



**Code Enforcement Special Magistrate
Public Hearing
Monday, March 14, 2016**

Case Docket

The above-mentioned public hearing is held at the City of St. Pete Beach City Hall, located at 155 Corey Ave., St. Pete Beach, Florida.

1. CALL TO ORDER – 10:00 A.M.

2. PLEDGE OF ALLEGIANCE

3. ADMINISTER OATH

4. OLD CASES:

A. Case # 20150011

City Of St. Pete Beach v. Myers, Richard (Rick's Reef)

Address: 6712 Gulf Blvd, St Pete Beach, FL 33706

Violations:

1. Sec. 5.1 of the Land Development Code

Did not receive site plan approval for improvements/alterations to the parking lot. **Non-compliant**

2. Sec. 23.5 of the Land Development Code

Number of parking spaces required. **Non-compliant**

B. Case # 20100054

**City of St Pete Beach v. Wheaton, Stephen K. and Deborah H.,
Property owners**

Address: 3941 Moody Street, St Pete Beach, FL 33706

Violations:

1. **Sec. 98-65 (4) of the Code of Ordinances**
Unsightly conditions. Non-Compliant
2. **Sec. 98-66 (b) (2), (b) (7), (b) (20), (d)**
(b) (2) Exterior walls have broken/missing siding which is creating holes.
(b) (7) Paint is deteriorating throughout, which all requires repair replacement and protective coating.
(b) (20) Accumulation of untended growth of vegetative matter: grass, weeds, palm fronds, leaves and debris which requires mowing, trimming, weed eating and maintaining.
(d) The exterior storage of a large pile of concrete blocks and light pole timbers in open rear yard which requires the installation of a solid fence surrounding the rear yard or removal of such items.
Non-Compliant

C. Case #12-1115-CI-8

City of St. Pete Beach v. Birmingham, James A., Property

Owner. Address: 627 78th Ave, St. Pete Beach, FL 33706

Violations:

1. **Sec 10.5.** The property is potentially noxious, dangerous or offensive to residents of the City or those who pass by on public roadways.
In Compliance
2. **Sec 98-65** The property is an unsightly condition with abandoned or broken equipment as well as broken and discarded furniture and household appliances in visible yard areas with trash, litter, debris, packing boxes, construction material, solid waste, horticulture debris, salvage materials, appliances, machinery, equipment and furniture, excluding furniture specifically designed for outdoor use. Continued failure to maintain the premises in a clean, safe and sanitary condition. **In Compliance**
3. **Sec 98-66 (c)** Property contains accumulated litter.
In Compliance
4. **Sec 98-66 (d)** Property contains outdoor storage of materials and equipment in an area other than the rear yard where such materials and equipment are visible from the public right of way.
In Compliance
5. **Sec 46-33 (2)** Property contains an accumulation of trash, litter, debris, garbage, bottles, paper, cans, rags, bricks, concrete, and other building debris or other refuse of any nature. **In Compliance**
6. **Sec 46-33 (12)** Property contains worn out, scrapped, partially dismantled, nonoperative, unusable or discarded materials or objects, including building materials, machinery, metal, wastepaper, rags, glassware, tin ware, and other items of junk.
In Compliance

D. Case # 20110159

City of St. Pete Beach v. Foronda, Joseph & Elizabeth, Property Owners

Address: 231 Lido Dr., St. Pete Beach, FL 33706

Violations:

1. **Sec. 23.3 (a), Sec 23.4 (a) & (e)** Missing driveway to garage on this residential zoned district home. **Non-Compliant**

Case# 20150133

City of St. Pete Beach v. Foronda, Joseph & Elizabeth, Property Owners

Violation:

1. **Sec 46.33 (1) (a) (b) ; (2); (3); (13)** The maintaining, using, placing, depositing, leaving or permitting to be or remain on any public or private property of any of the following items, conditions or actions is declared to be and constitutes a nuisance, provided this enumeration shall not be construed as a designation of all nuisances: **Non-compliant**

5. NEW CASES:

A. Case # 20160001

City of St. Pete Beach v. Morean, Beth Ann, Property Owner

Address: 309 39th Ave, St. Pete Beach, FL 33706

Violations:

1. **Sec. 98-65 (4) of the Code of Ordinances**
Unsightly Conditions. There is trash accumulating on the east side of the garage, specifically a ceiling fan and wood.
2. **Sec. 98-66 (a), (b), (7), (20), (21),(22), (24) of the Code of Ordinances**
Residential & commercial property maintenance.

(a) All premises shall be maintained in compliance with this section.
(b) Standards for improved property.
(7) Exterior surface treatment. The paint is peeling and chipping and needs to be repainted.
(20) Grass, weeds and uncultivated vegetation. The grass is overgrown in the front and back yard.
(21) Shrubbery, plants and ground cover. All real property shall be maintained in a condition to prevent erosion of soil. The shrub next to the mailbox is growing into the street and needs to be trimmed.
(22) Trees. Trees shall be maintained or removed. The trees are overgrown and need to be trimmed.
(24) Fences and walls. The fence in front is falling down and needs to be repaired

B. Case # 20160017

**City of St. Pete Beach v. Chill Restaurant & Bar,
Buxbaum Ruth & Paul, Owners**

Address: 363 (aka 357) Corey Ave, St. Pete Beach, FL 33706

Violation:

Sec. 78-103 of the Code of Ordinances

Expiration, renewal of Business Tax Receipt.

Failure to renew Business Tax Receipt on or before September 30, 2015 as required by the City of St. Pete Beach.

6. ADDITIONAL ITEMS:

7. NEXT HEARING:

Monday, April 11th, 2016 at 10:00 A.M.

8. ADJOURNMENT:

In accordance with the Americans with Disabilities Act and F.S. 286.26, persons with disabilities needing special accommodation to participate in this proceeding should contact the Clerk's office at (727) 363-9201 no later than four days prior to the proceeding for assistance.

If any person decides to appeal any decision made at this hearing, they will need a record of the proceeding and, for such purpose, may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based (F.S. 286.0105). The City does not furnish verbatim transcripts. Interested parties should make the necessary arrangements for verbatim transcripts.