

SPECIAL EXCEPTION USE AFFIDAVIT OF COMPLIANCE WITH CONDITIONS OF APPROVAL

[ICON RESTAURANT AND LOUNGE, LLC] (25-SE-006)

I, RENAL Innocent, being sworn, do hereby certify and affirm that the following statements are true:

I have read in its entirety the [ICON RESTAURANT AND LOUNGE, LLC & 25-SE-006] Development Review Report, any Supplemental Development Review Reports, and all attachments and exhibits associated with the special exception use application filed with the City of Lauderdale, Florida Planning and Zoning Division and understand its contents. *I further acknowledge that Special Exception Use applications are reviewed and will be subject to approval by the Lauderdale City Commission in a quasi-judicial hearing and my attendance at the hearing, or the attendance of my representative or designee, is required to ensure all facts pertaining to the matter are put on record.*

I have read and understand the below described conditions of approval and voluntarily agree to comply with all said conditions. I understand that no Special Exception will be executed or approved in final until and unless this signed Affidavit is submitted to the City:

1. This special exception use development order to allow the restaurant bar with accessory live entertainment is specifically granted to ABC Development Inc. and S17TPA, Corp. and such development order cannot be conveyed to another person or entity. Any change of corporate ownership affecting 51% percent or more of the interest of the business or any of its assets in any manner shall trigger this provision.
2. The Accessory indoor live entertainment is restricted to a total of 8,118 square feet site located at 5248 N. University Drive Consistent with the Land Development Regulations Article IV., Part 4.0., Section 4.3., the expansion, alteration, enlargement or removal to another location of this use shall be unlawful unless the City Commission amends this development order to allow such expansion, alteration, enlargement or removal to another location.
3. A dance floor and elevated stage shall be prohibited.
4. A cover charge, entrance or similar fee shall not be charged for admittance.
5. Prohibited Uses include; Principle Live Entertainment Uses (Nightclub) as well as Event Hall Uses and Banquet Hall Uses. Sexually Oriented Live Entertainment and/or Adult Entertainment Uses shall be strictly prohibited.
6. The general days and hours of operation are five (5) days a week, Wednesday through Sunday 5 p.m. to 2 a.m.

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7. If there are any code enforcement violations or liens, this Special Exception Use Development Order may be brought before the City Commission to be reconsidered, at which time the development order, or the conditions of approval, may be subject to modification, suspension and/or revocation.
8. Any violation of these conditions of approval may result in a public hearing before the City Commission and may result in the modification, suspension or revocation of this special exception use development order or its conditions or both.
9. Any special exception approval granted by the City Commission shall expire one hundred eighty (180) days after the date of approval, unless a Certificate of Use (COU) is submitted and subsequently approved within the one hundred eighty-day period.
10. If a use which has been granted a special exception shall cease to operate for a continuous period of one (1) year, the special exception approval shall expire.
11. The owner shall execute a trespass agreement for the police department to keep on file for enforcement.

Any violation of these conditions may result in a public hearing before the City Commission in order to determine whether this special exception use development order should be revoked, suspended or modified.

I understand that I am swearing or affirming under oath the truthfulness of the claims made in this affidavit and that the punishment for knowingly making a false statement may include the modification, suspension or revocation of any resolution adopting the special exception use application and any certificate of use associated with the special exception use approval.

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[ICON RESTAURANT AND LOUNGE, LLC] (25-SE-006)

Print your name: RENALD Innocent

Sign your name: Renald Innocent

Date signed: 7-7-25

The foregoing instrument was acknowledged before me this 7th day of July, 2025, by _____, who is personally known to me or who has produced FL DL as identification and who did take an oath.

Notary public

Print your name: Sachonia McFarlane

Sign your name: [Signature]



State of Florida at Large Seal

My Commission Expires: June 8, 2029