



**CODE ENFORCEMENT SPECIAL MAGISTRATE
PUBLIC HEARING**

CITY OF ST. PETE BEACH

155 Corey Avenue
St. Pete Beach, FL 33706

**Monday, August 14, 2017
10:00 a.m.**

Case Docket

1. CALL TO ORDER – 10:00 A.M.
2. PLEDGE OF ALLEGIANCE
3. ADMINISTER OATH
4. CASES COMPLIED OR CONTINUED:

Case No. 20170087

City of St. Pete Beach v. M & D Assets LLC

Address: 356 S. Tessier Drive, St. Pete Beach, FL 33706

District 4

This property is now compliant.

Case No. 20170033

City of St. Pete Beach v. Jane Armstrong

Address: 1980 E. Vina Del Mar Boulevard, St. Pete Beach, FL 33706

District 4

This property is now compliant with no outstanding liens and fines.

Case No. 20170032

City of St. Pete Beach v. John Parios

Address: 1303 Boca Ciega Isle Drive, St. Pete Beach, FL 33706
District 3

This property was recently sold so the case is now closed, with no outstanding fines or liens.

Case No. 20170062

City of St. Pete Beach v. Bryan and Darlene Schaefer

Address: 600 71st Avenue #1. Pete Beach, FL 33706
District 2

This property is now compliant with no outstanding fines and liens.

5. OLD CASES:

A. Case No. 20170047

City of St. Pete Beach v. Linda Anderson

Address: 323 80th Avenue, St. Pete Beach, FL 33706
District 1

This property remains in violation and the City is requesting an imposition of fines and certification of liens.

B. Case No. 20170037

City of St. Pete Beach v. John Leonard

Address: 6600 Gulf Boulevard, St. Pete Beach, FL 33706
District 2

This property remains in violation and the City is requesting an imposition of fines and certification of liens.

C. Case No. 20170035

City of St. Pete Beach v. Darata Overene and Vidmant Mikalauskas

Address: 335 71st Avenue, St. Pete Beach, FL 33706
District 2

Violation(s): Sec. 14-3. - Kennels

The respondent failed to make sufficient progress in reducing the number of dogs housed at her property as was stipulated in the Findings of Fact and the City is requesting an imposition of fines and certification of liens.

D. Case No. 20160121

City of St. Pete Beach v. Julian F. Anchinges

Address: 3505 Gulf Boulevard, St. Pete Beach, FL 33706
District 3

The respondent has failed to notify the City as was stipulated in the Findings of Fact and is refusing access to the property. The City is requesting an imposition of fines and certification of liens.

6. NEW CASES:

A. Case No. 20170104

City of St. Pete Beach v. Jeffrey and Suzanne Szak

Address: 430 59th Avenue, St. Pete Beach, FL 33706

District 2

Violation(s): Sec. 8.2. - Permitted principal uses and structures.

Subject to the provisions or restrictions contained in this section and elsewhere in this Code, permitted uses and structures in the RU-1 Residential District are as follows:

(a) Residential dwellings —Detached single-family only. Such dwellings shall not be used for transient occupancy.

B. Case No. 20170093

City of St. Pete Beach v. Bay Pines Waterfront Resort Inc.

Address: 4237 Gulf Boulevard, St. Pete Beach, FL 33706

District 3

Violation(s): Sec. 26.5. - Nonconforming signs.

A nonconforming sign that was lawfully erected may continue to be maintained: (a) until the nonconforming sign is substantially damaged or destroyed, or (b) until the real property on which the sign is located is redeveloped, whichever of the foregoing occurs first. At such time the sign is substantially damaged or destroyed or at such time the real property is redeveloped, the nonconforming sign must either (a) be removed or (b) be brought into conformity with this division and with any other applicable law or regulation. For the purpose of this section, the term "redevelopment" shall mean a substantial improvement of the principal structure on the real property.

In addition to the above, all legally erected nonconforming electronic message board signs, including all LED-type signs, must be made to conform to the applicable provisions of this Division by January 1, 2027.

Sec. 26.7. - Building permits.

It shall be unlawful for any person or business or the person in charge of the business to erect, construct, alter or maintain an outdoor advertising display sign, as defined in the Florida Building Code, without first obtaining a building permit from the city in accordance with the provisions of the Florida Building Code and applicable law. Permit fees shall be paid in accordance with the applicable city fee schedules. The requirement of a building permit under the Florida Building Code is separate and independent of the requirement for a sign permit under this division.

104.6.2 Work commencing before permit issuance. Any person who commences any work on a building, structure, electrical, gas, mechanical, plumbing or life safety system before obtaining the necessary permits shall be subject to a penalty of triple the required permit fee. This provision shall not apply to emergency work, when delay would clearly have placed life or property in imminent danger. In all such emergency

cases the required permit(s) shall be obtained within five business days and any unreasonable delay in obtaining those permit(s) shall result in the charge of a triple fee. In the event of an emergency declaration from the state, the time required to obtain the required permit(s) for emergency work may be extended. The payment of a triple fee shall not preclude or be deemed a substitute for prosecution for commencing work without first obtaining a permit. The building official may grant extensions of time when justifiable cause has been demonstrated in writing.

C. Case No. 20170085

City of St. Pete Beach v. John Leonard

Address: 6600 Gulf Boulevard, St. Pete Beach, FL 33706

District 2

Violation(s): Sec. 33.4. - Conditional uses.

(e) Parking lots, commercial and/or off-premise.

Parking lot (commercial) means an off-street parking lot that is not affiliated with a specific other use that provides parking, in whole or majority part, as a commercial enterprise, for a fee on a first come-first-served basis by hourly or monthly contract.

7. ADDITIONAL ITEMS:

8. OTHER:

9. NEXT HEARING:

Monday, September 11, 2017 at 10:00 a.m.

10. ADJOURNMENT

APPEAL

APPEAL: Florida Statutes 286.0105. Notices of meetings and hearings must advise that a record is required to appeal. Each board, commission, or agency of this state or of any political subdivision thereof shall include in the notice of any meeting or hearing, if notice of the meeting or hearing is required, of such board, commission, or agency, conspicuously on such notice, the advice that, if a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

AMERICANS WITH DISABILITIES ACT: Florida Statutes 286.26. Accessibility of public meetings to the physically handicapped. In accordance with the Americans with Disabilities Act and Florida Statutes, persons needing special accommodations to participate in a meeting should contact City Hall at (727) 367-2735 no later than forty-eight (48) hours prior to the meeting for assistance.

Electronic media must be submitted a minimum of 24 hours in advance to cityclerk@stpetebeach.org

The public is cordially invited to attend.

All agenda material is available for review at City Hall.