

**CITY OF WINTER HAVEN CODE ENFORCEMENT  
SPECIAL MAGISTRATE HEARING**

**Agenda**

Thursday, December 10, 2009 – 9:00 a.m.

- I. CALL TO ORDER AND PLEDGE of ALLEGIANCE  
Special Magistrate, Douglas A. Lockwood III, Esquire presiding
  - II. APPROVE MINUTES OF November 19, 2009
  - III. EXPLANATION OF PROCEDURES and SWEARING IN
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**IV. UNFINISHED BUSINESS:**

**A. AFFIDAVITS OF NON-COMPLIANCE/FINE CERTIFICATIONS**

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

			<u>City costs:</u>
1. 8-998	Alfred & Dawn E Henry Campbell 510 Avenue J NW	\$22,800	\$197.26
2. 8-999	Alfred & Dawn E Henry Campbell 514 Avenue J NW	22,800	84.18
3. 8-1000	Alfred & Dawn E Henry Campbell 525 Avenue J NW	22,800	84.18
4. 8-2650	Betty Weldon 450 Avenue H SE	250	147.58
5. 9-2239	CRF – NERTZ III, LLC Eloise Loop Road & Lake Ruby Drive SE	750	156.02

**B. SUPPLEMENTAL AFFIDAVITS OF NON-COMPLIANCE/FINE CERTIFICATION**

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

			<u>City costs:</u>
1. 6-1483	Melissa Campbell & Eddie Campbell Sr (dec) 603 Avenue O NE	\$10,350	n/a
2. 7-614	Brian Keith Butchee 525 Avenue A NE	5,250	\$ 79.58
3. 7-1085	Russell Brecklin 643 Avenue B NW	4,550	98.02
4. 7-2523	Ronald & Pamela McCall 2231 Avenue B NW	9,400	144.18
5. 8-2036	Rodney Fowler (Bank of New York) 209 Avenue B SE	1,275	176.34

6. 8-2720 Portfolio Winter Haven, LLC 5,175 \$ 79.58  
1150 3<sup>rd</sup> Street SW

**C. AFFIDAVITS OF COMPLIANCE**

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

1. 7-1085 Russell Brecklin 643 Avenue B NW  
2. 8-2036 Rodney Fowler (Bank of New York) 209 Avenue B SE

**V. NEW BUSINESS:**

**A. FIRST OFFENSE CASES**

**Allen Berg:**

1. **9-2890 Stacy B Manning** **693 Avenue G SE**  
WHC 15-68 Address Numbering, WHC 21-143; 146 Parking – Residential,  
WHC 12-1; 3; 86 Vehicles – Non-tagged/Inoperable  
Date of Violation: 10/08/2009  
To be corrected by: 11/14/2009  
Re-inspection: 11/14/2009 *City costs: \$203.56*
2. **9-2904 Joshua Swartz** **320 Avenue A SE**  
WHC 12-1; 3; 86 Junk/Trash/Debris  
Date of Violation: 10/09/2009  
To be corrected by: 10/22/2009  
Re-inspection: 11/14/2009 *City costs: \$238.00*
3. **9-3001 Amanda Elaine Treffs** **900 Blk Avenue L SE**  
WHC 15-68 Address Numbering, WHC 12-1; 12-3 Grass/Weeds  
Date of Violation: 10/27/2009  
To be corrected by: 11/13/2009  
Re-inspection: 11/14/2009 *City costs: \$203.56*

**Tonya Long:**

4. **9-220 Deborah Mobley Thompson** **506 Sears Avenue NE**  
WHC 12-1, 21-432 Fire damage  
Date of Violation: 02/02/2009  
To be corrected by: 07/04/2009  
Re-inspection: 07/14/2009 *City costs: \$288.00*
5. **9-335 Candido Negrón & Marilyn Negrón** **2020 10<sup>th</sup> Street NW**  
WHC 5-9 Building – No permit  
Date of Violation: 02/23/2009  
To be corrected by: 05/08/2009  
Re-inspection: 05/14/2009 *City costs: \$185.74*

6. **9-1261 Ann W Combee** **2001 Havendale Blvd NW**  
 WHC 21-248 Sign Regulations – Maintenance, Removal  
 Date of Violation: 05/11/2009  
 To be corrected by: 06/19/2009  
 Re-inspection: 06/19/2009 *City costs: \$203.12*
  
7. **9-1389 Winter Haven 2020 LLC** **2000 Blk US Hwy 17 NW**  
 WHC 21-248 Sign Regulations – Maintenance, Removal  
 Date of Violation: 06/02/2009  
 To be corrected by: 07/19/2009  
 Re-inspection: 10/27/2009 *City Costs: \$185.74*
  
8. **9-1725 Vernard Batson & Bernard Batson** **596 Avenue V NE**  
 SHC 305.7, 305.8 Windows to be Glazed  
 Date of Violation: 06/11/2009  
 To be corrected by: 08/07/2009  
 Re-inspection: 10/27/2009 *City Costs: \$219.74*
  
9. **9-1874 Faye Holt Doling** **1704 E Lake Cannon Drive NW**  
 WHC 12-1; 3; 86 Vehicles – Non-tagged/Inoperable  
 Date of Violation: 06/25/2009  
 To be corrected by: 08/19/2009  
 Re-inspection: 10/27/2009 *City Costs: \$203.12*
  
10. **9-2420 WH Buckeye LLC** **Buckeye Loop Road NE**  
 WHC 12-1; 12-3 Grass/Weeds  
 Date of Violation: 08/18/2009  
 To be corrected by: 11/03/2009  
 Re-inspection: 11/03/2009 *City costs: \$185.74*
  
11. **9-2516 Philip A Chouinard** **643 Avenue J NW**  
 WHC 12-1; 12-3 Grass/Weeds  
 Date of Violation: 08/27/2009  
 To be corrected by: 10/10/2009  
 Re-inspection: 10/27/2009 *City costs: \$237.56*
  
12. **9-2708 Greg Hart** **1915 Brown Street NE**  
 WHC 12-1; 12-3 Grass/Weeds, WHC 21-68 Fences/Walls,  
 WHC 12-1; 3; 86 Junk/Trash/Debris  
 Date of Violation: 09/29/2009  
 To be corrected by: 10/21/2009  
 Re-inspection: 10/27/2009 *City costs: \$169.12*
  
13. **9-2729 Regions Bank** **206 Avenue A NE**  
 WHC 12-1; 12-3 Grass/Weeds, WHC 21-68 Fences/Walls  
 Date of Violation: 09/21/2009  
 To be corrected by: 10/26/2009  
 Re-inspection: 11/02/2009 *City costs: \$185.74*

14. **9-2749 Ronald W Adams Estate** **1501 N Lake Howard Drive NW**  
 WHC 12-1; 12-3 Grass/Weeds  
 Date of Violation: 09/21/2009  
 To be corrected by: 10/17/2009  
 Re-inspection: 10/27/2009 *City costs: \$203.12*
15. **9-2754 Eric C Lucht** **1740 2<sup>nd</sup> Street NE**  
 WHC 12-1; 12-3 Grass/Weeds, SHC 103.2 Unsafe Residential Building  
 Date of Violation: 09/22/2009  
 To be corrected by: 11/01/2009  
 Re-inspection: 11/02/2009 *City costs: \$238.00*
16. **9-2912 Nicholson USA Properties Inc** **Buckeye Ridge Subdivision**  
 WHC 12-1; 12-3 Grass/Weeds  
 Date of Violation: 09/28/2009  
 To be corrected by: 10/25/2009  
 Re-inspection: 11/02/2009 *City costs: \$253.74*

**B. REPEAT OFFENSE CASES:**

**Michelle Woods:**

1. **9-3058 Jimmy Lee & Margaret Hiebert** **1619 Roselawn Street SW**  
 Original Cases: 8-2227  
 Hearing dates: 12/11/2008  
 Disposition: Order Finding Violation  
 Violation: WHC 21-143; 146 Parking – Residential  
 Re-occurrence: 11/12/2009 *City costs: \$174.66*

**Tonya Long:**

2. **9-3036 Greg & Vera M Burrowes** **1360 4<sup>th</sup> Street NE**  
 Original cases: 5-1243, 5-1446, 8-653, RO\_8-1526 , RO\_8-1703,  
 RO\_9-357, 9-950, 9-2859  
 Hearing dates: 11/17/2005, 8/21/2008, 8/21/2008, 04/16/2009  
 Disposition: Order Finding Violation  
 Violation: WHC 12-1; 3; 86 Junk/Trash/Debris  
 WHC 12-1; 3; 86 Vehicles – Non-Tagged/Inoperable  
 WHC 14-36, 14-37 Trash Containers  
 WHC 21-143; 146 Parking – Residential  
 Re-occurrence: 11/03/2009 *City Costs: \$140.66*

## C. REDUCTION REQUESTS:

### Allen Berg:

1. **6-442 SE Conference of 7<sup>th</sup> Day Adventist Avenue P & MLK Drive NW**  
**\* 2<sup>nd</sup> Reduction Request – 07/16/2009 Denied – Failure to Appear**  
Hearing date: 05/18/2006  
Imposition: Order Finding Violation/Fine Imposed  
Violation: Parking – Residential WHC 21-143-146  
Compliance: 04/01/2009  
Number of Days Non-Compliant: **1005 @ \$25**  
Total Lien Amount: \$25,125 *City costs: \$563.90*
  
2. **7-2943 SE Conference of 7<sup>th</sup> Day Adventist 341 Avenue P NW**  
Hearing date: 01/17/2008  
Imposition: Order Finding Violation/Fine Imposed  
Violation: Grass/Weeds WHC 12-1; 12-3  
Compliance: 06/20/2008  
Number of Days Non-Compliant: **143 @ \$25**  
Total Lien Amount: \$3,575 *City costs: \$409.09*

### Michelle Woods:

3. **7-429 Terry Lorenzo Dewdney 128 Avenue Q NE**  
**\* 2<sup>nd</sup> Reduction Request – 8/20/09 Reduced to \$1,500 due by 12/18/09.**  
Hearing date: 08/16/2007  
Imposition: Order Finding Violation/Fine Imposed  
Violation: Building – No permit WHC 5-9  
Compliance: 06/04/2009  
Number of Days Non-Compliant: **593 @ \$100**  
Total Lien Amount: \$59,300 *City Costs: \$718.14*
  
4. **7-471 Terry Lorenzo Dewdney 128 Avenue Q NE**  
**\* 2<sup>nd</sup> Reduction Request – 8/20/09 Reduced to \$500 due by 11/18/09.**  
Hearing date: 07/09/2007  
Imposition: Order Finding Violation/Fine Imposed  
Violations: Parking lots (non-conforming) WHC 21-244  
Compliance: 06/04/2009  
Number of Days Non-Compliant: **591 @ \$100**  
Total Lien Amount: \$59,100 *City Costs: \$637.94*

5. **7-470 Louise S Dewdney** **100 Avenue Q NE**  
 Hearing date: 06/21/2007  
 Imposition: Order Finding Violation/Fine Imposed  
 Violations: SHC 103.2 Unsafe Residential Building, SHC 305.11 Exterior Doors, SHC 305.2 Exterior Walls, WHC 15-68 House Numbering, SHC 305.14 Protective Treatment, SHC 305.3 Roofs, SHC 305.13.2 Screen Door Closure, SHC 305.7, 305.8 Windows to be Glazed  
 Compliance: 10/01/2009  
 Number of Days Non-Compliant: **707 @ \$50**  
 Total Lien Amount: \$35,350 *City Costs: \$675.28*

**Tonya Long:**

6. **8-2556 John E Rattray & Mary L Rattray** **810 & 812 Avenue T NE**  
 Hearing date: 12/11/2008  
 Imposition: Order Finding Violation - **Repeat Offense**  
 Violations: WHC 12-1; 3; 86 Junk/Trash/Debris  
 WHC 12-1; 3; 86 Vehicles – Non-tagged/inoperable  
 Compliance: 12/12/2008  
 Number of Days Non-Compliant: **37 @ \$75**  
 Total Lien Amount: \$2,775 *City costs: \$129.54*
7. **8-2579 Orbia E Hill Jr, Anthony Greene & Ora H Greene** **918 Avenue T NE**  
 Hearing date: 12/11/2008  
 Imposition: Order Finding Violation – **Repeat Offense**  
 Violations: WHC 12-1; 3; 86 Vehicles – Non-tagged/inoperable  
 Compliance: 09/29/2009  
 Number of Days Non-Compliant: **326 @ \$25**  
 Total Lien Amount: \$8,150 *City costs: \$462.17*

**Tanya Willis:**

8. **8-1195 William Thomas West** **215 Avenue J SE**  
 Hearing date: 10/16/2008  
 Imposition: Order Finding Violation/Fine Imposed  
 Violations: WHC 21-102; 103 Accessory Structure (in disrepair)  
 Compliance: Due before 12/31/09  
 Number of Days Non-Compliant: **350 (thru 12/31/09) @ \$25**  
 Total Lien Amount: \$8,750 *City costs: \$450.00*

**D. EXTENSION REQUESTS: NONE**

**E. NEXT HEARING DATE: Thursday, January 21, 2009**

**F. ADJOURNMENT**