



City of Dania Beach, Florida Department of Community Development Planning and Zoning Division (954) 924-6805 X3643 (954) 922-2687 Fax

Standard Development Application

□ Administrative Variance□ Land Use Amendment		
□ Plat□ Rezoning	Date Rec'd:	
☐ Site Plan☐ Special Exception	Petition No.: VR-024-15	
■ Variance ROW Dedication □ Other:(SEE APPLICATE	ON TYPE SCHEDULE ON PAGES 3 & 4)	
THIS APPLICATION WILL NOT BE ACCEPTED UNTIL IT IS COMPLETE AND SUBMITTED WITH ALL NECESARRY DOCUMENTS. Refer to the application type at the top of this form and "Required Documentation" checklist to determine the supplemental documents required with each application. For after the fact applications, the responsible contractor of record shall be present at the board hearing. Their failure to attend may impact upon the disposition of your application. As always, the applicant or their authorized legal agent must be present at all meetings. All projects must also obtain a building permit from the City Building Division. For more information please reference the Dania Beach Land Development Code Part 6, Development Review Procedures and Requirements.		
Location Address: 2648 – 2616 GRIFFIN RD (6 parcels) Lot(s): 9 Block: 1 Subdivision:)	
Lot(s): 9 Block: 1 Subdivision:		
Recorded Plat Name: Reed Land Co Subdivision,	PB 2-32 DCR	
Recorded Plat Name: Reed Land Co Subdivision, Folio Number(s): See attached Legal D	Description: see attached	
Applicant/Consultant/Legal Representative (circle one)		
Address of Applicant: 3563 NW 53 Street, Fort La		
Business Telephone: <u>954-739-6400</u> Home:	Fax:	
E-mail address: Catherine Donn: cdonn@craver	nthompson.com	
Name of Property Owner: SDS Development and	Trust, LLC c/o Sharon Sharaby	
Address of Property Owner: 5256 SW 38 AVE, FC	PRT LAUDERDALE FL 33312	
Business Telephone: Home:	Fax:	
Explanation of Request: relief from SECTION 815-30 for ROW dedication for SW 26 Terr. For Plats please provide proposed Plat Name for Variances please attach <u>Criteria Statement</u> as per Section 625.40 of the Land Development Code.		
Prop. Net Acreage: 1.50 Gross Acreage: 1.56	Prop. Square Footage:	
Existing Use: Commercial/Residential Propos	sed Use: Commercial (C-4)	

Is property owned individually, by a corporation, association, or a joint venture? owned by a Limited Liability Company

AUTHORIZED REPRESENTATIVE

I/we are fully aware of the request being made to the City of Dania Beach. If I/We are unable to be present, I/we hereby authorize Craven Thompson & Associates, Inc.

(individual/firm) to represent me/us in all matters related to this application. I/we hereby acknowledge that the applicable fee was established to offset administrative costs and is not refundable.

I/we are fully aware that all approvals automatically expire within 12 months of City of Dania Beach Planning and Zoning Board or City Commission approval, or pursuant to the expiration timeframe listed in Part 6 of the Dania Beach Land Development Code.

STATE OF FLORIDA COUNTY OF BROWARD The foregoing instrument was acknowledged	By:(Owner / Agent signature*)	
BEFORE ME THISO G DAY OF	FEB, 20_15	
By: Kelly Sharahy		
(Print name of person acknowledging) KELLY SHARABY MY COMMISSION #FF062859	(Joint owner signature if applicable)	
Notary Expires October 14, 2017 (Signature of Norary Public Notary State of)	
Personally known or Produced Identification		
Type of identification produced:	or Drivers License	

*If joint ownership, both parties must sign. If partnership, corporation or association, an authorized officer must sign on behalf of the group. A notarized letter of authorization from the owner of record must accompany the application if an authorized agent signs for the owner(s).

NO APPLICATION WILL BE AUTOMATICALLY SCHEDULED FOR A MEETING.

ALL APPLICATIONS MUST BE DETERMINED COMPLETE BY STAFF
BEFORE PROCESSING OCCURS.



COMPLIANCE WITH SECTION 625-40, CITY OF DANIA BEACH CODE, VARIANCE REVIEW CRITERIA FOR PROPERTY LOCATED AT 2648-2616 GRIFFIN ROAD KOOSH PLAZA

VARIANCE FROM SECTION 815-30 DEDICATION OF TWENTY-FIVE (25) FEET FOR RIGHT OF WAY

- (A) The city commission or planning and zoning board, as applicable, shall hold its public hearing and, after consideration of the staff recommendation and public input, if any, may deny, approve or approve with conditions the application for variance, based upon its determination that the petitioner has demonstrated that the criteria provided in the following subsections (1) through (5) have been satisfied:
 - (1) That the requested variance maintains the basic intent and purpose of the subject regulations, particularly as it affects the stability and appearance of the city;

The Applicant requests a variance from the requirements of Section 815-30 of the City's Land Development Code, which provides for the dedication of twenty-five (25) feet, i.e. one half of the prescribed width of fifty (50) feet, for streets for which a specific width is not designated in the Land Development Code.

Existing S.W. 26th Terrace borders the subject site on the west and is a local road ranging from ten (10) feet in width to twenty (20) feet in width for a small portion of roadway. The Applicant requests that a variance be granted from the requirement that it dedicate an additional fifteen (15) feet for right-of-way. The road currently serves approximately fifteen (15) residences and is essentially an alley dead ending to the south. Although the road does loop back to the east connecting into S.W. 26th Avenue, it does not connect as a throughway to any properties other than those it serves along the west side of the road. The road has no direct connection on the north side of Griffin Road.

Two plats were recorded in the late 1980's abutting S.W. 26th Terrace with no requirement for dedication of additional right-of-way for that street. There will be no access to the project site from S.W. 26th Terrace and an NVAL will be established along the entire roadway in connection with the approval of the replat of the property which is currently under review by Broward County and the City.

The entire site is being developed in a manner to preserve the stability and character of the residential properties to the south and west. Trees overhang this narrow access road. Widening of the road would serve no purpose other than to adversely impact the residential neighborhood. Dedication of additional right-of-way would serve no practical purpose and would require a complete redesign of the site and the plat.

(2) That the requested variance is otherwise compatible with the surrounding land uses and would not be detrimental to the community;

The requested variance would be completely compatible with the surrounding land uses by maintaining the existing character of the neighboring residential uses. Failure to grant the variance would be detrimental to the community and to the adjoining residences.

(3) That the requested variance is consistent with, and in furtherance of, the goals, objectives and policies of the adopted Comprehensive Plan, as amended from time to time, and all other similar plans adopted by the city;

The proposed development of a retail/office/commercial use is permitted under the City's Comprehensive Plan. Approval of the variance will further the development of a well designed and landscaped project for the area. It will acknowledge and confirm the existing residential character of the adjoining properties and permit the residential and retail/office/commercial uses to co-exist in a manner beneficial to all property owners.

(4) That the plight of the petitioner is due to unique circumstances of the property or petitioner which would render conformity with the strict requirements of the subject regulations unnecessarily burdensome;

The development proposed for the site has been designed with the interests of the existing residential properties in mind. Compliance with the strict requirements of the regulations would unnecessarily burden the adjacent residential property owners.

(5) That the variance requested is the minimum variance that is necessary to afford relief to the petitioner, while preserving the character, health, safety and welfare of the community.

The variance is the minimum necessary to accommodate the proposed development in a manner that will address the impact of the development on the neighboring properties. The project has been designed to maximize the setback of the buildings from the residential properties and to otherwise preserve the character and welfare of the surrounding communities.





City of Dania Beach, Florida Department of Community Development Planning and Zoning Division (954) 924-6805 X3643 (954) 922-2687 Fax

Standard Development Application

☐ Land Use Amendment	
□ Plat □ Rezoning	Date Rec'd:
□ Site Plan □ Special Exception	Petition No.: <u>VA-025-</u> ≥5
■ Variance Terminal Peninsula	
□ Other:(SEE APPLICATION T)	PE SCHEDULE ON PAGES 3 & 4)
THIS APPLICATION WILL NOT BE ACCEPTED UNTIL ALL NECESARRY DOCUMENTS. Refer to the application Documentation" checklist to determine the supplemental defor after the fact applications, the responsible contractor of Their failure to attend may impact upon the disposition of you authorized legal agent must be present at all meetings. All put the City Building Division. For more information please referenced Part 6, Development Review Procedures and Recommendation of the Contraction of t	type at the top of this form and "Required ocuments required with each application. record shall be present at the board hearing. or application. As always, the applicant or their projects must also obtain a building permit from erence the Dania Beach Land Development quirements.
Location Address: 2648 – 2616 GRIFFIN RD (6 parcels)	
Lot(s): Block: Subdivision:	
Recorded Plat Name: Reed Land Co Subdivision, PB 2	2-32 DCR
Folio Number(s): see attached Legal Descri	
Applicant/Consultant/Legal Representative (circle one)	en Thompson & Associates, Inc.
Address of Applicant: 3563 NW 53 Street, Fort Lauder	dale, FL 33309
Business Telephone: 954-739-6400 Home:	Fax:
E-mail address: Catherine Donn: cdonn@craventhor	npson.com
Name of Property Owner: SDS Development and Trust	t, LLC c/o Sharon Sharaby
Address of Property Owner: 5256 SW 38 AVE, FORT I	AUDERDALE FL 33312
Business Telephone: (954) 394-6615 Home:	Fax:
Explanation of Request: relief from SECTION 275-1	00(D) for terminal landscape peninsulas
For Plats please provide proposed Plat Name for Varian Section 625.40 of the Land Development Code.	ices please attach <u>Criteria Statement</u> as per
Prop. Net Acreage: 1.50 Gross Acreage: 1.56 Pr	op. Square Footage: 35,000
Existing Use: Commercial/Residential Proposed Use	Commercial (C-4)

Is property owned individually, by a corporation, association, or a joint venture? owned by a Limited Liability Company

AUTHORIZED REPRESENTATIVE

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(individual/firm) to represent me/us in all matters related to this application. I/we hereby acknowledge that the applicable fee was established to offset administrative costs and is not refundable.

I/we are fully aware that all approvals automatically expire within 12 months of City of Dania Beach Planning and Zoning Board or City Commission approval, or pursuant to the expiration timeframe listed in Part 6 of the Dania Beach Land Development Code.

STATE OF FLORIDA COUNTY OF BROWARD The foregoing instrument was acknowledged	By:(Owner / Agent signature*)	
BEFORE ME THIS DAY OF	EB_, 20_15	
By: Kelly Sharaby		
(Print name of person acknowledging)	(Joint owner signature if applicable)	
Notary (Signature of Notary Public State of	urida)	
Personally known or Produced Identification		
Type of identification produced:	or Drivers License	

*If joint ownership, both parties must sign. If partnership, corporation or association, an authorized officer must sign on behalf of the group. A notarized letter of authorization from the owner of record must accompany the application if an authorized agent signs for the owner(s).

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ALL APPLICATIONS MUST BE DETERMINED COMPLETE BY STAFF BEFORE PROCESSING OCCURS.

COMPLIANCE WITH SECTION 625-40, CITY OF DANIA BEACH CODE, VARIANCE REVIEW CRITERIA FOR PROPERTY LOCATED AT 2648-2616 GRIFFIN ROAD

KOOSH PLAZA

FEB 0 3 2015

VARIANCE FROM SECTION 275-100(D) TERMINAL LANDSCAPE PENINSULAS

- (A) The city commission or planning and zoning board, as applicable, shall hold its public hearing and, after consideration of the staff recommendation and public input, if any, may deny, approve or approve with conditions the application for variance, based upon its determination that the petitioner has demonstrated that the criteria provided in the following subsections (1) through (5) have been satisfied:
 - (1) That the requested variance maintains the basic intent and purpose of the subject regulations, particularly as it affects the stability and appearance of the city:

The Applicant requests a variance from the requirements of Section 275-100(D) of the City's Land Development Code which provides that "Terminal landscape peninsulas shall be ten (10) feet wide and as long as the required length of the parking stall in that aisle (exclusive of curb dimensions). Each peninsula shall have a minimum of two (2) category 1 trees."

Attached hereto is the proposed site plan (Sheet A1.00) for the project identifying four (4) terminal peninsulas for which a variance from the required width is requested. No variance is requested for the length of the peninsulas. In addition, variances are requested for the terminal peninsulas (as shown on the attached sheets comprising the Landscape Plans) from the requirement that such peninsulas contain a minimum of two (2) category 1 trees.

The property is an irregularly shaped site comprised of approximately 1.56 acres located to the south of, and with frontage upon, West Griffin Road and is to be developed with three (3) retail/office/commercial buildings. The property lying to the east is the Tropical Acres Restaurant. Property to the west and south of the subject site is residentially zoned and used. The site is approved with platted access from Griffin Road, a road under the jurisdiction of the Florida Department of Transportation. A variance from the required width of the terminal peninsulas is necessary in order to accommodate the number of required parking spaces to serve the buildings. The variance will also permit a better traffic flow through the adjacent drive aisles. In addition, the design of the site and location of the buildings on the site is intended to maximize the setback from the residential areas adjacent to the site. Modification of the width of certain of the terminal peninsulas as shown is a reasonable method for accommodating the dimensional limitations on the site while at the same

providing a landscape plan consistent with the intent and purpose of the City's landscape regulations.

(2) That the requested variance is otherwise compatible with the surrounding land uses and would not be detrimental to the community;

Approval of the requested variance will permit a retail/office/commercial development compatible with the surrounding area and land uses. There are existing commercial uses along Griffin Road including the Tropical Acres Restaurant. There are also certain residential uses to the south and west of the subject property. The proposed configuration of the terminal peninsulas together with the landscape plan as proposed will not be detrimental to the neighborhood, but will provide a well designed and landscaped site for the benefit of the neighboring properties.

(3) That the requested variance is consistent with, and in furtherance of, the goals, objectives and policies of the adopted Comprehensive Plan, as amended from time to time, and all other similar plans adopted by the city;

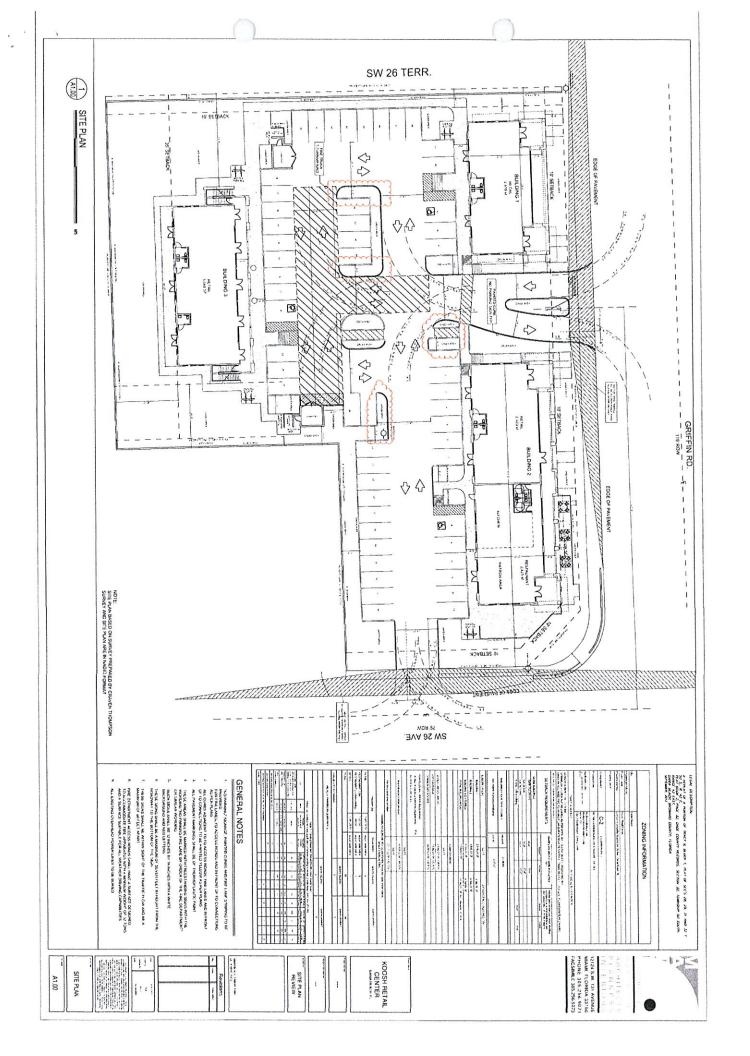
The requested variance will permit the construction of the retail/office/commercial uses as permitted under the City's Comprehensive Plan. Approval of the variance will permit a well designed project which is the type of use needed for the Griffin Road corridor in order to improve deteriorating economic and demographic conditions, vacant lots, and other negative conditions. Once constructed the project will draw customers into the area and serve the needs of residents within the neighboring residential areas as well as visitors and travelers using the Griffin Road corridor.

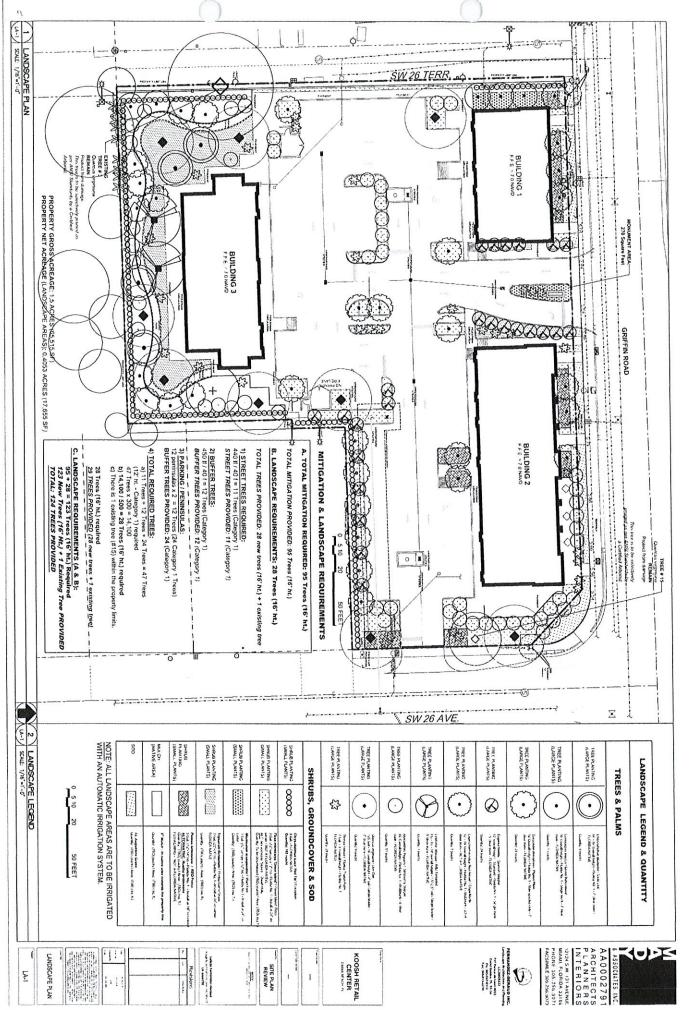
(4) That the plight of the petitioner is due to unique circumstances of the property or petitioner which would render conformity with the strict requirements of the subject regulations unnecessarily burdensome;

The property is an irregularly shaped lot. Residential uses lie to the south and west of the property. Given the configuration of the proposed buildings to accommodate the interests of the neighboring properties, it is necessary to design the parking area and associated landscaping in a manner requiring this request for a variance.

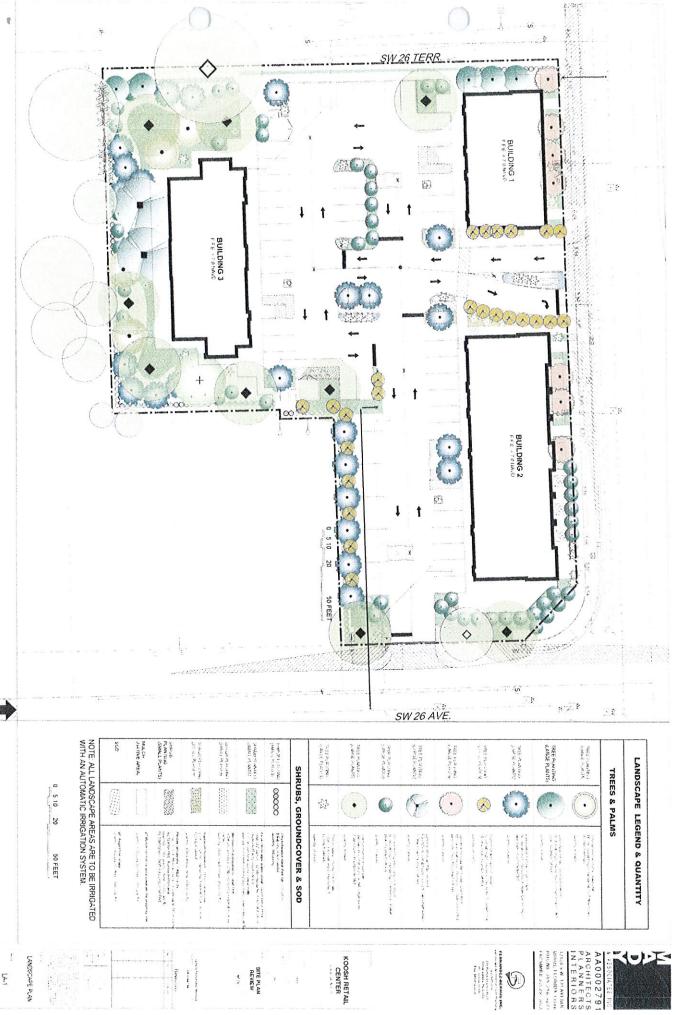
(5) That the variance requested is the minimum variance that is necessary to afford relief to the petitioner, while preserving the character, health, safety and welfare of the community.

The variance is the minimum necessary to accommodate the proposed development in a manner that will address the impact of the development on the neighboring properties. The project has been designed to maximize the setback of the buildings from the residential properties.





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City of Dania Beach, Florida Department of Community Development Planning and Zoning Division (954) 924-6805 X3643 (954) 922-2687 Fax

Standard Development Application

Administrative VarianceLand Use Amendment		
□ Plat □ Rezoning	Date Rec'd:	
□ Site Plan□ Special Exception	Petition No.: YA · 038 - 15	
■ Variance Adj. Landscaping□ Other: (SEE APPLICATION)	TYPE SCHEDULE ON PAGES 3 & 4)	
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Recorded Plat Name: Reed Land Co Subdivision, PB Folio Number(s): See attached Legal Description	2-32 DCR	
Folio Number(s): see attached Legal Desc	ription: see attached	
Applicant/Consultant/Legal Representative (circle one)	ven Thompson & Associates, Inc.	
Address of Applicant: 3563 NW 53 Street, Fort Lauderdale, FL 33309		
Business Telephone: 954-739-6400 Home:	Fax:	
E-mail address: Catherine Donn: cdonn@craventhompson.com		
Name of Property Owner: SDS Development and True	st, LLC c/o Sharon Sharaby	
Address of Property Owner: 5256 SW 38 AVE, FORT	LAUDERDALE FL 33312	
Business Telephone: (954) 394-6615 Home:	Fax:	
Explanation of Request: relief from SECTION 275-110(D) for adjacent landscaping For Plats please provide proposed Plat Name for Variances please attach Criteria Statement as per Section 625.40 of the Land Development Code.		
Prop. Net Acreage: 1.50 Gross Acreage: 1.56		
	Jse: Commercial (C-4)	

Is property owned individually, by a corporation, association, or a joint venture? owned by a Limited Liability Company

AUTHORIZED REPRESENTATIVE

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STATE OF FLORIDA COUNTY OF BROWARD The foregoing instrument was acknowledged	By:(Owner / Agent signature*)	
BEFORE ME THIS DAY OF	FEB, 20 15	
By: Kelly Sharahy		
(Print name of person acknowledging ABY) MY COMMISSION #FF062858	(Joint owner signature if applicable)	
Notary EXPIRES October 14, 2017 Notary FloridaNotary Sarvice.com (Signature of Notary Public – State of	,	
Personally known or Produced Identification		
Type of identification produced:	or Drivers License	

*If joint ownership, both parties must sign. If partnership, corporation or association, an authorized officer must sign on behalf of the group. A notarized letter of authorization from the owner of record must accompany the application if an authorized agent signs for the owner(s).

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COMPLIANCE WITH SECTION 625-40, CITY OF DANIA BEACH CODE, VARIANCE REVIEW CRITERIA FOR PROPERTY LOCATED AT 2648-2616 GRIFFIN ROAD KOOSH PLAZA

VARIANCE FROM SECTION 275-110(D) FEB 0 9 2015
LANDSCAPING FOR DEVELOPMENT ADJACENT TO RESIDENTIAL PROPERTY

- (A) The city commission or planning and zoning board, as applicable, shall hold its public hearing and, after consideration of the staff recommendation and public input, if any, may deny, approve or approve with conditions the application for variance, based upon its determination that the petitioner has demonstrated that the criteria provided in the following subsections (1) through (5) have been satisfied:
 - (1) That the requested variance maintains the basic intent and purpose of the subject regulations, particularly as it affects the stability and appearance of the city;

The Applicant requests a variance from the requirements of Section 275-110(D) of the City's Land Development Code which requires a landscaped area at least ten (10) feet in depth for commercial development abutting residentially zoned or used property, subject to certain requirements. Upon approval of the community development director, the code permits fencing materials, including a wood fence, six (6) feet in height to be installed immediately adjacent to the residential property. Such approval also requires the installation of a double row of category 1 trees, each row forty (40) feet off-center, to be placed in the area between the fence and the commercial property. A variance is requested from the requirement for the installation of the above described double row of trees.

Attached hereto are two sheets comprising Landscape Plans for the subject property including the areas adjacent to which the fence will be installed. It is requested that the attached Landscape Plans be approved reflecting the variance from the requirements of Section 275-110(D) as described above.

The property is an irregularly shaped site comprised of approximately 1.56 acres located to the south of, and with frontage upon, West Griffin Road and is to be developed with three (3) retail/office/commercial buildings. The property lying to the east is the Tropical Acres Restaurant. Property to the west and south of the subject site is residentially zoned and used. The site is approved with platted access from Griffin Road, a road under the jurisdiction of the Florida Department of Transportation. The variance requested will provide for the design of the site and location of the buildings on the site in order to maximize the setback from the residential areas adjacent to the site. The proposed landscape plan provides significant landscaping consistent with the intent and purpose of the City's

landscape regulations and is intended to protect and buffer the neighboring residential areas from the retail/office/commercial uses.

(2) That the requested variance is otherwise compatible with the surrounding land uses and would not be detrimental to the community;

Approval of the requested variance will permit a retail/office/commercial development compatible with the surrounding area and land uses. There are certain residential uses to the south and west of the subject property. The proposed Landscape Plan will not be detrimental to the neighborhood, but will provide a well designed and landscaped site for the benefit of the neighboring properties.

(3) That the requested variance is consistent with, and in furtherance of, the goals, objectives and policies of the adopted Comprehensive Plan, as amended from time to time, and all other similar plans adopted by the city;

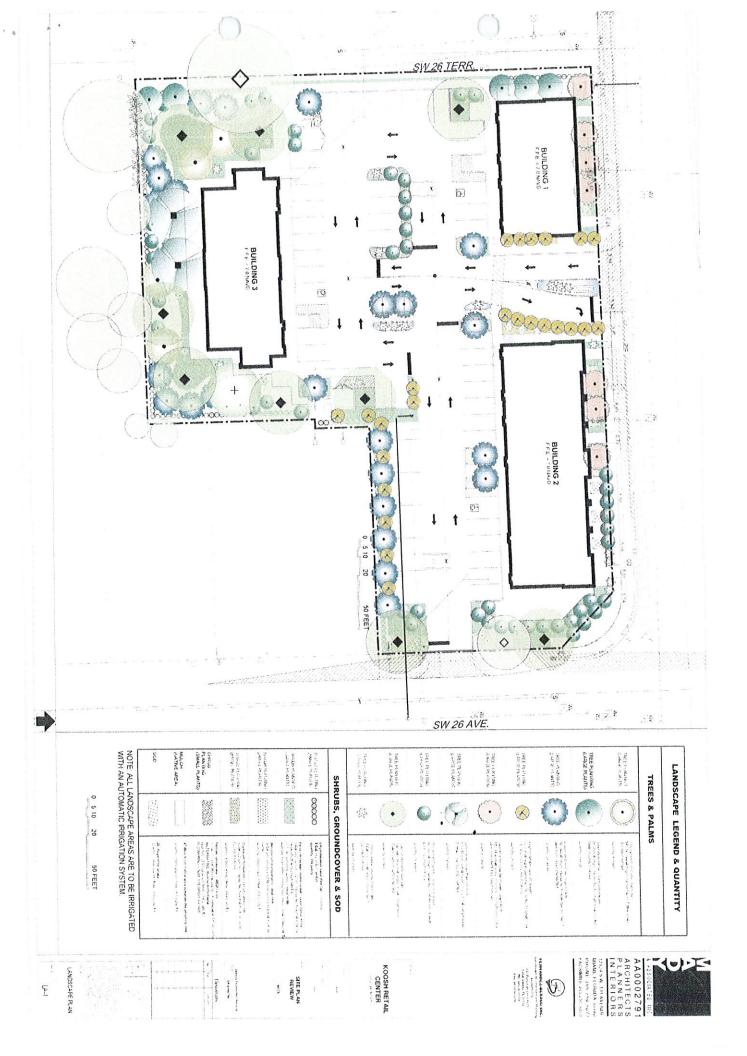
The requested will construction of variance permit the retail/office/commercial use which is permitted under the City's Comprehensive Plan. Approval of the variance will permit a well designed and landscaped project which is the type of use needed for the Griffin Road corridor in order to improve deteriorating economic and demographic conditions, vacant lots, and other negative conditions. The variance will permit a landscape design unique to the site which will provide a significant buffer between the project and the residential properties. Once constructed, the project will draw customers into the area and serve the needs of residents within the neighboring residential areas as well as visitors and travelers using the Griffin Road corridor.

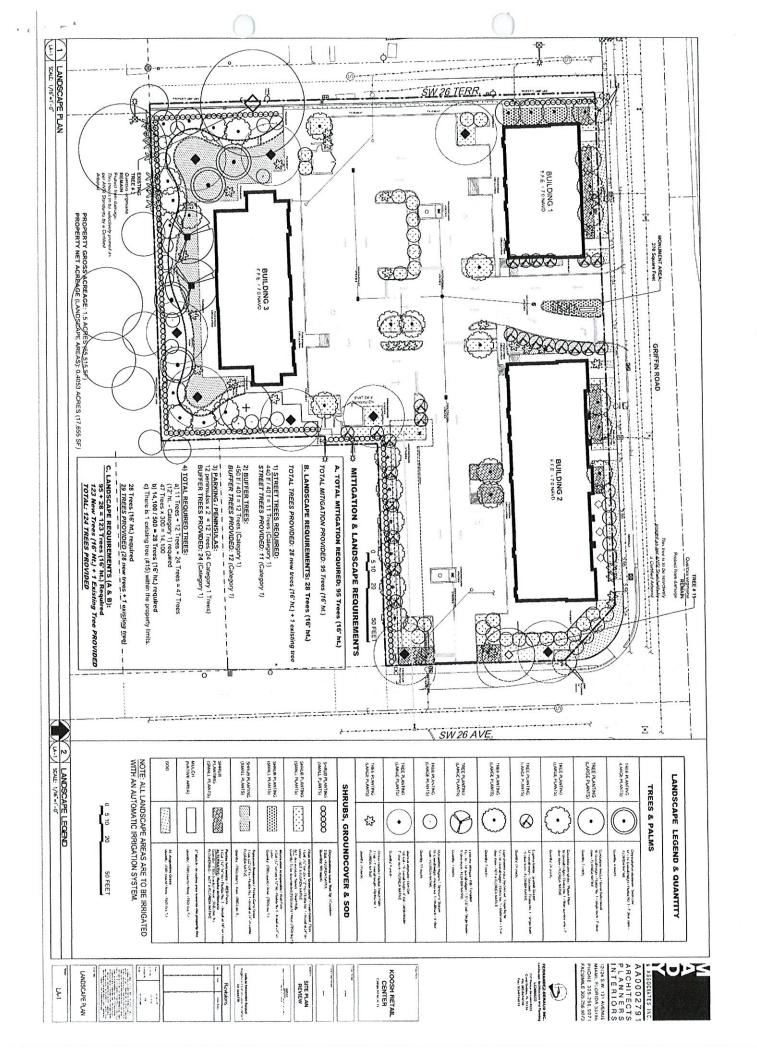
(4) That the plight of the petitioner is due to unique circumstances of the property or petitioner which would render conformity with the strict requirements of the subject regulations unnecessarily burdensome;

The property is an irregularly shaped lot. Residential uses lie to the south and west of the property. Given the configuration of the proposed buildings to accommodate the interests of the neighboring properties, it is necessary to design the landscaping in a manner requiring this request for a variance.

(5) That the variance requested is the minimum variance that is necessary to afford relief to the petitioner, while preserving the character, health, safety and welfare of the community.

The variance is the minimum necessary to accommodate the proposed development in a manner that will address the impact of the development on the neighboring properties. The project has been designed to maximize the setback of the buildings from the residential properties.





Lajoie, Corinne

From:

Leticia Fernandez-Beraud < leticiaf@Fernandez-Beraud.com>

Sent:

Thursday, April 16, 2015 7:23 PM

To:

Lajoie, Corinne

Cc:

'Gonzalo Scotti, AIA'; Claudia Alzate

Subject:

RE: Koosh - landscape variance question - 04-16-15

RE: Koosh - landscape variance question – Response - 04-16-15

Corinne,

The following are my responses.

- 1) Question by Corinne Lajoie, AICP, LEED GA: I have a question regarding the variance from the double row of trees. I read your justification statement but still have no idea why a double row of trees cannot be provided. In fact, it sorta looks like a double row of trees are provided along the south east side of the property. Can you please clarify.
 - a. Response by Leticia Fernandez-Beraud, RLA: As discussed with Claudia Alzate, there were two factors that were not allowing us to create a double row of trees:
 - i. First, there is not space to locate a double row of trees, one row in front of the other.
 - ii. Second, there is an underground utility line that runs the whole length of the planter.
 - iii. We tried to address this issue by including one row of trees in the back and a second row of trees offset in the front.
- 2) Question by Corinne Lajoie, AICP, LEED GA: I I have a question regarding the variance request for the landscape islands. What category trees are proposed for the landscape islands?
 - a. Response by Leticia Fernandez-Beraud, RLA:
 - i. The parking islands in general have different Category Trees based on the planter configuration and size. In general, you will find category 1, 2, 3 and 4 trees in the parking islands, and in some cases, a combination of any of the tree categories.
 - ii. Please refer to the plan and the key sheet. The trees are identified by name as they are listed in the City of Dania Beach Tree Category List.

I will follow up with a phone call to make sure that all responses are clear to you.

With regards,

Leticia Fernandez-Beraud, RLA LA 6666730