

**SPECIAL MAGISTRATE
CITY OF FORT PIERCE, FLORIDA**

SM CASE # 15-1112

RE: Violation of Section(s): 5-1.105.1 Permit Required

Violator: FAITH BAPTIST CHURCH OF FP, 3607 OLEANDER AVE, FT PIERCE, FL 34982

Property Address: 3794 OLEANDER AVE

Tax ID #: 2434-601-0064-000/0

Legal Description: KELLEM'S S/D FROM NW COR OF LO T 16 RUN S ALG W LI OF LOT 16 12 FT, TH E // WITH N LI OF LO T 16 40 FT TO POB, TH CONT E O N N LI OF LOT 16 271.80 FT, TH

ORDER ON RULE 16 HEARING

THIS CAUSE came before the Special Magistrate on March 2, 2016, upon the request of the Violator, Faith Baptist Church of FP pursuant to §162.09, Florida Statutes and Rule 16 of the Rules of Procedure of the Code Enforcement Board and the Special Magistrate, to determine whether there has been timely compliance with the requirements of the Order Determining Violation dated November 4, 2015 in this cause regarding the above-described real property (the "real property") and whether the fine under said Order Determining Violation should be adjusted. The Special Magistrate, having heard and considered the evidence presented and arguments made, having considered the criteria specified in said Rule 16, and being otherwise advised in the premises, finds that:

A. Although the Respondent may have corrected certain violations described in the prior Order, they have not corrected all violations; and, with the real property not yet coming into compliance, the total amount of the fine accruing under the prior Order is \$2,320.00 (\$20.00 recording fees) as of January 29, 2016.

B. The Respondent indicates that they intend to take steps to correct the remaining violations and they should be provided with a reasonable time (60 days) within which to do so; and there appears to be mitigating circumstances associated with the accrual of the fine under the prior Order. Accordingly, it is


ORDERED as follows:

1. The Respondent is granted a reasonable extension of time (60 days) within which to correct the remaining violations described in the prior Order, and, for purposes of this Order, a reasonable time period for such extension shall be considered that deemed appropriate by the Division of Code Enforcement of the City of Fort Pierce, Florida (the "Department") in its sole discretion; and the accrual of the fine under the prior Order is abated from the above referenced date of January 29, 2016 until further determination by the Special Magistrate at an appropriate hearing thereon.

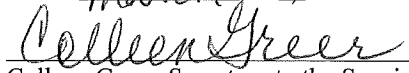
2. The Respondent is responsible for notifying the Department promptly at (772) 467-3149 when, in the Respondent's view, the remaining violations have been corrected.

3. The Special Magistrate reserves ruling on the issues described in the initial paragraph of this Order, and the continuation of this hearing thereon shall be scheduled by the Department, with notice thereof to the Respondent, when the Department confirms that the Respondent has corrected the remaining violations or when the Department determines, after a reasonable time period has expired, that the Respondent has failed to correct said remaining violations.

DONE AND ORDERED this 3rd day of March, 2016,


Frank Blandino, Esquire, Special Magistrate

I CERTIFY that a copy of the above Order was mailed to the Violator, FAITH BAPTIST CHURCH OF FP, 3607 OLEANDER AVE, FT PIERCE, FL 34982, Dr. Ron Hodge, Pastor, Faith Baptist Church, 3794 Oleander Avenue, Ft. Pierce, FL 34982, and to Steven R. McCain, Esquire, Assistant City Attorney, PO Box 1480, Ft. Pierce, FL 34954-1480, on this 3rd day of March, 2016.


Colleen Greer, Secretary to the Special Magistrate