

SPECIAL MAGISTRATE

BOARD AGENDA

Special Magistrate Hearing - Wednesday, December 11, 2019 - 9:00 a.m.

City Hall - City Commission Chambers, 100 North U.S. #1, Fort Pierce, Florida

1. **CALL TO ORDER**

2. **PLEDGE OF ALLEGIANCE**

3. **ADMINISTRATIVE BUSINESS**

A. **ADMINISTRATION OF OATH TO DEPARTMENTAL WITNESSES**

B. **IDENTIFICATION OF CASES IN COMPLIANCE OR RESCHEDULED**

4. **PUBLIC HEARINGS - CITATIONS**

A.

19-2702 PK Appeal	420 Seaway Drive	Scott, Bradley	#8887 Franklin
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B.

19-1917 PK	Jaycee Park	Shealy, Lisa Anne	#4919 Montgomery
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C.

19-1912 PK	South Causeway Park	Perez, Susana & Pedro	#4919 Montgomery
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5. **PUBLIC HEARINGS - VIOLATION CASES**

A.

19-1196 CE	1124 Colonial Road	Lima, Doclus	Chad Dawson
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B.

19-1191	1124 Colonial Road	Lima, Doclus	Chad Dawson
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C.

19-0518 CE	1907 S 8th Street	Alouption, Emilie M	Chad Dawson
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D.

19-1793 CE	1208 Ormond Ave	Walters, Philip L	Isaac Saucedo
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E.

19-2077 CE	807 N 19th St	Byrd, Charles E Byrd, Johnny L	Isaac Saucedo
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F.	19-2026 CE	114 S 16th Street	Pierre, Majorie	Heather Debevec
G.	19-18269 CE	2616 Lakeshore Drive	Diedrich, Helen	Heather Debevec
H.	19-1635 CE	608 N 23rd Street	Ray, Conquistador	Regular
I.	19-1017 CE	1205 Avenue M	Moore, Sam	Heather Debevec
J.	19-2686 CE	601 El Rancho Drive	Burke, John	Heather Debevec

6. **PUBLIC HEARINGS - MASSEY HEARINGS (FINE REDUCTIONS)**

7. **PUBLIC HEARINGS - LIEN REDUCTION REQUESTS**

8. **OTHER CASES**

9. **NEW BUSINESS**

10. **OLD BUSINESS**

Any person seeking to appeal any decision by the Special Magistrate with respect to any matter considered at this meeting is advised that a record of proceedings is required in any such appeal and that such person may need to insure that a verbatim record of the proceedings is made including the testimony and evidence upon which the appeal is to be based.

Persons who require special accommodations under the Americans with Disabilities Act (ADA) should contact the Code Enforcement Office at (772) 467-3149, at least five (5) days prior to the meeting. Persons who are hearing or speech impaired may use the Florida Relay System by dialing 711.

Special Magistrate Hearing

4. A.

Meeting Date: 12/11/2019

Re: Case 19-2702 - Scott

Information

SUBJECT:

19-2702 PK Appeal	420 Seaway Drive	Scott, Bradley	#8887 Franklin
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CASE INFORMATION:

Case Initiated:	October 7, 2019	Type of Presentation:	Citation
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OWNER:

VIOLATOR: Scott, Bradley	PARKING VIOLATION: After Hours
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VIOLATIONS:

Citation #	Code Section	Fine	Admin Fee	Late Fee	Total Due
2905PK	10-23(T) State Statute After hours	\$50.00	\$10.00	\$18.00	\$78.00

CORRECTIVE ACTIONS:

N/A

RECOMMENDATION:

The City requests that if the Special Magistrate finds the violation(s) exist, the violator be assessed the total due as indicated above. Failure to pay such fine will result in the citation being forwarded to the County Court System.

Form Review

Form Started By: Colleen Greer
Final Approval Date: 11/14/2019

Started On: 11/14/2019 02:39 PM

Special Magistrate Hearing

4. B.

Meeting Date: 12/11/2019

Re: Case 19-1917 - Shealy

Information

SUBJECT:

19-1917 PK	Jaycee Park	Shealy, Lisa Anne	#4919 Montgomery
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CASE INFORMATION:

Case Initiated:	July 14, 2019	Type of Presentation:	Citation
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OWNER:

VIOLATOR: Lisa Anne Shealy	PARKING VIOLATION:
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VIOLATIONS:

Citation #	Code Section	Fine	Admin Fee	Late Fee	Total Due
8744PK	10-23(L) Improper Parking	\$50.00	\$10.00	\$18.00	\$78.00

CORRECTIVE ACTIONS:

N/A

RECOMMENDATION:

The City requests that if the Special Magistrate finds the violation(s) exist, the violator be assessed the total due as indicated above. Failure to pay such fine will result in the citation being forwarded to the County Court System.

Form Review

Form Started By: Colleen Greer
Final Approval Date: 11/14/2019

Started On: 11/14/2019 02:39 PM

Special Magistrate Hearing**4. C.****Meeting Date:** 12/11/2019**Re:** Case 19-1912 - Perez**Information****SUBJECT:**

19-1912 PK	South Causeway Park	Perez, Susana & Pedro	#4919 Montgomery
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CASE INFORMATION:

Case Initiated:	July 14, 2019	Type of Presentation:	Citation
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OWNER:

VIOLATOR: Susana De Las Mercedes and Pedro Perez	PARKING VIOLATION: Improper Parking
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VIOLATIONS:

Citation #	Code Section	Fine	Admin Fee	Late Fee	Total Due
8741PK	10-23(L) Parking Violation	\$50.00	\$10.00	\$18.00	\$78.00

CORRECTIVE ACTIONS:

N/A

RECOMMENDATION:

The City requests that if the Special Magistrate finds the violation(s) exist, the violator be assessed the total due as indicated above. Failure to pay such fine will result in the citation being forwarded to the County Court System.

Form Review

Form Started By: Colleen Greer
Final Approval Date: 11/14/2019

Started On: 11/14/2019 02:39 PM

Special Magistrate Hearing

5. A.

Meeting Date: 12/11/2019

Re: Case # 19-1196 - 1124 Colonial Road

Information

SUBJECT:

19-1196 CE	1124 Colonial Road	Lima, Doclus	Chad Dawson
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CASE INFORMATION:

Case Initiated: May 16, 2019	Type of Presentation:	Regular
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OWNER:

VIOLATOR: Doclus Lima 1124 Colonial Road Fort Pierce, FI 34950	
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VIOLATIONS:

Section 5-1.104.5 – Unsafe Building (covered windows).

CORRECTIVE ACTIONS:

Please remove hurricane shutters from all windows that are on the house.

RECOMMENDATION:

The City requests that if the Special Magistrate finds the violation exists, the violator(s) be given 5 days to comply or a fine of \$50.00 per day be assessed.

Form Review

Form Started By: Colleen Greer
Final Approval Date: 11/14/2019

Started On: 11/14/2019 02:39 PM

Special Magistrate Hearing

5. B.

Meeting Date: 12/11/2019

Re: Case # 19-1191 - 1124 Colonial Road

Information

SUBJECT:

19-1191	1124 Colonial Road	Lima, Doclus	Chad Dawson
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CASE INFORMATION:

Case Initiated: May 17, 2019	Type of Presentation:	Regular
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OWNER:

VIOLATOR: Doclus Lima 1124 Colonial Road Fort Pierce, FL 34950	
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VIOLATIONS:

Section 16-25 (C) – Responsibility for Containers
IPMC 304.2 Protective treatment.

CORRECTIVE ACTIONS:

1. Please place trash containers directly on the side or rear of the house.
2. Please pressure wash the mold spots that are on the trim of the house.

RECOMMENDATION:

The City requests that if the Special Magistrate finds the violation exists, the violator(s) be given 5 days to comply or a fine of \$50.00 per day be assessed.

Form Review

Form Started By: Colleen Greer
Final Approval Date: 11/14/2019

Started On: 11/14/2019 02:39 PM

Special Magistrate Hearing

5. C.

Meeting Date: 12/11/2019

Re: Case # 19-518 - 1907 S 8TH ST

Information

SUBJECT:

19-0518 CE	1907 S 8th Street	Alouption, Emilie M	Chad Dawson
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CASE INFORMATION:

Case Initiated:	February 25, 2019	Type of Presentation:	Regular
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OWNER:

OWNER: Emilie M Alouption 1907 S 8th Street Fort Pierce, FL 34950	
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VIOLATIONS:

IPMC 304.2 - Protective treatment.
 IPMC 302.7 - Accessory structures.
 Section 16-46, 16-47, 16-48 (1)(5) – Outside Storage
 Section 16-46, 16-47, 16-48 (11) – Outside Storage-Indoor Furnitur

CORRECTIVE ACTIONS:

1. Please paint the exterior trim around the house.
2. Please repair damaged fence.
3. Please remove wood, cooler, buckets, bed rails, and all other miscellaneous items and place in shed.
4. Please remove office chairs, recliner and any other indoor furniture and place inside the house.

RECOMMENDATION:

The City requests that if the Special Magistrate finds the violation exists, the violator(s) be given 10 days to comply or a fine of \$100.00 per day be assessed.

Form Review

Form Started By: Colleen Greer
 Final Approval Date: 11/14/2019

Started On: 11/14/2019 02:39 PM

Special Magistrate Hearing

5. D.

Meeting Date: 12/11/2019

Re: Case # 19-1793 - 1208 Ormond Ave

Information

SUBJECT:

19-1793 CE	1208 Ormond Ave	Walters, Philip L	Isaac Saucedo
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CASE INFORMATION:

Case Initiated:	July 16,2019	Type of Presentation:	Regular
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OWNER:

OWNER: Philips L Walters Dawn H Walters 1208 Ormond Avenue Ft. Pierce, FL 34950	OCCUPIED BY
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VIOLATIONS:

Section(s): 16-46, 16-47, 16-48 (1)(5) – Outside Storage

Section(s): 16-46. - Maintenance of nuisance on property prohibited / Section 16-48 – Nuisance as an Object

IPMC: 302.7 Accessory structures.

CORRECTIVE ACTIONS:

1. Please remove trash, wood, mattress, metal, tires and all other miscellaneous items located throughout the yard. All items are to be placed in a shed, enclosed garage or in a place not visible from street.
2. Please remove or properly store waverunners located in front of the house. All items are to be placed in a shed, enclosed garage or in a place not visible from street.
3. Please repair and properly secure shed located in the back of the property. A permit may be required. If you have any questions please contact the building department at (772) 467-3000.

RECOMMENDATION:

The City requests that if the Special Magistrate finds the violation exists, the violator(s) be given 10 days to comply or a fine of \$150 per day be assessed.

Form Review

Final Approval Date: 11/14/2019

Special Magistrate Hearing

5. E.

Meeting Date: 12/11/2019

Re: Case # 19-2077 - 807 N 19th st

Information

SUBJECT:

19-2077 CE	807 N 19th St	Byrd, Charles E Byrd, Johnny L	Isaac Saucedo
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CASE INFORMATION:

Case Initiated:	August 5, 2019	Type of Presentation:	Regular
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OWNER:

OWNER: Charles E Byrd Johnny L Byrd 807 N 19th Street Fort Pierce, FL 34950	OCCUPIED BY:
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VIOLATIONS:

IPMC 304.2 Protective Treatment.

CORRECTIVE ACTIONS:

Please paint trim and all other areas where molding or deterioration has occurred.

RECOMMENDATION:

The City requests that if the Special Magistrate finds the violation exists, the violator(s) be given 10 days to comply or a fine of \$150 per day be assessed.

Form Review

Form Started By: Colleen Greer
Final Approval Date: 11/14/2019

Started On: 11/14/2019 02:39 PM

Special Magistrate Hearing

5. F.

Meeting Date: 12/11/2019

Re: Case # 19-2026 - 114 S 16th Street

Submitted For: Peggy Arraiz, Code Compliance Manager, Code Enforcement

Information

SUBJECT:

19-2026 CE	114 S 16th Street	Pierre, Majorie	Heather Debevec
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CASE INFORMATION:

Case Initiated:	August 7, 2019	Type of Presentation:	Regular
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OWNER:

OWNER: Marjorie Pierre P O Box 695 Ft. Pierce, FL 34954	
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VIOLATIONS:

Section 5-1.104.5 - Unsafe Building (covered windows)

CORRECTIVE ACTIONS:

1. Remove and or open the shutters on the home.

RECOMMENDATION:

The City requests that if the Special Magistrate finds the violation exists, the violator(s) be given 5 days to comply or a fine of \$100.00 per day be assessed.

Form Review

Form Started By: Heather Debevec

Started On: 09/27/2019 09:02 AM

Final Approval Date: 11/14/2019

Special Magistrate Hearing

5. G.

Meeting Date: 12/11/2019

Re: Case # 19-1826 - 2616 Lakeshore Drive

Submitted For: Peggy Arraiz, Code Compliance Manager, Code Enforcement

Information

SUBJECT:

19-18269 CE	2616 Lakeshore Drive	Diedrich, Helen	Heather Debevec
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CASE INFORMATION:

Case Initiated:	July 24, 2019	Type of Presentation:	Regular
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OWNER:

OWNER: Helen Diedrich 2616 Lakeshore Dr Ft. Pierce, FL 34982	
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VIOLATIONS:

IPMC 304.2 - Protective Treatment

CORRECTIVE ACTIONS:

1. Paint the home, as the paint is peeling, faded, and discolored in many areas.

RECOMMENDATION:

The City requests that if the Special Magistrate finds the violation exists, the violator(s) be given 30 days to comply or a fine of \$50.00 per day be assessed.

Form Review

Form Started By: Heather Debevec
Final Approval Date: 12/05/2019

Started On: 10/23/2019 06:20 AM

Special Magistrate Hearing

5. H.

Meeting Date: 12/11/2019

Re: Case # 19-1635 - 608 N 23rd Street

Submitted For: Peggy Arraiz, Code Compliance Manager, Code Enforcement

Information

SUBJECT:

19-1635 CE	608 N 23rd Street	Ray, Conquistador	Regular
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CASE INFORMATION:

Case Initiated:	June 27, 2019	Type of Presentation:	Regular
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OWNER:

OWNER: Conquistador Ray 608 N 23rd St Ft. Pierce, FL 34950	
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VIOLATIONS:

Section 16-46, 16-48 (1) - Nuisance as an object

CORRECTIVE ACTIONS:

1. Remove or put in a shed the clothes, buckets, bins, bottles, wood, scrap pieces, and any other loose items from the front yard area.

RECOMMENDATION:

The City requests that if the Special Magistrate finds the violation exists, the violator(s) be given 10 days to comply or a fine of \$50.00 per day be assessed.

Form Review

Form Started By: Heather Debevec
Final Approval Date: 12/05/2019

Started On: 10/24/2019 08:04 AM

Special Magistrate Hearing

5. I.

Meeting Date: 12/11/2019

Re: Case # 19-1017 - 1205 Avenue M

Submitted For: Peggy Arraiz, Code Compliance Manager, Code Enforcement

Information

SUBJECT:

19-1017 CE	1205 Avenue M	Moore, Sam	Heather Debevec
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CASE INFORMATION:

Case Initiated:	April 20, 2019	Type of Presentation:	Regular
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OWNER:

OWNER: Sam Moore 1205 Avenue M Ft. Pierce, FL 34950	TENANT: David Cox 1205 Avenue M Ft. Pierce, FL 34950
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VIOLATIONS:

Section 16-46, 16-47, 16-48 (1)(5) - Outside Storage
 Section 16-46, 16-47, 16-48 (11) - Outside Storage - Indoor Furniture

CORRECTIVE ACTIONS:

1. Remove the various items along the fence in the west yard.
2. Remove the buckets, jugs, containers, and other loose items from the front yard.
3. Remove the indoor office / cafeteria chair from the front yard.

RECOMMENDATION:

The City requests that if the Special Magistrate finds the violation exists, the violator(s) be given 10 days to comply or a fine of \$50.00 per day be assessed.

Form Review

Form Started By: Heather Debevec
 Final Approval Date: 12/05/2019

Started On: 10/31/2019 04:53 PM

Special Magistrate Hearing

5. J.

Meeting Date: 12/11/2019

Re: Case # 19-2686 - 601 El Rancho Drive

Submitted For: Peggy Arraiz, Code Compliance Manager, Code Enforcement

Information

SUBJECT:

19-2686 CE	601 El Rancho Drive	Burke, John	Heather Debevec
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CASE INFORMATION:

Case Initiated:	October 15, 2019	Type of Presentation:	Regular
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OWNER:

OWNER: John Burke 601 El Rancho Dr Ft. Pierce, FL 34982	
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VIOLATIONS:

- Section 10-23 (s) - Parking Prohibited on City Right of Way
- Section 16-46, 16-47, 16-48 (4) - Parking on Other Than Pavement
- Section 16-46, 16-47, 16-48 (10)(D) - Non- Operable Vehicles

CORRECTIVE ACTIONS:

1. Park vehicles in the drive way, the side, or rear of the home.
2. Refrain from parking in the front yard.
3. Remove the unregistered vehicles.

RECOMMENDATION:

The City requests that if the Special Magistrate finds the violation exists for non - operative vehicles, the violator(s) be given 5 days to comply. If the violation is not corrected within the time given, the City is to take the necessary steps to remedy the violation(s). The cost of towing and any impound fees will be the responsibility of the vehicle owner.

Form Review

Form Started By: Heather Debevec
 Final Approval Date: 12/05/2019

Started On: 11/07/2019 09:06 AM