

**CITY OF WINTER HAVEN CODE ENFORCEMENT
SPECIAL MAGISTRATE HEARING**

Agenda

Thursday, July 16, 2009 – 9 a.m.

- I. CALL TO ORDER AND PLEDGE of ALLEGIANCE (9:00 a.m.)
Special Magistrate, Douglas A. Lockwood III, Esq. presiding
 - II. APPROVE MINUTES OF May 21, 2009
 - III. EXPLANATION OF PROCEDURES and SWEARING IN
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IV. UNFINISHED BUSINESS:

A. AFFIDAVITS OF NON-COMPLIANCE/FINE CERTIFICATIONS

All matters listed under this item are considered to be routine and action will be accomplished by one motion without separate discussion of each item. If discussion is desired by the Special Magistrate, that item(s) will be removed from the Consent Agenda and considered separately.

			<u>City Costs:</u>
1. 8-1519	1721 Bennett Street Land Trust 1721 Bennett Street NE	31,800	\$367.98
2. 8-1911	Iola Collins Swanigan et al 2229 5 th Street NE	12,250	156.02
3. 8-2262	Fannie L. Washington et al 2302 S Swan Court NE	900	200.78
4. 8-2309	Gertie C. Wilburn et al 335 Avenue Q NW	1,575	132.02
5. 8-2374	Charles A. Wilson Sr. 549 Avenue T NE	950	122.02
6. 9-232	Moira and Nikolay Campbell 1609 2 nd Street NW	1,900	135.74
7. 9-959	Minnie W. Reddick 2401 Swan Drive NE	3,850	79.58

B. SUPPLEMENTAL AFFIDAVITS OF NON-COMPLIANCE/FINE CERTIFICATION

All matters listed under this item are considered to be routine and action will be accomplished by one motion without separate discussion of each item. If discussion is desired by the Special Magistrate, that item(s) will be removed from the Consent Agenda and considered separately.

			<u>City costs:</u>
1. 6-2037	Jerald Aaron Jarvis 1100 E Lake Silver Drive NE	9,400	\$128.26
2. 7-404	Bertha Mae Andrews et al Avenue T NE	4,900	N/A
3. 7-429	Terry Lorenzo Dewdney 128 Avenue Q NE	6,300	N/A

			<u>City costs:</u>	
4.	7-471	Terry Lorenzo Dewdney 128 Avenue Q NE	4,200	N/A
5.	7-1085	Russell Brecklin 643 Avenue B NW	4,525	\$122.02
6.	7-2372	James Arbogst Sr. 200 7 th Street NE	17,800	N/A
7.	7-2523	Ronald McCall & Pamelas McCall 128 Avenue Q NE	9,100	99.54
8.	7-2786	Charter Florida LLC 1105 3 rd Street SW	9,450	79.58
9.	7-3081	John Floyd & Kimberly Nichols 2324 Avenue C SW	18,100	90.66
10.	8-556	Frank Hill & Cheryl Hill 1400 Lake Silver Drive NE	5,225	90.66
11.	8-1695	Jonathan Lee Cunningham 906 Avenue F NE	4,025	122.02
12.	8-1997	John Palumbo 139 Avenue S NE	4,550	56.46
13.	8-2855	Fannie Mae 200 Fish Hawk Drive SE	1,500	N/A
14.	9-141	James L. Magers & Mary C. Magers 302 22 nd Street NW	1,175	143.54

C. AFFIDAVITS OF COMPLIANCE

All matters listed under this item are considered to be routine and action will be accomplished by one motion without separate discussion of each item. If discussion is desired by the Special Magistrate, that item(s) will be removed from the Consent Agenda and considered separately.

1.	7-404	Bertha Mae Andrews et al	Avenue T NE
2.	7-429	Terry Lorenzo Dewdney	128 Avenue Q NE
3.	7-471	Terry Lorenzo Dewdney	128 Avenue Q NE
4.	8-1997	John Palumbo	139 Avenue S NE
5.	8-2272	Iris J Luciano & Zoraida Ramos Vega	439 Avenue D SE
6.	8-2299	Tracy S. Johnson	1725 Terry Circle NE
7.	8-2578	Orbia E. Hill Jr. & Anthony L. Green & Ora H. Green	918 Avenue T NE
8.	9-141	James L. Magers & Mary C. Magers	302 22 nd Street NW
9.	9-231	Brenda Ann Kelso	529 Lk Elbert Drive NE
10.	9-535	Andy Thornall Company	2000 Blk Havendale NW

6. **8-2557 Lionel Michaud & Sylvie Michaud 624 Avenue T NE**
 SHC 305.13 Screens (torn/damaged/missing; SHC 305.7, 305.8 Windows to be Glazed (broken windows)
 Date of Violation: 11/04/2008
 To be corrected by: 04/11/2009
 Re-inspection: 04/22/2009
 Results: Violation(s) still exists City costs: [\\$227.72](#)

7. **8-2849 Jerald Aaron Jervis 1100 Lake Silver Drive NE**
 WHC 21-244 Sign Regulations – Prohibited Signs (signage for business no longer in operation)
 Date of Violation: 02/06/2009
 To be corrected by: 04/25/2009
 Re-inspection: 04/28/2009
 Results: Violation(s) still exists City costs: [\\$253.76](#)

8. **9-313 Terry Clark 1203 5th Street NE**
 SHC 305.4 Means of Egress (boarded up windows) SHC 305.7, 305.10 Windows to be operable (boarded up windows)
 Date of Violation: 02/17/2009
 To be corrected by: 06/02/2009
 Re-inspection: 06/03/2009
 Results: Violation(s) still exists City costs: [\\$253.76](#)

9. **9-377 Pro-sparkle Enterprises Inc. 1490 1st Street NE**
 WHC 21-244 Sign Regulation – Prohibited Signs (unpermitted sign on property)
 Date of Violation: 02/27/2009
 To be corrected by: 04/11/2009
 Re-inspection: 05/14/2009
 Results: Violation(s) still exists City costs: [\\$168.90](#)

10. **9-386 Kelli D. McClain 1720 Broxey Court NE**
 WHC 12-1; 12-3 Grass/Weeds (exceeding 15 inches in height) WHC 12-1; 3; 86 Junk/Trash/Debris (misc. items strewn throughout property)
 Date of Violation: 02/27/2009
 To be corrected by: 05/13/2009
 Re-inspection: 05/14/2009
 Results: Violation(s) still exists City costs: [\\$245.32](#)

11. **9-514 Deborah Moble Thompson 1232 6th Street NE**
 WHC 5-9 Building – No permit
 Date of Violation: 03/06/2009
 To be corrected by: 05/13/2009
 Re-inspection: 05/14/2009
 Results: Violation(s) still exists City costs: [\\$219.76](#)

12. **9-567 Carole J Lee & Cynthia M. Stayer 895 13th Court NE**
 WHC 12-1 Sanitary Nuisance (green stagnant pool); SHC 305.13 Screens (torn/damaged)
 Date of Violation: 03/13/2009
 To be corrected by: 05/18/2009
 Re-inspection: 05/22/2009
 Results: Violation(s) still exists City costs: [\\$281.24](#)
13. **9-591 Michael T. Quillen & Cecelia L. Quillen 264 18th Street NE**
 WHC 12-1; 12-3 Grass/Weeds (exceeding 15 inches in height)
 Date of Violation: 03/13/2009
 To be corrected by: 05/13/2009
 Re-inspection: 05/14/2009
 Results: Violation(s) still exists City costs: [\\$281.24](#)
14. **9-621 Annie Mae Stevenson Estate 8th Street NE & Sears Avenue**
 WHC 21-146(c) Commercial vehicle (parked in residential area); WHC 21-143-146 Parking – Residential (on vacant lot)
 Date of Violation: 03/18/2009
 To be corrected by: 05/13/2009
 Re-inspection: 05/14/2009
 Results: Violation(s) still exists City costs: [\\$213.52](#)
15. **9-622 Jarvis Jones 713 Sears Avenue NE**
 WHC 12-1; 3; 86 Vehicles – Non-Tagged/Inoperable
 Date of Violation: 03/18/2009
 To be corrected by: 04/11/2009
 Re-inspection: 04/22/2009
 Results: Violation(s) still exists City costs: [\\$168.90](#)
16. **9-854 Ivory Sermons 238 Sears Avenue NE**
 WHC 12-1; 12-3 Grass/Weeds (exceeding 15 inches in height); WHC 12-1; 3; 86 Junk/Trash/Debris (trash/clothing/misc items throughout property)
 Date of Violation: 04/07/2009
 To be corrected by: 06/08/2009
 Re-inspection: 06/09/2009
 Results: Violation(s) still exists City costs: [\\$254.20](#)
17. **9-856 Joe Allen 318 Sears Avenue NE**
 SHC 307.4 Care of Premises (open storage under carport of various items); WHC 12-1; 3; 86 Junk/Trash/Debris (tires/broken furniture and misc items throughout property); WHC 21-143-146 Parking – Residential (on front yard); WHC 12-1; 3; 86 Vehicles – Non-tagged/Inoperable; SHC 305.7, 305.8 Windows to be glazed (broken window)
 Date of Violation: 04/08/2009
 To be corrected by: 05/18/2009
 Re-inspection: 05/20/2009
 Results: Violation(s) still exists City costs: [\\$169.90](#)

18. **9-950 Greg Burrowes and Vera Burrowes 555 Avenue B NE**
 WHC 14-36; 14-37 Trash containers (out on non pick-up day)
 Date of Violation: 04/22/2009
 To be corrected by: 05/09/2009
 Re-inspection: 05/14/2009
 Results: Violation(s) still exists City costs: **\$185.30**
19. **9-1298 Monica Louise Harris 1704 Broxey Court NE**
 WHC 12-1; 12-3 Grass/Weeds (exceeding 15 inches in height); WHC 21-143; 146
 Parking – Residential (on vacant lot); WHC 12-1; 3; 86 Vehicles – Non-
 tagged/Inoperable
 Date of Violation: 05/14/2009
 To be corrected by: 06/08/2009
 Re-inspection: 06/09/2008
 Results: Violation(s) still exists City costs: **\$169.12**
20. **9-1362 Jazmin Estrada & Bernardo Mendoza 3013 Buckeye Pt. Drive NE**
 WHC 12-1; 12-3 Grass/Weeds (exceeding 15 inches in height)
 Date of Violation: 05/20/2009
 To be corrected by: 06/06/2009
 Re-inspection: 06/09/2009
 Results: Violation(s) still exists City costs: **\$169.12**

Michael Hagwood:

21. **9-776 Ozell Manning & Lula Mae Manning 2201 9th Street NE**
 WHC 12-1; 3; 86 Junk/Trash/Debris (misc. items scattered throught yard)
 Date of Violation: 03/20/2009
 To be corrected by: 04/11/2009
 Re-inspection: 06/02/2009
 Results: Violation(s) still exists City costs: **\$185.52**
22. **9-915 Annie Lee McCoy et al 325 Avenue O NW**
 SHC 307.4 Care of Premises (misc. items on property); SHC 305.7, 305.8
 Windows to be glazed (missing – broken windows)
 Date of Violation: 04/17/2009
 To be corrected by: 06/05/2009
 Re-inspection: 06/08/2009
 Results: Violation(s) still exists City costs: **\$168.90**
23. **9-924 Moria Campbell & Nikolay Campbell 205 Avenue P NW**
 WHC 15-68 Address numbering (not visible on structure); SHC 305.7, 305.8
 Windows to be glazed (broken – missing)
 Date of Violation: 04/17/2009
 To be corrected by: 06/06/2009
 Re-inspection: 06/08/2009
 Results: Violation(s) still exists City costs: **\$185.30**

24. **9-1087 Raymonde S. Decilian** **Avenue Q & MLK Jr. Blvd NW**
 WHC 21-68 Fences/Walls (damaged – disrepair); WHC 12-1; 12-3 Grass/Weeds (exceeding 15 inches in height); WHC 12-1; 3; 86 Junk/Trash/Debris (yard waste throughout property)
 Date of Violation: 04/30/2009
 To be corrected by: 06/05/2009
 Re-inspection: 06/08/2009
 Results: Violation(s) still exists City costs: \$168.90
25. **9-1088 Christ Anna Crossley** **325 Avenue Q NW**
 WHC 15-68 Address Numbering (not visible on structure)
 Date of Violation: 04/30/2009
 To be corrected by: 05/30/2009
 Re-inspection: 06/02/2009
 Results: Violation(s) still exists City costs: \$203.12
26. **9-1226 Anne Marie Daley Smart** **2713 Rochelle Drive NE**
 WHC 12-1; 12-3 Grass/Weeds (exceeding 15 inches in height)
 Date of Violation: 05/07/2009
 To be corrected by: 05/23/2009
 Re-inspection: 06/02/2009
 Results: Violation(s) still exists City costs: \$203.12

B. REPEAT OFFENSE CASES

Michelle Woods:

1. **9-1641 Henry E Brakmann Revocable Trust & Clarence Hall Jones Revocable Trust** **1107 3rd Street SW**
2nd Offense: WHC 21-244 Sign regulations – Prohibited signs
 Original case: 8-1560
 Hearing date: 11/20/2008
 Disposition: Order Finding Violation/NoFine Imposed
 Reoccurrence: 06/10/2009 City costs: \$174.66

Tonya Long:

2. **9-1296 Lora Mae Maddox** **203 Avenue S NE**
3rd Offense: WHC 12-1; 12-3 Grass/Weeds
 Original case: 7-853
 Hearing date: 06/21/2007
 Disposition: Order Finding Violation /Fine Imposed /Authorization to Abate
 Second case: 8-1754
 Hearing date: 08/24/2008
 Disposition: Order Finding Violation / No Fine Imposed
 Reoccurrence: 05/14/2009 City costs: \$164.02

Michael Hagwood:

3. **9-1219 Victor Wallen & Mary Jean Wallen 2704 Rochelle Drive NE**
2nd Offense: WHC 12-1; 12-3 Grass/Weeds
Original Case: 8-2501
Hearing Date: 01/15/2009
Disposition: Order Finding Violation/ Fine Imposed/ Authorization to Abate

Reoccurrence: 05/08/2009 City costs: \$194.62

4. **9-1437 Burcon Properties Inc. 2004 US Hwy 17 NW**
3rd Offense: WHC 12-1; 12-3 Grass/Weeds
Original case: 7-616
Hearing date: 05/17/2007
Disposition: Order Finding Violation / No Fine Imposed

Second case: 7-2185
Hearing Date: 08/16/2007
Disposition: Order Finding Violation / Fine Imposed

Reoccurrence: 06/02/2009 City costs: \$129.58

C. REDUCTION REQUESTS:

Allen Berg:

1. **6-442 Southeastern Conference of 7th Day Adventist
Avenue P & MLK Drive NW**

Hearing date: 05/18/2006
Imposition: Order Finding Violation/Fine Imposed
Violations: WHC 21-143; 146 Parking
In Compliance: 04/01/2009

Number of Days Non-Compliant: 1,005 @ \$25
Total Lien Amount: \$25,125 City costs: \$555.90

Michelle Woods:

2. **8-1768 Velsan, Inc 200 Post Avenue SW**

Hearing date: 12/11/2008
Imposition: Order Finding Violation/Fine Imposed
Violation: WHC 21-244 Sign Regulations – Prohibited Signs
In Compliance: 04/16/2009

Number of Days Non-Compliant: 95 @ \$25
Total Lien Amount: \$2,375 City costs: \$551.58

Tonya Long:

3. **8-886 Century Bank FSB (Aran Hedge) 1407 Lk Howard Drive NW**
Hearing date: 07/17/2008
Imposition: Order Finding Violation/Fine Imposed
Violation: WHC 21-68 Fences/Walls (erected without permits); WHC 12-1;
12-3 Grass/Weeds (exceeding 15 inches in height)
In Compliance: 04/17/2009
Number of Days Non-Compliant: 243 @ \$25
Total Lien Amount: \$6,075 City costs: \$449.13

4. **8-1630 Green Sea Investments (Jorge Saluoff) Lucerne Park Road NE**
Hearing date: 10/16/2008
Imposition: Order Finding Violation/Fine Imposed - Repeat Offense
Violation: WHC 12-1; 3; Grass/Weeds (exceeding 15 inches in height)
In Compliance: 03/16/2009
Number of Days Non-Compliant: 119 @ \$150
Total Lien Amount: \$17,850 City costs: \$421.06

5. **8-2563 Telbert Edwards 674 Avenue T NW**
Hearing date: 01/15/2009
Imposition: Order Finding Violation/Fine Imposed
Violations: WHC 12-1; 3; 86 Vehicles; Non-tagged / Inoperable
In Compliance: 03/25/2009
Number of Days Non-Compliant: 54 @ \$25
Total Lien Amount: \$1,350 City costs: \$411.08

6. **9-314 Joseph Renfort 1205 5th Street NE**
Hearing date: 03/12/2009
Imposition: Order Finding Violation/Repeat Offense
Violations: WHC 12-1; 3; 86 Vehicles; Non- tagged / Imoperable
In Compliance: 03/12/2009
Number of Days Non-Compliant: 23 @ \$50
Total Lien Amount: \$1,150 City costs: 337.96

D. EXTENSION REQUESTS: NONE

E. OTHER BUSINESS: NONE

F. NEXT HEARING DATE: Thursday, August 20, 2009

G. ADJOURNMENT