

JULY 25, 2012

The Special Magistrate, Manatee County, Florida, convened a REGULAR HEARING in the Administrative Center, 1112 Manatee Avenue West, Bradenton, Florida, at 10:00 a.m.

Presiding was: Paul E. Olah, Jr.

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

CASE COMPLIED

CE2012050520 – JIM ARVIS

CASES CONTINUED

CE2012050477 – KAY L. JEFFRIES

CE2011020354 – JAMES L. AND TAMMY GULLEDGE

CE2011110313 – HARRIS LOYD GLASGOW AND HARRIS LOYD GLASGOW LIVING TRUST

CE2012050298 – JOYCE ROOF

LIENS SATISFIED

CE2011110390 – CRYSTAL FRIZZELL

CE2003070660 – KATHLEEN AND JEFFREY BISHOP

CODE ENFORCEMENT CASES

CE2011120318 – ROADKILL AUTO, INC.

Violation of **Section 602.2, Figure 6-1, Page 426 (Permitted, Administrative, and Special Uses by District)** of the Manatee County Land Development Code (LDC) at 6341 33rd Street East, Sarasota.

Istvan Szecsenyi, respondent, pled in violation.

Anne Catalano, Code Enforcement Officer, used a slide presentation to review the violation of an automotive repair shop operating without the required Administrative Permit.

Based upon the testimony and evidence presented, the Special Magistrate found the property to be in violation of Section 602.2, Figure 6-1, Page 426, of the Manatee County LDC and gave the respondent until January 18, 2013, to comply or a fine of \$100, plus \$50 per day, shall be imposed.

CE2012030727 – JAMES E. LANG

Violation of **Section 703.2.23.1 (Refuse Prohibited)** of the Manatee County LDC at 1820 2nd Avenue West, Palmetto.

James Lang, respondent, pled in violation.

Ms. Catalano used a slide presentation to review the violation of trash and debris.

Upon question by Maureen Sikora, Deputy County Attorney, Mr. Lang requested additional time to remove the trash and debris.

Joe Fenton, Building and Development Services Division Manager, verified the respondent's intent to demolish the abandoned structure on the property, and recommended a compliance date of December 21, 2012.

Based upon the testimony and evidence presented, and staff's recommendation, the Special Magistrate found the property to be in violation of Section 703.2.23.1 of the Manatee County LDC and gave the respondent until December 21, 2012, to comply or a fine of \$100, plus \$50 per day, shall be imposed.

CE2012060049 – MAUREEN DAVIS

Violation of **Section 703.2.15 (Parking of Restricted Vehicles, Including Commercial Vehicles)** of the Manatee County LDC at 1804 50th Avenue Drive East, Bradenton.

Maureen Davis, respondent, pled in violation.

Ben Dornon, Code Enforcement Officer, used a slide presentation to review the violation of a boat/trailer parked in a non-compliant location in front of the property. Per the respondent's son, the boat has been moved to the side of the house, which will be verified this date.

Ms. Sikora informed the respondent that should the Code Enforcement Officer find the property to be in compliance, no fines will be imposed; however, if in the future the boat is found to be in violation again, Ms. Davis can be cited with a repeat violation.

Based upon the testimony and evidence presented, the Special Magistrate found the property to be in violation of Section 703.2.15 of the Manatee County LDC and gave the respondent until August 17, 2012, to comply or a fine of \$100, plus \$100 per day, shall be imposed.

CE2012050357 – IDA L. PHILLIPS

Violation of **Section 703.2.23.1 (Refuse Prohibited)** of the Manatee County LDC at 12304 Britt Road, Parrish.

Ida Phillips, respondent, pled in violation.

James Thomas, Code Enforcement Officer, used a slide presentation to review the violation of trash and debris on a vacant lot. The respondent is in the process of removing the debris, which was illegally dumped by others.

Based upon the testimony and evidence presented, the Special Magistrate found the property to be in violation of Section 703.2.23.1 of the Manatee County LDC and gave the respondent until September 21, 2012, to comply or a fine of \$100, plus \$100 per day, shall be imposed.

Ms. Phillips stated 90 percent of the debris has been removed, noting the debris was dumped on the property without her approval.

CE2003100512 – GULF PROPERTIES OF MANATEE, INC.

Violation of **Sections 1202.2 (Violations – Structures and Uses in Violation) and 508.1 (Site Plans – Purpose and Intent)** of the Manatee County LDC at 2560 Whitfield Avenue, Sarasota.

Mr. Fenton reviewed the case history and explained that the respondent agreed to pay 10 percent (\$8,697) of the total fines owed (\$86,965), plus \$20 for recording fees.

John DesRosiers, respondent, stated he agrees with the recommended fine reduction to \$8,697.

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 \$8,697, plus \$20 for recording fees.

CE2012050078 – MARY E. GOCKENBACH

Violation of **Sections 703.2.23.1 (Refuse Prohibited) and 703.2.20 (Screened Outdoor Storage)** of the Manatee County LDC at 202 50th Avenue Drive East, Bradenton.

Mr. Dornon used a slide presentation to review the violations of miscellaneous trash and debris and unscreened outdoor storage in the carport. Although the respondent has corrected the violations, he requested a Finding of Fact that the property was in violation.

Based on the testimony and evidence presented, the Special Magistrate found the property to have been in violation of Sections 703.2.23.1 and 703.2.20 of the Manatee County LDC on May 7, 2012, and July 13, 2012.

CE2012050630 – GENE J., ROBERTA J., AND TANNER T. TISCHER

Violation of **Section 703.2.15 (Parking of Restricted Vehicles, Including Commercial Vehicles)** of the Manatee County LDC at 1014 52nd Avenue West, Bradenton.

Mr. Dornon used a slide presentation to review the violation of restricted vehicles parked in a non-compliant location. The respondent has been cited nine times since 2009 for having restricted vehicles parked on the property.

Based upon the testimony and evidence presented, the Special Magistrate found the property to be in violation of Section 703.2.15 of the Manatee County LDC and gave the respondents until August 17, 2012, to comply or a fine of \$100, plus \$100 per day, shall be imposed.

HEARING ADJOURNED

There being no further business, the hearing was adjourned.

Adj: 10:36 a.m.
/vj

Minutes Approved: August 20, 2012