the partnership, corporation or trust. Entities whose ownership interests are held in a partnership, corporation, or trust consisting of more than five thousand (5,000) separate interests, including all interests at every level of ownership, shall only be required to disclose those ownership interest which exceed five (5) percent of the ownership interest in the partnership, corporation or trust.

EXHIBIT

"A B"

Dadeland Breezes Apartments, LLC

Dadeland Breezes Partners, LLC

BCP- Prestige Dadeland, LLC

FGH Holdings, LLC

Guillermo Hanfling (20%)
Fuad Farach (20%)
Harvey Hernandez (60%)

Boschetti Capital Partners, LLC

Jose Boschetti (60%)
Luis Boschetti (40%)

Prestige Builder's Capital Investments, LLC

Martin Caparros (70%)
Alex Vega (10%)
Julfo Robaina (10%)
Otto Rodriguez (10%)