

MAY 23, 2012

The Special Magistrate, Manatee County, Florida, convened a REGULAR HEARING in the Administrative Center, 1112 Manatee Avenue West, Bradenton, Florida, at 10:01 a.m.

Presiding was: Donald Courtney

Also present were:

Maureen Sikora, Deputy County Attorney
Vicki Tessmer, Board Records Supervisor,
representing R. B. Shore, Clerk of Circuit Court

All witnesses and staff giving testimony were duly sworn.

CODE ENFORCEMENT CASES COMPLIED, CONTINUED, OR LIENS SATISFIED

COMPLIED

CE2012030342 - JAMES J. PALAWSKI
CE2012030329 - EDWARD C. AND GENEVIEVE M. TREICH
CE2012030373 - WILLIAM M., JR., AND BESSIE M. ARMSTEAD
CE2012030754 - GEORGE A. AND BECKY SCHRIER
CE2012040073 - LAURICE M. AND SINDY THOMAS
CE2010120203 - KAY ELLEN ROSS

CONTINUED

CE2011110236 - NHC-FL119 LLC
CE2012030332 - CLIFFORD R. CRAPO
CE2011110313 - HARRIS LOYD GLASGOW AND HARRIS LOYD GLASGOW LIVING TRUST
CE2012040169 - GLORIA MARQUEZ AND MIRIAM MARQUEZ
CE2012040370 - CITIMORTGAGE

LIEN SATISFIED

CE2010050440 - DAVID J. AND CHARLENE WOOD

CODE ENFORCEMENT CASES

CE2012040174 - BRENDA K. SNYDER

Violation of **Sections 703.2.23.1 (Refuse Prohibited)** and **703.2.20 (Screened Outdoor Storage)** of the Manatee County Land Development Code (LDC) at 908 51st Avenue Terrace West, Bradenton.

Brenda K. Synder, respondent, pled in violation.

Ben Dornan, Code Enforcement Officer, advised the violation of Section 703.2.23.1 has been complied. He displayed photographs of the unscreened storage under the carport (Section 703.2.20).

Based upon the testimony and evidence presented, the Special Magistrate found the property to be in violation of Section 703.2.20 of the Manatee County LDC and gave the respondent until June 22, 2012, to comply or a fine of \$100, plus \$100 per day shall be imposed.

CE2012030450 - CARL DANIEL AND JENNIFER LEE MORA

Violation of **Sections 1206.7 (Additional Penalties - Obstacles within the Rights-of-Way)**, **703.2.23 (Parking or Storage of Junk Vehicles or Refuse Prohibited)**, and **703.2.23.1 (Refuse Prohibited)** of the Manatee County LDC at 1214 44th Street West, Bradenton.

Carl D. Mora, respondent, pled in violation.

Tom Wooten, Code Enforcement Officer, advised the violation of Section 1206.7 has been complied. He used photographs to review the violations of junk vehicles (Section 703.2.23) and trash and debris (Section 703.2.23.1).

Based upon the testimony and evidence presented, the Special Magistrate found the property to be in violation of Sections 703.2.23 and 703.2.23.1 of the Manatee County LDC and gave the respondent until June 22, 2012, to comply or a fine of \$100, plus \$50 per day shall be imposed for each violation.

CE2011090439 – WILLIAM J. FARRELL

Violation of **Section 703.2.24.2.6 (Swimming Pool Enclosures and Bath House Requirements)** of the Manatee County LDC at 4129 51st Drive West, Bradenton.

Joe Fenton, Building and Development Services Division Manager, reviewed the history of the case and reported the real estate agent handling the sale of the property requested a fine reduction. He recommended referring the case to the Board of County Commissioners for reducing the \$12,570 fine to \$1,257 (ten percent of the total fines), plus recording fees.

William J. Farrell, respondent, agreed to the fine reduction and explained the notices were mailed to his former employer's address. He explained when investors visited the property they damaged the screen to access the property.

Based upon the testimony and evidence presented, the Special Magistrate referred the case to the Board of County Commissioners with a recommended fine reduction to \$1,257, plus recording fees.

CE2012040195 – CALVIN F. AND ANNETTE A. COOKSEY

Violation of **Sections 703.2.23.1 (Refuse Prohibited)** and **703.2.20 (Screened Outdoor Storage)** of the Manatee County LDC at 2854 56th Avenue Circle East, Bradenton.

Susan Hunt, Code Enforcement Officer, utilized photographs depicting trash and debris and unscreened outdoor storage on the property.

Based upon the testimony and evidence presented, the Special Magistrate found the property to be in violation of Sections 703.2.23.1 and 703.2.20 of the Manatee County LDC and gave the respondent until June 22, 2012, to comply or a fine of \$150, plus \$100 per day shall be imposed for each violation.

CE2012040196 – CALVIN F. AND ANNETTE A. COOKSEY

Violation of **Section 742 (Structure Number Standards)** of the Manatee County LDC at 2854 56th Avenue Circle East, Bradenton.

Ms. Hunt displayed two photographs depicting the lack of structure numbers on the property.

Based upon the testimony and evidence presented, the Special Magistrate found the property to be in violation of Section 742 of the Manatee County LDC and gave the respondent until June 22, 2012, to comply or a fine of \$200 shall be imposed.

CE2012040216 – JOSEPH A. HAJCAK AND ELEN ULISSI KNAST

Violation of **Section 703.2.20 (Screened Outdoor Storage)** of the Manatee County LDC at 4531 103rd Street West, Bradenton.

Mr. Wooten displayed photographs of unscreened outdoor storage (cement blocks) on the property.

Based upon the testimony and evidence presented, the Special Magistrate found the property to be in violation of Section 703.2.20 of the Manatee County LDC and gave the respondent until June 22, 2012, to comply or a fine of \$100, plus \$50 per day shall be imposed.

CE2012020312 – RICHARD E. BUTTERFIELD AND LINDA TROTTER

Violation of **Sections 703.2.23 (Parking or Storage of Junk Vehicles or Refuse Prohibited)** and **703.2.15.2 (Parking of Restricted Vehicles, including Commercial Vehicles)** of the Manatee County LDC at 3411 21st Street East, Bradenton.

Travis Latimer, Code Enforcement Officer, displayed photographs of the violations (junk and restricted vehicles).

Based upon the testimony and evidence presented, the Special Magistrate found the property to be in violation of Sections 703.2.23 and 703.2.15.2 of the Manatee County LDC and gave the respondent until July 20, 2012, to comply or a fine of \$100, plus \$50 per day shall be imposed for each violation.

CE2012020323 – RICHARD D. CASPER, CASPER FAMILY REVOCABLE TRUST DTD 3/24/03, AND CAROLYN L. CASPER

Violation of **Sections 703.1.1 (Accessory Uses – General Requirements)** and **703.2.23 (Parking or Storage of Junk Vehicles or Refuse Prohibited)** of the Manatee County LDC at 6505 18th Avenue East, Bradenton.

Mr. Latimer utilized photographs to highlight the violation of Section 703.1.1 (storing wood and pallets). Section 703.2.23 has been complied.

Discussion: Respondents were not cited for concrete blocks because they were not noticed until the last visit to the property; etc.

Based upon the testimony and evidence presented, the Special Magistrate found the property to be in violation of Section 703.1.1 of the Manatee County LDC and gave the respondent until July 20, 2012, to comply or a fine of \$200, plus \$100 per day shall be imposed.

CE2012020682 – ANITA E. KERSEY

Violation of **Sections 703.2.23 (Parking or Storage of Junk Vehicles or Refuse Prohibited)**, **703.2.23.1 (Refuse Prohibited)**, and **703.2.20 (Screened Outdoor Storage)** of the Manatee County LDC at 3514 19th Street Court East, Bradenton.

Mr. Latimer displayed photographs of the violations including junk vehicles, trash and debris, and unscreened outdoor storage.

Based upon the testimony and evidence presented, the Special Magistrate found the property to be in violation of Sections 703.2.23, 703.2.23.1 and 703.2.20 of the Manatee County LDC and gave the respondent until June 22, 2012, to comply or a fine of \$100, plus \$50 per day shall be imposed for each violation.

CE2012030728 – KEVIN J. AND KATHARINE HALL

Violation of **Section 703.2.24.2.6 (Swimming Pool Enclosures and Bath House Requirements)** of the Manatee County LDC at 14250 Cattle Egret Place, Bradenton.

Vicki Diorazio, Code Enforcement Officer, used photographs to review the violation of an unsecured swimming pool. The Notices of Violation were posted on the property.

Based upon the testimony and evidence presented, the Special Magistrate found the property to be in violation of Section 703.2.24.2.6 of the Manatee County LDC and gave the

respondent until June 22, 2012, to comply or a fine of \$150, plus \$100 per day shall be imposed.

CE2003060003 – WILLIAM TOMPKINS

Violation of Sections 602.2, Figure 6-1, Pages 426 (Permitted, Administrative and Special Uses by District), 512 (Building Permits), and 703.2.14 (Parking of Commercial Vehicles) of the Manatee County LDC at 1112 U.S. 41 North, Palmetto.

Mr. Fenton read the history of the case and noted the fines of \$62,240 were stopped on December 1, 2011, due to the sale of the property. The respondent's attorney requested a fine reduction to \$2,000, plus recording fess to cover staff costs.

Based upon the testimony and evidence presented, the Special Magistrate referred the case to the Board of County Commissioners with a recommended fine reduction to \$2,000, plus recording fees.

HEARING ADJOURNED

There being no further business, the hearing was adjourned.

Adj: 10:52 a.m.
/qa

Minutes Approved: June 7, 2012