



CODE ENFORCEMENT/SPECIAL MAGISTRATE HEARING

CITY OF ST. PETE BEACH

155 Corey Avenue
St. Pete Beach, FL 33706

Monday, October 14, 2019
10:00 a.m.

Call to Order
Pledge of Allegiance

Case Docket

- 1. Changes to the Agenda**
- 2. Administration of Oath**
- 3. CASES COMPLIED OR CONTINUED**
- 4. NEW CASES**

- A. Case No. 20180259 – Short-term Rental (Sec. 36.4.)**
City of St. Pete Beach v. Waterside Property Group LLC
Address: 644 72nd Avenue, St. Pete Beach, FL 33706

At the August 12, 2019, hearing the case was referred to the October 14, 2019, hearing for an imposition of fines. This property was being advertised for rent on a transient basis.

- B. Case No. 20190306 - Short-term Rental (Sec. 9.5.)**
City of St. Pete Beach v. Steven E. and Carrie E. Ruch
Address: 89 Lido Drive. St. Pete Beach, FL 33706

On September 17, 2019, this property was being advertised online on a transient basis and that is prohibited in the RU-2 zoning district.

- C. Case No. 20190287 - Short-term Rental (Sec. 9.2)**
City of St. Pete Beach v. Donald L. Smith Jr.
Address: 145 43rd Avenue, St. Pete Beach, FL 33706

In July 2019, this property was being advertised online on a transient basis and that is prohibited in the RU-2 zoning district and the Special Magistrate ordered that this case be continued to the October 14, 2019 hearing.

5. OLD CASES

- A. Case No. 20190310 - Short-term Rental (Sec. 38.5)**
City of St. Pete Beach v. Kerri A. and Elizabeth A. Chowns
Address: 5575 Gulf Blvd #421, St. Pete Beach, FL 33706

At the September 9, 2019, hearing the Special Magistrate ordered that this property be compliant by September 10, 2019. An online check revealed that the ad was removed. The City would like to request imposition of fines and certification of liens that totaled 5,750.00 plus administrative costs.

- B. Case No. 20170105 – Short-term Rental (Sec. 20.03)**
City of St. Pete Beach v. Scott and Amy Boggs
Address: 1202 Pass a Grille Way, St. Pete Beach, FL 33706

Case being brought back before the Special Magistrate based on Circuit Court order #17-0060AP-88B to issue Findings of Fact and the imposition of fines and certification of liens.

6. REPEAT VIOLATION

- A. Case No. 20160062 - Short-term Rental (Sec. 10.2)**
City of St. Pete Beach v. Andei and Vera and Valeriu Castanov
Address: 454 78th Avenue, St. Pete Beach, FL 33706

In March 13, 2017, the Respondent and Property were previously found in violation of section 10.2 of the Land Development Code. On June 8, 2017, the Property was again found to be advertised for short-term rental. The property was observed being advertised online, from 09/05/2019 through 09/16/2019, and is a repeat violation. The City is requesting the respondent pay \$6,000.00 plus administrative costs as a repeat violator.

- B. Case No. 20180226 - Property Maintenance (Sec. 46-33, 98-65, 98-66)**
City of St. Pete Beach v. Gina Simonaitis
Address: 8920 Gulf Blvd. St. Pete Beach, FL 33706

The property was mowed by a contracted landscaping company and the City would like to request imposition of fines and certification of liens in the amount of \$1955 plus administrative costs.

7. LIEN REDUCTION REQUEST

- A. Case No. 20180306 - Property Maintenance (Sec. 46-33, 98-65, 98-66)
City of St. Pete Beach v. Paula Cane
Address: 1404 Pass A Grille Way**

Property owner is requesting to have liens reduced.

8. Next Meeting: November 04, 2019

9. Adjournment

APPEAL: Florida Statutes Chapter 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.

CODE OF ORDINANCES, SECTION 1-15: Award of attorney's fees and other costs. In all instances where a lawsuit is instituted or defended on behalf of the city to enforce any provision of the Code of Ordinances, to collect fees, liens, assessments or fines, or otherwise secure compliance with any provision of the Code of Ordinances, the city shall be entitled to recover all costs incurred, including reasonable attorney's fees and court costs through the trial and appellate levels. This section shall apply to all instances where the city is required to defend an appeal from any order, notice or determination by the city or its officials.

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

All agenda material is available for review at City Hall.