

CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING MINUTES

October 11, 2021 - 10:00 A.M.

PRESENT

Thomas Thanas, Special Magistrate
Andrew Dickman, City Attorney
Ginny Keeter-Bodkin, Deputy City Clerk
Michelle Gonzalez, Community Development Director
Peyt Dewar, Code Enforcement Manager
Bill Palmer, Building Official
Orgilon Nero, Enforcement/Assurance Officer
Chuck Newman, Code Enforcement Officer

Special Magistrate Thanas called the hearing to order and performed the Administration of Oath.

2. Changes to the Agenda – Code Enforcement Manager Peyt Dewar stated that Item 4F., Case No. 20210269, 301 75th Ave., is now compliant.

3. Cases Complied or Continued – None.

4. New Cases

A. Case No. 20210342 –Sec. 46-33. - Enumeration City of St. Pete Beach v. Hayrapetian, Irene Badalian, Albert Address: 9140 Gulf Blvd., St. Pete Beach, FL

Magistrate Thanas found in favor of the City; no fines imposed – a Finding of Fact will be sent.

B. Case No. 20210467 - Sec. 9.2. - Permitted principal uses and structures St. Pete Beach vs. Burnham, Scott Address: 226 Lido Dr, St. Pete Beach, FL 33706

Magistrate Thanas found in favor of the City and imposed a fine of \$250 plus administrative costs.

C. Case No. 20210468 - Sec. 36.4. - Prohibited uses and structures. St. Pete Beach vs. Besprozvanny, Sneshana, Brummett, Tyler Address: 627 70th Ave, St. Pete Beach, FL 33706

Magistrate Thanas found in favor of the City; no fines imposed – a Finding of Fact will be sent.

D. Case No. 20210266 – Sec. 26.14. - Maintenance of signs City of St. Pete Beach v. Mark Jasperson, Trustee Address: 450 75th Ave., St. Pete Beach, FL 33706

Magistrate Thanas granted counsel for the Respondent's Motion to Continue the case to November 8, 2021 at 1:00 PM, following discussion with the City Attorney.

E. Case No. 20210272 – Sec. 26.14 Maintenance of Signs City of St. Pete Beach v. Long, Richard Allen Revocable Trust Long, Richard Allen TRE Address: 6800 Gulf Blvd., St. Pete Beach, FL 33706

Magistrate Thanas found in favor of City with a compliance date of November 1, 2021 and imposed a fine of \$250 per day plus administrative costs beginning on 11/1/2021, which could be stayed upon notification of City Attorney.

F. Case No. 20210269 – Sec. 26.14 Maintenance of Signs City of St. Pete Beach v. Catfish Real Estate LLC Address: 301 75th Ave., St. Pete Beach, FL 33706

Magistrate Thanas found that the property is now in compliance and will prepare a Dismissal.

G. Case No. 20210460 - Sec. 98-123.1. - Permits required St. Pete Beach vs. Kerry, Michael Kerry, Jamie Address: 1326 Boca Ciega Isle Dr, St. Pete Beach, FL

Attorney Nathan Tamulonis appeared on behalf of the Respondent.

Magistrate Thanas granted counsel for the Respondent's Motion to Continue to November 8, 2021.

H. Case No. 20210461 - Sec. 98-123.1. - Permits required. St. Pete Beach vs Martinez-De Yarza, Carlos / Martinez, Madeleine Address: 3 Mangrove Pt, St. Pete Beach, FL 33706

City Building Official and Flood Plain Administrator Bill Palmer provided testimony in addition to Code Enforcement.

Attorney Jessica Icerman appeared with Respondent Martinez, requested 120 days to comply, and entered three documents into the record.

Magistrate Thanas found the property in violation with no fines and accepted the City's recommendation of a 120-day deadline for compliance; set for status at the 11/8/2021 hearing.

I. Case No. 20210482 - Sec. 98-123.1. - Permits required City of St. Pete Beach vs SAJ Trust Varsha, Alon TRE Address: 1320 Boca Ciega Isle Dr, St. Pete Beach, FL 33706

City Building Official and Flood Plain Administrator Bill Palmer gave testimony in addition to Code Enforcement and provided a scope of work to be done for compliance.

Magistrate Thanas accepted the City's recommendation of a 120-day deadline for compliance and set for status at the November 8, 2021 hearing.

5. **Old Cases** – None.

6. **Repeat Violations** – None.

7. **Lien Reductions** – None.

8. **Next Meeting:** November 8, 2021. There being no further business, the hearing was adjourned at 11:21 AM.

Attest:


Amber LaRowe, City Clerk