Town of Lake Park

SPECIAL MAGISTRATE HEARING AGENDA

APRIL 7, 2016
10:00 A.M.
Town Hall Commission Chambers
535 Park Avenue
Lake Park, Florida 33403

PLEASE TAKE NOTICE AND BE ADVISED: If any interested person desires to appeal any decision of the Special Magistrate with respect to any matter considered at this Hearing, such interested person will need a record of the proceedings, and for such purpose, 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. *Persons with disabilities requiring accommodations in order to participate in the Hearing should contact the Town Clerk's Office by calling 561-881-3311 at least 48 hours in advance in order to request accommodations.*

REQUESTS FOR FINE REDUCTION

APPLICANT: PARK AVENUE BBQ & GRILLE OF LAKE PARK

PROPERTY ADDRESS:	**754 PARK AVENUE**
PCN:	**36-43-42-20-01-010-0201**
LEGAL:	**KELSEY CITY LT 20 (LESS E 10 FT) & LTS 21 TO 24 INC BLK 10**

CASE NO. 09040041: CONTINUANCE OF FINE REDUCTION HEARING
(SEE ATTACHED ORDER GRANTING CONTINUANCE OF FINE REDUCTION HEARING)

SPECIAL MAGISTRATE HEARING DATE:	***SEPTEMBER 3, 2009***
CODE SECTIONS VIOLATED:	54-125
ORDERED COMPLIANCE DATE:	SEPTEMBER 11, 2009
AFFIDAVIT OF COMPLIANCE ISSUE DATE:	MARCH 8, 2010
$150.00 PER DAY x 178 DAYS	**$26,700.00**
INTEREST	**8,869.16**
TOTAL FINES + INTEREST	**$35,569.16**

SPECIAL MAGISTRATE HEARING DATE:	***SEPTEMBER 3, 2009***
CODE SECTIONS VIOLATED:	54-71
ORDERED COMPLIANCE DATE:	SEPTEMBER 11, 2009
AFFIDAVIT OF COMPLIANCE ISSUE DATE:	NOVEMBER 20, 2014
$150.00 PER DAY x 1,896 DAYS	**$284,400.00**
INTEREST	**94,581.78**
TOTAL FINES + INTEREST	**$378,981.78**

GRAND TOTAL FINES:	***$311,100.00***
GRAND TOTAL INTEREST	***103,450.94***
GRAND TOTAL FINES + INTEREST	***$414,550.94***

APPLICANT: ***JOLANTA TERRELL***

PROPERTY ADDRESS:	**423 DATE PALM DRIVE**
PCN:	**36-43-42-20-01-066-0380**
LEGAL:	**KELSEY CITY LTS 38 TO 40 INC BLK 66**

CASE NO. 13050011

CODE SECTION VIOLATED:	*78-64*
ORDERED COMPLIANCE DATE:	SEPTEMBER 23, 2013
AFFIDAVIT OF COMPLIANCE ISSUE DATE:	MARCH 14, 2016
$150.00 PER DAY x 903 DAYS	**$135,450.00**
INTEREST	**16,305.03**
TOTAL FINES + INTEREST	**$151,755.03**

TOWN OF LAKE PARK, FLORIDA
CODE COMPLIANCE DIVISION

CASE NO. 09040041

TOWN OF LAKE PARK, FLORIDA

Petitioner,

v.

PARK AVENUE BBQ & GRILLE OF LAKE PARK, INC.

Respondent. **PCN: 36-43-42-20-01-010-0201**

ORDER GRANTING CONTINUANCE OF FINE REDUCTION HEARING

THIS CAUSE, having come before the Special Magistrate for the Town of Lake Park, Florida, on Feb 16th, **2016,** upon the Respondent's Request for a continuance of a hearing for the reduction or waiver of fines which have accrued, and the Special Magistrate having being fully apprised of the circumstances, does hereby find as follows:

1. The Respondent is the owner of the real property located at: **754 PARK AVENUE, LAKE PARK, FLORIDA, 33403 (the Property).**
2. The Special Magistrate entered an *Order* continuing the hearing on the Respondent's request to reduce or waive fines which have accrued against the Property to March 3, 2016.
3. The Respondent has requested a continuance of the hearing to April 7, 2016.
4. The Town has requested that the Respondent be required to provide all documentation upon which it relies in support of the request to reduce/waive the fines which have accrued.
5. The Respondent has requested a copy of the Town file, and all Town material relevant to the request to reduce/waive the fines.

IT IS HEREBY ORDERED AND ADJUDGED:

A. THE REQUEST TO CONTINUE THE HEARING TO APRIL 7, 2016, IS HEREBY GRANTED.

B. THE PARTIES SHALL PRODUCE BY MARCH 15, 2016 THE MATERIAL IN PARAGRAPHS 4 AND 5, ABOVE, BY DELIVERY OF COPIES TO EACH OTHER.

DONE AND ORDERED this 16th day of Feb, 2016.

Gary M. Brandenburg, Special Magistrate
Town of Lake Park, Florida

Copies furnished to the Parties by E-Mail

Town of Lake Park
535 Park Avenue
Lake Park, FL 33403

SPECIAL MAGISTRATE HEARING AGENDA
April 7, 2016 10:00 AM

PLEASE TAKE NOTE AND BE ADVISED that if any interested person desires to appeal any decision made by the Special Magistrate with respect to any matter considered at this Hearing, such interested person may need a verbatim record of the proceedings made, including the testimony and evidence presented at this Hearing.

CALL TO ORDER

SWEARING IN OF ALL WITNESSES

QUASI-JUDICIAL PROCEEDINGS

The Special Magistrate shall have the jurisdiction and authority to hear and decide alleged violations of the Codes and Ordinances enacted by the Town of Lake Park.

Category: NEW CASES

Case No.	Date Issue	Req'd Action
15110016	11/13/2015	

Owner	Address	Site Address
JEAN YANITE & CESARD LOLY	215 EVERGREEN DR Lake Park, FL 33403	215 Evergreen Dr Lake Park, FL 33403

Description

DAMAGED CARPORT RESULTING FROM VEHICLE FIRE

Violations

Ordinance/Regulation	Section	Description	Days to Comply
Chapter 10 ENVIRONMENT*	Sec. 10-73	Declaration of public nuisance. The location or presence of any junked vehicle or abandoned, wrecked or derelict property on any lot, tract or parcel of land, or portion thereof, public or private, improved or unimproved, occupied or unoccupied, wit...	7
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-125	General requirements for the exterior and interior of structures. (a) Foundation. The building foundation system shall be maintained in a safe manner and capable of supporting the load which normal use may cause to be placed thereon. (b) Ext...	10

Case History

Case No.	Date Issue	Req'd Action
16010019	1/26/2016	

Owner	Address	Site Address
RAINBOW TRUST ONE LLC/YANG GERLACH	431 DATE PALM DR Lake Park, FL 33403	431 Date Palm Dr Lake Park, FL 33403

Description

DAMAGED ROOF AND LIVING ROOM CEILING

Violations

Ordinance/Regulation	Section	Description	Days to Comply
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-125	General requirements for the exterior and interior of structures. (a) Foundation. The building foundation system shall be maintained in a safe manner and capable of supporting the load which normal use may cause to be placed thereon. (b) Ext...	21

Case History

Total	**NEW CASES**	**2**
Total Hearing		**2**