

BOARD OF EXAMINERS OF CONTRACTORS  
OF THE CITY OF FORT PIERCE, FLORIDA

CITY OF FORT PIERCE, FLORIDA,  
Petitioner,

Citation(s) # 207

vs.

MR. Marcello Brunson,  
Respondent.

COPY OF CITATION(S) INCLUDED

NOTICE OF CITATION HEARING

TO: Mr. Marcello Brunson, Respondent, 109 Bedford Dr., Fort Pierce FL 34946.

YOU ARE HEREBY NOTIFIED that the Board of Examiners of Contractors of the City of Fort Pierce, Florida (the "Board") has scheduled an administrative hearing in this case for the 11th day of July, 2017, at 9:00 A.M., in the Fort Pierce City Commission Chambers, 100 North US Hwy 1, Fort Pierce, Florida, on the following matter:

Respondent's appeal of citation(s) # 207 (copy attached) and violation(s) cited therein  
Location(s) of Violation(s): 1901 York Ct

YOU ARE REQUIRED TO APPEAR BEFORE THE BOARD at said time and place to present evidence in opposition to the citation(s).

If the Board finds that a violation exists, the Board may order the Respondent to pay a civil penalty of not less than the amount set forth in the citation(s) but not more than \$2,500 per day for each violation. A certified copy of an Order imposing such a civil penalty against the Respondent may be recorded in the public records and shall thereupon constitute a lien against any real or personal property owned by the Respondent.

*A copy of the Rules of Procedure for Actions Against Unlicensed Contractors for the Fort Pierce Board of Examiners of Contractors may be obtained upon request from the Department of Building.*

*If a person decides to appeal any decision made by the Board with respect to any matter considered at such hearing, such person will need a record of the proceedings, and, for such purpose, such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.*

PLEASE GOVERN YOURSELF ACCORDINGLY.

Department of Building  
City of Fort Pierce, Florida

By: [Signature]  
Building Official

I HEREBY CERTIFY that a copy of this Notice of Citation Hearing was mailed by certified mail and by first class mail to the above-named Respondent, at the above-stated address for the Respondent on this 21 day of June, 2017.


Department of Building

By: [Signature]  
Title: Senior Permit Specialist

Enc: copy of citation(s) # 207

I Marcello Brunson would like to appeal citation # 207 For laying Tile for a member of my church. I sincerely didn't know that you had to be licensed to lay tile or paint. \$500 dollars is beyond my ability to pay for such a small job

RECEIVED  
JUN 16 2017  
Building Department

  
Marcello Brunson



# CITY OF FORT PIERCE CITATION

CITATION # 207 CERTIFIED MAIL #: \_\_\_\_\_

This Citation is issued pursuant to City of Fort Pierce Ordinance 5-53 and State of Florida Statute 489. THE ACT FOR WHICH THIS CITATION IS ISSUED SHALL CEASE IMMEDIATELY UPON RECEIPT OF THE CITATION.

The enforcement officer has reasonable and probable grounds to believe that a violation of the Fort Pierce Code of Ordinances and Florida Statute 489 has occurred:

- 5-53 (a)(1) Falsely hold himself/herself or a business organization out as a licensee, certificate holder, or registrant.
- 5-53 (a)(2) Falsely impersonate a certificate holder or registrant.
- 5-53 (a)(3) Present as his/her own the certificate, registration of another.
- 5-53 (a)(4) Knowingly give false or forged evidence to the Board or a member thereof.
- 5-53 (a)(5) Use or attempt to use a certificate, registration that has been suspended or revoked.
- 5-53 (a)(6) Engage in the business or act in the capacity of a contractor or advertise himself/herself or a business organization as available to engage in the business or act in the capacity of a contractor without being duly registered or certified.
- 5-53 (a)(7) Operate a business organization engaged in contracting after 60 days following the termination of its only Qualifying agent without designating another primary qualifying agent, except as provided in ss. 489.119 and 489.1195.
- 5-53 (a)(8) Commence or perform work for which a building permit is required pursuant to Chapter 5 of the Fort Pierce Code of Ordinance without such building permit being in effect.
- 5-53 (a)(9) Willfully or deliberately disregard or violate any municipal or county ordinance relating to uncertified or unregistered contractors.
- 5-53 (a)(10) Act in the capacity of a contractor different from the scope of work for which the contractor is certified to perform.
- 5-53 (a)(11) Fail to secure required inspections.
- 5-53 (a)(12) Willfully and deliberately obtain or attempt to obtain a permit for an entity unregistered or unlicensed.

Description of violation and facts: Marcello Brunson is installing tile at 1901 York Ct. Without being licensed or as an employee of a properly licensed contractor

Was observed on 6/16/17 at 2:25 am/pm At the property location of: 1901 York Ct.

ISSUED TO: Marcello L Brunson  
First Middle Last

BUSINESS NAME: \_\_\_\_\_ TYPE OF WORK PERFORMED: Flooring

ADDRESS: 109 Bedford Dr. CITY: Ft. Pierce STATE: FL ZIP: 34946

PHONE NUMBER: 772-519-1428 DRIVERS LICENSE #: B652-SSZ-71-334-0 DATE OF BIRTH: 9-14-71

Penalties for Licensed Contractors:		Penalties for Unlicensed Contractors	
1 <sup>st</sup> Offense	\$500	1 <sup>st</sup> Offense	\$500
2 <sup>nd</sup> Offense	\$1,000	2 <sup>nd</sup> Offense	\$1,250
3 <sup>rd</sup> Offense	\$1,500	3 <sup>rd</sup> Offense	\$2,500

The person cited for the above violation shall elect within ten (10) days, exclusive of weekends and legal holidays, of the receipt of the citation to either: 1) Correct the violation and pay the civil penalty in the manner indicated; or 2) Request an administrative hearing in writing to challenge the issuance of the citation, specifying the grounds for such appeal. Failure to request a hearing shall constitute a waiver of right to a hearing. A waiver of right to a hearing shall be deemed an admission of the violation and penalties may be imposed accordingly. If the person issued the citation or his designated representative shows that the citation is invalid or that the violation has been corrected prior to appearing before the Board of Examiners of Contractors, the board may dismiss the citation unless the violation is irreparable or irreversible. Failure to pay civil penalty within ten (10) days, exclusive of weekends and legal holidays, may result in the filing of a lien.

To make payment of the civil penalty or request an administrative hearing mail or come to:

Notification of administrative hearing will be pursuant to City of Fort Pierce Ordinance 5-53

FURTHERMORE, I UNDERSTAND ANY PERSON WHO WILLFULLY REFUSES TO SIGN AND ACCEPT A CITATION ISSUED BY AN ENFORCEMENT OFFICER COMMITS A MISDEMEANOR OF THE SECOND DEGREE, PUNISHABLE AS PROVIDED IN FLORIDA STATE STATUE s. 775.082 or s.775.083.

City Hall, Building Department  
100 N US Hwy 1  
PO Box 1480  
Fort Pierce FL 34954  
772-467-3000  
Monday-Friday: 8am-5pm

Citation issued on 6/16/17 at 2:30 am/pm

Marcello Brunson  
Violator's Printed Name

[Signature]  
Violator's Signature

\_\_\_\_\_  
Date

Shawn Coss  
Enforcement Officer's Printed Name

[Signature]  
Enforcement Officer's Signature

6/16/17  
Date

# Investigation/Inspection Request Details

Friday, June 16, 2017

11:01:46 AM

Filtered to show: [ID]=1612

Issue 1612: 1901 York Ct.

<b>Category</b>	Unlicensed Contractor Investigation Request	<b>Assigned To</b>	Shaun Coss
<b>Status</b>	Active	<b>Due Date</b>	
<b>Priority</b>	(2) Normal	<b>Opened By</b>	Shaun Coss
<b>Attachments</b>	📎(0)	<b>Opened Date</b>	16-Jun-17

## Description

Recd anonymous complaint for unlicensed painters and tile setters at this location, a lot of work going on without any permits.

## Comments

Maurice  
Ricky - Not there  
\* Marcello - tile  
2 others  
Roberto - Painter