

THE CRIMINALIZATION OF HOMELESSNESS

SPRING 2024

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RELIGIOUS FREEDOM

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CHAPTER 761 RELIGIOUS FREEDOM

- 761.01 Short title.
- 761.02 Definitions.
- 761.03 Free exercise of religion protected.
- 761.04 Attorney's fees and costs.
- 761.05 Applicability; construction.
- 761.061 Rights of certain churches or religious organizations or individuals.

761.01 Short title.—This act may be cited as the “Religious Freedom Restoration Act of 1998.”
History.—s. 1, ch. 98-412.

761.02 Definitions.—As used in this act:

(1) “Government” or “state” includes any branch, department, agency, instrumentality, or official or other person acting under color of law of the state, a county, special district, municipality, or any other subdivision of the state.

(2) “Demonstrates” means to meet the burden of going forward with the evidence and of persuasion.

(3) “Exercise of religion” means an act or refusal to act that is substantially motivated by a religious belief, whether or not the religious exercise is compulsory or central to a larger system of religious belief.

History.—s. 2, ch. 98-412.

761.03 Free exercise of religion protected.—

(1) The government shall not substantially burden a person's exercise of religion, even if the burden results from a rule of general applicability, except that government may substantially burden a person's exercise of religion only if it demonstrates that application of the burden to the person:

(a) Is in furtherance of a compelling governmental interest; and

(b) Is the least restrictive means of furthering that compelling governmental interest.

(2) A person whose religious exercise has been burdened in violation of this section may assert that violation as a claim or defense in a judicial proceeding and obtain appropriate relief.

History.—s. 3, ch. 98-412.

761.04 Attorney's fees and costs.—The prevailing plaintiff in any action or proceeding to enforce a provision of this act is entitled to reasonable attorney's fees and costs to be paid by the government.

History.—s. 4, ch. 98-412.

761.05 Applicability; construction.—

(1) This act applies to all state law, and the implementation of that law, whether statutory or otherwise, and whether adopted before or after the enactment of this act.

(2) State law adopted after the date of the enactment of this act is subject to this act unless such law explicitly excludes such application by reference to this act.

- (3) Nothing in this act shall be construed to authorize the government to burden any religious belief.
- (4) Nothing in this act shall be construed to circumvent the provisions of chapter 893.
- (5) Nothing in this act shall be construed to affect, interpret, or in any way address that portion of s. 3, Art. I of the State Constitution prohibiting laws respecting the establishment of religion.
- (6) Nothing in this act shall create any rights by an employee against an employer if the employer is not a governmental agency.
- (7) Nothing in this act shall be construed to affect, interpret, or in any way address that portion of s. 3, Art. I of the State Constitution and the First Amendment to the Constitution of the United States respecting the establishment of religion. This act shall not be construed to permit any practice prohibited by those provisions.

History.—s. 5, ch. 98-412.


761.061 Rights of certain churches or religious organizations or individuals.—

- (1) The following individuals or entities may not be required to solemnize any marriage or provide services, accommodations, facilities, goods, or privileges for a purpose related to the solemnization, formation, or celebration of any marriage if such an action would cause the individual or entity to violate a sincerely held religious belief of the individual or entity:
 - (a) A church;
 - (b) A religious organization;
 - (c) A religious corporation or association;
 - (d) A religious fraternal benefit society;
 - (e) A religious school or educational institution;
 - (f) An integrated auxiliary of a church;
 - (g) An individual employed by a church or religious organization while acting in the scope of that employment;
 - (h) A clergy member; or
 - (i) A minister.
- (2) A refusal to solemnize any marriage or provide services, accommodations, facilities, goods, or privileges under subsection (1) may not serve as the basis for:
 - (a) A civil cause of action against any entity or individual protected under subsection (1); or
 - (b) A civil cause of action, criminal cause of action, or any other action by this state or a political subdivision to penalize or withhold benefits or privileges, including tax exemptions or governmental contracts, grants, or licenses, from any entity or individual protected under subsection (1).

History.—s. 1, ch. 2016-50.

COMMISSION MEMORANDUM

TO: Mayor Dan Gelber and Members of the City Commission

FROM: Rafael A. Paz, City Attorney 

DATE: September 13, 2023 **First Reading**

SUBJECT: AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 70 OF THE CITY CODE, ENTITLED "MISCELLANEOUS OFFENSES," BY AMENDING ARTICLE II, ENTITLED "PUBLIC PLACES," BY AMENDING SECTION 70-45, ENTITLED "CAMPING PROHIBITED," BY AMENDING THE CITY'S EXISTING PROHIBITION ON CAMPING TO ENSURE THAT THE PROHIBITION AND ENFORCEMENT MEASURES CONTAINED HEREIN COMPLY WITH CONSTITUTIONAL REQUIREMENTS FOR SUCH ORDINANCES AS SET FORTH BY THE UNITED STATES COURT OF APPEALS FOR THE ELEVENTH CIRCUIT IN *JOEL V. CITY OF ORLANDO*, 232 F.3D 1353 (11TH CIR. 2000); PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

The proposed Ordinance (the "Ordinance"), which is sponsored by Commissioner Alex J. Fernandez, Mayor Dan Gelber, and Commissioner Kristen Rosen Gonzalez, is submitted to the City Commission for first reading on September 13, 2023.

BACKGROUND

City Code Sec. 70-45 sets forth the policy of the City of Miami Beach that public property, including, but not limited to, public sidewalks, streets, alleyways, parks, beaches, beach access areas, walkways, pathways, garages, buildings, promenades, and pedestrian malls should be readily accessible and available for use by residents, visitors and the public at large for their safe enjoyment. However, the use of public areas by individuals for camping interferes with the rights of residents, visitors, and the public to freely use public spaces for the purpose for which they were intended.

This amendment to the City's existing camping prohibition is an update that incorporates the terms of the nearly identical City of Orlando camping ordinance, which was upheld by the United States Court of Appeals for the Eleventh Circuit in *Joel v. City of Orlando*, 232 F.3d 1353 (11th Cir. 2000).

Courts have held that the prohibition on camping in public places furthers the legitimate governmental interests of protecting the public health and the safety of all persons, maintaining sanitation in public areas, and protecting the aesthetic nature of public areas, among other legitimate governmental interests.

RFR:mmm

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 70 OF THE CITY CODE, ENTITLED "MISCELLANEOUS OFFENSES," BY AMENDING ARTICLE II, ENTITLED "PUBLIC PLACES," BY AMENDING SECTION 70-45, ENTITLED "CAMPING PROHIBITED," BY AMENDING THE CITY'S EXISTING PROHIBITION ON CAMPING TO ENSURE THAT THE PROHIBITION AND ENFORCEMENT MEASURES CONTAINED HEREIN COMPLY WITH CONSTITUTIONAL REQUIREMENTS FOR SUCH ORDINANCES AS SET FORTH BY THE UNITED STATES COURT OF APPEALS FOR THE ELEVENTH CIRCUIT IN *JOEL V. CITY OF ORLANDO*, 232 F.3D 1353 (11TH CIR. 2000); PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, it is the policy of the City of Miami Beach that public property, including, but not limited to, public sidewalks, streets, alleyways, parks, beaches, beach access areas, walkways, pathways, garages, buildings, promenades, and pedestrian malls should be readily accessible and available for use by residents, visitors and the public at large for their safe enjoyment; and

WHEREAS, the use of public areas by individuals for camping interferes with the rights of residents, visitors and the public to freely use public spaces for the purpose for which they were intended; and

WHEREAS, the prohibition on camping in public places in the City furthers the legitimate governmental interest in protecting the public health and the safety of all persons within the City; and

WHEREAS, the prohibition on camping in public places in the City furthers the legitimate governmental interest in maintaining sanitation in these areas; and

WHEREAS, the prohibition on camping in public places in the City furthers the legitimate governmental interest in protecting the aesthetic nature of these areas; and

WHEREAS, the prohibition on camping in public places in the City furthers other legitimate governmental interests that have been recognized by the state and federal courts; and

WHEREAS, this amendment to the City's existing camping prohibition ensures that the prohibition and enforcement measures contained herein comply with constitutional requirements for such ordinances as set forth by the United States Court of Appeals for the Eleventh Circuit in *Joel v. City of Orlando*, 232 F.3d 1353 (11th Cir. 2000).

NOW, THEREFORE, BE IT DULY ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AS FOLLOWS:

SECTION 1. That Section 70-45 of Article II of Chapter 70 of the Miami Beach City Code is hereby amended as follows:

* * *

CHAPTER 70
MISCELLANEOUS OFFENSES
ARTICLE II. PUBLIC PLACES

* * *

Sec. 70-45. Camping prohibited; indicia of camping.

~~(a) Definitions.~~

~~(1) Camping means:~~

- ~~a. Sleeping in a temporary shelter out-of-doors or otherwise being in a temporary shelter out-of-doors; or~~
- ~~b. Cooking over an open flame or fire out-of-doors or utilizing non-city designated cooking facilities outdoor.~~

~~(2) Public place means any public street, sidewalk, alley, or other public right-of-way, pedestrian mall, park, playground, beach, beach access or government-owned areas within the city.~~

~~(b) Prohibited activities.~~ It shall be unlawful for any person to engage in camping on any public place within the city unless specifically authorized for that purpose by the city manager or his designee.

~~(c) Evidence of camping.~~ Prior to enforcing a violation of this section, an officer must consider the following:

- ~~(1) Simply being asleep in a public place is not sufficient to constitute a violation of this section; and~~
- ~~(2) Camping must be taking place in a public place;~~
- ~~(3) The person who is engaged in camping must be inside or covered with material which provides a temporary cover from the elements, including but not limited to, a tent, sleeping bag, hammock, or blankets, cots, beds, tarpaulins, newspapers, or cardboard; or, the person has built a campfire.~~

~~(d) Enforcement and penalties.~~ Any person who is observed engaged in camping in an unauthorized area shall vacate the public place upon the request of an authorized official or law enforcement officer. The willful refusal to vacate the area shall be punished in accordance with section 1-14 of this Code.

~~If a law enforcement officer or other authorized official encounters a person engaged in camping who volunteers that he or she has no home or other permanent shelter, he or she must be given an opportunity to enter a homeless shelter or similar facility, if available. If no such facility is available, an arrest may not be made.~~

(1) For the purposes of this section, "camping" is defined as:

(a) Sleeping or otherwise being in a temporary shelter out-of-doors;

(b) Sleeping out-of-doors; and/or

- (c) Cooking over an open flame or fire out-of-doors.
- (2) Camping is prohibited on all public property, except as may be specifically authorized by the appropriate governmental authority.
- (3) Camping is prohibited on all private property in the City used for residential purposes; provided, however, that camping is permitted on such property with the permission and consent of the property owner.
- (4) Indicia of camping. Local court rulings have held that in order to "camp", the suspect must do more than simply fall asleep on city property. There must be some indication of actual camping. One or more of the following should exist before an arrest under this section is appropriate:
- (a) the property must be private or public property, including highway overpasses;
 - (b) the suspect is inside a tent or sleeping bag, or the suspect is asleep atop and/or covered by materials (i.e. bedroll, cardboard, newspapers), or inside some form of temporary shelter (except that an individual on a public beach during operational hours shall not be charged under this ordinance unless the officer identifies evidence that the beach is being used as a living space rather than for its intended purpose);
 - (c) the suspect has built a campfire; or
 - (d) the suspect is asleep and when awakened volunteers that he has no other place to live. If a law enforcement officer or other authorized official encounters a person engaged in camping who volunteers that he or she has no home or other permanent shelter, he or she must be given an opportunity to voluntarily enter a homeless shelter or similar facility within Miami-Dade County, if available to that person, or to accept other available government assistance for which the person is eligible that would result in housing, including, but not limited to, mutually consensual reunification with family or friends in any location, or consensual placement in any other appropriate facility that provides housing within Miami-Dade County. If no homeless shelter or other facility, or government assistance, that would result in immediate housing, is available for which the person is eligible, an arrest may not be made.
 - (e) Upon arrest, evidence of camping (sleeping bags, bedroll, cardboard, newspapers, etc.), should not be destroyed, but should be seized and placed in Property and Evidence. Other personal property of the Defendant, which is not evidence, should be taken to the appropriate Miami-Dade County jail with the Defendant.
- (5) Violation of this section shall be punished in accordance with section 1-14 of this Code.

* * *

SECTION 2. REPEALER.

All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

SECTION 3. SEVERABILITY.

If any section, sentence, clause or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

SECTION 4. CODIFICATION.

It is the intention of the Mayor and City Commission of the City of Miami Beach, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of the City of Miami Beach, Florida. The sections of this ordinance may be renumbered or re-lettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

SECTION 5. EFFECTIVE DATE.

This Ordinance shall take effect the _____ day of _____, 2023.

ATTEST:

Dan Gelber, Mayor

Rafael E. Granado, City Clerk

Underline denotes additions
~~Strikethrough~~ denotes deletions

(Sponsored by Mayor Dan Gelber, Commissioners Alex J. Fernandez, Steven Meiner, and Kristen Rosen Gonzalez)

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

  9-12-23

City Attorney Date

COMMISSION MEMORANDUM

TO: Mayor Steven Meiner and Members of the City Commission

FROM: Rafael A. Paz, City Attorney



FIRST READING

DATE: January 31, 2024

SUBJECT: AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 70 OF THE CODE OF THE CITY OF MIAMI BEACH, FLORIDA, ENTITLED "MISCELLANEOUS OFFENSES," BY AMENDING ARTICLE II, ENTITLED "PUBLIC PLACES," BY AMENDING DIVISION I ENTITLED "GENERALLY," BY CREATING SECTION 70-46 THEREOF, ENTITLED "OBSTRUCTING OF PEDESTRIAN AND VEHICULAR TRAFFIC PROHIBITED"; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

At the request of the sponsor, Commissioner Alex J. Fernandez, this proposed ordinance is presented to the Mayor and City Commission for your consideration on first reading.

Sidewalks, streets, alleys, beach walks, and beach entrances play a vital role in city life as conduits for pedestrian movement and access, enhancing connectivity and promoting walking throughout the city. Safe, accessible, and well-maintained sidewalks, streets, alleys, beach walks, and beach entrances are a fundamental and necessary foundation for cities, and have been found to enhance general public health and maximize social capital. When an individual's path is blocked on the sidewalks, streets, alleys, beach walks, and beach entrances it can force them onto the street or other dangerous terrain where there is a risk of death or injury. Pedestrians killed while walking along the roadway account for almost 8 percent of traffic fatalities resulting from collisions between motor vehicles and pedestrians. The City of Miami Beach always wishes to provide citizens and visitors the right and ability to move freely and safely through the City.

In order to advance these goals, the proposed ordinance creates new City Code Section 70-46 and mandates, at subsection (a), that any person who, walks, stands, sits, lies, or places an object in such manner as to intentionally block passage by another person or to require another person to take evasive action to avoid physical contact, or who, after being ordered to move by law enforcement officers, remains in or on any public sidewalk, street, alley, beach walk, or beach entrance in such a manner as to block or impair movement of vehicles or pedestrians shall be guilty, pursuant to this Section, of the offense of Obstructing of Pedestrian and Vehicular Traffic.

The proposed Ordinance also contains express constitutional protections, at subsection (b), providing that acts authorized as an exercise of one's First Amendment right to demonstrate, picket or to legally protest shall not constitute Obstructing of Pedestrian and Vehicular Traffic unless a nearby adequate and available alternative forum is offered and provided, to which the subject or subjects refuse to move.

As an illustration only, a person or persons blocking or impairing movement of vehicles or pedestrians on any public sidewalk, street, alley, beach walk, or beach entrance while exercising their First Amendment right to protest demonstrate, picket or to legally protest should be offered access to an adjacent or nearby public park, if one exists and is available, where they can exercise their First Amendment rights without blocking or impairing movement of vehicles or pedestrians. Only if those person or persons refuse to move to such a park or other offered forum where their activities will not block or impair movement of vehicles or pedestrians on any public sidewalk, street, alley, beach walk, or beach entrance may an arrest be made.

The proposed Ordinance also provides, at subsection (c), that anyone performing acts with a valid permit are allowed.

Finally, the proposed Ordinance establishes, at subsection (d), that violations are punishable by a maximum of 60 days in jail and/or a maximum \$500 fine. However, if the subject identifies themselves as homeless, the opportunity to enter a homeless shelter, or other immediate housing, must be offered and refused before an arrest may be effectuated.

RAP/RFR/mmm

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 70 OF THE CODE OF THE CITY OF MIAMI BEACH, FLORIDA, ENTITLED "MISCELLANEOUS OFFENSES," BY AMENDING ARTICLE II, ENTITLED "PUBLIC PLACES," BY AMENDING DIVISION I ENTITLED "GENERALLY," BY CREATING SECTION 70-46 THEREOF, ENTITLED "OBSTRUCTING OF PEDESTRIAN AND VEHICULAR TRAFFIC PROHIBITED"; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, sidewalks, streets, alleys, beach walks, and beach entrances play a vital role in city life as conduits for pedestrian movement and access, enhancing connectivity and promoting walking throughout the city; and

WHEREAS, safe, accessible, and well-maintained sidewalks, streets, alleys, beach walks, and beach entrances are a fundamental and necessary foundation for cities, and have been found to enhance general public health and maximize social capital; and

WHEREAS, when an individual's path is blocked on the sidewalks, streets, alleys, beach walks, and beach entrances it can force them onto the street or other dangerous terrain where there is a risk of death or injury; and

WHEREAS, pedestrians killed while walking along the roadway account for almost 8 percent of traffic fatalities resulting from collisions between motor vehicles and pedestrians; and

WHEREAS, the City of Miami Beach wishes to provide citizens and visitors the right to move freely and safely through the city.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AS FOLLOWS:

SECTION 1. That Chapter 70 of the Code of the City of Miami Beach, Florida, entitled "Miscellaneous Offenses," be amended, by amending Article II, entitled "Public Places," by amending Division I, entitled "Generally," by creating Section 70-46 thereof, entitled "Obstructing of Sidewalks and Streets Prohibited" as follows and as hereinafter set forth below:

**CHAPTER 70
MISCELLANEOUS OFFENSES**

* * *

ARTICLE II. PUBLIC PLACES

* * *

DIVISION I. GENERALLY

Sec. 70-46. OBSTRUCTING OF PEDESTRIAN AND VEHICULAR TRAFFIC PROHIBITED

- (a) Any person who, walks, stands, sits, lies, or places an object in such manner as to intentionally block passage by another person or to require another person to take evasive action to avoid physical contact, and who, after being ordered to move by law enforcement officers, remains in or on any public sidewalk, street, alley, beach walk, or beach entrance in such a manner as to block or impair movement of vehicles or pedestrians shall be guilty, pursuant to this Section, of the offense of Obstructing of Pedestrian and Vehicular Traffic.
- (b) Protected activities. Acts authorized as an exercise of one's First Amendment right to demonstrate, picket or to legally protest shall not constitute Obstructing of Pedestrian and Vehicular Traffic unless a nearby adequate and available alternative forum is offered and provided, to which the subject or subjects refuse to move. As an illustration only, a person or persons blocking or impairing movement of vehicles or pedestrians on any public sidewalk, street, alley, beach walk, or beach entrance while exercising their First Amendment right to protest demonstrate, picket or to legally protest should be offered access to an adjacent or nearby public park, if one exists and is available, where they can exercise their First Amendment rights without blocking or impairing movement of vehicles or pedestrians on any public sidewalk, street, alley, beach walk, or beach entrance. Only if those person or persons refuse to move to such a park or other offered appropriate alternative forum where their activities will not block or impair movement of vehicles or pedestrians on any public sidewalk, street, alley, beach walk, or beach entrance may an arrest be made.
- (c) Permitted Activities. Acts authorized by a permit duly issued by a lawful authority shall not constitute a violation of this Section.
- (d) Enforcement. Violation of this Section shall be enforced pursuant to Section 1-14 of the Miami-Beach City Code. If a law enforcement officer or other authorized official encounters a person violating this Section who volunteers that he or she has no home or other permanent shelter, he or she must be given an opportunity to voluntarily enter a homeless shelter or similar facility within Miami-Dade County, if available to that person, or to accept other available government assistance for which the person is eligible that would result in housing, including, but not limited to, mutually consensual reunification with family or friends in any location, or consensual placement in any other appropriate facility that provides housing within Miami-Dade County. If no homeless shelter or other facility, or government assistance, that would result in immediate housing, is available for which the person is eligible, an arrest may not be made.

SECTION 2. REPEALER.

All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

SECTION 3. SEVERABILITY.

If any section, subsection, clause or provision of this Ordinance is held invalid, the remainders shall not be affected by such invalidity.

SECTION 4. CODIFICATION.

It is the intention of the Mayor and City Commission of the City of Miami Beach, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Miami Beach City Code. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

SECTION 5. EFFECTIVE DATE.

This Ordinance shall take effect on the _____ day of _____, 2024.

PASSED AND ADOPTED this _____ day of _____, 2024.

ATTEST:

Steven Meiner, Mayor

Rafael E. Granado, City Clerk

(Sponsored by Commissioner Alex J. Fernandez)

Underline denotes additions
~~Strikethrough~~ denotes deletions

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

City Attorney

Date

1-22-24
pxr

By Senator Martin

33-00804A-24

20241530__

A bill to be entitled

An act relating to unauthorized public camping and public sleeping; creating ss. 125.0231 and 166.0453, F.S.; prohibiting counties and municipalities, respectively, from permitting public sleeping or public camping on public property without a permit; authorizing counties and municipalities, respectively, to designate certain public property for such uses; providing requirements for such property; providing for enforcement actions; providing an exception for declared emergencies; providing a declaration of important state interest; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 125.0231, Florida Statutes, is created to read:

125.0231 Unauthorized public camping and public sleeping.—

(1) A county may not authorize or permit public sleeping or public camping on public property, at public buildings, or on public rights-of-way within the county's jurisdiction without a lawfully issued temporary permit. However, a county may, in its discretion, designate certain county property for public sleeping or public camping, subject to the following conditions, the sufficiency of which shall be determined by the Department of Children and Families:

(a) Minimum sanitation levels, which include, but are not limited to, access to clean and operable restrooms and running water.

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(b) Security present on site at all times.

(c) Access to behavioral health services, including, but not limited to, substance abuse and mental health treatment resources.

(d) Drugs and alcohol are prohibited within the designated area.

(e) The designated area may not be in a location where it adversely and materially affects the value or security of existing residential or commercial properties.

(2) A person or business may bring a civil action in any court of competent jurisdiction against any county to enjoin a violation of this section and may recover reasonable expenses incurred in any successful civil action brought pursuant to this section, including court costs, reasonable attorney fees, investigative costs, witness fees, and deposition costs.

(3) This section does not apply during a state of emergency issued by the Governor.

Section 2. Section 166.0453, Florida Statutes, is created to read:

166.0453 Unauthorized public camping and public sleeping.-

(1) A municipality may not authorize or permit public sleeping or public camping on public property, at public buildings, or on public rights-of-way within the municipality's jurisdiction without a lawfully issued temporary permit. However, a municipality may, in its discretion, designate certain municipal property for public sleeping or public camping, subject to the following conditions, the sufficiency of which shall be determined by the Department of Children and Families:

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59 (a) Minimum sanitation levels, which include, but are not
60 limited to, access to clean and operable restrooms and running
61 water.

62 (b) Security present on site at all times.

63 (c) Access to behavioral health services, including, but
64 not limited to, substance abuse and mental health treatment
65 resources.

66 (d) Drugs and alcohol are prohibited within the designated
67 area.

68 (e) The designated area may not be in a location where it
69 adversely and materially affects the value or security of
70 existing residential or commercial properties.

71 (2) A person or business may bring a civil action in any
72 court of competent jurisdiction against any municipality to
73 enjoin a violation of this section and may recover reasonable
74 expenses incurred in any successful civil action brought
75 pursuant to this section, including court costs, reasonable
76 attorney fees, investigative costs, witness fees, and deposition
77 costs.




78 (3) This section does not apply during a state of emergency
79 issued by the Governor.

80 Section 3. The Legislature hereby determines and declares
81 that this act fulfills an important state interest.

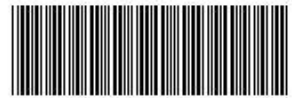
82 Section 4. This act shall take effect October 1, 2024.



1100764161

OBTS NUMBER 1302360858		ARMED FORCES NO		BWC YES		COMPLAINT/ARREST AFFIDAVIT										POLICE CASE NO. 202300103305					
SPECIAL OPERATION:		<input checked="" type="checkbox"/> FELONY <input type="checkbox"/> WARRANT		<input checked="" type="checkbox"/> MISD		<input type="checkbox"/> TRAFFIC		<input type="checkbox"/> JUV		<input type="checkbox"/> DV		<input type="checkbox"/> MOVES		<input type="checkbox"/> CIV INF		JAIL NO. 230161299		PMHD NO		COURT CASE NO. F23023365	
IDS NO. 3518708		AGENCY CODE 002		MUNICIPAL P.D. DEF. ID NO.				MDPD RECORDS AND ID NO. 1272342				STUDENT ID NO.				GANG RELATED NO		FRAUD RELATED NO			
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]										ALIAS and / or STREET NAME										SIGNAL:	
DOB (MM/DD/YYYY) [REDACTED]		AGE 23	RACE W	SEX M	HISPANIC: UNK ETHNICITY: ANG		HEIGHT 5'04	WEIGHT 150	HAIR COLOR BLK	HAIR LENGTH MID	HAIR STYLE DIR	EYES BRO	GLASSES NO	FACIAL HAIR FUZ	TEETH NOR						
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)														PLACE OF BIRTH (City, State/Country) FL US							
LOCAL ADDRESS												PHONE				CITIZENSHIP US					
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS												(City) MIAMI		(State) FL		(Country) US		PHONE		OCCUPATION	
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)												(City)		(State)		(Country)		PHONE		ADDRESS SOURCE VERBAL	
DRIVER'S LICENSE NUMBER/STATE				SOCIAL SECURITY NO.				WEAPON SEIZED NO				Defendant/CONCEALED WEAPON PERMIT NONE				INDICATION OF: Alcohol Influence: N Drug Influence: N					
ARREST DATE 11/27/2023		ARREST TIME 23:07		ARREST LOCATION 16TH STREET AND THE BEACH MIAMI BEACH, FL 33139										GRID							
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR							
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR							
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR							
JUV only	Relation	Name	Street										Zip		Phone		Contacted?				
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER		VIOL OF SECT.		CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION								
1. F/3-CONTROLLED SUBSTANCE/POSSESSION:SUSPECTED THC OIL				F.S.	1	893.13(6)(A)					0011350A	N									
2. L/0-PARK/ENTERING AFTER HOURS/MIA BCH ORDINANCE				ORD	1			82-2(MIABCH)		000	95000060	N									
3. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD	1			70-45		002	95000060	N									
4.																					
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 27 day of NOVEMBER, 2023, at 23:07 at (16TH STREET AND THE BEACH) . MIAMI BEACH, FL, 33139 ON NOVEMBER 27TH 2023, I (2117) WAS ASSIGNED TO A DETAIL TO ENFORCE MUNICIPAL ORDINANCE 82-2 BEACH AFTER HOURS AS A RESULT OF NUMEROUS COMPLAINTS FROM RESIDENTS AND CITY OFFICIALS REFERENCE CRIMINAL ACTIVITY OCCURRING DURING THE NON-OPERATIONAL HOURS OF THE BEACH.																					
NOTE: THE BEACH IS CLOSED TO THE PUBLIC BETWEEN THE HOURS OF 10 PM TO 5 AM. SIGNS ARE IN MINIMUM OF TWO-INCH LETTERING AND ARE POSTED AT EVERY ENTRY POINT INTO THE... [Continued on Next Page]																					
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.													
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  GUEITS, J: Court ID: 002-02117				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 28 DAY OF NOVEMBER, 2023  ACEVEDO, Y: Court ID: 002-01156																	

COMPLAINT/ARREST AFFIDAVIT - COURT COPY



1100764161

OBTS NUMBER 1302360858	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300103305
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JAIL NO. 230161299	COURT CASE NO. F23023365
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SPECIAL OPERATION:	<input checked="" type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161299	PMHD NO	COURT CASE NO. F23023365
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
--	--------------------------------

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

BEACH TO ADVISE OF THESE HOURS.

IN ADDITION, THE SIGNS ADVISE THAT INDIVIDUALS ARE TRESPASSING IF THEY ARE ON THE BEACH DURING CLOSING HOURS. MIAMI BEACH IS MAINTAINED BY THE CITY FROM SOUTH POINTE DRIVE TO 87TH TERRACE. MIAMI BEACH POLICE OFFICERS ARE AUTHORIZED TO ENFORCE TRESPASS LAWS ON CITY OWNED PROPERTY.

DURING THIS DETAIL, I CAME IN CONTACT WITH DEFENDANT [REDACTED] ON 16TH STREET AND THE BEACH. HE WAS SEEN LAYING ON A BEACH CHAIR FULLY COVERED WITH BLANKETS AND HAD HIS PERSONAL PROPERTY BY HIS SIDE. HE WAS NOT PASSING THROUGH OR MAKING HIS WAY TO THE MOST DIRECT EXIT POINT AND IT HAD BEEN MORE THAN AN HOUR SINCE THE BEACH WAS CLOSED.



ACCORDING TO MIAMI BEACH CITY ORDINANCE 70-45 A PERSON IS ENGAGED IN CAMPING IF HE OR SHE IS INSIDE OR COVERED WITH MATERIAL WHICH PROVIDES A TEMPORARY COVER FROM THE ELEMENTS, INCLUDING BUT NOT LIMITED TO, A TENT, SLEEPING BAG, HAMMOCK, OR BLANKETS, COTS, BEDS, TARPAULINS, NEWSPAPERS, OR CARDBOARD.

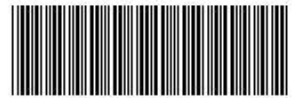
DURING OUR INTERACTION, I ASKED THE DEFENDANT IF HE WAS IN POSSESSION OF ANY NARCOTICS.

THE DEFENDANT WAS ARRESTED AND TRANSPORTED TO THE MIAMI BEACH HOLDING FACILITY, LATER TO TGK.

ALL EVIDENCE WAS IMPOUNDED AT THE MIAMI BEACH PROPERTY AND EVIDENCE UNIT.

ALL... [Continued on Next Page]

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  GUEITS, J: Court ID: 002-02117	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 28 DAY OF NOVEMBER, 2023  ACEVEDO, Y: Court ID: 002-01156	



1100764161

OBTS NUMBER 1302360858	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300103305
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JAIL NO. 230161299	COURT CASE NO. F23023365
-----------------------	-----------------------------

SPECIAL OPERATION:	<input checked="" type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161299	PMHD NO	COURT CASE NO. F23023365
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME	DOB (MM/DD/YYYY)

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
9.								
10.								
11.								
12.								

OFFICERS ON SCENE USED BWC.

SAO PRE-FILE CONFERENCE INFORMATION

DATE:

TIME:

CONTACT:



NOTES: ARREST MADE AFTER HOURS

OFFICERS USING BODY-WORN CAMERA:

CHUMBE, R: Court ID: 002-02113

PARADA, G: Court ID: 002-00994

CARBALLO PEREZ, J: Court ID: 002-02136

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  GUEITS, J: Court ID: 002-02117	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 28 DAY OF NOVEMBER, 2023  ACEVEDO, Y: Court ID: 002-01156	

WARRANT



1100746732

OBTS NUMBER 1302360930		ARMED FORCES NO		BWC YES		COMPLAINT/ARREST AFFIDAVIT										POLICE CASE NO. 202300103655									
SPECIAL OPERATION:		<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> WARRANT		<input checked="" type="checkbox"/> MISD		<input type="checkbox"/> TRAFFIC		<input type="checkbox"/> JUV		<input type="checkbox"/> DV		<input type="checkbox"/> MOVES		<input type="checkbox"/> CIV INF		JAIL NO. 230161432		PMHD NO		COURT CASE NO. B23023812					
IDS NO. 3265852		AGENCY CODE 002		MUNICIPAL P.D. DEF. ID NO.				MDPD RECORDS AND ID NO. 0951594				STUDENT ID NO.				GANG RELATED NO		FRAUD RELATED NO							
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]										ALIAS and / or STREET NAME										SIGNAL:					
DOB (MM/DD/YYYY) [REDACTED]		AGE 34	RACE W	SEX M	HISPANIC: NO ETHNICITY: ANG		HEIGHT 6'00	WEIGHT 140	HAIR COLOR BRO	HAIR LENGTH TTS	HAIR STYLE WAV	EYES BRO	GLASSES NO	FACIAL HAIR CLN	TEETH NOR										
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)														PLACE OF BIRTH (City, State/Country) IL US											
LOCAL ADDRESS												PHONE				CITIZENSHIP US									
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS												(City) MIAMI BEACH		(State) FL		(Country) US		(Zip) 33139		PHONE				OCCUPATION	
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)												(City)		(State)		(Country)		(Zip)		PHONE				ADDRESS SOURCE VERBAL	
DRIVER'S LICENSE NUMBER/STATE				SOCIAL SECURITY NO.				WEAPON SEIZED NO				Defendant/CONCEALED WEAPON PERMIT NONE				INDICATION OF: Alcohol Influence: N Drug Influence: N									
ARREST DATE 11/28/2023		ARREST TIME 23:37		ARREST LOCATION 21ST ST AND THE BEACH MIAMI BEACH, FL 33139												GRID									
CO-DEFENDANT NAME 1. JACKSON, FREDDIE LEE								DOB 08/30/1993				<input checked="" type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input checked="" type="checkbox"/> MISDEMEANOR									
CO-DEFENDANT NAME								DOB				<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR									
CO-DEFENDANT NAME								DOB				<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR									
JUV only	Relation	Name	Street										Zip		Phone		Contacted?								
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER		VIOL OF SECT.		CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION												
1. M/2-LEWD AND LASCIVIOUS BEHAVIOR				F.S.	1	798.02					90000079	N													
2. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD	1			70-45		002	95000060	N													
3. L/0-PARK/ENTERING AFTER HOURS/MIA BCH ORDINANCE				ORD	1			82-2(MIABCH)		000	95000060	N													
4. /-WARRANT TYPE: BENCH WARRANT BW													B23013340 BW												
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 28 day of NOVEMBER, 2023, at 23:33 at 21ST ST AND THE BEACH. MIAMI BEACH, FL, 33139 WARRANT #/COURT CASE#: B23013340 , WARRANT DATE: 09/27/2023, TOTAL BOND: \$10,002.00 VERIFIED BY: DARLING, REF CHARGE/BOND AMT: BATTERY/DISORDERLY/RESIST WITHOUT VIOLENCE/THREATS TO LEO																									
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.																	
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT. [Signature]				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 29 DAY OF NOVEMBER, 2023 [Signature]				[REDACTED]																	
CHUMBE, R: Court ID: 002-02113				ACEVEDO, Y: Court ID: 002-01156				652																	

COMPLAINT/ARREST AFFIDAVIT - COURT COPY

WARRANT



1100746732

OBTS NUMBER 1302360930	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300103655
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JAIL NO. 230161432	COURT CASE NO. B23023812
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161432	PMHD NO	COURT CASE NO. B23023812
	<input checked="" type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD) [REDACTED]
--	---------------------------

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

ON NOVEMBER 28TH 2023, MYSELF (2113), OFFICER GUEITS (2117) AND OFFICER GOMEZ (2109) WERE ASSIGNED TO A DETAIL TO ENFORCE MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AS A RESULT OF NUMEROUS COMPLAINTS FROM RESIDENTS AND CITY OFFICIALS REFERENCE CRIMINAL ACTIVITY OCCURRING DURING THE NON-OPERATIONAL HOURS OF THE BEACH.

NOTE: THE BEACH IS CLOSED TO THE PUBLIC BETWEEN THE HOURS OF 10 PM TO 5 AM. SIGNS ARE IN MINIMUM OF TWO-INCH LETTERING AND ARE POSTED AT EVERY ENTRY POINT INTO THE BEACH TO ADVISE OF THESE HOURS.

IN ADDITION, THE SIGNS ADVISE THAT INDIVIDUALS ARE TRESPASSING IF THEY ARE ON THE BEACH DURING CLOSING HOURS. MIAMI BEACH IS MAINTAINED BY THE CITY FROM SOUTH POINTE DRIVE TO 87TH TERRACE. MIAMI BEACH POLICE OFFICERS ARE AUTHORIZED TO ENFORCE TRESPASS LAWS ON CITY OWNED PROPERTY.

DURING THIS DETAIL, I CAME IN CONTACT WITH CO-DEFENDANT [REDACTED] AND [REDACTED] (DEFENDANT) ON 21ST STREET AND THE BEACH. THEY WERE SEEN UNDER THE LIFEGUARD TOWER WITH THE SOUTH SIDE OF THE TOWER PARTIALLY COVERED WITH A TARP. THE DEFENDANTS ALSO HAD BLANKETS LAID OUT UNDER THEM ALONG WITH THEIR BELONGINGS PROPPED UP AROUND THEM. FROM WHAT I OBSERVED, THE DEFENDANTS HAD THE INTENTIONS TO SPEND THE NIGHT AT THE BEACH AND WERE PROTECTING THEMSELVES FROM THE ELEMENTS BY CAMPING.

ACCORDING TO MIAMI BEACH CITY ORDINANCE 70-45 A PERSON IS ENGAGED IN CAMPING IF HE OR SHE IS INSIDE OR COVERED WITH MATERIAL WHICH PROVIDES A TEMPORARY COVER FROM THE ELEMENTS, INCLUDING BUT NOT LIMITED TO, A TENT, SLEEPING BAG, HAMMOCK, OR BLANKETS, COTS, BEDS, TARPAULINS, NEWSPAPERS, OR CARDBOARD.

AS I APPROACHED TO INVESTIGATE, I WITNESSED THE DEFENDANT AND CODEFENDANT, NUDE AND ENGAGING IN SEXUAL INTERCOURSE. ALTHOUGH THE SOUTH SIDE OF THE LIFEGUARD TOWER WAS COVERED, EVERY OTHER ANGLE WAS OPEN AND EXPOSED TO THE PUBLIC. THERE WERE ALSO OTHER PEOPLE NEARBY AT THE TIME OF THEIR SEXUAL ACTIVITY.

WHEN ASKED WHY THEY HAD A TARP SET UP, THE DEFENDANT STATED
BOTH THE DEFENDANT AND CODEFENDANT ARE CURRENTLY TRANSIENTS IN THE MIAMI BEACH AREA.

IT IS IMPORTANT TO NOTE THAT THE DEFENDANT IS TRANSGENDER AND IDENTIFIES AS FEMALE. SHE FURTHER STATED THAT HER NAME IS [REDACTED] AND WAS ADDRESSED AS SUCH FOR THE REMAINDER OF POLICE INTERACTION.

BOTH THE DEFENDANT AND CODEFENDANT WERE ARRESTED AND TRANSPORTED TO THE MIAMI... [Continued on Next Page]

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT. 	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 29 DAY OF NOVEMBER, 2023 	<input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
CHUMBE, R: Court ID: 002-02113	ACEVEDO, Y: Court ID: 002-01156	

WARRANT



1100746732

OBTS NUMBER 1302360930	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300103655
---------------------------	--	---------------------------------

JAIL NO. 230161432	COURT CASE NO. B23023812
-----------------------	-----------------------------

SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161432	PMHD NO	COURT CASE NO. B23023812
	<input checked="" type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
--	--------------------------------

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
9.								
10.								
11.								
12.								

BEACH POLICE DEPARTMENT, LATER TO TGK.

ALL PERSONAL PROPERTY, ALONG WITH EVIDENCE, WERE IMPOUNDED AT THE MIAMI BEACH PROPERTY AND EVIDENCE UNIT. BWC WAS USED THROUGHOUT THIS INVESTIGATION.



AFTER CONDUCTING A RECORDS CHECK OF THE DEFENDANT, IT WAS DETERMINED THE DEFENDANT HAD AN ACTIVE WARRANT. THE WARRANT WAS UNDER COURT CASE NUMBER B23013340 WITH A BOND OF \$10,002.00. THIS INFORMATION WAS CONFIRMED BY MIAMI-DADE COUNTY OPERATOR DARLING.

SAO PRE-FILE CONFERENCE INFORMATION

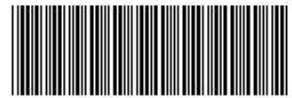
DATE:
TIME:
CONTACT:
NOTES:

OFFICERS USING BODY-WORN CAMERA:



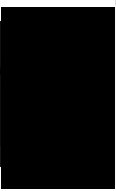
MEJIA, W: Court ID: 002-01166
CHUMBE, R: Court ID: 002-02113
GUEITS, J: Court ID: 002-02117

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  CHUMBE, R: Court ID: 002-02113	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 29 DAY OF NOVEMBER, 2023  ACEVEDO, Y: Court ID: 002-01156	

COMPLAINT/ARREST AFFIDAVIT CONT.



1100764166

OBTS NUMBER 1307414458		ARMED FORCES NO		BWC YES		COMPLAINT/ARREST AFFIDAVIT										POLICE CASE NO. 202300103655													
SPECIAL OPERATION:		<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT		<input checked="" type="checkbox"/> MISD		<input type="checkbox"/> TRAFFIC		<input type="checkbox"/> JUV		<input type="checkbox"/> DV		<input type="checkbox"/> MOVES		<input type="checkbox"/> CIV INF		JAIL NO. 230161434		PMHD NO		COURT CASE NO. B23023813									
IDS NO. 3538944		AGENCY CODE 002		MUNICIPAL P.D. DEF. ID NO.				MDPD RECORDS AND ID NO. 1277250				STUDENT ID NO.				GANG RELATED NO		FRAUD RELATED NO											
DEFENDANT'S NAME (LAST, FIRST										ALIAS and / or STREET NAME										SIGNAL:									
DOB (MM/DD/YYYY)		AGE 30		RACE B		SEX M		HISPANIC: UNK ETHNICITY: AFR		HEIGHT 5'11		WEIGHT 160		HAIR COLOR BLK		HAIR LENGTH TTS		HAIR STYLE DRE		EYES BRO		GLASSES NO		FACIAL HAIR FUZ		TEETH NOR			
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)																		PLACE OF BIRTH (City, State/Country) FL US											
LOCAL ADDRESS														PHONE				CITIZENSHIP US											
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS														(City) MIAMI		(State) FL		(Country) US		(Zip)		PHONE				OCCUPATION			
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)														(City)		(State)		(Country)		(Zip)		PHONE				ADDRESS SOURCE VERBAL			
DRIVER'S LICENSE NUMBER/STATE FL-				SOCIAL SECURITY NO.				WEAPON SEIZED NO				Defendant/CONCEALED WEAPON PERMIT NONE				INDICATION OF: Alcohol Infuence: N Drug Infuence: N													
ARREST DATE 11/28/2023				ARREST TIME 23:37				ARREST LOCATION 21ST STREET AND THE BEACH MIAMI BEACH, FL 33139														GRID							
CO-DEFENDANT NAME										DOB				<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR											
CO-DEFENDANT NAME										DOB				<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR											
CO-DEFENDANT NAME										DOB				<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR											
JUV only		Relation		Name										Street				Zip				Phone				Contacted?			
CHARGES				CHARGE AS:		CNTS		FL STATUTE NUMBER				VIOL OF SECT.				CODE OF		UCR		DV		WARRANT TYPE OR TRAFFIC CITATION							
1. M/2-LEWD AND LASCIVIOUS BEHAVIOR				F.S.		1		798.02										90000072		N									
2. L/0-PARK/ENTERING AFTER HOURS/MIA BCH ORDINANCE				ORD		1						82-2(MIABCH)				000		95000060		N									
3. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD		1						70-45				002		95000060		N									
4.																													
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 28 day of NOVEMBER, 2023, at 23:33 at (21ST STREET AND THE BEACH) . MIAMI BEACH, FL, 33139 ON NOVEMBER 28TH 2023, MYSELF (2117), OFFICER CHUMBE (2113) AND OFFICER GOMEZ (2109) WERE ASSIGNED TO A DETAIL TO ENFORCE MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AS A RESULT OF NUMEROUS COMPLAINTS FROM RESIDENTS AND CITY OFFICIALS REFERENCE CRIMINAL ACTIVITY OCCURRING DURING THE NON-OPERATIONAL HOURS OF THE BEACH. NOTE: THE BEACH IS CLOSED TO THE PUBLIC BETWEEN THE HOURS OF 10 PM TO 5 AM. SIGNS ARE IN MINIMUM OF TWO-INCH LETTERING AND ARE POSTED AT EVERY ENTRY POINT INTO THE BEACH ... [Continued on Next Page]																													
HOLD FOR OTHER AGENCY VERIFIED BY										<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).										<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.									
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  GUEITS, J: Court ID: 002-02117										SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 29 DAY OF NOVEMBER, 2023  ACEVEDO, Y: Court ID: 002-01156																			



1100764166

OBTS NUMBER 1307414458	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300103655
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JAIL NO. 230161434	COURT CASE NO. B23023813
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161434	PMHD NO	COURT CASE NO. B23023813
	WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST	DOB (MM/DD/YYYY)

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

TO ADVISE OF THESE HOURS.

IN ADDITION, THE SIGNS ADVISE THAT INDIVIDUALS ARE TRESPASSING IF THEY ARE ON THE BEACH DURING CLOSING HOURS. MIAMI BEACH IS MAINTAINED BY THE CITY FROM SOUTH POINTE DRIVE TO 87TH TERRACE. MIAMI BEACH POLICE OFFICERS ARE AUTHORIZED TO ENFORCE TRESPASS LAWS ON CITY OWNED PROPERTY.

DURING THIS DETAIL, I CAME IN CONTACT WITH DEFENDANT [REDACTED] AND [REDACTED] (CODEFENDANT) ON 21ST STREET AND THE BEACH. THEY WERE SEEN UNDER THE LIFEGUARD TOWER WITH THE SOUTH SIDE OF THE TOWER PARTIALLY COVERED WITH A TARP. THE DEFENDANTS ALSO HAD BLANKETS LAID OUT UNDER THEM ALONG WITH THEIR BELONGINGS PROPPED UP AROUND THEM. FROM WHAT I OBSERVED, THE DEFENDANTS HAD THE INTENTIONS TO SPEND THE NIGHT AT THE BEACH AND WERE PROTECTING THEMSELVES FROM THE ELEMENTS BY CAMPING.

ACCORDING TO MIAMI BEACH CITY ORDINANCE 70-45 A PERSON IS ENGAGED IN CAMPING IF HE OR SHE IS INSIDE OR COVERED WITH MATERIAL WHICH PROVIDES A TEMPORARY COVER FROM THE ELEMENTS, INCLUDING BUT NOT LIMITED TO, A TENT, SLEEPING BAG, HAMMOCK, OR BLANKETS, COTS, BEDS, TARPAULINS, NEWSPAPERS, OR CARDBOARD.

AS I APPROACHED TO INVESTIGATE, I WITNESSED THE DEFENDANT AND CODEFENDANT, NUDE AND ENGAGING IN SEXUAL INTERCOURSE. ALTHOUGH THE SOUTH SIDE OF THE LIFEGUARD TOWER WAS COVERED, EVERY OTHER ANGLE WAS OPEN AND EXPOSED TO THE PUBLIC. THERE WERE ALSO OTHER PEOPLE NEARBY AT THE TIME OF THEIR SEXUAL ACTIVITY.

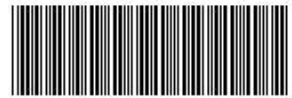
WHEN ASKED WHY THEY HAD A TARP SET UP, THE CODEFENDANT STATED
. BOTH THE DEFENDANT AND CODEFENDANT ARE CURRENTLY TRANSIENTS IN THE MIAMI BEACH AREA.

IT IS IMPORTANT TO NOTE THAT THE CODEFENDANT IS TRANSGENDER AND IDENTIFIES AS FEMALE. SHE FURTHER STATED THAT HER NAME IS [REDACTED] AND WAS ADDRESSED AS SUCH FOR THE REMAINDER OF POLICE INTERACTION.

BOTH THE DEFENDANT AND CODEFENDANT WERE ARRESTED AND TRANSPORTED TO THE MIAMI BEACH POLICE DEPARTMENT, LATER TO TGK.

ALL PERSONAL PROPERTY, ALONG WITH EVIDENCE, WERE IMPOUNDED AT THE MIAMI BEACH... [Continued on Next Page]

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT. 	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 29 DAY OF NOVEMBER, 2023 	<input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
GUEITS, J: Court ID: 002-02117	ACEVEDO, Y: Court ID: 002-01156	



1100764166

OBTS NUMBER 1307414458	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300103655
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JAIL NO. 230161434	COURT CASE NO. B23023813
-----------------------	-----------------------------

SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT	<input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC FUGITIVE WARRANT:	<input type="checkbox"/> JUV <input type="checkbox"/> DV	<input type="checkbox"/> MOVES <input type="checkbox"/> In State	<input type="checkbox"/> CIV INF <input type="checkbox"/> Out State	JAIL NO. 230161434	PMHD NO	COURT CASE NO. B23023813
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DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
--	--------------------------------

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE	<input type="checkbox"/> FELONY <input type="checkbox"/> DV	<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE	<input type="checkbox"/> FELONY <input type="checkbox"/> DV	<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
9.								
10.								
11.								
12.								

PROPERTY AND EVIDENCE UNIT.

BWC WAS USED THROUGHOUT THIS INVESTIGATION.

SAO PRE-FILE CONFERENCE INFORMATION

DATE:

TIME:

CONTACT:

NOTES:

OFFICERS USING BODY-WORN CAMERA:



MEJIA, W: Court ID: 002-01166

CHUMBE, R: Court ID: 002-02113

GUEITS, J: Court ID: 002-02117

GOMEZ, K: Court ID: 002-02109

PARADA, G: Court ID: 002-00994

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  GUEITS, J: Court ID: 002-02117	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 29 DAY OF NOVEMBER, 2023  ACEVEDO, Y: Court ID: 002-01156	



1100764172

OBTS NUMBER 1314075254		ARMED FORCES NO		BWC YES		COMPLAINT/ARREST AFFIDAVIT										POLICE CASE NO. 202300104014					
SPECIAL OPERATION:		<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT		<input checked="" type="checkbox"/> MISD		<input type="checkbox"/> TRAFFIC		<input type="checkbox"/> JUV		<input type="checkbox"/> DV		<input type="checkbox"/> MOVES		<input type="checkbox"/> CIV INF		JAIL NO. 230161589		PMHD NO		COURT CASE NO. B23023889	
IDS NO. 3539174		AGENCY CODE 002		MUNICIPAL P.D. DEF. ID NO.				MDPD RECORDS AND ID NO. 1150655				STUDENT ID NO.				GANG RELATED NO		FRAUD RELATED NO			
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]										ALIAS and / or STREET NAME										SIGNAL:	
DOB (MM/DD/YYYY) [REDACTED]		AGE 37	RACE W	SEX M	HISPANIC: YES ETHNICITY: UNK		HEIGHT 6'00	WEIGHT 170	HAIR COLOR BLK	HAIR LENGTH ATE	HAIR STYLE LOW	EYES BRO	GLASSES NO	FACIAL HAIR FUL	TEETH NOR						
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)														PLACE OF BIRTH (City, State/Country) FL US							
LOCAL ADDRESS												PHONE				CITIZENSHIP US					
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS												(City) MIAMI		(State) FL		(Country) US		PHONE		OCCUPATION	
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)												(City)		(State)		(Country)		PHONE		ADDRESS SOURCE VERBAL	
DRIVER'S LICENSE NUMBER/STATE				SOCIAL SECURITY NO.				WEAPON SEIZED NO				Defendant/CONCEALED WEAPON PERMIT NONE				INDICATION OF: Alcohol Intoxication: N Drug Intoxication: N					
ARREST DATE 11/29/2023		ARREST TIME 23:35		ARREST LOCATION 300 BLOCK/ BEACH SVRD MIAMI BEACH, FL 33139										GRID							
CO-DEFENDANT NAME								DOB				<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR					
CO-DEFENDANT NAME								DOB				<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR					
CO-DEFENDANT NAME								DOB				<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR					
JUV only	Relation	Name	Street	Zip	Phone	Contacted?															
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION										
1. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD	1		70-45	002	95000060	N											
2. L/0-PARK/ENTERING AFTER HOURS/MIA BCH ORDINANCE				ORD	1		82-2(MIABCH)	000	95000060	N											
3.																					
4.																					
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 29 day of NOVEMBER, 2023, at 23:35 at 300 BLOCK/ BEACH SVRD. MIAMI BEACH, FL, 33139 ON NOVEMBER 29, 2023, MYSELF (2138), OFFICER SAVINON (2152), AND OFFICER COSIC (2147) WERE ASSIGNED TO A DETAIL TO ENFORCE MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS. THE BEACH IS CLOSED TO THE PUBLIC BETWEEN THE HOURS OF 10 PM TO 5 AM. SIGNS ARE POSTED AT EVERY ENTRY POINT INTO THE BEACH TO ADVISE OF THESE HOURS. DURING THIS DETAIL I MADE CONTACT WITH DEFENDANT LUIS JOSE CONTRERAS-FRANCO ON... [Continued on Next Page]																					
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.													
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT. [Signature] ALVARENGA, R: Court ID: 002-02138				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 30 DAY OF NOVEMBER, 2023 [Signature] ACEVEDO, Y: Court ID: 002-01156				[REDACTED]													

COMPLAINT/ARREST AFFIDAVIT - COURT COPY



1100764172

OBTS NUMBER 1314075254	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300104014
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JAIL NO. 230161589	COURT CASE NO. B23023889
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161589	PMHD NO	COURT CASE NO. B23023889
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
--	--------------------------------

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
-------------------	-----	---

CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

THE 300 BLOCK AND THE BEACH. I OBSERVED THE DEFENDANT ASLEEP WRAPPED IN A BLANKET INSIDE OF A SLEEPING BAG. THE DEFENDANT ALSO HAD A BLANKET LAID ON THE GROUND. FROM MY OBSERVATIONS THE DEFENDANT HAS INTENTIONS TO SPEND THE NIGHT AT THE BEACH AND WAS PROTECTING HIMSELF FROM THE ELEMENTS BY CAMPING.

MIAMI BEACH CITY ORDINANCE 70-45 STATES A PERSON IS ENGAGED IN CAMPING IF HE OR SHE IS INSIDE OR COVERED WITH MATERIAL THAT PROVIDES A TEMPORARY COVER FROM THE ELEMENTS, INCLUDING BUT NOT LIMITED TO A TENT, SLEEPING BAG, HAMMOCK, BLANKETS, COTS, BEDS, TARPAULINS, NEWSPAPER OR CARDBOARD.

THE DEFENDANT STATED

WHEN ASKED IF HE
WAS HOMELESS THE DEFENDANT STATED . OFFICERS ASKED THE DEFENDANT IF HE WOULD LIKE
ASSISTANCE FROM A HOMELESS RESOURCE OFFICER OR ASSISTANCE TO GET ACCESS TO A HOMELESS SHELTER. THE DEFENDANT
RESPONDED WITH NO AND DID NOT WANT ASSISTANCE.

THE DEFENDANT WAS ARRESTED AND TAKEN TO MIAMI BEACH HOLDING FACILITY FOR FURTHER PROCESSING AND LATER TRANSPORTED TO TGK.

ALL PERSONAL PROPERTY WAS IMPOUNDED AT THE MIAMI BEACH PROPERTY AND EVIDENCE UNIT BY SGT OZAETA (1114) AND SGT ACEVEDO (1156).

BWC WAS USED.

SAO PRE-FILE CONFERENCE INFORMATION

DATE:

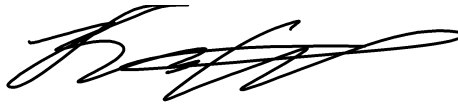

TIME:

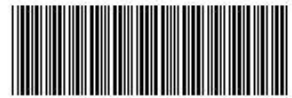
CONTACT:

NOTES:

OFFICERS USING BODY-WORN CAMERA:

ALVARENGA, R: Court ID: 002-02138... [Continued on Next Page]

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  ALVARENGA, R: Court ID: 002-02138	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 30 DAY OF NOVEMBER, 2023  ACEVEDO, Y: Court ID: 002-01156	



1100764172

OBTS NUMBER 1314075254	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300104014
---------------------------	--	---------------------------------

JAIL NO. 230161589	COURT CASE NO. B23023889
-----------------------	-----------------------------

SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161589	PMHD NO	COURT CASE NO. B23023889
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

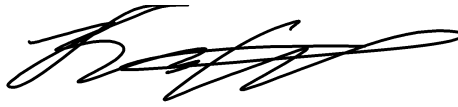

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
--	--------------------------------

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
-------------------	-----	---

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
-------------------	-----	---

CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
9.								
10.								
11.								
12.								

OZAETA, M: Court ID: 002-01114
SAVINON, R: Court ID: 002-02152
COSIC, E: Court ID: 002-02147
BRYANT, K: Court ID: 002-02098




HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  ALVARENGA, R: Court ID: 002-02138	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 30 DAY OF NOVEMBER, 2023  ACEVEDO, Y: Court ID: 002-01156	

Officer Information

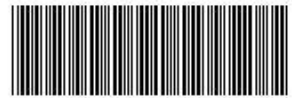
1.LEAD ALVARENGA, RICARDO	BWC? YES	Evid? NO	Dist 002	ID No. 02138	Phone	Shift 1
<input checked="" type="checkbox"/> (HT) DUI ONLY: <input type="checkbox"/> (W) <input type="checkbox"/> (RS) <input type="checkbox"/> (B) <input type="checkbox"/> (M) <input type="checkbox"/> (MW) <input type="checkbox"/> (IC) <input type="checkbox"/> (ICW) <input type="checkbox"/> (BAFF) <input type="checkbox"/> (BAFFW) <input type="checkbox"/> (DRE) <input type="checkbox"/> (20MINOBS)						
2.RESPONDING COSIC, ELVIS	BWC? YES	Evid? NO	Dist 002/00000	ID No. 02147	Phone	Shift 1
DUI ONLY: <input type="checkbox"/> (W) <input type="checkbox"/> (RS) <input type="checkbox"/> (B) <input type="checkbox"/> (M) <input type="checkbox"/> (MW) <input type="checkbox"/> (IC) <input type="checkbox"/> (ICW) <input type="checkbox"/> (BAFF) <input type="checkbox"/> (BAFFW) <input type="checkbox"/> (DRE) <input type="checkbox"/> (20MINOBS)						
3.RESPONDING SAVINON, RENDY	BWC? YES	Evid? NO	Dist 002/00000	ID No. 02152	Phone	Shift 1
DUI ONLY: <input type="checkbox"/> (W) <input type="checkbox"/> (RS) <input type="checkbox"/> (B) <input type="checkbox"/> (M) <input type="checkbox"/> (MW) <input type="checkbox"/> (IC) <input type="checkbox"/> (ICW) <input type="checkbox"/> (BAFF) <input type="checkbox"/> (BAFFW) <input type="checkbox"/> (DRE) <input type="checkbox"/> (20MINOBS)						
4.TRANSPORTING BRYANT, KARRIEM	BWC? YES	Evid? NO	Dist 002/00000	ID No. 02098	Phone (786) 256-6227 (CELL)	Shift 1
DUI ONLY: <input type="checkbox"/> (W) <input type="checkbox"/> (RS) <input type="checkbox"/> (B) <input type="checkbox"/> (M) <input type="checkbox"/> (MW) <input type="checkbox"/> (IC) <input type="checkbox"/> (ICW) <input type="checkbox"/> (BAFF) <input type="checkbox"/> (BAFFW) <input type="checkbox"/> (DRE) <input type="checkbox"/> (20MINOBS)						
5.RESPONDING OZAETA, MELANIE	BWC? YES	Evid? NO	Dist 002/00000	ID No. 01114	Phone (305) 548-5765 (CELL)	Shift 1
DUI ONLY: <input type="checkbox"/> (W) <input type="checkbox"/> (RS) <input type="checkbox"/> (B) <input type="checkbox"/> (M) <input type="checkbox"/> (MW) <input type="checkbox"/> (IC) <input type="checkbox"/> (ICW) <input type="checkbox"/> (BAFF) <input type="checkbox"/> (BAFFW) <input type="checkbox"/> (DRE) <input type="checkbox"/> (20MINOBS)						



1100764173

OBTS NUMBER 1301441320		ARMED FORCES NO		BWC YES		COMPLAINT/ARREST AFFIDAVIT										POLICE CASE NO. 202300103960					
SPECIAL OPERATION:		<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT		<input checked="" type="checkbox"/> MISD		<input type="checkbox"/> TRAFFIC		<input type="checkbox"/> JUV		<input type="checkbox"/> DV		<input type="checkbox"/> MOVES		<input type="checkbox"/> CIV INF		JAIL NO. 230161592		PMHD NO		COURT CASE NO. B23023892	
IDS NO. 3400435		AGENCY CODE 002		MUNICIPAL P.D. DEF. ID NO.				MDPD RECORDS AND ID NO. 1242605				STUDENT ID NO.				GANG RELATED NO		FRAUD RELATED NO			
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]										ALIAS and / or STREET NAME										SIGNAL:	
DOB (MM/DD/YYYY) [REDACTED]		AGE 40	RACE W	SEX M	HISPANIC: NO ETHNICITY: ANG		HEIGHT 5'10	WEIGHT 225	HAIR COLOR BLD	HAIR LENGTH BB1	HAIR STYLE BLD	EYES BRO	GLASSES NO	FACIAL HAIR FUL	TEETH NOR						
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)														PLACE OF BIRTH (City, State/Country) VINCENNES IN US							
LOCAL ADDRESS												PHONE				CITIZENSHIP US					
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS												(City) MIAMI		(State) FL		(Country) US		PHONE		OCCUPATION UNEMPLOYED	
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)												(City)		(State)		(Country)		PHONE		ADDRESS SOURCE VERBAL	
DRIVER'S LICENSE NUMBER/STATE				SOCIAL SECURITY NO.				WEAPON SEIZED NO				Defendant/CONCEALED WEAPON PERMIT W-N/A				INDICATION OF: Alcohol Infuence: N Drug Infuence: N					
ARREST DATE 11/29/2023		ARREST TIME 22:26		ARREST LOCATION 3RD ST & BEACH MIAMI BEACH, FL 33139										GRID							
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR							
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR							
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR							
JUV only	Relation	Name	Street										Zip		Phone		Contacted?				
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.		CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION									
1. L/0-PARK/ENTERING AFTER HOURS/MIA BCH ORDINANCE				ORD	1		82-2(MIABCH)		000	95000060	N										
2. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD	1		70-45		002	95000060	N										
3.																					
4.																					
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 29 day of NOVEMBER, 2023, at 22:26 at 3RD ST & BEACH. MIAMI BEACH, FL, 33139 ON NOVEMBER 29TH 2023, MYSELF (2152), OFFICER COSIC (2147) AND OFFICER ALVERANGA (2138) WERE ASSIGNED TO A DETAIL TO ENFORCE MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AS A RESULT OF NUMEROUS COMPLAINTS FROM RESIDENTS AND CITY OFFICIALS REFERENCE CRIMINAL ACTIVITY OCCURRING DURING THE NON-OPERATIONAL HOURS OF THE BEACH. NOTE: THE BEACH IS CLOSED TO THE PUBLIC BETWEEN THE HOURS OF 10 PM TO 5 AM. SIGNS ARE IN MINIMUM OF TWO-INCH LETTERING AND ARE POSTED AT EVERY ENTRY POINT INTO THE BEACH ... [Continued on Next Page]																					
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.													
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  SAVINON, R: Court ID: 002-02152				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 30 DAY OF NOVEMBER, 2023  ACEVEDO, Y: Court ID: 002-01156																	

COMPLAINT/ARREST AFFIDAVIT - COURT COPY



1100764173

OBTS NUMBER 1301441320	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300103960
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JAIL NO. 230161592	COURT CASE NO. B23023892
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161592	PMHD NO	COURT CASE NO. B23023892
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

TO ADVISE OF THESE HOURS.

IN ADDITION, THE SIGNS ADVISE THAT INDIVIDUALS ARE TRESPASSING IF THEY ARE ON THE BEACH DURING CLOSING HOURS. MIAMI BEACH IS MAINTAINED BY THE CITY FROM SOUTH POINTE DRIVE TO 87TH TERRACE. MIAMI BEACH POLICE OFFICERS ARE AUTHORIZED TO ENFORCE TRESPASS LAWS ON CITY OWNED PROPERTY.

DURING THIS DETAIL, I CAME IN CONTACT WITH THE DEFENDANT (TIMOTHY BURGESS) ON 3RD ST AND THE BEACH. THE DEFENDANT WAS OBSERVED LAYING DOWN ON BLANKET WHICH HE HAD PLACED ON THE SAND. HE WAS ALSO OBSERVED FULLY COVERED BY A COMFORTER AND RESTING HIS HEAD ON A PILLOW. ALONG SIDE OF HIM WAS HIS PERSONAL PROPERTY.

ACCORDING TO MIAMI BEACH CITY ORDINANCE 70-45 A PERSON IS ENGAGED IN CAMPING IF HE OR SHE IS INSIDE OR COVERED WITH MATERIAL WHICH PROVIDES A TEMPORARY COVER FROM THE ELEMENTS, INCLUDING BUT NOT LIMITED TO, A TENT, SLEEPING BAG, HAMMOCK, OR BLANKETS, COTS, BEDS, TARPAULINS, NEWSPAPERS, OR CARDBOARD.



IT SHOULD BE NOTED THE DEFENDANT WAS OFFERED HOMELESS OUTREACH SERVICES AND ASKED IF HE WANTED HELP SEEKING PERMANENT SHELTER. TO WHICH HE REPLIED, I AM HOMELESS NOT HELPLESS. THE DEFENDANT REFUSED POLICE ASSISTANCE AND WAS SUBSEQUENTLY ARRESTED FOR BEACH AFTER HOURS AND CAMPING ORDINANCE.

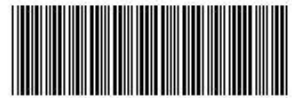
THE DEFENDANT WAS ARRESTED AND TRANSPORTED TO THE MIAMI BEACH POLICE DEPARTMENT, LATER TO TGK.

THE DEFENDANT'S PERSONAL PROPERTY WAS IMPOUNDED AT THE MIAMI BEACH PROPERTY AND EVIDENCE UNIT.

BWC WAS USED THROUGHOUT THIS INVESTIGATION.

SAO PRE-FILE CONFERENCE INFORMATION... [Continued on Next Page]

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  SAVINON, R: Court ID: 002-02152	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 30 DAY OF NOVEMBER, 2023  ACEVEDO, Y: Court ID: 002-01156	



1100764173

OBTS NUMBER 1301441320	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300103960
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JAIL NO. 230161592	COURT CASE NO. B23023892
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT	<input checked="" type="checkbox"/> MISD	<input type="checkbox"/> TRAFFIC	<input type="checkbox"/> JUV	<input type="checkbox"/> DV	<input type="checkbox"/> MOVES FUGITIVE WARRANT: <input type="checkbox"/> In State	<input type="checkbox"/> CIV INF <input type="checkbox"/> Out State	JAIL NO. 230161592	PMHD NO	COURT CASE NO. B23023892
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DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE	<input type="checkbox"/> FELONY <input type="checkbox"/> DV	<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR
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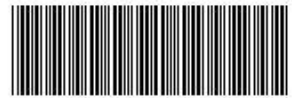
CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE	<input type="checkbox"/> FELONY <input type="checkbox"/> DV	<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
9.								
10.								
11.								
12.								

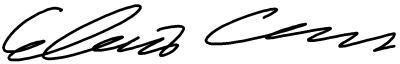

DATE:
TIME:
CONTACT:
NOTES:

OFFICERS USING BODY-WORN CAMERA:
QUINTERO, R: Court ID: 002-01140
ALVARENGA, R: Court ID: 002-02138
SAVINON, R: Court ID: 002-02152
COSIC, E: Court ID: 002-02147

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  SAVINON, R: Court ID: 002-02152	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 30 DAY OF NOVEMBER, 2023  ACEVEDO, Y: Court ID: 002-01156	



1100764171

OBTS NUMBER		ARMED FORCES NO		BWC YES		COMPLAINT/ARREST AFFIDAVIT										POLICE CASE NO. 202300103991									
SPECIAL OPERATION:		<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT		<input checked="" type="checkbox"/> MISD		<input type="checkbox"/> TRAFFIC		<input type="checkbox"/> JUV		<input type="checkbox"/> DV		<input type="checkbox"/> MOVES		<input type="checkbox"/> CIV INF		JAIL NO. 230161593		PMHD NO		COURT CASE NO. B23023893					
IDS NO.		AGENCY CODE 002		MUNICIPAL P.D. DEF. ID NO.		MDPD RECORDS AND ID NO.		STUDENT ID NO.		GANG RELATED NO		FRAUD RELATED NO													
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]										ALIAS and / or STREET NAME										SIGNAL:					
DOB (MM/DD/YYYY) [REDACTED]		AGE 50	RACE W	SEX M	HISPANIC: NO ETHNICITY: ANG		HEIGHT 5'09	WEIGHT 170	HAIR COLOR SDY	HAIR LENGTH ATE	HAIR STYLE STR	EYES BRO	GLASSES NO	FACIAL HAIR FUL	TEETH NOR										
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)														PLACE OF BIRTH (City, State/Country) DALLAS TX US											
LOCAL ADDRESS														PHONE				CITIZENSHIP US							
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS														(City) MIAMI		(State) FL		(Country) US		PHONE		OCCUPATION			
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)														(City)		(State)		(Country)		PHONE		ADDRESS SOURCE VERBAL			
DRIVER'S LICENSE NUMBER/STATE				SOCIAL SECURITY NO.				WEAPON SEIZED NO				Defendant/CONCEALED WEAPON PERMIT NONE				INDICATION OF: Alcohol Infuence: N Drug Infuence: N									
ARREST DATE 11/29/2023		ARREST TIME 23:48		ARREST LOCATION 13TH ST & BEACH MIAMI BEACH, FL 33139												GRID									
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR											
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR											
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR											
JUV only	Relation	Name	Street	Zip	Phone	Contacted?																			
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION														
1. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD	1		70-45	002	95000060	N															
2. L/0-PARK/ENTERING AFTER HOURS/MIA BCH ORDINANCE				ORD	1		82-2(MIABCH)	000	95000060	N															
3.																									
4.																									
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 29 day of NOVEMBER, 2023, at 23:46 at 13TH ST & BEACH. MIAMI BEACH, FL, 33139 ON NOVEMBER 29TH 2023, OFFICER SAVINON (2152), OFFICER ALVARENGA (2138) AND I WERE ASSIGNED TO A DETAIL TO ENFORCE MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AS A RESULT OF NUMEROUS COMPLAINTS FROM RESIDENTS AND CITY OFFICIALS REFERENCE CRIMINAL ACTIVITY OCCURRING DURING THE NON-OPERATIONAL HOURS OF THE BEACH. NOTE: THE BEACH IS CLOSED TO THE PUBLIC BETWEEN THE HOURS OF 10 PM TO 5 AM. SIGNS ARE IN MINIMUM OF TWO-INCH LETTERING AND ARE POSTED AT EVERY ENTRY POINT INTO THE BEACH ... [Continued on Next Page]																									
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.																	
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  COSIC, E: Court ID: 002-02147				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 30 DAY OF NOVEMBER, 2023  ACEVEDO, Y: Court ID: 002-01156 665																					

COMPLAINT/ARREST AFFIDAVIT - COURT COPY



1100764171

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300103991
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JAIL NO. 230161593	COURT CASE NO. B23023893
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161593	PMHD NO	COURT CASE NO. B23023893
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
--	--------------------------------

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

TO ADVISE OF THESE HOURS.

IN ADDITION, THE SIGNS ADVISE THAT INDIVIDUALS ARE TRESPASSING IF THEY ARE ON THE BEACH DURING CLOSING HOURS. MIAMI BEACH IS MAINTAINED BY THE CITY FROM SOUTH POINTE DRIVE TO 87TH TERRACE. MIAMI BEACH POLICE OFFICERS ARE AUTHORIZED TO ENFORCE TRESPASS LAWS ON CITY OWNED PROPERTY.

DURING THIS DETAIL, I CAME IN CONTACT WITH THE DEFENDANT (MR. [REDACTED] ON 13TH ST AND THE BEACH. THE DEFENDANT WAS OBSERVED LAYING DOWN INSIDE OF A SLEEPING BAG AND WEARING A ONE-PIECE PAJAMA SUIT, ON THE EASTSIDE OF THE LIFEGUARD TOWER'S BALCONY AREA. ALONG SIDE OF HIM WAS A GYM-BAG CONTAINING HIS PERSONAL PROPERTY.

ACCORDING TO MIAMI BEACH CITY ORDINANCE 70-45 A PERSON IS ENGAGED IN CAMPING IF HE OR SHE IS INSIDE OR COVERED WITH MATERIAL WHICH PROVIDES A TEMPORARY COVER FROM THE ELEMENTS, INCLUDING BUT NOT LIMITED TO, A TENT, SLEEPING BAG, HAMMOCK, OR BLANKETS, COTS, BEDS, TARPAULINS, NEWSPAPERS, OR CARDBOARD.

IT SHOULD BE NOTED THE DEFENDANT WAS OFFERED HOMELESS OUTREACH SERVICES AND ASKED IF HE WANTED HELP SEEKING PERMANENT SHELTER. TO WHICH HE REPLIED THAT HE DID NOT. THE DEFENDANT REFUSED POLICE ASSISTANCE AND WAS SUBSEQUENTLY ARRESTED FOR BEACH AFTER HOURS AND MIAMI BEACH'S CAMPING ORDINANCE.

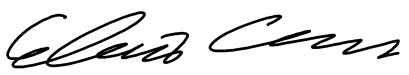

THE DEFENDANT WAS ARRESTED AND TRANSPORTED TO THE MIAMI BEACH POLICE DEPARTMENT, LATER TO TGK.

ALL PERSONAL PROPERTY, ALONG WITH EVIDENCE, WERE IMPOUNDED AT THE MIAMI BEACH PROPERTY AND EVIDENCE UNIT BY SERGEANT OZAETA (1114), SERGEANT ACEVEDO (1156).

BWC WAS USED THROUGHOUT THIS INVESTIGATION.

NOTHING FURTHER.

SAO PRE-FILE CONFERENCE... [Continued on Next Page]

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  COSIC, E: Court ID: 002-02147	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 30 DAY OF NOVEMBER, 2023  ACEVEDO, Y: Court ID: 002-01156	



1100764171

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300103991
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JAIL NO. 230161593	COURT CASE NO. B23023893
-----------------------	-----------------------------

SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT	<input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State	<input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161593	PMHD NO	COURT CASE NO. B23023893
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DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
--	--------------------------------

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE	<input type="checkbox"/> FELONY <input type="checkbox"/> DV	<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE	<input type="checkbox"/> FELONY <input type="checkbox"/> DV	<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
9.								
10.								
11.								
12.								

INFORMATION

DATE:

TIME:

CONTACT:

NOTES:

OFFICERS USING BODY-WORN CAMERA:

ALVARENGA, R: Court ID: 002-02138

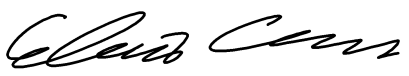

OZAETA, M: Court ID: 002-01114

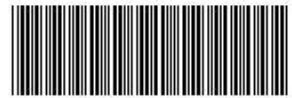
ACEVEDO, Y: Court ID: 002-01156

SAVINON, R: Court ID: 002-02152



COSIC, E: Court ID: 002-02147

BRYANT, K: Court ID: 002-02098

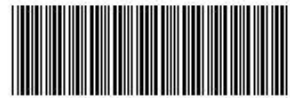
HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  COSIC, E: Court ID: 002-02147	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 30 DAY OF NOVEMBER, 2023  ACEVEDO, Y: Court ID: 002-01156	



1100764192

OBTS NUMBER		ARMED FORCES NO		BWC YES		COMPLAINT/ARREST AFFIDAVIT										POLICE CASE NO. 202300104337											
SPECIAL OPERATION:		<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT		<input checked="" type="checkbox"/> MISD		<input type="checkbox"/> TRAFFIC		<input type="checkbox"/> JUV		<input type="checkbox"/> DV		<input type="checkbox"/> MOVES		<input type="checkbox"/> CIV INF		JAIL NO. 230161751		PMHD NO		COURT CASE NO. B23023944							
IDS NO.		AGENCY CODE 002		MUNICIPAL P.D. DEF. ID NO.		MDPD RECORDS AND ID NO.		STUDENT ID NO.		GANG RELATED NO		FRAUD RELATED NO															
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]										ALIAS and / or STREET NAME										SIGNAL:							
DOB (MM/DD/YYYY) [REDACTED]		AGE 44	RACE B	SEX F	HISPANIC: NO ETHNICITY: AFR		HEIGHT 5'00	WEIGHT 145	HAIR COLOR BRO	HAIR LENGTH MID	HAIR STYLE DIR	EYES BRO	GLASSES NO	FACIAL HAIR CLN	TEETH NOR												
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)														PLACE OF BIRTH (City, State/Country) MO US													
LOCAL ADDRESS														PHONE				CITIZENSHIP US									
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS														(City) MIAMI		(State) FL		(Country) US		(Zip)		PHONE		OCCUPATION			
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)														(City)		(State)		(Country)		(Zip)		PHONE		ADDRESS SOURCE VERBAL			
DRIVER'S LICENSE NUMBER/STATE				SOCIAL SECURITY NO.				WEAPON SEIZED NO				Defendant/CONCEALED WEAPON PERMIT NONE				INDICATION OF: Alcohol Influence: N Drug Influence: N											
ARREST DATE 11/30/2023		ARREST TIME 22:23		ARREST LOCATION 23RD STREET AND BEACH SERVICE ROAD MIAMI BEACH, FL 33139												GRID											
CO-DEFENDANT NAME 1. PEARSON, RICHARD								DOB 07/13/1978				<input checked="" type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR											
CO-DEFENDANT NAME								DOB				<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR											
CO-DEFENDANT NAME								DOB				<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR											
JUV only	Relation	Name	Street	Zip	Phone	Contacted?																					
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION																
1. L/0-PARK/ENTERING AFTER HOURS/MIA BCH ORDINANCE				ORD	1		82-2(MIABCH)	000	95000060	N																	
2. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD	1		70-45	002	95000060	N																	
3.																											
4.																											
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 30 day of NOVEMBER, 2023, at 22:20 at 23RD STREET AND BEACH SERVICE ROAD. MIAMI BEACH, FL, 33139 ON THE ABOVE DATE AND TIME MYSELF (2144), OFFICER SAVINON (2152), OFFICER MILLER (2142), OFFICER ALVERENGA (2138) AND OFFICER COSIC (2152) WERE ASSIGNED TO A DETAIL TO ENFORCE MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AS A RESULT OF NUMEROUS COMPLAINTS FROM RESIDENTS AND CITY OFFICIALS REFERENCE CRIMINAL ACTIVITY OCCURRING DURING THE NON-OPERATIONAL HOURS OF THE BEACH. NOTE: THE BEACH IS CLOSED TO THE PUBLIC BETWEEN THE HOURS OF 10 PM TO 5 AM. SIGNS ARE IN MINIMUM OF TWO-INCH LETTERING AND ARE POSTED AT EVERY ENTRY POINT INTO THE... [Continued on Next Page]																											
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.																			
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  RODRIGUEZ, M: Court ID: 002-02144				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 01 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114																							

COMPLAINT/ARREST AFFIDAVIT - COURT COPY



1100764192

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300104337
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JAIL NO. 230161751	COURT CASE NO. B23023944
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161751	PMHD NO	COURT CASE NO. B23023944
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
--	--------------------------------

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
-------------------	-----	---

CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

BEACH TO ADVISE OF THESE HOURS.

IN ADDITION, THE SIGNS ADVISE THAT INDIVIDUALS ARE TRESPASSING IF THEY ARE ON THE BEACH DURING CLOSING HOURS. MIAMI BEACH IS MAINTAINED BY THE CITY FROM SOUTH POINTE DRIVE TO 87TH TERRACE. MIAMI BEACH POLICE OFFICERS ARE AUTHORIZED TO ENFORCE TRESPASS LAWS ON CITY OWNED PROPERTY.

DURING THIS DETAIL, OFFICER COSIC OBSERVED A MALE, LATER IDENTIFIED AS [REDACTED] (CO-DEFENDANT) SLEEPING ON THE SAND IN THE BACK OF THE 24TH STREET AND THE BEACH LIFEGUARD STAND. AS OFFICER COSIC SPOKE TO [REDACTED], I OBSERVED A FEMALE SLEEPING ON THE EAST SIDE OF THE LIFEGUARD STAND BALCONY.

UPON INITIAL CONTACT WITH THE FEMALE, SHE WAS OBSERVED LYING DOWN ON MULTIPLE BLANKETS WHICH SHE HAD PLACED ON THE LIFEGUARD BALCONY. ALONGSIDE OF HER WAS ALL OF HER PERSONAL PROPERTY.

THE FEMALE WAS LATER IDENTIFIED THROUGH HER MISSOURI DRIVERS LICENSE AS, [REDACTED] (DEFENDANT).



THE DEFENDANT STATED

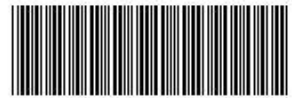
IT SHOULD BE NOTED THAT THE 24TH STREET LIFEGUARD STAND HAS MIAMI BEACH TRESPASS WARNING SIGNS POSTED WHICH SHE PASSED TO GET TO THE SECOND LEVEL WHERE SHE WAS LOCATED.

ACCORDING TO MIAMI BEACH CITY ORDINANCE 70-45 A PERSON IS ENGAGED IN CAMPING IF HE OR SHE IS INSIDE OR COVERED WITH MATERIAL WHICH PROVIDES A TEMPORARY COVER FROM THE ELEMENTS, INCLUDING BUT NOT LIMITED TO, A TENT, SLEEPING BAG, HAMMOCK, OR BLANKETS, COTS, BEDS, TARPAULINS, NEWSPAPERS, OR CARDBOARD.

IT SHOULD BE NOTED THE DEFENDANT WAS OFFERED HOMELESS OUTREACH SERVICES AND ASKED IF HE WANTED HELP SEEKING PERMANENT SHELTER. TO WHICH SHE REPLIED, I DO NOT WANT TO BE AROUND THOSE TYPE OF PEOPLE. THE DEFENDANT REFUSED POLICE ASSISTANCE AND WAS SUBSEQUENTLY ARRESTED FOR BEACH AFTER HOURS AND MIAMI BEACH'S CAMPING ORDINANCE.

THE DEFENDANT WAS ARRESTED, TRANSPORTED TO THE MIAMI BEACH POLICE DEPARTMENT HOLDING FACILITY AND, LATER TO TGK ...
[Continued on Next Page]

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  RODRIGUEZ, M: Court ID: 002-02144	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 01 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114	



1100764192

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300104337
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JAIL NO. 230161751	COURT CASE NO. B23023944
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161751	PMHD NO	COURT CASE NO. B23023944
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
--	--------------------------------

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
9.								
10.								
11.								
12.								

BY OFFICER BRYANT (2098).

ALL PERSONAL PROPERTY, ALONG WITH EVIDENCE, WERE IMPOUNDED AT THE MIAMI BEACH PROPERTY AND EVIDENCE UNIT BY SGT OZAETA (1114).

BWC WAS ACTIVATED.

NOTHING FURTHER.

SAO PRE-FILE CONFERENCE INFORMATION

DATE:

TIME:

CONTACT:

NOTES:

OFFICERS USING BODY-WORN CAMERA:

OZAETA, M: Court ID: 002-01114

ALVARENGA, R: Court ID: 002-02138


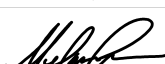
SAVINON, R: Court ID: 002-02152

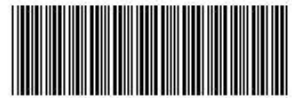
COSIC, E: Court ID: 002-02147

MILLER, B: Court ID: 002-02142



BRYANT, K: Court ID: 002-02098

RODRIGUEZ, M: Court ID: 002-02144

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  RODRIGUEZ, M: Court ID: 002-02144	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 01 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114	



1100764194

OBTS NUMBER		ARMED FORCES NO		BWC YES		COMPLAINT/ARREST AFFIDAVIT										POLICE CASE NO. 202300104364							
SPECIAL OPERATION:		<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT		<input checked="" type="checkbox"/> MISD		<input type="checkbox"/> TRAFFIC		<input type="checkbox"/> JUV		<input type="checkbox"/> DV		<input type="checkbox"/> MOVES		<input type="checkbox"/> CIV INF		JAIL NO. 230161754		PMHD NO		COURT CASE NO. B23023947			
IDS NO.		AGENCY CODE 002		MUNICIPAL P.D. DEF. ID NO.		MDPD RECORDS AND ID NO.		STUDENT ID NO.		GANG RELATED NO		FRAUD RELATED NO											
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]										ALIAS and / or STREET NAME										SIGNAL:			
DOB (MM/DD/YYYY) [REDACTED]		AGE 61	RACE W	SEX M	HISPANIC: YES ETHNICITY: CUB		HEIGHT 5'08	WEIGHT 150	HAIR COLOR BLD	HAIR LENGTH ATE	HAIR STYLE BLD	EYES BRO	GLASSES NO	FACIAL HAIR FUL	TEETH NOR								
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)													PLACE OF BIRTH (City, State/Country) CC										
LOCAL ADDRESS										PHONE					CITIZENSHIP CC								
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS										(City) MIAMI		(State) FL		(Country) US		(Zip)		PHONE		OCCUPATION UNEMPLOYED			
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)										(City)		(State)		(Country)		(Zip)		PHONE		ADDRESS SOURCE VERBAL			
DRIVER'S LICENSE NUMBER/STATE				SOCIAL SECURITY NO.			WEAPON SEIZED NO			Defendant/CONCEALED WEAPON PERMIT NONE				INDICATION OF: Alcohol Infuence: N Drug Infuence: N									
ARREST DATE 11/30/2023		ARREST TIME 23:34		ARREST LOCATION 20TH ST & BEACH MIAMI BEACH, FL 33139												GRID							
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR									
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR									
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR									
JUV only	Relation	Name	Street	Zip	Phone	Contacted?																	
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION												
1. L/0-PARK/ENTERING AFTER HOURS/MIA BCH ORDINANCE				ORD	1		82-2(MIABCH)	000	95000060	N													
2. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD	1		70-45	002	95000060	N													
3.																							
4.																							
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 30 day of NOVEMBER, 2023, at 23:34 at 20TH ST & BEACH. MIAMI BEACH, FL, 33139 ON NOVEMBER 30TH 2023, MYSELF (2152), OFFICER COSIC (2147) AND OFFICER RODRIGUEZ (2144) WERE ASSIGNED TO A DETAIL TO ENFORCE MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AS A RESULT OF NUMEROUS COMPLAINTS FROM RESIDENTS AND CITY OFFICIALS REFERENCE CRIMINAL ACTIVITY OCCURRING DURING THE NON-OPERATIONAL HOURS OF THE BEACH. NOTE: THE BEACH IS CLOSED TO THE PUBLIC BETWEEN THE HOURS OF 10 PM TO 5 AM. SIGNS ARE IN MINIMUM OF TWO-INCH LETTERING AND ARE POSTED AT EVERY ENTRY POINT INTO THE BEACH ... [Continued on Next Page]																							
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.															
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  SAVINON, R: Court ID: 002-02152				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 01 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114																			

COMPLAINT/ARREST AFFIDAVIT - COURT COPY



1100764194

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300104364
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JAIL NO. 230161754	COURT CASE NO. B23023947
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161754	PMHD NO	COURT CASE NO. B23023947
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
--	--------------------------------

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

TO ADVISE OF THESE HOURS.

IN ADDITION, THE SIGNS ADVISE THAT INDIVIDUALS ARE TRESPASSING IF THEY ARE ON THE BEACH DURING CLOSING HOURS. MIAMI BEACH IS MAINTAINED BY THE CITY FROM SOUTH POINTE DRIVE TO 87TH TERRACE. MIAMI BEACH POLICE OFFICERS ARE AUTHORIZED TO ENFORCE TRESPASS LAWS ON CITY OWNED PROPERTY.

DURING THIS DETAIL, I CAME IN CONTACT WITH THE DEFENDANT [REDACTED] ON 20TH ST AND THE BEACH. THE DEFENDANT WAS OBSERVED LAYING DOWN ON A STACK OF BEACH CHAIRS COVERING HIMSELF WITH TWO TOWELS. ALONG SIDE OF HIM WAS HIS PERSONAL PROPERTY.

ACCORDING TO MIAMI BEACH CITY ORDINANCE 70-45 A PERSON IS ENGAGED IN CAMPING IF HE OR SHE IS INSIDE OR COVERED WITH MATERIAL WHICH PROVIDES A TEMPORARY COVER FROM THE ELEMENTS, INCLUDING BUT NOT LIMITED TO, A TENT, SLEEPING BAG, HAMMOCK, OR BLANKETS, COTS, BEDS, TARPAULINS, NEWSPAPERS, OR CARDBOARD.



IT SHOULD BE NOTED THAT THE DEFENDANT SPOKE WITH MIAMI BEACH HOMELESS RESOURCE OFFICER ROSA 1147. HE WAS OFFERED HELP SEEKING PERMANENT SHELTER AND A BED FOR THE NIGHT. THE DEFENDANT WAS ADAMANT THAT HE DID NOT NEED HELP AND . DUE TO THE DEFENDANT REFUSING POLICE ASSISTANCE HE WAS ARRESTED FOR BEACH AFTER HOURS AND MIAMI BEACH'S CAMPING ORDINANCE.

THE DEFENDANT WAS ARRESTED AND TRANSPORTED TO THE MIAMI BEACH POLICE DEPARTMENT, LATER TO TGK.

ALL PERSONAL PROPERTY WERE IMPOUNDED AT THE MIAMI BEACH PROPERTY AND EVIDENCE UNIT.



BWC WAS USED THROUGHOUT THIS INVESTIGATION.

SAO PRE-FILE CONFERENCE INFORMATION... [Continued on Next Page]

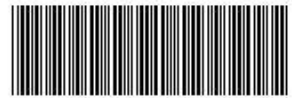
HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  SAVINON, R: Court ID: 002-02152	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 01 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114	



1100764194

OBTS NUMBER		COMPLAINT/ARREST AFFIDAVIT CONTINUATION				POLICE CASE NO. 202300104364									
JAIL NO. 230161754				COURT CASE NO. B23023947											
SPECIAL OPERATION:		<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT		<input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV FUGITIVE WARRANT:		<input type="checkbox"/> MOVES <input type="checkbox"/> In State		<input type="checkbox"/> CIV INF <input type="checkbox"/> Out State		JAIL NO. 230161754		PMHD NO		COURT CASE NO. B23023947	
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]										DOB (MM/DD/YYYY) [REDACTED]					
CO-DEFENDANT NAME					DOB			<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR			
CO-DEFENDANT NAME					DOB			<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR			
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION				
9.															
10.															
11.															
12.															
DATE: TIME: CONTACT: NOTES: OFFICERS USING BODY-WORN CAMERA: OZAETA, M: Court ID: 002-01114 SAVINON, R: Court ID: 002-02152 MEJIA, W: Court ID: 002-01166 ROSA, M: Court ID: 002-01147 PARADA, G: Court ID: 002-00994 COSIC, E: Court ID: 002-02147 RODRIGUEZ, M: Court ID: 002-02144															
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.							
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  SAVINON, R: Court ID: 002-02152				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 01 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114											

COMPLAINT/ARREST AFFIDAVIT CONT.



1100764179

OBTS NUMBER		ARMED FORCES NO		BWC YES		COMPLAINT/ARREST AFFIDAVIT										POLICE CASE NO. 202300104347											
SPECIAL OPERATION:		<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT		<input checked="" type="checkbox"/> MISD		<input type="checkbox"/> TRAFFIC		<input type="checkbox"/> JUV		<input type="checkbox"/> DV		<input type="checkbox"/> MOVES		<input type="checkbox"/> CIV INF		JAIL NO. 230161755		PMHD UNK		COURT CASE NO. B23023948							
IDS NO.		AGENCY CODE 002		MUNICIPAL P.D. DEF. ID NO.		MDPD RECORDS AND ID NO.		STUDENT ID NO.		GANG RELATED NO		FRAUD RELATED NO															
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]										ALIAS and / or STREET NAME										SIGNAL:							
DOB (MM/DD/YYYY) [REDACTED]		AGE 31	RACE W	SEX M	HISPANIC: YES ETHNICITY: CUB		HEIGHT 5'03	WEIGHT 145	HAIR COLOR BRO	HAIR LENGTH BB1	HAIR STYLE LOW	EYES BRO	GLASSES NO	FACIAL HAIR FUL	TEETH NOR												
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description) TATTOO: LEFT BREAST, JESUS														PLACE OF BIRTH (City, State/Country) HAVANA CC													
LOCAL ADDRESS														PHONE				CITIZENSHIP CC									
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS														(City) MIAMI		(State) FL		(Country) US		(Zip)		PHONE		OCCUPATION UNEMPLOYED			
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)														(City)		(State)		(Country)		(Zip)		PHONE		ADDRESS SOURCE VERBAL			
DRIVER'S LICENSE NUMBER/STATE				SOCIAL SECURITY NO.				WEAPON SEIZED NO				Defendant/CONCEALED WEAPON PERMIT NONE				INDICATION OF: Alcohol Influence: N Drug Influence: N											
ARREST DATE 11/30/2023				ARREST TIME 22:46		ARREST LOCATION 23RD ST & BEACH MIAMI BEACH, FL 33139										GRID											
CO-DEFENDANT NAME										DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR											
CO-DEFENDANT NAME										DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR											
CO-DEFENDANT NAME										DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR											
JUV only	Relation	Name	Street										Zip		Phone		Contacted?										
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER		VIOL OF SECT.		CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION														
1. L/0-PARK/ENTERING AFTER HOURS/MIA BCH ORDINANCE				ORD	1			82-2(MIABCH)		000	95000060	N															
2. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD	1			70-45		002	95000060	N															
3.																											
4.																											
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 30 day of NOVEMBER, 2023, at 22:46 at 23RD ST & BEACH. MIAMI BEACH, FL, 33139 ON NOVEMBER 30TH 2023, MYSELF (2152), OFFICER ALVARENGA (2138), OFFICER MILLER (2142), OFFICER COSIC (2147) AND OFFICER RODRIGUEZ (2144) WERE ASSIGNED TO A DETAIL TO ENFORCE MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AS A RESULT OF NUMEROUS COMPLAINTS FROM RESIDENTS AND CITY OFFICIALS REFERENCE CRIMINAL ACTIVITY OCCURRING DURING THE NON-OPERATIONAL HOURS OF THE BEACH. NOTE: THE BEACH IS CLOSED TO THE PUBLIC BETWEEN THE HOURS OF 10 PM TO 5 AM. SIGNS ARE IN MINIMUM OF TWO-INCH LETTERING AND ARE POSTED AT EVERY ENTRY POINT INTO THE... [Continued on Next Page]																											
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).										<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.													
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT. [Signature] SAVINON, R: Court ID: 002-02152				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 01 DAY OF DECEMBER, 2023 [Signature] OZAETA, M: Court ID: 002-01114												[REDACTED]											

COMPLAINT/ARREST AFFIDAVIT - COURT COPY



1100764179

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300104347
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JAIL NO. 230161755	COURT CASE NO. B23023948
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161755	PMHD UNK	COURT CASE NO. B23023948
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE)	DOB (MM/DD/YYYY)
[REDACTED]	[REDACTED]

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

BEACH TO ADVISE OF THESE HOURS.

IN ADDITION, THE SIGNS ADVISE THAT INDIVIDUALS ARE TRESPASSING IF THEY ARE ON THE BEACH DURING CLOSING HOURS. MIAMI BEACH IS MAINTAINED BY THE CITY FROM SOUTH POINTE DRIVE TO 87TH TERRACE. MIAMI BEACH POLICE OFFICERS ARE AUTHORIZED TO ENFORCE TRESPASS LAWS ON CITY OWNED PROPERTY.

DURING THIS DETAIL, I CAME IN CONTACT WITH THE DEFENDANT ([REDACTED]) ON 23RD ST AND THE BEACH. THE DEFENDANT WAS OBSERVED LAYING DOWN ON A STACK OF BEACH CHAIRS COVERING HIMSELF WITH A BLANKET. ALONG SIDE OF HIM WAS HIS PERSONAL PROPERTY.

ACCORDING TO MIAMI BEACH CITY ORDINANCE 70-45 A PERSON IS ENGAGED IN CAMPING IF HE OR SHE IS INSIDE OR COVERED WITH MATERIAL WHICH PROVIDES A TEMPORARY COVER FROM THE ELEMENTS, INCLUDING BUT NOT LIMITED TO, A TENT, SLEEPING BAG, HAMMOCK, OR BLANKETS, COTS, BEDS, TARPAULINS, NEWSPAPERS, OR CARDBOARD.



IT SHOULD BE NOTED THE DEFENDANT WAS OFFERED HOMELESS OUTREACH SERVICES AND ASKED IF HE WANTED HELP SEEKING PERMANENT SHELTER. TO WHICH HE REPLIED, NO. THE DEFENDANT REFUSED POLICE ASSISTANCE AND WAS SUBSEQUENTLY ARRESTED FOR BEACH AFTER HOURS AND MIAMI BEACH'S CAMPING ORDINANCE.

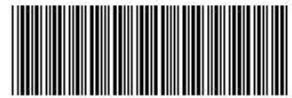
THE DEFENDANT WAS ARRESTED AND TRANSPORTED TO THE MIAMI BEACH POLICE DEPARTMENT, LATER TO TGK.

ALL PERSONAL PROPERTY WERE IMPOUNDED AT THE MIAMI BEACH PROPERTY AND EVIDENCE UNIT BY SGT OZAETA (1114)

BWC WAS USED THROUGHOUT THIS INVESTIGATION.

SAO PRE-FILE CONFERENCE INFORMATION... [Continued on Next Page]

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  SAVINON, R: Court ID: 002-02152	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 01 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114	



1100764179

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300104347
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JAIL NO. 230161755	COURT CASE NO. B23023948
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161755	PMHD UNK	COURT CASE NO. B23023948
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
--	--------------------------------



CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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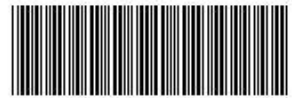
CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
9.								
10.								
11.								
12.								

DATE:
TIME:
CONTACT:
NOTES:

OFFICERS USING BODY-WORN CAMERA:
ALVARENGA, R: Court ID: 002-02138
OZAETA, M: Court ID: 002-01114
SAVINON, R: Court ID: 002-02152
COSIC, E: Court ID: 002-02147
MILLER, B: Court ID: 002-02142
BRYANT, K: Court ID: 002-02098
RODRIGUEZ, M: Court ID: 002-02144

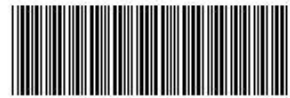
HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  SAVINON, R: Court ID: 002-02152	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 01 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114	



1100764181

OBTS NUMBER	ARMED FORCES NO	BWC YES	COMPLAINT/ARREST AFFIDAVIT				POLICE CASE NO. 202300104366							
SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT	<input checked="" type="checkbox"/> MISD	<input type="checkbox"/> TRAFFIC	<input type="checkbox"/> JUV	<input type="checkbox"/> DV	<input type="checkbox"/> MOVES	<input type="checkbox"/> CIV INF	JAIL NO. 230161756	PMHD UNK	COURT CASE NO. B23023949				
FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State														
IDS NO.	AGENCY CODE 002	MUNICIPAL P.D. DEF. ID NO.		MDPD RECORDS AND ID NO.		STUDENT ID NO.		GANG RELATED NO		FRAUD RELATED NO				
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]						ALIAS and / or STREET NAME				SIGNAL:				
DOB (MM/DD/YYYY) [REDACTED]	AGE 48	RACE W	SEX M	HISPANIC: YES ETHNICITY: CUB	HEIGHT 5'08	WEIGHT 160	HAIR COLOR BRO	HAIR LENGTH ATE	HAIR STYLE STR	EYES BRO	GLASSES NO	FACIAL HAIR UNS	TEETH NOR	
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)										PLACE OF BIRTH (City, State/Country) CC				
LOCAL ADDRESS								PHONE		CITIZENSHIP US				
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS				(City) MIAMI	(State) FL	(Country) US	(Zip)	PHONE (786) 754-0061		OCCUPATION				
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)								(City)	(State)	(Country)	(Zip)	ADDRESS SOURCE VERBAL		
DRIVER'S LICENSE NUMBER/STATE		SOCIAL SECURITY NO.		WEAPON SEIZED NO		Defendant/CONCEALED WEAPON PERMIT NONE		INDICATION OF: Alcohol Influence: N Drug Influence: N						
ARREST DATE 11/30/2023		ARREST TIME 23:24		ARREST LOCATION 2000 BLOCK BEACH SVRD MIAMI BEACH, FL 33139						GRID				
CO-DEFENDANT NAME				DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR				
CO-DEFENDANT NAME				DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR				
CO-DEFENDANT NAME				DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR				
JUV only	Relation		Name		Street				Zip		Phone		Contacted?	
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER		VIOL OF SECT.		CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION	
1. L/0-PARK/ENTERING AFTER HOURS/MIA BCH ORDINANCE				ORD	1			82-2(MIABCH)		000	95000060	N		
2. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD	1			70-45		002	95000060	N		
3.														
4.														
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 30 day of NOVEMBER, 2023, at 23:21 at 2000 BLOCK BEACH SVRD. MIAMI BEACH, FL, 33139 ON NOVEMBER 30TH 2023, MYSELF (2142), OFFICER COSIC (2147), OFFICER RODRIGUEZ (2144), OFFICER SAVINON (2152), AND OFFICER ALVERENGA (2138) WERE ASSIGNED TO A DETAIL TO ENFORCE MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AS A RESULT OF NUMEROUS COMPLAINTS FROM RESIDENTS AND CITY OFFICIALS REFERENCE CRIMINAL ACTIVITY OCCURRING DURING THE NON-OPERATIONAL HOURS OF THE BEACH.														
NOTE: THE BEACH IS CLOSED TO THE PUBLIC BETWEEN THE HOURS OF 10 PM TO 5 AM. SIGNS ARE IN MINIMUM OF TWO-INCH LETTERING AND POSTED AT EVERY ENTRY POINT INTO THE... [Continued on Next Page]														
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.						
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT. MILLER, B: Court ID: 002-02142				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 01 DAY OF DECEMBER, 2023 OZAETA, M: Court ID: 002-01114				[REDACTED]						

COMPLAINT/ARREST AFFIDAVIT - COURT COPY



1100764181

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300104366
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JAIL NO. 230161756	COURT CASE NO. B23023949
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161756	PMHD UNK	COURT CASE NO. B23023949
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
--	--------------------------------

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

BEACH TO ADVISE THESE HOURS.

IN ADDITION, THE SIGNS ADVISE THAT INDIVIDUALS ARE TRESPASSING IF THEY ARE ON THE BEACH DURING CLOSING HOURS. MIAMI BEACH IS MAINTAINED BY THE CITY FROM SOUTH POINTE DRIVE TO 87TH TERRACE. MIAMI BEACH POLICE OFFICERS ARE AUTHORIZED TO ENFORCE TRESPASS LAWS ON CITY-OWNED PROPERTY.

DURING THIS DETAIL, I CAME IN CONTACT WITH THE DEFENDANT [REDACTED] ON 20TH ST AND THE BEACH. THE DEFENDANT WAS OBSERVED LYING ON THE SAND WITH A TOWEL COVERING HIS PERSON. ALONGSIDE OF HIM WAS HIS BLACK BACKPACK CONTAINING HIS PERSONAL BELONGINGS.

ACCORDING TO MIAMI BEACH CITY ORDINANCE 70-45 A PERSON IS ENGAGED IN CAMPING IF HE OR SHE IS INSIDE OR COVERED WITH MATERIAL WHICH PROVIDES A TEMPORARY COVER FROM THE ELEMENTS, INCLUDING BUT NOT LIMITED TO, A TENT, SLEEPING BAG, HAMMOCK, BLANKETS, COTS, BEDS, TARPAULINS, NEWSPAPERS, OR CARDBOARD.

IT SHOULD BE NOTED THE DEFENDANT WAS OFFERED HOMELESS OUTREACH SERVICES AND ASKED IF HE WANTED HELP SEEKING PERMANENT SHELTER. THE DEFENDANT STATED THAT HE DID NOT WISH TO SEEK SHELTER THIS EVENING.



THE DEFENDANT WAS ARRESTED FOR BEACH AFTER-HOURS AND MIAMI BEACH'S CAMPING ORDINANCE. THE DEFENDANT WAS TRANSPORTED TO THE MIAMI BEACH POLICE DEPARTMENT HOLDING FACILITY, AND SUBSEQUENTLY TRANSPORTED TO THE TURNER GUILFORD KNIGHT CORRECTIONAL FACILITY FOR BOOKING.

ALL PERSONAL PROPERTY, ALONG WITH EVIDENCE, WERE IMPOUNDED AT THE MIAMI BEACH PROPERTY AND EVIDENCE UNIT BY SERGEANT OZAETA (1114).

SERGEANT OZAETA (1114) WAS ON SCENE.

BWC WAS USED THROUGHOUT THIS INVESTIGATION.

SAO PRE-FILE... [Continued on Next Page]

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  MILLER, B: Court ID: 002-02142	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 01 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114	



1100764181

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300104366
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JAIL NO. 230161756	COURT CASE NO. B23023949
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161756	PMHD UNK	COURT CASE NO. B23023949
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE)	DOB (MM/DD/YYYY)

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
9.								
10.								
11.								
12.								

CONFERENCE INFORMATION

DATE:

TIME:

CONTACT:

NOTES:

OFFICERS USING BODY-WORN CAMERA:

OZAETA, M: Court ID: 002-01114

ALVARENGA, R: Court ID: 002-02138

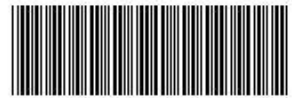
MEJIA, W: Court ID: 002-01166

PARADA, G: Court ID: 002-00994

MILLER, B: Court ID: 002-02142

BRYANT, K: Court ID: 002-02098

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 01 DAY OF DECEMBER, 2023	
 MILLER, B: Court ID: 002-02142	 OZAETA, M: Court ID: 002-01114	



1100764419

OBTS NUMBER 1302361129		ARMED FORCES NO		BWC YES		COMPLAINT/ARREST AFFIDAVIT										POLICE CASE NO. 202300104746													
SPECIAL OPERATION:		<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT		<input checked="" type="checkbox"/> MISD		<input type="checkbox"/> TRAFFIC		<input type="checkbox"/> JUV		<input type="checkbox"/> DV		<input type="checkbox"/> MOVES		<input type="checkbox"/> CIV INF		JAIL NO. 230161884		PMHD UNK		COURT CASE NO. B23024009									
FUGITIVE WARRANT:		<input type="checkbox"/> In State		<input type="checkbox"/> Out State																									
IDS NO. 3507839		AGENCY CODE 002		MUNICIPAL P.D. DEF. ID NO.		MDPD RECORDS AND ID NO. 1269416		STUDENT ID NO.		GANG RELATED NO		FRAUD RELATED NO																	
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]										ALIAS and / or STREET NAME										SIGNAL:									
DOB (MM/DD/YYYY) [REDACTED]		AGE 51	RACE B	SEX M	HISPANIC: UNK ETHNICITY: AFR		HEIGHT 6'00	WEIGHT 190	HAIR COLOR BRO	HAIR LENGTH ATE	HAIR STYLE AFR	EYES BRO	GLASSES NO	FACIAL HAIR FUL	TEETH DEC														
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)														PLACE OF BIRTH (City, State/Country) CA US															
LOCAL ADDRESS														PHONE				CITIZENSHIP US											
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS														(City) MIAMI		(State) FL		(Country) US		(Zip)		PHONE				OCCUPATION			
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)														(City)		(State)		(Country)		(Zip)		PHONE				ADDRESS SOURCE OTHER			
DRIVER'S LICENSE NUMBER/STATE LA-				SOCIAL SECURITY NO.				WEAPON SEIZED NO				Defendant/CONCEALED WEAPON PERMIT NONE				INDICATION OF: Alcohol Intoxication: U Drug Intoxication: U													
ARREST DATE 12/01/2023		ARREST TIME 23:59		ARREST LOCATION 5TH ST/ LENNOX AVE MIAMI BEACH, FL 33139												GRID													
CO-DEFENDANT NAME								DOB				<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR													
CO-DEFENDANT NAME								DOB				<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR													
CO-DEFENDANT NAME								DOB				<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR													
JUV only	Relation	Name	Street	Zip	Phone	Contacted?																							
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION																		
1. M/1-RESISTING OFFICER WITHOUT VIOLENCE TO HIS PERSON				F.S.	1	843.02			90000079	N																			
2. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD	1		70-45	002	95000060	N																			
3.																													
4.																													
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 01 day of DECEMBER, 2023, at 23:54 at 455 LENOX AVE. MIAMI BEACH, FL, 33139 ON THE LISTED DATE AND TIME, SGT FERNANDEZ #1165 OBSERVED AN INDIVIDUAL SLEEPING IN FRONT OF 455 LENNOX AVE. UPON APPROACHING THE DEFENDANT (WHO WAS LATER IDENTIFIED AS [REDACTED] VIA RAPID IDENTIFICATION), HE OBSERVED A WHITE BLANKET COVERING THE DEFENDANTS BODY, WITH THE DEFENDANT SLEEPING UNDERNEATH IT. SGT FERNANDEZ ALSO OBSERVED SEVERAL OF THE DEFENDANTS PERSONAL ITEMS SCATTERED AROUND HIS IMMEDIATE AREA. WHEN THE DEFENDANT AWOKE, HE WAS INFORMED THAT HE WAS NOT ALLOWED TO SLEEP ON THE... [Continued on Next Page]																													
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.																					
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT. [Signature] VILLAMIL, N: Court ID: 002-02167				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 02 DAY OF DECEMBER, 2023 [Signature] FERNANDEZ, J: Court ID: 002-01165 680																									

COMPLAINT/ARREST AFFIDAVIT - COURT COPY



1100764419

OBTS NUMBER 1302361129	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300104746
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JAIL NO. 230161884	COURT CASE NO. B23024009
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161884	PMHD UNK	COURT CASE NO. B23024009
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
--	--------------------------------

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE	<input type="checkbox"/> FELONY <input type="checkbox"/> DV	<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE	<input type="checkbox"/> FELONY <input type="checkbox"/> DV	<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

SIDEWALK, IMPEDING PEDESTRIAN TRAFFIC. THE DEFENDANT WAS THEN ASKED TO PICK UP HIS GARBAGE (COFFEE CUPS) THAT WAS LEFT ON THE GROUND BUT HE REFUSED TO DO SO. AT THIS POINT, THE DEFENDANT WAS DETAINED FOR MIAMI BEACH CITY ORDINANCE 70-45 AND WAS ADVISED TO IDENTIFY HIMSELF.

ACCORDING TO MIAMI BEACH CITY ORDINANCE 70-45, A PERSON IS ENGAGED IN CAMPING IF HE OR SHE IS INSIDE OR COVERED WITH MATERIAL WHICH PROVIDES A TEMPORARY COVER FROM THE ELEMENTS, INCLUDING BUT NOT LIMITED TO A TENT, SLEEPING BAG, HAMMOCK, OR BLANKETS, COTS, BEDS, TARPAULINS, NEWSPAPERS, OR CARDBOARD.

IT SHOULD BE NOTED THE DEFENDANT WAS OFFERED HOMELESS OUTREACH SERVICES AND ASKED IF HE WANTED HELP SEEKING PERMANENT SHELTER. TO WHICH HE DECLINED. THE DEFENDANT REFUSED POLICE ASSISTANCE AND REFUSED TO IDENTIFY HIMSELF TO ME AND OTHER OFFICERS ON THE SCENE. I THEN PLACED THE DEFENDANT UNDER ARREST FOR RESISTING ARREST AND MIAMI BEACH'S CAMPING ORDINANCE.

A RECORDS CHECK VIA MIAMI BEACH PD'S MESSAGE CENTER RETURNED WITH NO ACTIVE WARRANTS ON THE DEFENDANT.

THE DEFENDANT WAS TRANSPORTED TO THE MIAMI BEACH POLICE DEPARTMENT AND LATER TO TGK FOR BOOKING.

BWC USED ON SCENE.

IT SHOULD BE NOTED THAT THE DEFENDANT WAS PREVIOUSLY WARNED FOR CAMPING WITHIN THE SAME AREA OF 5TH STREET ON 11/27/2023. PLEASE REFERENCE MBPD CASE #2023-00103291 FOR MORE INFO.

SAO PRE-FILE CONFERENCE INFORMATION

DATE:



TIME:

CONTACT:

NOTES:

OFFICERS USING BODY-WORN CAMERA:

VILLAMIL, N: Court ID: 002-02167... [Continued on Next Page]

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  VILLAMIL, N: Court ID: 002-02167	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 02 DAY OF DECEMBER, 2023  FERNANDEZ, J: Court ID: 002-01165	



1100764419

OBTS NUMBER 1302361129	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300104746
---------------------------	--	---------------------------------

JAIL NO. 230161884	COURT CASE NO. B23024009
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161884	PMHD UNK	COURT CASE NO. B23024009
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			


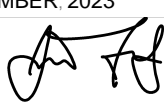
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
9.								
10.								
11.								
12.								

FERNANDEZ, J: Court ID: 002-01165

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  VILLAMIL, N: Court ID: 002-02167	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 02 DAY OF DECEMBER, 2023  FERNANDEZ, J: Court ID: 002-01165	



OBTS NUMBER		ARMED FORCES NO		BWC YES		COMPLAINT/ARREST AFFIDAVIT										POLICE CASE NO. 202300104720							
SPECIAL OPERATION:		<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT		<input checked="" type="checkbox"/> MISD		<input type="checkbox"/> TRAFFIC		<input type="checkbox"/> JUV		<input type="checkbox"/> DV		<input type="checkbox"/> MOVES		<input type="checkbox"/> CIV INF		JAIL NO. 230161885		PMHD NO		COURT CASE NO. B23024010			
IDS NO.		AGENCY CODE 002		MUNICIPAL P.D. DEF. ID NO.		MDPD RECORDS AND ID NO.		STUDENT ID NO.		GANG RELATED NO		FRAUD RELATED NO											
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]										ALIAS and / or STREET NAME										SIGNAL:			
DOB (MM/DD/YYYY) [REDACTED]		AGE 53	RACE B	SEX M	HISPANIC: YES ETHNICITY: CUB		HEIGHT 6'00	WEIGHT 170	HAIR COLOR BRO	HAIR LENGTH ATE	HAIR STYLE AFR	EYES BRO	GLASSES NO	FACIAL HAIR UNS	TEETH NOR								
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)														PLACE OF BIRTH (City, State/Country) CC									
LOCAL ADDRESS												PHONE				CITIZENSHIP CC							
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS												(City) MIAMI		(State) FL		(Country) US		PHONE		OCCUPATION			
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)												(City)		(State)		(Country)		PHONE		ADDRESS SOURCE VERBAL			
DRIVER'S LICENSE NUMBER/STATE				SOCIAL SECURITY NO.				WEAPON SEIZED NO				Defendant/CONCEALED WEAPON PERMIT NONE				INDICATION OF: Alcohol Influence: N Drug Influence: N							
ARREST DATE 12/01/2023		ARREST TIME 22:43		ARREST LOCATION 15TH STREET / BEACH SERVICE ROAD MIAMI BEACH, FL 33139												GRID							
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR									
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR									
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR									
JUV only	Relation	Name	Street	Zip	Phone	Contacted?																	
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION												
1. L/0-PARK/ENTERING AFTER HOURS/MIA BCH ORDINANCE				ORD	1		82-2(MIABCH)	000	95000060	N													
2. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD	1		70-45	002	95000060	N													
3.																							
4.																							
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 01 day of DECEMBER, 2023, at 22:40 at 15TH STREET / BEACH SERVICE ROAD MIAMI BEACH, FL, 33139 ON THE ABOVE DATE AND TIME MYSELF (2144), OFFICER SAVINON (2152), OFFICER MILLER (2142), OFFICER ALVERENGA (2138) AND OFFICER COSIC (2152) WERE ASSIGNED TO A DETAIL TO ENFORCE MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AS A RESULT OF NUMEROUS COMPLAINTS FROM RESIDENTS AND CITY OFFICIALS REFERENCE CRIMINAL ACTIVITY OCCURRING DURING THE NON-OPERATIONAL HOURS OF THE BEACH. NOTE: THE BEACH IS CLOSED TO THE PUBLIC BETWEEN THE HOURS OF 10 PM TO 5 AM. SIGNS ARE IN MINIMUM OF TWO-INCH LETTERING AND ARE POSTED AT EVERY ENTRY POINT INTO THE... [Continued on Next Page]																							
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.															
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT. [Signature] RODRIGUEZ, M: Court ID: 002-02144				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 02 DAY OF DECEMBER, 2023 [Signature] OZAETA, M: Court ID: 002-01114				[REDACTED]															

COMPLAINT/ARREST AFFIDAVIT - COURT COPY



1100764416

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300104720
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JAIL NO. 230161885	COURT CASE NO. B23024010
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161885	PMHD NO	COURT CASE NO. B23024010
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
--	--------------------------------

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

BEACH TO ADVISE OF THESE HOURS.

IN ADDITION, THE SIGNS ADVISE THAT INDIVIDUALS ARE TRESPASSING IF THEY ARE ON THE BEACH DURING CLOSING HOURS. MIAMI BEACH IS MAINTAINED BY THE CITY FROM SOUTH POINTE DRIVE TO 87TH TERRACE. MIAMI BEACH POLICE OFFICERS ARE AUTHORIZED TO ENFORCE TRESPASS LAWS ON CITY OWNED PROPERTY.

DURING THIS DETAIL, I OBSERVED ONE INDIVIDUAL SLEEPING IN FRONT OF A STACK OF BEACH CHAIRS COVERED WITH A BLACK BLANKET. THE INDIVIDUAL WAS VERBALLY IDENTIFIED AS [REDACTED] (DEFENDANT). OFC SAVINON SPOKE TO THE DEFENDANT WHO STATED THAT HE WAS HOMELESS AND WAS IN NO NEED OF SHELTER OR POLICE ASSISTANCE.

THE DEFENDANT WAS ARRESTED FOR BEACH AFTER HOURS AND CAMPING, TRANSPORTED TO THE MIAMI BEACH POLICE DEPARTMENT HOLDING FACILITY AND, LATER TO TKG BY OFFICER BRYANT (2098).

ALL PERSONAL PROPERTY, ALONG WITH EVIDENCE, WERE IMPOUNDED AT THE MIAMI BEACH PROPERTY AND EVIDENCE UNIT BY SGT OZAETA (1114).

BWC WAS ACTIVATED.

NOTHING FURTHER.

SAO PRE-FILE CONFERENCE INFORMATION

DATE:

TIME:



CONTACT:

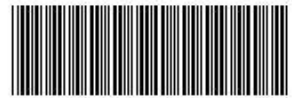
NOTES:

OFFICERS USING BODY-WORN CAMERA:

OZAETA, M: Court ID: 002-01114

ALVARENGA, R: Court ID: 002-02138... [Continued on Next Page]

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  RODRIGUEZ, M: Court ID: 002-02144	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 02 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114	



1100764416

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300104720
-------------	--	---------------------------------

JAIL NO. 230161885	COURT CASE NO. B23024010
-----------------------	-----------------------------

SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161885	PMHD NO	COURT CASE NO. B23024010
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			



DEFENDANT'S NAME (LAST, FIRST, MIDDLE)	DOB (MM/DD/YYYY)

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
-------------------	-----	---

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
-------------------	-----	---




CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
9.								
10.								
11.								
12.								

SAVINON, R: Court ID: 002-02152
PARADA, G: Court ID: 002-00994
COSIC, E: Court ID: 002-02147
MILLER, B: Court ID: 002-02142
BRYANT, K: Court ID: 002-02098
RODRIGUEZ, M: Court ID: 002-02144

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  RODRIGUEZ, M: Court ID: 002-02144	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 02 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114	



1100764199

OBTS NUMBER	ARMED FORCES NO	BWC YES	COMPLAINT/ARREST AFFIDAVIT				POLICE CASE NO. 202300104703							
SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT	<input checked="" type="checkbox"/> MISD	<input type="checkbox"/> TRAFFIC	<input type="checkbox"/> JUV	<input type="checkbox"/> DV	<input type="checkbox"/> MOVES	<input type="checkbox"/> CIV INF	JAIL NO. 230161891	PMHD NO	COURT CASE NO. B23024014				
FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State														
IDS NO.	AGENCY CODE 002	MUNICIPAL P.D. DEF. ID NO.		MDPD RECORDS AND ID NO.		STUDENT ID NO.		GANG RELATED NO		FRAUD RELATED NO				
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]						ALIAS and / or STREET NAME				SIGNAL:				
DOB (MM/DD/YYYY) [REDACTED]	AGE 33	RACE W	SEX M	HISPANIC: NO ETHNICITY: ANG	HEIGHT 5'08	WEIGHT 150	HAIR COLOR BLN	HAIR LENGTH MID	HAIR STYLE UNC	EYES BRO	GLASSES NO	FACIAL HAIR FUZ	TEETH CRK	
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)										PLACE OF BIRTH (City, State/Country) FL US				
LOCAL ADDRESS								PHONE		CITIZENSHIP US				
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS				(City) MIAMI	(State) FL	(Country) US	(Zip)	PHONE		OCCUPATION				
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)				(City)	(State)	(Country)	(Zip)	PHONE		ADDRESS SOURCE VERBAL				
DRIVER'S LICENSE NUMBER/STATE FL-		SOCIAL SECURITY NO.		WEAPON SEIZED NO		Defendant/CONCEALED WEAPON PERMIT NONE		INDICATION OF: Alcohol Influence: N Drug Influence: N						
ARREST DATE 12/01/2023		ARREST TIME 22:20		ARREST LOCATION 17TH ST & BEACH MIAMI BEACH, FL 33139						GRID				
CO-DEFENDANT NAME				DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR				
CO-DEFENDANT NAME				DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR				
CO-DEFENDANT NAME				DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR				
JUV only	Relation		Name		Street				Zip		Phone		Contacted?	
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER		VIOL OF SECT.		CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION	
1. L/0-PARK/ENTERING AFTER HOURS/MIA BCH ORDINANCE				ORD	1			82-2(MIABCH)		000	95000060	N		
2. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD	1			70-45		002	95000060	N		
3.														
4.														
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 01 day of DECEMBER, 2023, at 22:04 at 17TH ST & BEACH. MIAMI BEACH, FL, 33139 ON DECEMBER 1ST 2023, AT APPROXIMATELY 2200 HOURS, OFFICER RODRIGUEZ (2144), OFFICER SAVINON (2152) AND I WERE ASSIGNED TO A DETAIL TO ENFORCE MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AS A RESULT OF NUMEROUS COMPLAINTS FROM RESIDENTS AND CITY OFFICIALS REFERENCE CRIMINAL ACTIVITY OCCURRING DURING THE NONOPERATIONAL HOURS OF THE BEACH. NOTE: THE BEACH IS CLOSED TO THE PUBLIC BETWEEN THE HOURS OF 10 PM TO 5 AM. SIGNS ARE IN MINIMUM OF TWO-INCH LETTERING AND ARE POSTED AT EVERY ENTRY POINT INTO THE BEACH TO ADVISE OF... [Continued on Next Page]														
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.						
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  COSIC, E: Court ID: 002-02147				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 02 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114										



1100764199

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300104703
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JAIL NO. 230161891	COURT CASE NO. B23024014
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161891	PMHD NO	COURT CASE NO. B23024014
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE	<input type="checkbox"/> FELONY <input type="checkbox"/> DV	<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE	<input type="checkbox"/> FELONY <input type="checkbox"/> DV	<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

THESE HOURS. IN ADDITION, THE SIGNS ADVISE THAT INDIVIDUALS ARE TRESPASSING IF THEY ARE ON THE BEACH DURING CLOSING HOURS. MIAMI BEACH IS MAINTAINED BY THE CITY FROM SOUTH POINTE DRIVE TO 87TH TERRACE. MIAMI BEACH POLICE OFFICERS ARE AUTHORIZED TO ENFORCE TRESPASS LAWS ON CITY OWNED PROPERTY.

DURING THIS DETAIL, AT APPROXIMATELY 2204 HOURS, AT 17TH ST AND THE BEACH, I OBSERVED THE DEFENDANT LAYING DOWN ON TOP OF A WHITE TOWEL THAT WAS LAID OUT ON THE BEACH WHILE COVERING HIS BODY WITH ANOTHER BLACK TOWEL. THE DEFENDANT ALSO HAD HIS BELONGINGS INSIDE OF A PLASTIC BAG THAT WAS PROPPED UP BESIDES HIS HEAD.

FROM WHAT I OBSERVED, THE DEFENDANT HAD THE INTENTION TO SPEND THE NIGHT AT THE BEACH AND WERE PROTECTING THEMSELVES FROM THE ELEMENTS BY CAMPING.

I ASKED THE DEFENDANT SEVERAL TIMES IF HE NEEDED HOMELESS OUTREACH ASSISTANCE TO WHICH HE DECLINED.

A ROUTINE CRIMINAL HISTORY CHECK ON THE DEFENDANT REVEALED THAT HE HAD NO CRIMINAL PAST NOR ANY ACTIVE WARRANTS.

THE DEFENDANT WAS THEN ARRESTED PURSUANT TO MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AND MUNICIPAL ORDINANCE 70-45 FOR PROHIBITED CAMPING WITHOUT INCIDENT.

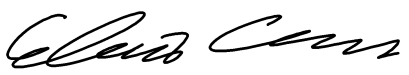

THE DEFENDANT WAS TRANSPORTED TO THE MIAMI BEACH POLICE DEPARTMENT BY OFFICER BRYANT (2098), LATER TO TGK.

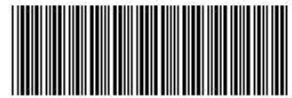
ALL PERSONAL PROPERTY WERE IMPOUNDED AT THE MIAMI BEACH PROPERTY AND EVIDENCE UNIT BY SERGEANT OZAETA (1114).

BWC WAS USED THROUGHOUT THIS INVESTIGATION.

NOTHING FURTHER.

SAO PRE-FILE CONFERENCE INFORMATION... [Continued on Next Page]

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  COSIC, E: Court ID: 002-02147	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 02 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114	



1100764199

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300104703
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JAIL NO. 230161891	COURT CASE NO. B23024014
-----------------------	-----------------------------

SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230161891	PMHD NO	COURT CASE NO. B23024014
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE)	DOB (MM/DD/YYYY)

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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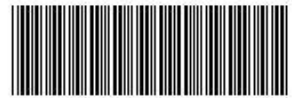
CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
9.								
10.								
11.								
12.								

DATE:
TIME:
CONTACT:
NOTES:

OFFICERS USING BODY-WORN CAMERA:
OZAETA, M: Court ID: 002-01114
SAVINON, R: Court ID: 002-02152
PARADA, G: Court ID: 002-00994
COSIC, E: Court ID: 002-02147
BRYANT, K: Court ID: 002-02098
RODRIGUEZ, M: Court ID: 002-02144

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT. COSIC, E: Court ID: 002-02147	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 02 DAY OF DECEMBER, 2023 OZAETA, M: Court ID: 002-01114	



1100746741

OBTS NUMBER		ARMED FORCES NO		BWC YES		COMPLAINT/ARREST AFFIDAVIT										POLICE CASE NO. 202300105122											
SPECIAL OPERATION:		<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT		<input checked="" type="checkbox"/> MISD		<input type="checkbox"/> TRAFFIC		<input type="checkbox"/> JUV		<input type="checkbox"/> DV		<input type="checkbox"/> MOVES		<input type="checkbox"/> CIV INF		JAIL NO. 230162005		PMHD NO		COURT CASE NO. B23024060							
IDS NO.		AGENCY CODE 002		MUNICIPAL P.D. DEF. ID NO.		MDPD RECORDS AND ID NO.		STUDENT ID NO.		GANG RELATED NO		FRAUD RELATED NO															
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]										ALIAS and / or STREET NAME										SIGNAL:							
DOB (MM/DD/YYYY) [REDACTED]		AGE 57	RACE W	SEX M	HISPANIC: NO ETHNICITY: ANG		HEIGHT 5'09	WEIGHT 170	HAIR COLOR BLK	HAIR LENGTH ATE	HAIR STYLE STR	EYES BRO	GLASSES NO	FACIAL HAIR UNS	TEETH NOR												
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)														PLACE OF BIRTH (City, State/Country) RI US													
LOCAL ADDRESS														PHONE				CITIZENSHIP US									
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS														(City) MIAMI		(State) FL		(Country) US		(Zip)		PHONE		OCCUPATION UNEMPLOYED			
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)														(City)		(State)		(Country)		(Zip)		PHONE		ADDRESS SOURCE VERBAL			
DRIVER'S LICENSE NUMBER/STATE				SOCIAL SECURITY NO.				WEAPON SEIZED NO				Defendant/CONCEALED WEAPON PERMIT NONE				INDICATION OF: Alcohol Infuence: N Drug Infuence: N											
ARREST DATE 12/02/2023		ARREST TIME 23:09		ARREST LOCATION 1600 BLK BEACH SVRD MIAMI BEACH, FL 33139												GRID											
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR													
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR													
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR													
JUV only	Relation	Name	Street	Zip	Phone	Contacted?																					
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION																
1. L/0-PARK/ENTERING AFTER HOURS/MIA BCH ORDINANCE				ORD	1		82-2(MIABCH)	000	95000060	N																	
2. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD	1		70-45	002	95000060	N																	
3.																											
4.																											
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 02 day of DECEMBER, 2023, at 23:02 at 1600 BLK BEACH SVRD. MIAMI BEACH, FL, 33139 ON DECEMBER 3, 2023, MYSELF (2170), OFFICER BANNISTER (2174) AND OFFICER COSIC (217) WERE ASSIGNED TO A DETAIL TO ENFORCE MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AS A RESULT OF NUMEROUS COMPLAINTS FROM RESIDENTS AND CITY OFFICIALS REFERENCE CRIMINAL ACTIVITY OCCURRING DURING THE NON-OPERATIONAL HOURS OF THE BEACH. NOTE: THE BEACH IS CLOSED TO THE PUBLIC BETWEEN THE HOURS OF 10 PM TO 5 AM. SIGNS ARE IN MINIMUM OF TWO-INCH LETTERING AND ARE POSTED AT EVERY ENTRY POINT INTO THE BEACH... [Continued on Next Page]																											
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.																			
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT. [Signature] MAURE CASCARET, R: Court ID: 002-02170				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 03 DAY OF DECEMBER, 2023 [Signature] OZAETA, M: Court ID: 002-01114				[REDACTED]																			

COMPLAINT/ARREST AFFIDAVIT - COURT COPY



1100746741

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300105122
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JAIL NO. 230162005	COURT CASE NO. B23024060
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230162005	PMHD NO	COURT CASE NO. B23024060
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
--	--------------------------------

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

TO ADVISE OF THESE HOURS.

IN ADDITION, THE SIGNS ADVISE THAT INDIVIDUALS ARE TRESPASSING IF THEY ARE ON THE BEACH DURING CLOSING HOURS. MIAMI BEACH IS MAINTAINED BY THE CITY FROM SOUTH POINTE DRIVE TO 87TH TERRACE. MIAMI BEACH POLICE OFFICERS ARE AUTHORIZED TO ENFORCE TRESPASS LAWS ON CITY OWNED PROPERTY.

DURING THIS DETAIL, I CAME IN CONTACT WITH THE DEFENDANT ([REDACTED]) ON THE 1600 BLOCK OF THE BEACH. THE DEFENDANT WAS OBSERVED LAYING DOWN ON A BLANKET WHICH HE HAD PLACED ON THE SAND. HE WAS ALSO OBSERVED FULLY COVERED BY A COMFORTER AND RESTING HIS HEAD ON A BOOKBAG. ALONG SIDE OF HIM WAS HIS PERSONAL PROPERTY.

ACCORDING TO MIAMI BEACH CITY ORDINANCE 70-45 A PERSON IS ENGAGED IN CAMPING IF HE OR SHE IS INSIDE OR COVERED WITH MATERIAL WHICH PROVIDES A TEMPORARY COVER FROM THE ELEMENTS, INCLUDING BUT NOT LIMITED TO, A TENT, SLEEPING BAG, HAMMOCK, OR BLANKETS, COTS, BEDS, TARPAULINS, NEWSPAPERS, OR CARDBOARD.

IT SHOULD BE NOTED THE DEFENDANT WAS OFFERED HOMELESS OUTREACH SERVICES AND ASKED IF HE WANTED HELP SEEKING PERMANENT SHELTER, TO WHICH HE FAILED TO SAY YES OR NO. THE DEFENDANT WAS SUBSEQUENTLY ARRESTED FOR BEACH AFTER HOURS AND MIAMI BEACH'S CAMPING ORDINANCE.



THE DEFENDANT WAS ARRESTED AND TRANSPORTED TO THE MIAMI BEACH POLICE DEPARTMENT PENDING TRANSPORT TO TGK.

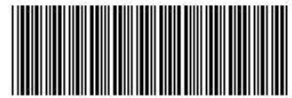
ALL PERSONAL PROPERTY, ALONG WITH EVIDENCE, WERE IMPOUNDED AT THE MIAMI BEACH PROPERTY AND EVIDENCE UNIT.

SGT M. OZAETA #1114 IMPOUNDED THE DEFENDANT'S PROPERTY FOR SAFEKEEPING.



BWC WAS USED THROUGHOUT THIS INVESTIGATION.

SAO PRE-FILE CONFERENCE INFORMATION... [Continued on Next Page]

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  MAURE CASCARET, R: Court ID: 002-02170	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 03 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114	



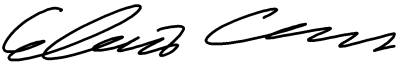

1100746741

OBTS NUMBER		COMPLAINT/ARREST AFFIDAVIT CONTINUATION				POLICE CASE NO. 202300105122						
JAIL NO. 230162005				COURT CASE NO. B23024060								
SPECIAL OPERATION:		<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT		<input checked="" type="checkbox"/> MISD	<input type="checkbox"/> TRAFFIC	<input type="checkbox"/> JUV	<input type="checkbox"/> DV	<input type="checkbox"/> MOVES	<input type="checkbox"/> CIV INF	JAIL NO. 230162005	PMHD NO	COURT CASE NO. B23024060
FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State												
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]										DOB (MM/DD/YYYY) [REDACTED]		
CO-DEFENDANT NAME					DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV	<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR		
CO-DEFENDANT NAME					DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV	<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR		
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION	
9.												
10.												
11.												
12.												
<p>DATE: TIME: CONTACT: NOTES:</p> <p>OFFICERS USING BODY-WORN CAMERA: OZAETA, M: Court ID: 002-01114 SINGH, D: Court ID: 002-02169 SAVINON, R: Court ID: 002-02152 BANNISTER, J: Court ID: 002-02174 COSIC, E: Court ID: 002-02147 MAURE CASCARET, R: Court ID: 002-02170</p>												
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.				
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 03 DAY OF DECEMBER, 2023								
 MAURE CASCARET, R: Court ID: 002-02170				 OZAETA, M: Court ID: 002-01114								

COMPLAINT/ARREST AFFIDAVIT CONT.



1100746746

OBTS NUMBER	ARMED FORCES NO	BWC YES	COMPLAINT/ARREST AFFIDAVIT				POLICE CASE NO. 202300105102							
SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT	<input checked="" type="checkbox"/> MISD	<input type="checkbox"/> TRAFFIC	<input type="checkbox"/> JUV	<input type="checkbox"/> DV	<input type="checkbox"/> MOVES	<input type="checkbox"/> CIV INF	JAIL NO. 230162013	PMHD NO	COURT CASE NO. B23024066				
FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State														
IDS NO.	AGENCY CODE 002	MUNICIPAL P.D. DEF. ID NO.		MDPD RECORDS AND ID NO.		STUDENT ID NO.		GANG RELATED NO		FRAUD RELATED NO				
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]						ALIAS and / or STREET NAME				SIGNAL:				
DOB (MM/DD/YYYY) [REDACTED]	AGE 49	RACE W	SEX M	HISPANIC: NO ETHNICITY: ANG	HEIGHT 6'01	WEIGHT 150	HAIR COLOR BRO	HAIR LENGTH ATE	HAIR STYLE CRW	EYES BRO	GLASSES NO	FACIAL HAIR FUZ	TEETH NOR	
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)										PLACE OF BIRTH (City, State/Country) FL US				
LOCAL ADDRESS								PHONE		CITIZENSHIP US				
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS				(City) MIAMI	(State) FL	(Country) US	(Zip)	PHONE		OCCUPATION				
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)				(City)	(State)	(Country)	(Zip)	PHONE		ADDRESS SOURCE DL				
DRIVER'S LICENSE NUMBER/STATE FL-		SOCIAL SECURITY NO.		WEAPON SEIZED NO		Defendant/CONCEALED WEAPON PERMIT NONE		INDICATION OF: Alcohol Influence: N Drug Influence: N						
ARREST DATE 12/02/2023		ARREST TIME 22:40		ARREST LOCATION 13TH ST & BEACH MIAMI BEACH, FL 33139						GRID				
CO-DEFENDANT NAME				DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR				
CO-DEFENDANT NAME				DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR				
CO-DEFENDANT NAME				DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR				
JUV only	Relation		Name		Street				Zip		Phone		Contacted?	
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER		VIOL OF SECT.		CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION	
1. L/0-PARK/ENTERING AFTER HOURS/MIA BCH ORDINANCE				ORD	1			82-2(MIABCH)		000	95000060	N		
2. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD	1			70-45		002	95000060	N		
3.														
4.														
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 02 day of DECEMBER, 2023, at 22:26 at 13TH ST & BEACH. MIAMI BEACH, FL, 33139 ON DECEMBER 2ND 2023, OFFICER SAVINON (2152), SERGEANT OZAETA (1114) AND I, ALONGSIDE OTHER OFFICERS, WERE ASSIGNED TO A DETAIL TO ENFORCE MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AS A RESULT OF NUMEROUS COMPLAINTS FROM RESIDENTS AND CITY OFFICIALS REFERENCE CRIMINAL ACTIVITY OCCURRING DURING THE NON-OPERATIONAL HOURS OF THE BEACH. NOTE: THE BEACH IS CLOSED TO THE PUBLIC BETWEEN THE HOURS OF 10 PM TO 5 AM. SIGNS ARE IN MINIMUM OF TWO-INCH LETTERING AND ARE POSTED AT EVERY ENTRY POINT INTO THE BEACH ... [Continued on Next Page]														
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.						
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  COSIC, E: Court ID: 002-02147				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 03 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114				[REDACTED]						

COMPLAINT/ARREST AFFIDAVIT - COURT COPY



1100746746

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300105102
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JAIL NO. 230162013	COURT CASE NO. B23024066
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230162013	PMHD NO	COURT CASE NO. B23024066
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE)	DOB (MM/DD/YYYY)
██████████	██████████

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

TO ADVISE OF THESE HOURS.

IN ADDITION, THE SIGNS ADVISE THAT INDIVIDUALS ARE TRESPASSING IF THEY ARE ON THE BEACH DURING CLOSING HOURS. MIAMI BEACH IS MAINTAINED BY THE CITY FROM SOUTH POINTE DRIVE TO 87TH TERRACE. MIAMI BEACH POLICE OFFICERS ARE AUTHORIZED TO ENFORCE TRESPASS LAWS ON CITY OWNED PROPERTY.

DURING THIS DETAIL, AT APPROXIMATELY 2226 HOURS, SERGEANT OZAETA OBSERVED MR. ██████████ (DEFENDANT) LAYING DOWN ON THE SAND AT 17TH ST AND THE BEACH. THE DEFENDANT WAS LAYING DOWN FACING EASTBOUND WITH HIS HEAD ON TOP OF HIS BOOKBAG WHICH CONTAINED HIS PERSONAL BELONGINGS.

OFFICER SAVINON AND I RESPONDED TO THE SCENE TO ASSIST SERGEANT OZAETA.

WE THEN MADE CONTACT WITH THE DEFENDANT TO INQUIRE INFORMATION AS TO WHY HE WAS LAYING DOWN AT THE BEACH. THE DEFENDANT STATED THAT HE WAS LAYING DOWN AT THE BEACH WAITING FOR THE MIAMI HEAT BASKETBALL GAME TO START, SO HE COULD WALK OVER TO THE ARENA AND WATCH THEM PLAY IN PERSON. THE DEFENDANT STATED THAT THE GAME STARTED AT APPROXIMATELY 2000 HOURS. I ASKED THE DEFENDANT IF HE KNEW WHAT TIME IT WAS, TO WHICH HE RESPONDED STATING THAT HE DID NOT.

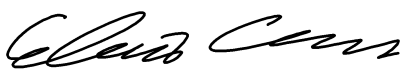

WE THEN ASKED THE DEFENDANT IF HE WOULD LIKE HOMELESS OUTREACH ASSISTANCE IN FINDING HIM A TEMPORARY SHELTER FOR THE NIGHT, TO WHICH THE DEFENDANT REFUSED ASSISTANCE.

A ROUTINE CRIMINAL HISTORY ON THE DEFENDANT REVEALED A CRIMINAL PAST, A PROTECTION ORDER IN PLACE, AND IS LABELED AS A VIOLENT OFFENDER.

THE DEFENDANT WAS ARRESTED WITHOUT INCIDENT AND TRANSPORTED TO THE MIAMI BEACH POLICE DEPARTMENT BY OFFICER SINGH(2169), LATER TO TGK.

ALL PERSONAL PROPERTY, ALONG WITH EVIDENCE, WERE IMPOUNDED AT THE MIAMI BEACH PROPERTY AND EVIDENCE UNIT BY SERGEANT OZAETA.

BWC WAS USED... [Continued on Next Page]

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  COSIC, E: Court ID: 002-02147	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 03 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114	



1100746746

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300105102
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JAIL NO. 230162013	COURT CASE NO. B23024066
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230162013	PMHD NO	COURT CASE NO. B23024066
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE)	DOB (MM/DD/YYYY)

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
9.								
10.								
11.								
12.								

THROUGHOUT THIS INVESTIGATION.

SAO PRE-FILE CONFERENCE INFORMATION

DATE:

TIME:

CONTACT:

NOTES:


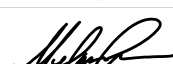
OFFICERS USING BODY-WORN CAMERA:

OZAETA, M: Court ID: 002-01114

SINGH, D: Court ID: 002-02169

SAVINON, R: Court ID: 002-02152

COSIC, E: Court ID: 002-02147

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  COSIC, E: Court ID: 002-02147	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 03 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114	



OBTS NUMBER 1302361208		ARMED FORCES NO		BWC YES		COMPLAINT/ARREST AFFIDAVIT										POLICE CASE NO. 202300105434					
SPECIAL OPERATION:		<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT		<input checked="" type="checkbox"/> MISD		<input type="checkbox"/> TRAFFIC		<input type="checkbox"/> JUV		<input type="checkbox"/> DV		<input type="checkbox"/> MOVES		<input type="checkbox"/> CIV INF		JAIL NO. 230162119		PMHD NO		COURT CASE NO. B23024115	
IDS NO. 3075101		AGENCY CODE 002		MUNICIPAL P.D. DEF. ID NO.				MDPD RECORDS AND ID NO. 1166794				STUDENT ID NO.				GANG RELATED NO		FRAUD RELATED NO			
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]										ALIAS and / or STREET NAME										SIGNAL:	
DOB (MM/DD/YYYY) [REDACTED]		AGE 32	RACE W	SEX M	HISPANIC: YES ETHNICITY: CUB		HEIGHT 5'07	WEIGHT 150	HAIR COLOR BRO	HAIR LENGTH ATE	HAIR STYLE STR	EYES BRO	GLASSES NO	FACIAL HAIR CLN	TEETH DIR						
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)														PLACE OF BIRTH (City, State/Country) MIAMI FL US							
LOCAL ADDRESS												PHONE		CITIZENSHIP US							
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS										(City) MIAMI		(State) (Country) (Zip) FL US		PHONE		OCCUPATION					
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)										(City)		(State) (Country) (Zip)		PHONE		ADDRESS SOURCE VERBAL					
DRIVER'S LICENSE NUMBER/STATE FL-				SOCIAL SECURITY NO.		WEAPON SEIZED NO				Defendant/CONCEALED WEAPON PERMIT NONE				INDICATION OF: Alcohol Influence: U Drug Influence: U							
ARREST DATE 12/03/2023		ARREST TIME 23:11		ARREST LOCATION 2200 BEACH SERVICE ROAD MIAMI BEACH, FL 33139										GRID							
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR							
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR							
CO-DEFENDANT NAME								DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR							
JUV only	Relation	Name	Street										Zip	Phone	Contacted?						
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER		VIOL OF SECT.		CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION								
1. L/0-PARK/ENTERING AFTER HOURS/MIA BCH ORDINANCE				ORD	1			82-2(MIABCH)		000	95000060	N									
2. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD	1			70-45		002	95000060	N									
3.																					
4.																					
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 03 day of DECEMBER, 2023, at 22:36 at 2200 BEACH SERVICE ROAD. MIAMI BEACH, FL, 33139 ON DECEMBER 3, 2023, I WAS ASSIGNED TO A DETAIL TO ENFORCE MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AS A RESULT OF NUMEROUS COMPLAINTS FROM RESIDENTS AND CITY OFFICIALS REFERENCE CRIMINAL ACTIVITY OCCURRING DURING THE NON-OPERATIONAL HOURS OF THE BEACH. NOTE: THE BEACH IS CLOSED TO THE PUBLIC BETWEEN THE HOURS OF 10 PM TO 5 AM. SIGNS WITH A MINIMUM OF TWO-INCH LETTERING ARE POSTED AT EVERY ENTRY POINT INTO THE BEACH TO ADVISE OF THESE HOURS. IN ADDITION, THE SIGNS ADVISE THAT INDIVIDUALS ARE TRESPASSING IF THEY ARE ON THE BEACH DURING CLOSING HOURS.... [Continued on Next Page]																					
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.													
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT. [Signature] VERAS, A: Court ID: 002-02179				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 04 DAY OF DECEMBER, 2023 [Signature] FERNANDEZ, J: Court ID: 002-01165										[REDACTED]							

COMPLAINT/ARREST AFFIDAVIT - COURT COPY



OBTS NUMBER 1302361208	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300105434
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JAIL NO. 230162119	COURT CASE NO. B23024115
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230162119	PMHD NO	COURT CASE NO. B23024115
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

MIAMI BEACH IS MAINTAINED BY THE CITY FROM SOUTH POINTE DRIVE TO 87TH TERRACE. MIAMI BEACH POLICE OFFICERS ARE AUTHORIZED TO ENFORCE TRESPASS LAWS ON CITY OWNED PROPERTY.

DURING THIS DETAIL, I CAME IN CONTACT WITH THE DEFENDANT [REDACTED] ON 22ND STREET AND THE BEACH. HE WAS SEEN LAYING UNDER A BLANKET, USING ANOTHER BLANKET TO COVER HIMSELF AND WAS USING A BAG AS A PILLOW UNDER HIS HEAD. THE DEFENDANT ALSO HAD HIS BELONGINGS PROPPED UP AROUND HIM. FROM WHAT I OBSERVED, THE DEFENDANT HAD THE INTENTIONS TO SPEND THE NIGHT ON THE BEACH AND WAS PROTECTING HIMSELF FROM THE ELEMENTS BY CAMPING. ACCORDING TO MIAMI BEACH CITY ORDINANCE 70-45 A PERSON IS ENGAGED IN CAMPING IF HE OR SHE IS INSIDE OR COVERED WITH MATERIAL WHICH PROVIDES A TEMPORARY COVER FROM THE ELEMENTS, INCLUDING BUT NOT LIMITED TO, A TENT, SLEEPING BAG, HAMMOCK, OR BLANKETS, COTS, BEDS, NEWSPAPERS, OR CARDBOARD.

AS I SPOKE WITH THE DEFENDANT, I OFFERED HIM HOMELESS SERVICES, HE TOLD ME HE WAS AWARE OF HOMELESS SERVICES BUT REFUSED THEM. THE DEFENDANT ALSO STATED TO ME THAT HE SPOKE WITH POLICE EARLIER IN REFERENCE TO THESE SERVICES. THE DEFENDANT WAS ARRESTED AND TRANSPORTED TO THE MIAMI BEACH POLICE DEPARTMENT, LATER TO TKG. ALL PERSONAL PROPERTY, ALONG WITH EVIDENCE, WERE IMPOUNDED AT THE MIAMI BEAC PROPERTY AND EVIDENCE UNIT.

BWC WAS USED THROUGHOUT THIS INVESTIGATION.

SAO PRE-FILE CONFERENCE INFORMATION

DATE:

TIME:

CONTACT:

NOTES:

OFFICERS USING BODY-WORN CAMERA:


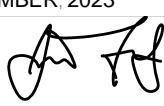
FEQUIERE, E: Court ID: 002-01185

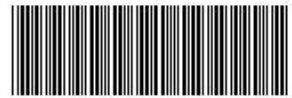
VERAS, A: Court ID: 002-02179

BROWN-ROSQUETE, S: Court ID: 002-02027

MAURE CASCARET, R: Court ID: 002-02170

HEVIA... [Continued on Next Page]

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  VERAS, A: Court ID: 002-02179	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 04 DAY OF DECEMBER, 2023  FERNANDEZ, J: Court ID: 002-01165	



1100764185

OBTS NUMBER 1302361208	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300105434
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JAIL NO. 230162119	COURT CASE NO. B23024115
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230162119	PMHD NO	COURT CASE NO. B23024115
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

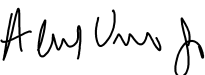

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
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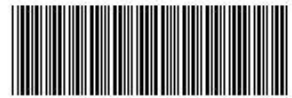
CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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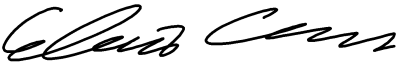

CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
9.								
10.								
11.								
12.								

NUNEZ, A: Court ID: 002-02182

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT. 	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 04 DAY OF DECEMBER, 2023 	
VERAS, A: Court ID: 002-02179	FERNANDEZ, J: Court ID: 002-01165	



1100764478

OBTS NUMBER	ARMED FORCES NO	BWC YES	COMPLAINT/ARREST AFFIDAVIT				POLICE CASE NO. 202300106829							
SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT	<input checked="" type="checkbox"/> MISD	<input type="checkbox"/> TRAFFIC	<input type="checkbox"/> JUV	<input type="checkbox"/> DV	<input type="checkbox"/> MOVES	<input type="checkbox"/> CIV INF	JAIL NO. 230162716	PMHD NO	COURT CASE NO. B23024484				
FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State														
IDS NO.	AGENCY CODE 002	MUNICIPAL P.D. DEF. ID NO.		MDPD RECORDS AND ID NO.		STUDENT ID NO.		GANG RELATED NO		FRAUD RELATED NO				
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]						ALIAS and / or STREET NAME				SIGNAL:				
DOB (MM/DD/YYYY) [REDACTED]	AGE 35	RACE W	SEX M	HISPANIC: YES ETHNICITY: OTH	HEIGHT 5'09	WEIGHT 175	HAIR COLOR BLK	HAIR LENGTH ATE	HAIR STYLE STR	EYES BRO	GLASSES NO	FACIAL HAIR FUM	TEETH NOR	
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)										PLACE OF BIRTH (City, State/Country) GT				
LOCAL ADDRESS								PHONE		CITIZENSHIP GT				
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS				(City) MIAMI	(State) FL	(Country) US	(Zip)	PHONE		OCCUPATION				
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)				(City)	(State)	(Country)	(Zip)	PHONE		ADDRESS SOURCE VERBAL				
DRIVER'S LICENSE NUMBER/STATE		SOCIAL SECURITY NO.		WEAPON SEIZED NO		Defendant/CONCEALED WEAPON PERMIT NONE		INDICATION OF: Alcohol Influence: N Drug Influence: N						
ARREST DATE 12/07/2023		ARREST TIME 22:47		ARREST LOCATION 17TH ST & BEACH MIAMI BEACH, FL 33139						GRID				
CO-DEFENDANT NAME				DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR				
CO-DEFENDANT NAME				DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR				
CO-DEFENDANT NAME				DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR				
JUV only	Relation		Name		Street				Zip		Phone		Contacted?	
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER		VIOL OF SECT.		CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION	
1. L/0-PARK/ENTERING AFTER HOURS/MIA BCH ORDINANCE				ORD	1			82-2(MIABCH)		000	95000060	N		
2. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD	1			70-45		002	95000060	N		
3.														
4.														
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 07 day of DECEMBER, 2023, at 22:47 at 17TH ST & BEACH. MIAMI BEACH, FL, 33139 ON 12/07/2023, AT APPROXIMATELY 2247 HOURS, OFFICER SAVINON (2152), SERGEANT OZAETA (1114) AND I WERE ASSIGNED TO A DETAIL TO ENFORCE MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AS A RESULT OF NUMEROUS COMPLAINTS FROM RESIDENTS AND CITY OFFICIALS REFERENCE CRIMINAL ACTIVITY OCCURRING DURING THE NON-OPERATIONAL HOURS OF THE BEACH. NOTE: THE BEACH IS CLOSED TO THE PUBLIC BETWEEN THE HOURS OF 10 PM TO 5 AM. SIGNS ARE IN MINIMUM OF TWO-INCH LETTERING AND ARE POSTED AT EVERY ENTRY POINT INTO THE BEACH ... [Continued on Next Page]														
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.						
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  COSIC, E: Court ID: 002-02147				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 08 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114				[REDACTED]						

COMPLAINT/ARREST AFFIDAVIT - COURT COPY



1100764478

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300106829
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JAIL NO. 230162716	COURT CASE NO. B23024484
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230162716	PMHD NO	COURT CASE NO. B23024484
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE)	DOB (MM/DD/YYYY)
██████████	██████████

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

TO ADVISE OF THESE HOURS.

IN ADDITION, THE SIGNS ADVISE THAT INDIVIDUALS ARE TRESPASSING IF THEY ARE ON THE BEACH DURING CLOSING HOURS. MIAMI BEACH IS MAINTAINED BY THE CITY FROM SOUTH POINTE DRIVE TO 87TH TERRACE. MIAMI BEACH POLICE OFFICERS ARE AUTHORIZED TO ENFORCE TRESPASS LAWS ON CITY OWNED PROPERTY.

DURING THIS DETAIL, OFFICER SAVINON AND I OBSERVED MR. ██████████ (DEFENDANT) LAYING DOWN, COVERED WITH A WHITE TOWEL ONTOP OF HIS BODY, ON THE WESTSIDE OF A WHITE CONTAINER LOCATED AT 17TH ST AND THE BEACH.

THE DEFENDANTS ALSO HAD THEIR BELONGING PROPPED UP AROUND THEM. FROM WHAT I OBSERVED, THE DEFENDANTS HAD THE INTENTIONS TO SPEND THE NIGHT AT THE BEACH AND WERE PROTECTING THEMSELVES FROM THE ELEMENTS BY CAMPING.

THE DEFENDANT ALSO REFUSED HOMELESS OUTREACH ASSISTANCE.

A ROUTINE CRIMINAL HISTORY CHECK ON THE DEFENDANT REVEALED HIM TO HAVE A CRIMINAL PAST BUT HAD NO ACTIVE WARRANT.

THE DEFENDANT WAS THEN ARRESTED PURSUANT TO MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AND TRANSPORTED TO THE MIAMI BEACH POLICE DEPARTMENT BY OFFICER BRYANT (2098), LATER TO TGK.

BWC WAS USED THROUGHOUT THIS INVESTIGATION.

NOTHING FURTHER.

SAO PRE-FILE CONFERENCE INFORMATION

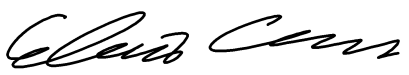

DATE:

TIME:

CONTACT:

NOTES:

... [Continued on Next Page]

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  COSIC, E: Court ID: 002-02147	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 08 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114	



1100764478

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300106829
-------------	--	---------------------------------

JAIL NO. 230162716	COURT CASE NO. B23024484
-----------------------	-----------------------------

SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT	<input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State	<input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230162716	PMHD NO	COURT CASE NO. B23024484
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DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
--	--------------------------------

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE	<input type="checkbox"/> FELONY <input type="checkbox"/> DV	<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE	<input type="checkbox"/> FELONY <input type="checkbox"/> DV	<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
9.								
10.								
11.								
12.								

OFFICERS USING BODY-WORN CAMERA:
OZAETA, M: Court ID: 002-01114
SAVINON, R: Court ID: 002-02152
COSIC, E: Court ID: 002-02147
BRYANT, K: Court ID: 002-02098

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT. COSIC, E: Court ID: 002-02147	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 08 DAY OF DECEMBER, 2023 OZAETA, M: Court ID: 002-01114	



OBTS NUMBER		ARMED FORCES YES		BWC YES		COMPLAINT/ARREST AFFIDAVIT										POLICE CASE NO. 202300106850											
SPECIAL OPERATION:		<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT		<input checked="" type="checkbox"/> MISD		<input type="checkbox"/> TRAFFIC		<input type="checkbox"/> JUV		<input type="checkbox"/> DV		<input type="checkbox"/> MOVES		<input type="checkbox"/> CIV INF		JAIL NO. 230162720		PMHD NO		COURT CASE NO. B23024488							
FUGITIVE WARRANT:		<input type="checkbox"/> In State		<input type="checkbox"/> Out State																							
IDS NO.		AGENCY CODE 002		MUNICIPAL P.D. DEF. ID NO.		MDPD RECORDS AND ID NO.		STUDENT ID NO.		GANG RELATED NO		FRAUD RELATED NO															
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]										ALIAS and / or STREET NAME										SIGNAL:							
DOB (MM/DD/YYYY) [REDACTED]		AGE 31	RACE B	SEX M	HISPANIC: NO ETHNICITY: AFR		HEIGHT 5'10	WEIGHT 195	HAIR COLOR BLK	HAIR LENGTH ATE	HAIR STYLE AFR	EYES BRO	GLASSES NO	FACIAL HAIR GOT	TEETH NOR												
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)														PLACE OF BIRTH (City, State/Country) BROOKLYN NY US													
LOCAL ADDRESS														PHONE				CITIZENSHIP US									
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS														(City) MIAMI		(State) FL		(Country) US		(Zip)		PHONE (786) 532-8777		OCCUPATION LABOR			
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)														(City)		(State)		(Country)		(Zip)		PHONE		ADDRESS SOURCE VERBAL			
DRIVER'S LICENSE NUMBER/STATE FL				SOCIAL SECURITY NO.				WEAPON SEIZED NO				Defendant/CONCEALED WEAPON PERMIT NONE				INDICATION OF: Alcohol Intoxication: N Drug Intoxication: N											
ARREST DATE 12/07/2023		ARREST TIME 23:36		ARREST LOCATION 10TH ST & BEACH MIAMI BEACH, FL 33139												GRID											
CO-DEFENDANT NAME								DOB				<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR											
CO-DEFENDANT NAME								DOB				<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR											
CO-DEFENDANT NAME								DOB				<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR											
JUV only	Relation	Name	Street	Zip	Phone	Contacted?																					
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION																
1. L/0-PARK/ENTERING AFTER HOURS/MIA BCH ORDINANCE				ORD	1		82-2(MIABCH)	000	95000060	N																	
2. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD	1		70-45	002	95000060	N																	
3.																											
4.																											
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 07 day of DECEMBER, 2023, at 23:34 at 10TH ST & BEACH. MIAMI BEACH, FL, 33139 ON 12/07/2023, AT APPROXIMATELY 2334 HOURS, OFFICER SAVINON (2152), SERGEANT OZAETA (1114) AND I WERE ASSIGNED TO A DETAIL TO ENFORCE MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AS A RESULT OF NUMEROUS COMPLAINTS FROM RESIDENTS AND CITY OFFICIALS REFERENCE CRIMINAL ACTIVITY OCCURRING DURING THE NON-OPERATIONAL HOURS OF THE BEACH. NOTE: THE BEACH IS CLOSED TO THE PUBLIC BETWEEN THE HOURS OF 10 PM TO 5 AM. SIGNS ARE IN MINIMUM OF TWO-INCH LETTERING AND ARE POSTED AT EVERY ENTRY POINT INTO THE BEACH ... [Continued on Next Page]																											
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.																			
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT. [Signature]				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 08 DAY OF DECEMBER, 2023 [Signature]																							
COSIC, E: Court ID: 002-02147				OZAETA, M: Court ID: 002-01114																							

COMPLAINT/ARREST AFFIDAVIT - COURT COPY



OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300106850
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JAIL NO. 230162720	COURT CASE NO. B23024488
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230162720	PMHD NO	COURT CASE NO. B23024488
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE)	DOB (MM/DD/YYYY)
[REDACTED]	[REDACTED]

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

TO ADVISE OF THESE HOURS.

IN ADDITION, THE SIGNS ADVISE THAT INDIVIDUALS ARE TRESPASSING IF THEY ARE ON THE BEACH DURING CLOSING HOURS. MIAMI BEACH IS MAINTAINED BY THE CITY FROM SOUTH POINTE DRIVE TO 87TH TERRACE. MIAMI BEACH POLICE OFFICERS ARE AUTHORIZED TO ENFORCE TRESPASS LAWS ON CITY OWNED PROPERTY.

DURING THIS DETAIL, OFFICER SAVINON AND I OBSERVED MR. [REDACTED] (DEFENDANT) LAYING DOWN, COVERED WITH A WHITE TOWEL ONTOP OF HIS BODY, ON THE LIFEGUARD TOWER BALCONY LOCATED AT 10TH ST AND THE BEACH.

THE LIFEGUARD TOWER THE DEFENDANT WAS LAYING DOWN AT HAD A NO TRESPASS SIGN POSTED IN CLEAR VIEW FOR THE PUBLIC TO SEE.

WHEN OFFICERS ASKED WHY THE DEFENDANT WAS LAYING DOWN AT THE LIFEGUARD TOWER, HE RESPONDED STATING

A ROUTINE CRIMINAL HISTORY CHECK ON THE DEFENDANT REVEALED HIM TO HAVE A CRIMINAL PAST BUT HAD NO ACTIVE WARRANT.



THE DEFENDANT WAS THEN ARRESTED PURSUANT TO MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AND TRANSPORTED TO THE MIAMI BEACH POLICE DEPARTMENT BY OFFICER BRYANT (2098), LATER TO TGK.

ALL OF THE DEFENDANT'S PERSONAL PROPERTY WAS IMPOUNDED AT THE MIAMI BEACH PROPERTY AND EVIDENCE UNIT BY SERGEANT OZAETA.

BWC WAS USED THROUGHOUT THIS INVESTIGATION.

NOTHING FURTHER.

SAO PRE-FILE CONFERENCE... [Continued on Next Page]

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 08 DAY OF DECEMBER, 2023	
 COSIC, E: Court ID: 002-02147	 OZAETA, M: Court ID: 002-01114	



1100764413

OBTS NUMBER		COMPLAINT/ARREST AFFIDAVIT CONTINUATION				POLICE CASE NO. 202300106850					
JAIL NO. 230162720				COURT CASE NO. B23024488							
SPECIAL OPERATION:		<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT	<input checked="" type="checkbox"/> MISD	<input type="checkbox"/> TRAFFIC	<input type="checkbox"/> JUV	<input type="checkbox"/> DV	<input type="checkbox"/> MOVES <input type="checkbox"/> In State	<input type="checkbox"/> CIV INF <input type="checkbox"/> Out State	JAIL NO. 230162720	PMHD NO	COURT CASE NO. B23024488
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]									DOB (MM/DD/YYYY) [REDACTED]		
CO-DEFENDANT NAME					DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE	<input type="checkbox"/> FELONY <input type="checkbox"/> DV	<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR		
CO-DEFENDANT NAME					DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE	<input type="checkbox"/> FELONY <input type="checkbox"/> DV	<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR		
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
9.											
10.											
11.											
12.											
INFORMATION DATE: TIME: CONTACT: NOTES: OFFICERS USING BODY-WORN CAMERA: OZAETA, M: Court ID: 002-01114 SAVINON, R: Court ID: 002-02152 PARADA, G: Court ID: 002-00994 COSIC, E: Court ID: 002-02147 BRYANT, K: Court ID: 002-02098											

COMPLAINT/ARREST AFFIDAVIT CONT.

HOLD FOR OTHER AGENCY VERIFIED BY		<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT. COSIC, E: Court ID: 002-02147		SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 08 DAY OF DECEMBER, 2023 OZAETA, M: Court ID: 002-01114	



OBTS NUMBER	ARMED FORCES NO	BWC YES	COMPLAINT/ARREST AFFIDAVIT				POLICE CASE NO. 202300105127							
SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT	<input checked="" type="checkbox"/> MISD	<input type="checkbox"/> TRAFFIC	<input type="checkbox"/> JUV	<input type="checkbox"/> DV	<input type="checkbox"/> MOVES	<input type="checkbox"/> CIV INF	JAIL NO. 230162012	PMHD NO	COURT CASE NO. B23024065				
IDS NO.		AGENCY CODE 002	MUNICIPAL P.D. DEF. ID NO.		MDPD RECORDS AND ID NO.		STUDENT ID NO.		GANG RELATED NO	FRAUD RELATED NO				
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]						ALIAS and / or STREET NAME			SIGNAL:					
DOB (MM/DD/YYYY) [REDACTED]	AGE 49	RACE W	SEX M	HISPANIC: NO ETHNICITY: ANG	HEIGHT 6'00	WEIGHT 200	HAIR COLOR BLN	HAIR LENGTH ATE	HAIR STYLE MSH	EYES HAZ	GLASSES NO	FACIAL HAIR FUZ	TEETH MIS	
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)										PLACE OF BIRTH (City, State/Country) KNOXVILLE TN US				
LOCAL ADDRESS								PHONE		CITIZENSHIP US				
PERMANENT ADDRESS (Street, Apt. Number) HOMELESS				(City) MIAMI	(State) FL	(Country) US	(Zip)	PHONE		OCCUPATION LABORER				
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)				(City)	(State)	(Country)	(Zip)	PHONE		ADDRESS SOURCE VERBAL				
DRIVER'S LICENSE NUMBER/STATE TN		SOCIAL SECURITY NO.		WEAPON SEIZED NO		Defendant/CONCEALED WEAPON PERMIT W-N/A		INDICATION OF: Alcohol Influence: N Drug Influence: N						
ARREST DATE 12/02/2023		ARREST TIME 23:25		ARREST LOCATION 1700 BLOCK/BEACH SERVICE ROAD MIAMI BEACH, FL 33139						GRID				
CO-DEFENDANT NAME				DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR				
CO-DEFENDANT NAME				DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR				
CO-DEFENDANT NAME				DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR				
JUV only	Relation		Name		Street				Zip		Phone		Contacted?	
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER		VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION		
1. L/0-CAMPING PROHIBITED/MIAMI BEACH				ORD	1			70-45	002	95000060	N			
2. L/0-PARK/ENTERING AFTER HOURS/MIA BCH ORDINANCE				ORD	1			82-2(MIABCH)	000	95000060	N			
3.														
4.														
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law: On the 02 day of DECEMBER, 2023, at 23:19 at 1700 BLOCK/BEACH SERVICE ROAD, MIAMI BEACH, FL, 33139 ON DECEMBER 2ND 2023, MYSELF (2174), OFFICER MAURE (2147) AND OFFICER SAVINON (2152) WERE ASSIGNED TO A DETAIL TO ENFORCE MUNICIPAL ORDINANCE 82-2 FOR BEACH AFTER HOURS AS A RESULT OF NUMEROUS COMPLAINTS FROM RESIDENTS AND CITY OFFICIALS REFERENCE CRIMINAL ACTIVITY OCCURRING DURING THE NON-OPERATIONAL HOURS OF THE BEACH. NOTE: THE BEACH IS CLOSED TO THE PUBLIC BETWEEN THE HOURS OF 10 PM TO 5 AM. SIGNS ARE IN MINIMUM OF TWO-INCH LETTERING AND ARE POSTED AT EVERY ENTRY POINT INTO THE BEACH... [Continued on Next Page]														
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.						
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT. [Signature: Jayden Bannister] BANNISTER, J: Court ID: 002-02174				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 03 DAY OF DECEMBER, 2023 [Signature: Michael Ozaeta] OZAETA, M: Court ID: 002-01114				[REDACTED]						

COMPLAINT/ARREST AFFIDAVIT - COURT COPY



1100746743

OBTS NUMBER	COMPLAINT/ARREST AFFIDAVIT CONTINUATION	POLICE CASE NO. 202300105127
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JAIL NO. 230162012	COURT CASE NO. B23024065
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SPECIAL OPERATION:	<input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISD <input type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF	JAIL NO. 230162012	PMHD NO	COURT CASE NO. B23024065
	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE) [REDACTED]	DOB (MM/DD/YYYY) [REDACTED]
--	--------------------------------

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.								
6.								
7.								
8.								

TO ADVISE OF THESE HOURS.

IN ADDITION, THE SIGNS ADVISE THAT INDIVIDUALS ARE TRESPASSING IF THEY ARE ON THE BEACH DURING CLOSING HOURS. MIAMI BEACH IS MAINTAINED BY THE CITY FROM SOUTH POINTE DRIVE TO 87TH TERRACE. MIAMI BEACH POLICE OFFICERS ARE AUTHORIZED TO ENFORCE TRESPASS LAWS ON CITY-OWNED PROPERTY.

DURING THIS DETAIL, I CAME IN CONTACT WITH THE DEFENDANT [REDACTED] SLEEPING UNDER THE LIFEGUARD STAND ON 1700TH BLOCK OF THE BEACH.

THE DEFENDANT WAS OBSERVED LAYING DOWN FULLY COVERED BY A COMFORTER. ALONG SIDE OF HIM WAS A BAG CONTAINING HIS PERSONAL PROPERTY.

ACCORDING TO MIAMI BEACH CITY ORDINANCE 70-45 A PERSON IS ENGAGED IN CAMPING IF HE OR SHE IS INSIDE OR COVERED WITH MATERIAL WHICH PROVIDES A TEMPORARY COVER FROM THE ELEMENTS, INCLUDING BUT NOT LIMITED TO, A TENT, SLEEPING BAG, HAMMOCK, OR BLANKETS, COTS, BEDS, TARPAULINS, NEWSPAPERS, OR CARDBOARD.



IT SHOULD BE NOTED THE DEFENDANT WAS OFFERED HOMELESS OUTREACH SERVICES AND ASKED IF HE WANTED HELP SEEKING PERMANENT SHELTER. TO WHICH HE REPLIED, NO. THE DEFENDANT REFUSED POLICE ASSISTANCE AND WAS SUBSEQUENTLY ARRESTED FOR BEACH AFTER-HOURS AND MIAMI BEACH'S CAMPING ORDINANCE.

THE DEFENDANT WAS ARRESTED AND TRANSPORTED TO THE MIAMI BEACH POLICE DEPARTMENT BY OFFICER SINGH (2169), PENDING TRANSPORTATION TO TGK.

ALL PERSONAL PROPERTY, ALONG WITH EVIDENCE, WERE IMPOUNDED AT THE MIAMI BEACH PROPERTY AND EVIDENCE UNIT BY SERGEANT OZAETA (1114).

BWC WAS USED THROUGHOUT THIS INVESTIGATION.

SAO PRE-FILE... [Continued on Next Page]

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I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT.  BANNISTER, J: Court ID: 002-02174	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 03 DAY OF DECEMBER, 2023  OZAETA, M: Court ID: 002-01114	



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JAIL NO. 230162012	COURT CASE NO. B23024065
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	<input type="checkbox"/> WARRANT FUGITIVE WARRANT: <input type="checkbox"/> In State <input type="checkbox"/> Out State			

DEFENDANT'S NAME (LAST, FIRST, MIDDLE)	DOB (MM/DD/YYYY)

CO-DEFENDANT NAME	DOB	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> FELONY <input type="checkbox"/> JUVENILE <input type="checkbox"/> AT LARGE <input type="checkbox"/> DV <input type="checkbox"/> MISDEMEANOR
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CHARGES	CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
9.								
10.								
11.								
12.								

CONFERENCE INFORMATION

DATE:

TIME:

CONTACT:

NOTES:

OFFICERS USING BODY-WORN CAMERA:



SINGH, D: Court ID: 002-02169

OZAETA, M: Court ID: 002-01114

SAVINON, R: Court ID: 002-02152

BANNISTER, J: Court ID: 002-02174

MAURE CASCARET, R: Court ID: 002-02170

HOLD FOR OTHER AGENCY VERIFIED BY	<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).	<input type="checkbox"/> I Understand that should I willfully fail to appear before the court as required by this notice to appear that I may be held in contempt of court and a warrant for my arrest shall be issued. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juveniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.
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