CHARLOTTE COUNTY

CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING

Administration Center, County Commission Meeting Room #119
18500 Murdock Circle, Port Charlotte, Florida 33948-1094

MINUTES OF SEPTEMBER 2, 2015

I. CALL TO ORDER

Special Magistrate Glenn Siegel convened the meeting at 9:00 a.m.

II. PLEDGE OF ALLEGIANCE

III. SWEARING IN OF ALL THOSE GIVING TESTIMONY TODAY

Kristin Binns administered the swearing in.

IV. NEXT MEETING DATE

October 1, 2015 ***(Thursday)***

V. AGENDA CHANGES

Agenda Item IX(A), Case No. COD-14-01811, Agenda Item IX(E), Case COD-15-00925 and Agenda Item IX(S), Case COD-15-01440 were continued to October. Due to a conflict of interest by Magistrate Siegel, Agenda Item IX(D), Case COD-15-00765 was continued to October.

VI. CITIZEN INPUT – AGENDA ITEMS ONLY

(None)

VII. CONSENT – AFFIDAVITS OF NONCOMPLIANCE FINES

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 Magistrate that item(s) will be removed from the Consent Agenda and considered separately.

A. **Case No. COD-11-01163**, Carol J. Bunn, 22084 Felton Ave., Port Charlotte – Seventh Affidavit of Noncompliance - $110.00. RL

B. **Case No. COD-11-01841**, Wells Fargo Bank, N.A., 21146 Glendale Ave., Port Charlotte – Fifth Affidavit of Noncompliance - $7,610.00. RL

C. **Case No. COD-13-00494**, Douglas E. Robinson, 21544 Holdern Ave., Port Charlotte – Seventh Affidavit of Noncompliance - $110.00. RL

D. **Case No. COD-13-00508**, Lloyd Parish, 2464 Deedra St., Port Charlotte RL
   1. Second Affidavit of Noncompliance - $2,110.00
   2. Third Affidavit of Noncompliance - $110.00
   3. Fourth Affidavit of Noncompliance - $110.00

E. **Case No. COD-13-01047**, Emigdio Cabrera, 3172 Normandy Dr., Port Charlotte – Third Affidavit of Noncompliance - $110.00. RT

F. **Case No. COD-13-01095**, Thomas James Makoski, 1967 Wyoming Ave., Englewood – Fifth Affidavit of Noncompliance - $87.50. DN

G. **Case No. COD-13-01475**, Brian J. Schebel & Jennifer M. Walker, 21354 Percy Ave., Port Charlotte RL
1. Eleventh Affidavit of Noncompliance - $247.50
2. Twelfth Affidavit of Noncompliance - $260.00

H. **Case No. COD-13-01528**, Chris W. Ehlers, Leola Ehlers & Angelita P. Ricewick, 21162 Bersell Ave., Port Charlotte RL
1. Eleventh Affidavit of Noncompliance - $160.00
2. Twelfth Affidavit of Noncompliance - $110.00

I. **Case No. COD-13-01907**, Estate of Mildred S. Smith, 20383 Midway Blvd., Port Charlotte – Ninth Affidavit of Noncompliance - $110.00. RL
This case was pulled from the consent agenda and heard separately.
ORDER – Fine approved.

J. **Case No. COD-13-02073**, Zacharia Vaghari, 2213 Anne Ave., Port Charlotte – Second Affidavit of Noncompliance - $3,710.00. RL

K. **Case No. COD-13-02114**, Marcello Nicolosi, 4678 Herman Circle, Port Charlotte – Fifth Affidavit of Noncompliance - $60.00. LR

L. **Case No. COD-13-02196**, Estate of Belinda Roldan-Cecora, 2537 Ednor St., Port Charlotte – Fifth Affidavit of Noncompliance - $60.00. RL

M. **Case No. COD-13-02664**, Suntrust Mortgage, Inc., 21875 Hernando Ave., Port Charlotte – Fifth Affidavit of Noncompliance - $110.00. RL

N. **Case No. COD-14-00045**, Mark Machukas, 2412 Duke Lane, Port Charlotte RL
1. Tenth Affidavit of Noncompliance - $160.00
2. Eleventh Affidavit of Noncompliance - $160.00
This case was pulled from the consent agenda and heard separately.
ORDER – Fine approved.

O. **Case No. COD-14-00220**, Royal Cambridge Partners, LLC, 22129 Midway Blvd., Port Charlotte – Affidavit of Noncompliance - $110.00. RL

P. **Case No. COD-14-00229**, Florida First Escrow Company as, 2341 Granadeer St., Port Charlotte – Third Affidavit of Noncompliance - $110.00. LR

Q. **Case No. COD-14-00369**, Gary Alexander & Judith Alexander, 18321 Wolbrette Circle, Port Charlotte – Affidavit of Noncompliance - $535.00. LR
This case was pulled from the consent agenda and heard separately.
ORDER – Fine approved.

R. **Case No. COD-14-00862**, Paul C. Schneider & Cristal J. Schneider, 21922 Calvin Lane, Port Charlotte – Second Affidavit of Noncompliance - $85.00. RL

S. **Case No. COD-14-00870**, Oqab Abuoqab, 21090 Ionia Ave., Port Charlotte RL
1. Fifth Affidavit of Noncompliance - $210.00
2. Sixth Affidavit of Noncompliance - $210.00

T. **Case No. COD-14-00884**, Tenny I. Fragiadakis & Anastasia Fragiadakis, 21431 Midway Blvd., Port Charlotte RL
1. Fourth Affidavit of Noncompliance - $160.00
2. Fifth Affidavit of Noncompliance - $160.00

U. **Case No. COD-14-00885**, William Stuart, 3397 Edgehill Ter, Port Charlotte – RL
1. Second Affidavit of Noncompliance - $112.65
2. Third Affidavit of Noncompliance - $112.65

V. **Case No. COD-14-00910**, Bank of America, N.A., 3345 Hampton St., Port Charlotte – Second Affidavit of Noncompliance - $12,510.00. LR

W. **Case No. COD-14-00955**, Robert J. White, 3468 Normandy Dr., Port Charlotte – Affidavit of Noncompliance - $60.00. RL
This case was pulled from the Consent Agenda and heard separately.
ORDER – Fine approved.

X. **Case No. COD-14-01084**, Carolyn S. Herman, 6300 Bunting Lane, Englewood – Affidavit of Noncompliance - $60.00. DN

Y. **Case No. COD-14-01161**, Soila Ruiz, 21585 Olean Blvd., Port Charlotte – Affidavit of Noncompliance - $60.00. RL

Z. **Case No. COD-14-01209**, David G. Caswell & Barbara I. Caswell, 17333 Pheasant Circle, Port Charlotte – Affidavit of Noncompliance - $233.50. LR

AA. **Case No. COD-14-01234**, RPM Management Group, LLC, 630 Edgemere St., Port Charlotte – Affidavit of Noncompliance - $110.00. LR

BB. **Case No. COD-14-01420**, Yefim A. Botvinnik & Yulia Levitski, 22043 Hernando Ave., Port Charlotte. RL
1. Sixth Affidavit of Noncompliance - $110.00
2. Seventh Affidavit of Noncompliance - $110.00

CC. **Case No. COD-14-01497**, Landtrust No. 21923, Flor Prentt as Trustee, 21923 Hernando Ave., Port Charlotte – Affidavit of Noncompliance - $110.00. RL

DD. **Case No. COD-14-01499**, Brian K. Hays & Agnes M. Hays, 22134 Gandy Ave., Port Charlotte. RL
1. Third Affidavit of Noncompliance - $110.00
2. Fourth Affidavit of Noncompliance - $110.00

EE. **Case No. COD-14-01673**, Veej Realty, Inc., 2626 Auburn Blvd., Port Charlotte – Second Affidavit of Noncompliance - $6,410.00. LR

FF. **Case No. COD-14-01756**, Kevin Albuagh, 2801 Starlite Lane, Port Charlotte – Second Affidavit of Noncompliance - $60.00. RL

GG. **Case No. COD-14-01780**, Nicholas Ucci, 19250 Edgewater Drive, Port Charlotte – Affidavit of Noncompliance - $272.50. LR

HH. **Case No. COD-14-02062**, John Longiaru & Karen Longiaru, 955 Dobell Terrace, Port Charlotte – Affidavit of Noncompliance - $335.00. LR

II. **Case No. COD-14-02079**, Wells Fargo Bank, NA, 4350 Meager Circle, Port Charlotte – Second Affidavit of Noncompliance - $9,110.00. LR

JJ. **Case No. COD-14-02106**, David R. Chaloupka, 23016 Jumper Ave., Port Charlotte – Affidavit of Noncompliance - $110.00. RD

KK. **Case No. COD-14-02235**, Wendy Dowling, 19411 Lauzon Ave., Port Charlotte – Second Affidavit of Noncompliance - $4,927.50. LR

LL. **Case No. COD-14-02377**, David Prouty, 2231 Claude Court, Port Charlotte. RL
1. Second Affidavit of Noncompliance - $110.00
2. Third Affidavit of Noncompliance - $110.00

MM. **Case No. COD-14-02379**, Wells Fargo Bank, N.A., as Trustee, 3141 Crestwood Dr., Port Charlotte – Second Affidavit of Noncompliance - $110.00. RL

NN. **Case No. COD-14-02380**, Alfonso S. Lloyd & Avril M. Lloyd, 21929 Felton Ave., Port Charlotte – Third Affidavit of Noncompliance - $110.00. RL

OO. **Case No. COD-14-02464**, Marian M. Kencik & Piotr Lakomiski, 4185 Flamingo Blvd., Port Charlotte – Affidavit of Noncompliance - $60.00. LR

PP. **Case No. COD-14-02546**, Wells Fargo Bank NA, 731 Merrick Lane, Port Charlotte – Second Affidavit of Noncompliance - $4,410.00. LR

QQ. **Case No. COD-14-02560**, Catherine Spyrie, 21015 Baffin Ave., Port Charlotte – Affidavit of Noncompliance - $60.00. CB

RR. **Case No. COD-14-02753**, Gerald Chandler Parsons & Susan E. Parsons, as Co-Trustees of the Susan E. Parsons Trust, 21267 Meehan Ave., Port Charlotte – Affidavit of Noncompliance - $1,100.00. RL
This case was pulled from the Consent Agenda and heard separately.
ORDER – Fine approved.

SS. **Case No. COD-14-02771**, JP Morgan Chase Bank N.S., 672 Edgemere Street, Port Charlotte – Second Affidavit of Noncompliance - $9,310.00. LR

TT. **Case No. COD-14-02886**, Christine E. Marfut, 21219 Glendale Ave., Port Charlotte – Second Affidavit of Noncompliance - $10,510.00. RL

UU. **Case No. COD-14-02948**, Matthew P. Cybul, 2508 Starlite Lane, Port Charlotte RL
1. Second Affidavit of Noncompliance - $110.00
2. Third Affidavit of Noncompliance - $110.00

VV. **Case No. COD-14-02983**, Nick W. Martinez & Anita J. Martinez, 709 Bayard Street, Port Charlotte – Affidavit of Noncompliance - $335.00. LR

WW. **Case No. COD-14-02989**, Anthony C. Lindsey, 21915 Calvin Lane, Port Charlotte RL
1. Third Affidavit of Noncompliance - $110.00
2. Fourth Affidavit of Noncompliance - $110.00

XX. **Case No. COD-14-03018**, Yvon Gedeon & Berthy Gedeon, 2529 Warne St., Port Charlotte RL
1. Affidavit of Noncompliance - $110.00
2. Second Affidavit of Noncompliance - $110.00

YY. **Case No. COD-14-03078**, Tiernan Corrigan & Elizabeth Corrigan, 18343 Lingerlon Avenue, Port Charlotte – Affidavit of Noncompliance - $335.00. LR

ZZ. **Case No. COD-15-00010**, Wells Fargo Financial System Florida, Inc., 2290 Lake View Blvd., Port Charlotte – Affidavit of Noncompliance - $1,010.00. LR

AAA. **Case No. COD-15-00161**, RCCM Investments, LLC, 2315 Tamiami Trail, Port Charlotte – Affidavit of Noncompliance - $110.00. LR
This case was pulled from the Consent Agenda and heard separately.
ORDER – Approved.

BBB. **Case No. COD-15-00217**, Federal National Mortgage Association, 21426 Meehan Ave., Port Charlotte – Affidavit of Noncompliance - $110.00. RL

CCC. **Case No. COD-15-00291**, Matthew Ernest McAdams, 22008 Beverly Ave., Port Charlotte – Affidavit of Noncompliance - $110.00. RL

DDD. **Case No. COD-15-00306**, Secret Homes, LLC, 2368 Starlite Lane, Port Charlotte RL
1. Affidavit of Noncompliance - $110.00
2. Second Affidavit of Noncompliance - $110.00

EEE. **Case No. COD-15-00307**, Stanley Kowalski & Diane Paluszek, 21939 Catherine Ave., Port Charlotte. RL
1. Affidavit of Noncompliance - $110.00
2. Second Affidavit of Noncompliance - $110.00

ORDER. Magistrate Siegel approved the remainder of the Consent Agenda.

VIII. OLD BUSINESS

None

IX. NEW BUSINESS

A. **Case No. COD-14-01811**, Alexei Orlov, 19954 Midway Blvd., Port Charlotte [Sections 3-9-5(b), 3-9-33(e) & 3-9-76(a); FBC Sections 105.1, 105.4,110.3 & 424.2.17; & IPMC Sections 301.2, 301.3, 302.7, 303.1, 303.2, 304.2, 304.6, 304.7, 304.9, 304.13, 304.13.1, 304.13.2, 304.15, 304.18, 304.18.1 & 304.18.2]. LR

This case was continued to October at the request of Code Compliance.

B. **Case No. COD-15-00361**, Christopher B. Daniels and Margo S. Daniels, 4329 Boggs Street, Port Charlotte [Sections 3-9-5(b); 3-4-1, 3-4-2, 3-4-4(a) & (b), 3-9-33(b), 3-9-33(e), 3-9-85 and 3-9-91; FBC Sections 105.1, 108.1, 108.4 and 424.4.17; and IPMC Sections 108.1.1 108.1.3, 108.1.5(3), 301.2, 302.7, 303.1, 303.2, 304.1, 304.2, 304.6, 304.7, 304.8, 304.9, 304.13, 304.13.1, 304.13.2, 304.14, 304.15, 304.18, 304.18.1, 304.18.2, 304.18.3, 305.1, 305.3, 305.6, 401.2, 501.2, 502.1, 504.1, 504.3, 505.1,

505.3, 505.4, 506.2, 601.2, 604.1, 604.3, 604.3.1.1, 604.3.2, 604.3.2.1, 605.1 and 607.1]. LR

ORDER – FBC Section 424.4.17 was corrected to read 424.2.17 and IPMC Sections 304.18.2 and 304.18.3 were dismissed. 60 days from the date of this Order to clear the zoning violations, apply for and obtain all necessary permits, and pass all inspections in accordance with the Florida Building Code, and bring the property into compliance with the International Property Maintenance Code, or obtain a demolition permit to restore the property to its original condition, or thereafter face a fine of $50 per day for each day the violation(s) are shown to exist, and for the entry of a 2 year cease and desist order.

C. **Case No. COD-15-00667**, Bank of America, N.A., 610 Verona Street, Port Charlotte [Section 3-9-5(b); FBC Section 105.1; and IPMC Sections 301.2, 301.3, 302.7, 303.1, and 304.4]. LR

ORDER – 60 days from the date of this Order to apply for and obtain all necessary permits, pass all inspections in accordance with the Florida Building Code, and bring the property into compliance with the International Property Maintenance Code, or thereafter face a fine of $100 per day for each day the violation(s) are shown to exist.

D. **Case No. COD-15-00765**, Thomas A. O'Connell and Michelle A. O'Connell, 2435 Lake View Blvd., Port Charlotte [FBC Sections 105.4 & 110.3]. LR

This case was continued to October due to a conflict of interest by Magistrate Siegel.

E. **Case No. COD-15-00925**, Federal Home Loan Mortgage Corporation, 4390 Wischamper St., Port Charlotte [Sections 3.9.33(e), 3-9-76(a) & (b) and 3-9-91]. LR

This case was continued to October at the request of Code Compliance.

F. **Case No. COD-15-01040**, Charlene Bridner, 752 Mirado, Port Charlotte [Sections 3-9-33(e) and 3-9-76(a); FBC Section 424.2.17; & IPMC Sections 301.2, 302.7, 303.1, 304.7 & 605.1]. LR

ORDER – 30 days from the date of this Order to clear the zoning violations, secure the pool, apply for and obtain all necessary permits and pass all inspections in accordance with the Florida Building Code, and bring the property into compliance with the International Property Maintenance Code, or thereafter face a fine of $50 per day for each day the violation(s) are shown to exist, the entry of a 2 year cease and desist order, and for the matter be referred to the Board of County Commissioners for the abatement in the event of non-compliance and for the costs of any such abatement to be added to the fines and costs associated with this case.

G. **Case No. COD-15-01118**, Marie D. Gabriellini & Thomas Gabriellini, 2443 Tamarind, Port Charlotte [Sections 3-9-33(e), 3-9-76(a) & (b) & 3-9-91 and IPMC Sections 301.2, 302.1, 304.2, 304.6, 304.8, 308.1, 308.2 & 605.1]. LR

ORDER – 30 days from the date of this Order to clear the zoning violations, apply for and obtain all necessary permits and pass all inspections to bring the property into compliance with the International Property Maintenance Code, or thereafter face a fine of $50 per day for each day the violation(s) are shown to exist, the entry of a 2 year cease and desist order, and for the matter to be referred to the Board of County Commissioners for the abatement to be added to the fines and costs associated with this case.

H. **Case No. COD-15-01192**, US Bank NA as legal title, 3510 Yukon Dr., Port Charlotte [Section 3-9-5(b); FBC Sections 105.1, 105.4, 110.3 & 424.2.17; & IPMC Sections 301.2, 301.3, 302.7, 303.1 & 303.2]. LR

ORDER – FBC Section 424.2.17 was dismissed. 30 days from the date of this Order to renew the expired permit, apply for and obtain all necessary permits, pass all inspections in accordance with the Florida Building Code, and bring the property into compliance with the International Property Maintenance Code, or thereafter face a fine of $100 per day for each day the violation(s) are shown to exist.

I. **Case No. COD-15-01623**, Larry Dale Lee, 18522 Hottelet Circle, Port Charlotte [Sections 3-6-21, 3-9-33(e), 3-9-76(a) & 3-9-91; & IPMC Sections 301.2, 302.1, 304.2, 304.6, 304.7, 304.9, 308.1 & 308.2]. LR

ORDER – 15 days from the date of this Order to clear the zoning violations, apply for and obtain all necessary permits, and pass all inspections to bring the property into compliance with the International Property Maintenance Code, or thereafter face a fine of $100 per day for each day the violation(s) are shown to exist, the entry of a 5 year cease and desist order, and for the matter to be referred to the Board of County Commissioners for the abatement to be added to the fines and costs associated with this case.

J. **Case No. DOH-15-00004**, Deutsche Bank National Trust Company, as Trustee, 18245 Bracken Circle, Port Charlotte [Section 3-8-256(g)(1) & (g)(2)]. LR

ORDER – 30 days from the date of this Order to have the septic tank pumped and inspected in accordance with Charlotte County Code, or thereafter face a fine of $100.00 dollars per day for each day the violation is shown to exist.

K. **Case No. COD-14-02596**, Fetlar, LLC, 22062 Perkin Terrace, Port Charlotte [Section 3-9-5(b) and FBC 105.1]. RL

ORDER – 30 days from the date of this Order to apply for and obtain all necessary permits and pass all inspections in accordance with the Florida Building Code, or thereafter face a fine of $100.00 dollars per day for each day the violation is shown to exist.

L. **Case No. COD-15-00892**, Harold L. Smith & Edward L. Smith, 21522 Meehan Ave., Port Charlotte [IPMC Sections 108.1, 108.1.3, 108.1.5(6), (9), 108.5, 301.2, 304.2, 304.7, 304.14, 501.2, 505.1, 505.3, 505.4, 602.1, 602.2, 602.3, and 604.1]. RL

ORDER – 15 days from the date of this Order to cease and desist using the residence for living purposes until water and electric services are reinstated, cease using the shed for living purposes, apply for and obtain all necessary permits, pass all inspections, and bring the property into compliance with the International Property Maintenance Code, or thereafter face a fine of $50 per day for each day the violation(s) are shown to exist.

M. **Case No. COD-15-01189**, Matthew P. Cybul, 2508 Starlite Lane, Port Charlotte [Sections 3-9-5(b), 3-9-33(e) and 3-9-76; FBC Section 105.1; and IPMC Sections 108.1, 108.1.3, 108.1.5(6),(7), 108.2, 108.6, 109.2, 301.2, 301.3, 304.13, 304.13.1, 304.14, 304.15, 305.1, 305.3, 309.1, 501.2, 505.1, 505.3, 505.4, 601.2, 604.1,604.3 and A101, A102 and A103]. RL

ORDER – 30 days from the date of this Order to clear the zoning violations, apply for and obtain all necessary permits, and pass all inspections in accordance with the Florida Building Code, and bring the property into compliance with the International Property Maintenance Code, or thereafter face a fine of $50 per day for each day the violation(s) are shown to exist, the entry of a 2 year cease and desist order, and for the matter be referred to the Board of County Commissioners for the abatement in the event of non-compliance and for the costs of any such abatement to be added to the fines and costs associated with this case.

N. **Case No. COD-15-01284**, The Bank of New York Mellon F/K/A the Bank of New York as Successor Trustee, 21472 Holdern Ave., Port Charlotte [Section 3-9-5(b); FBC Section 105.1; & IPMC Sections 108.1, 108.1.1, 108.1.3, 108.1.5(3),(5),(6),(7),(9), 108.2, 108.6, 301.2, 301.3, 302.5, 304.1, 304.2, 304.6, 304.7, 304.13, 304.15, 305.1, 305.3, 305.6, 309.1 & 604.3]. RL

ORDER – 30 days from the date of this Order to apply for and obtain all necessary permits, pass all inspections in accordance with the Florida Building Code, and bring the property into compliance with the International Property Maintenance Code, or obtain a demolition permit to restore the property to its original condition, or thereafter face a fine of $100 per day for each day the violation(s) are shown to exist, and for the matter be referred to the Board of County Commissioners for the abatement in the event of non-compliance and for the costs of any such abatement to be added to the fines and costs associated with this case.

O. **Case No. COD-15-01294**, Jacob Peachey, 21307 Gladis Ave., Port Charlotte [Sections 3-9-33(e) & 3-9-76; & FBC Section 105.1]. RL

ORDER – 30 days from the date of this Order to clear the zoning violations, apply for and obtain all necessary permits, and pass all required inspections in accordance with the Florida Building Code, or thereafter face a fine of $50 per day for each day the violation(s) are shown to exist, the entry of a 2 year cease and desist order, and for the matter to be referred to the Board of County Commissioners for the abatement to be added to the fines and costs associated with this case.

P. **Case No. COD-15-01386**, Lynda Smith, 2270 Hayworth Road, Port Charlotte [Section 2-5-72]. RL

ORDER – 15 days from the date of this Order to clear the zoning violations, or thereafter face a fine of $50 per day for each day the violation(s) is shown to exist, the entry of a 2 year cease and desist order, and for the matter be referred to the Board of County Commissioners for the abatement in the event of non-compliance and for the costs of any such abatement to be added to the fines and costs associated with this case.

Q. **Case No. COD-15-01427**, Diane Crews, 21147 Gladis Ave., Port Charlotte [Sections 3-9-33(e), 3-9-76 & 3-9-91]. RL

ORDER – 15 days from the date of this Order to clear the zoning violations, or thereafter face a fine of $50 per day for each day the violation(s) are shown to exist,

the entry of a 2 year cease and desist order, and for the matter to be referred to the Board of County Commissioners for the abatement to be added to the fines and costs associated with this case.

R. **Case No. COD-15-01440**, Suntrust Mortgage, Inc., 21875 Hernando Avenue, Port Charlotte [Section 2-5-72]. RL

ORDER – 15 days from the date of this Order to clear the zoning violations, or thereafter face a fine of $100 per day for each day the violation(s) is shown to exist, the entry of a 2 year cease and desist order, and for the matter be referred to the Board of County Commissioners for the abatement in the event of non-compliance and for the costs of any such abatement to be added to the fines and costs associated with this case.

S. **Case No. COD-15-01552,** Roger Balmir & Monique Robert, 2412 Linton Lane, Port Charlotte [Sections 3-9-33(e) & 3-9-76]. RL

This case was continued to October due to lack of service.

T. **Case No. COD-15-01778**, Tarpon IV, LLC, 21107 Bersell Ave., Port Charlotte [Section 2-5-72]. RL

ORDER – 15 days from the date of this Order to clear the zoning violations, or thereafter face a fine of $100 per day for each day the violation(s) is shown to exist, the entry of a 2 year cease and desist order, and for the matter be referred to the Board of County Commissioners for the abatement in the event of non-compliance and for the costs of any such abatement to be added to the fines and costs associated with this case.

U. **Case No. COD-15-01896**, Betty A. Dauda, 21920 Beverly Ave., Port Charlotte [Section 2-5-72]. RL

ORDER – 15 days from the date of this Order to clear the zoning violations, or thereafter face a fine of $50 per day for each day the violation(s) is shown to exist, the entry of a 2 year cease and desist order, and for the matter be referred to the Board of County Commissioners for the abatement in the event of non-compliance and for the costs of any such abatement to be added to the fines and costs associated with this case.

V. **Case No. COD-14-02910**, Boca Grande Resort, LLC, 5800 Gasparilla Road, Boca Grande [Section 3-9-5(b) and FBC Sections 105.1]. DN

ORDER – FBC Sections 105.4 and 110.3 were dismissed. 30 days from the date of this Order to apply for and obtain all necessary permits and pass all inspections in accordance with the Florida Building Code, or obtain a demolition permit to restore the property to its original condition, or thereafter face a fine of $100 per day for each day the violation(s) are shown to exist.

W. **Case No. COD-15-00128**, LGI Properties, LLC, 8530 Little Gasparilla Island, Placida [Sections 3-2-173 and 3-9-5(b) and FBC Section 105.1]. DN

ORDER – 30 days from the date of this Order to clear the zoning violations, remove the living space below base flood elevation, apply for and obtain all necessary permits, and pass all inspections in accordance with the Florida Building Code, or obtain a demolition permit to restore the property to its original condition, or thereafter face a fine of $100 per day for each day the violation(s) are shown to exist.

X. **Case No. COD-15-00802**, William R. Allen, 11804 Oceanspray Blvd., Englewood [Sections 3-9-33(e), 3-9-76 and 3-9-91]. DN

ORDER – 15 days from the date of this Order to clear the zoning violations, or thereafter face a fine of $50 per day for each day the violation(s) are shown to exist, the entry of a 2 year cease and desist order, and for the matter to be referred to the Board of County Commissioners for the abatement to be added to the fines and costs associated with this case.

During the New Business portion of the hearing, Magistrate Siegel called a break from 11:15 to 11:33 a.m...

I. STAFF AND CITIZEN INPUT – ANY SUBJECT

(None)

II. ADJOURNMENT

The hearing adjourned at 12:06 p.m.

MINUTES CERTIFICATION

I, Jill A. Graves, Administrative Assistant I for Charlotte County, hereby certify these minutes to be a true and accurate account of the Code Enforcement Special Magistrate Hearing held on September 2, 2015.

Jill A. Graves
Administrative Assistant I Date 2/2/2016

MINUTES APPROVAL

Glenn Siegel
Code Enforcement Special Magistrate Date 2/3/16