



December 14, 2016

Sent via: CERTIFIED LETTER & 1st CLASS MAIL

Mr. Adam DeRienzo  
Anchor Garage Door, LLC  
921 SW McElroy Avenue  
Port St. Lucie, FL 34953

**Re: Notice of Hearing  
Contractor Complaint – 1028 Antilles Avenue**

Dear Mr. DeRienzo:

This pertains to the complaint submitted to the City of Fort Pierce against you, as a contractor, in the above-referenced case and provides you with notice of the hearing that has been schedule on such complaint.

After reviewing such complaint and your response, the Director of Building & Code Enforcement and the Chairman of the Board of Examiners of Contractors have found **probable cause** and have referred such complaint to the Board for hearing which is scheduled **for 9:00 a.m. January 10, 2017, in the City Commission Chambers on the 1st floor of City Hall.**

Pursuant to the Rules of Procedure for Disciplinary Matters for the Board, enclosed is the Notice of Alleged Charges form listing the specific charges against you, together with copies of documents related thereto which are being sent to the Board.

The Respondent may be represented by counsel at the hearing, may present relevant evidence, and will be given an opportunity to cross examine witnesses. A copy of the Rules of Procedure for Disciplinary Matters for the Fort Pierce Board of Examiners of Contractors may be obtained upon request from the Department of Building & Code Enforcement.

If you have any further questions, please call my assistant at (772) 467-3188.

Sincerely,

Paul Thomas, CBO, CFM  
Building Official

PT/km

Enclosure

cc: Board Chairman - Don Bergman  
Linda Cox, City Clerk/Asst. City Manager  
Board Attorney - Jim Messer  
Contractor's License File  
John Jacobs Construction, Complainant

**CITY OF FORT PIERCE  
BOARD OF EXAMINERS OF CONTRACTORS  
NOTICE OF ALLEGED CHARGES**

Contractor/Qualifier: Adam DeRienzo d/b/a: Anchor Garage Door Repair  
 City License No: N/A State License No: 10000049174  
 Property Owner: Albert Kretschmer III, and BBE Investmt. Group Address of Violation: 1028 Antilles Ave.  
 Complainant: John Jacobs of John Jacobs Construction, Inc.

You are hereby notified that the Fort Pierce Board of Examiners of Contractors has scheduled the above referenced matter for hearing on the 10<sup>th</sup> day of January, 2017 at 9:00 a.m., in the Commission Chambers, City Hall, 100 North US #1, Fort Pierce, FL 34950

The Checked boxes specify the charges being brought against the above named contractor under the Fort Pierce Code of Ordinance, Section 5-52:

- (1) Obtaining a certificate by fraud or misrepresentation.
- (2) Committing fraud or deceit in the practice of contracting.
- (3) Committing incompetency or misconduct in the practice of contracting.
- (4) Committing gross negligence, repeated negligence, or negligence resulting in a significant danger to life or property.
- (5) Abandoning a construction project in which the contractor is engaged or under contract as a contractor. (A project may be presumed abandoned after ninety days if the contractor terminates the project without just cause or without property notification to the owner, including the days.)
- (6) Committing mismanagement or misconduct in the practice of contracting that causes financial harm to a customer. Financial mismanagement or misconduct occurs when:
  - (a) Valid liens have been recorded against the property of a contractor's customer for supplies or services ordered by the contractor for the customer's job; the contractor has received funds from the customer to pay for the supplies or services; and the contractor has not has the liens removed form the property, by payment or by bond, within seventy-five (75) days after the date of such liens;
  - (b) The contractor has abandoned a customer's job and the percentage of completion is less than the percentage of the total contract price paid to the contractor as of the time of abandonment, unless the contractor is entitled to retain such funds under the terms of the contract or refunds the excess funds within thirty (30) days after the date the job is abandoned.
  - (c) The contractor's job has been completed, and it is shown that the customer has had to pay more for the contracted job than the original contract price, as adjusted for subsequent change orders, unless such increase in cost was the result of circumstances caused by the customer, or was otherwise permitted by the terms of the contract between the contractor and the customer.
- (7) Substantial departure from, or disregard, of plans or specifications without consent the owner or his dully authorized representative;
- (8) Knowingly or deliberately disregarding or violating any applicable building codes or laws of the state, county or city;
- (9) Willfully and deliberately engaging in a type or class of contracting for which the contractor is not licensed or registered;
- (10) Being disciplined by any other municipality or county;
- (11) Failing to actively supervise construction projects for which the contractor has applied for and obtained a building permit; or for projects for which the contractor is, by contract; responsible;
- (12) Contracting with persons or firms not having a certificate or competency issued by the city for work or services to be performed within the city when said persons or firms are required by this chapter to possess such a certificate of competency in order to perform the contracted work or services;
- (13) Proceeding on any job without obtaining the applicable building department permits and inspections.
- (14) Being convicted or found guilty, regardless of adjudication, of a crime in any jurisdiction which directly relates to the practice of contracting or the ability to practice contracting.
- (15) Knowingly combining or conspiring with an uncertified or unregistered person by allowing his certificate or registration to be used by the uncertified or unregistered person with intent to evade the provision of this code. When a certificate holder or registrant allows his certificate or registration to be used by one (1) or more business organizations without having any active participation in the operations, management, or control of such business organizations, such act constitutes prima facie evidence of an intent to evade the provisions of this Code.

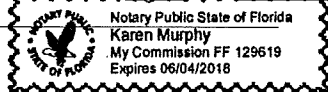
Any decision of the Board may be appealed. A verbatim transcript of the hearing is necessary for an appeal. Anyone desiring a verbatim transcript shall have the responsibility at his own cost to arrange for same. Please govern yourself accordingly.

Paul Thomas 12/13/16  
 Building Official Date

St. Lucie County  
 State of Florida

The forgoing instrument was acknowledged before me this 13<sup>th</sup> day of December 2016 by Paul Thomas

Personally known/Type of Identification \_\_\_\_\_



Paul Thomas  
Karen Murphy  
 Signature of Notary Public



## CONTRACTOR COMPLAINT INVESTIGATION

Complaint: John Jacobs (Complainant) v. Adam DeRienzo D.B.A. Anchor Garage Door

Date: 11/22/2016

Property Address: 1028 Antilles Ave.

### Background:

October 28, 2016, the Building Department received a complaint from John Jacobs that Adam DeRienzo D.B.A. Anchor Garage Door failed to complete the installation of two garage doors at 1028 Antilles Ave in conjunction with permit 15-1734.

November 02, 2016, A notice of complaint was mailed to Adam DeRienzo, as of today a response has not been furnished.

November 22, 2016, I spoke to John Jacobs, he advised that he used Anchor Garage Door as a subcontractor but that after failing two inspections, and Adam DeRienzo not fulfilling his duties, John Jacobs had to finish the job in order to obtain approval for the final inspection.

### Findings:

1. In support of the allegations made by John Jacobs, there was a failed inspection on May 3, 2016 specific to the garage doors and again on June 28, 2016. The final building inspection was approved on October 28, 2016.
2. The following sections have been violated: 5-52(3)(6b)

### Investigator's recommendation for a hearing:

Yes       No

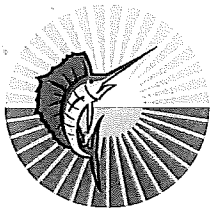
Signature   
 Shaun Coss

Building Official:  Agree       Disagree

Signature   
 Paul Thomas

Board Chairman:  Agree       Disagree

Signature  For Don Bergman  
 Donald Bergman



THE SUNRISE CITY  
**FORT PIERCE**  
BUILDING DEPARTMENT  
*Florida*

file copy

November 2, 2016

*Sent via: CERTIFIED LETTER & 1<sup>st</sup> CLASS MAIL*

Mr. Adam DeRienzo  
Dba Anchor Garage Door, LLC  
921 SW McElroy  
Port St. Lucie, FL 34953

**Re: 1028 Antilles Avenue**

Dear Mr. DeRienzo:

This letter is to inform you that a complaint has been filed with the City of Fort Pierce against you, as the holder of a Contractor's Certificate of Competency, and/or as a contractor certified by the State of Florida. Attached is a copy of the complaint affidavit that has been filed with the Building Department.

You may submit to the Director of Building and Code Enforcement a written response to this complaint within 15 days of the date of this letter. Per Section 5-51 of the City of Fort Pierce Code of Ordinances, the Director of Building & Code Enforcement and the Chairman of the Board of Examiners of Contractors shall review the complaint for probable cause.

**If no probable cause is found**, the complaint shall be denied and will not be referred to the Board of Examiners of Contractors. A copy of the complaint and the findings will be placed in your contractor's license file. The complainant shall have no right of appeal.

**Where probable cause is found**, the complaint shall be referred to the Board for a hearing. You will be sent a Notice of Alleged Charges and notified of the date, time, and place of the hearing.

If you have any further questions, please call my assistant at (772) 467-3188.

Sincerely,

Paul Thomas, CBO, CFM  
Interim Building Official

PT/km  
Attachment

cc: Don Bergman, Board Chairman  
James Messer, Board Attorney  
Linda Cox, City Clerk/Asst. City Manager  
John Jacobs Construction, Complainant  
Contractor's License File

MAYOR  
LINDA HUDSON

COMMISSIONERS  
RUFUS ALEXANDER III  
EDWARD BECHT  
THOMAS PERONA  
REGINALD SESSIONS

CITY MANAGER  
ROBERT J. BRADSHAW

BUILDING OFFICIAL  
MARC MEYERS



BUILDING DEPARTMENT  
P.O. BOX 1480, 100 N. U.S. 1  
FORT PIERCE, FLORIDA 34954  
772-467-3186; FAX: 772-467-3849

RECEIVED  
OCT 28 2016  
Building Department

CONTRACTOR COMPLAINT AFFIDAVIT

PERSON OR COMPANY COMPLAINT IS AGAINST: Adam DeRienzo Anchor Garage Door  
ADDRESS OF THE COMPLAINT: 981 SW McElroy

MADE BY: (Mr. /Mrs. /Ms.) John Jacobs Construction, Inc.  
Address: 4701 Oklander Ave  
City: Fort Pierce, FL 34982  
Home Phone: 772 519-0798 Work/Cell Phone: 772 882-8334

BEFORE ME, the above signed authority, this day personally appeared to file a complaint against:  
Name of Person and/or Company: Adam DeRienzo DBA Anchor Garage Door LLC  
Phone Number: 772 626 5799

Address: 981 SW McElroy  
City: Fort St Lucie State: FL Zip: 34953

IN DETAIL, clearly state your complaint below: (Please include any contracts, bills, cancelled checks, correspondences, etc.)

- I hired Anchor Garage Door to install
- 1) 2 garage doors at 1028 Antilles Ave Ft Pierce - job not complete - we are unable to get final inspection.
- 2) 1 garage door at Ebner's Collision 680 Farmers Market Rd, Ft Pierce - Never installed door

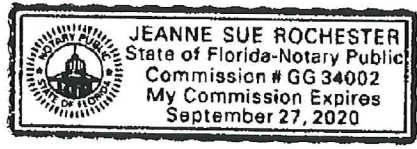
I have paid \$ 3953.00 to: Anchor Garage Door  
By check 5733, 5876 Money Order \_\_\_\_\_ other \_\_\_\_\_

Type of action being requested of the Board. (Note: If seeking a refund, this would be a civil matter.)  
Revoke license and do not allow him to final inspection any other jobs until he completes the unfinished ones.

Signature [Handwritten Signature]

SWORN TO AND SUBSCRIBED BEFORE ME this 27 day of Oct. 20 16

Notary Signature [Handwritten Signature]



FLORIDA DEPARTMENT OF STATE  
DIVISION OF CORPORATIONS



## Detail by Entity Name

### Florida Limited Liability Company

ANCHOR GARAGE DOOR REPAIR LLC

### Filing Information

Document Number	L10000049174
FEI/EIN Number	27-2586884
Date Filed	05/07/2010
State	FL
Status	ACTIVE
Last Event	REINSTATEMENT
Event Date Filed	03/13/2016

### Principal Address

921 SW MCELROY AVE  
PORT ST LUCIE, FL 34953

### Mailing Address

921 SW MCELROY AVE  
PORT ST LUCIE, FL 34953

### Registered Agent Name & Address

DERIENZO, ADAM  
921 SW MCELROY AVE  
PORT ST LUCIE, FL 34953

Name Changed: 03/13/2016

### Authorized Person(s) Detail

#### **Name & Address**

Title MGR

ADAM DERIENZO  
921 SW MCELROY AVE  
PORT ST LUCIE, FL 34953

### Annual Reports

Report Year	Filed Date
2014	03/25/2014
2015	03/13/2016
2016	03/13/2016

### Document Images

Nov 22, 2016 3:35:25 PM EST

File Edit Commands Help

SECTOR

Navigation

### Inspection Inquiry - Results Comments

TAX ID #:	2421-505-0029-000/8
Property address:	1028 ANTILLES AVE
Application, structure number:	15 00001734 000 000
Permit type, sequence number:	BLDG 00 BUILDING PERMIT
Inspection type, sequence number:	BP99 0001 BLDG, FINAL
Inspection status, date:	INSPECTION COMPLETED 5/03/16

Inspection Results Comments

May 3, 2016 5:33:29 PM kevin.

1. Need to submit garage door product approval revisions for Amarr doors and check installation according to instructions FBC107.4.

✓ OK

✗ Exit

↶ Cancel

Nov 22, 2016 3:36:40 PM EST

File Edit Commands Help

Print screen SECTOR  
navigate

**Inspection Inquiry - Results Comments**

TAX ID #: 2421-505-0029-000/8

Property address: 1028 ANTILLES AVE

Application, structure number: 15 00001734 000 000

Permit type, sequence number: BLDG 00 BUILDING PERMIT

Inspection type, sequence number: BP99 0002 BLDG, FINAL

Inspection status, date: INSPECTION COMPLETED 8/28/18

Inspection Results Comments

June 28, 2016 5:30:52 PM kevin.

1. Garage door not install according to installation instructions FBC107.4.

FBC R612.4 Garage doors.

Garage doors shall be tested for determination of structural performance under uniform static air pressure difference in accordance with ANSI/DASMA 108, ASTM E 330 Procedure A, or TAS 202. For garage doors tested in

June 28, 2016 5:30:52 PM kevin.

1. Garage door not install according to installation instructions FBC107.4.

FBC R612.4 Garage doors.

Garage doors shall be tested for determination of structural performance under uniform static air pressure difference in accordance with ANSI/DASMA 108, ASTM E 330 Procedure A, or TAS 202. For garage doors tested in accordance with ASTM E 330, acceptance criteria shall be in accordance with ANSI/DASMA 108. (HVHZ shall comply with TAS 202.) Design pressures shall be determined from Table R301.2(4) or ASCE 7. The design pressures, as determined from ASCE 7, are permitted to be multiplied by 0.6.

FBC R612.4.1 Garage door labeling.

Garage doors shall be labeled with a permanent label provided by the garage door manufacturer. The label shall identify the garage door manufacturer, the garage door model/series number, the positive and negative design pressure rating, indicate impact rated if applicable, the installation instruction drawing reference number, the Florida Product Approval or Miami-Dade Product Approval number if applicable, and the applicable test standards. The required garage door components for an approved garage door

assembly may be indicated using a checklist form on the label. If a checklist format is used on the label, the door installer or the garage door manufacturer shall mark the selected components on the checklist that are required to assemble an approved garage door system. The installation instructions shall be provided and available on the job site.