

**CODE ENFORCEMENT BOARD MEETING**  
**Wednesday, May 11, 2016 – 2:00 p.m.**  
**City Hall, Council Chambers, Vero Beach, Florida**

**AGENDA**

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIENCE**
3. **PRELIMINARY MATTERS**
  - A) **Adoption of Minutes – April 13, 2016**
  - B) **Agenda Additions, Deletions and Adoption**
4. **UNLICENSED CONTRACTORS/CITATIONS**
5. **EVIDENTIARY HEARINGS**
  - A) **Citation Appeals**
  - B) **Non-Compliance / Compliance Reports**
    1. **Request for Board Order**
      - a. **CASE #15-CE-6060 / 752M**  
**VIOLATOR:** Venetian Apartments / Kraig Vann Pyle  
**VIOLATION:** Construction without permit  
**VIOLATION ADDRESS:** 2545 Indian River Boulevard,  
Vero Beach, Florida 32960  
**(Case is continued from the February 19, 2016 & April 13, 2016 hearings)**
      - b. **CASE #16-CE-2235 / 0910T**  
**VIOLATOR:** Laura L. McCloskey  
**VIOLATION:** Weeds, grass, and overgrowth in excess of 12”  
**VIOLATION ADDRESS:** 1606 24<sup>th</sup> Avenue, Vero Beach,  
Florida 32960  
**(Case was heard on April 13, 2016 and Board issued order to correct by May 6, 2016)**
      - c. **CASE #16-CE-6457 / 824M**  
**VIOLATOR:** Maxwell Properties, Inc. / James R. Maxwell  
**VIOLATION:** New and existing businesses on-site require site plan approval for repair, rental and storage of vehicles  
**VIOLATION ADDRESS:** 1146 21<sup>st</sup> Street, Vero Beach,  
Florida 32960  
**(Case continued from the April 13, 2016 hearing)**

- d. **CASE #16-CE-6407 / 0909T**  
**VIOLATOR:** Bank of America  
**VIOLATION:** Weeds, grass, or undergrowth at a height of more than 12 inches; garbage, rubbish, trash, debris strewn about property; unsecure home with signs of vagrancy  
**VIOLATION ADDRESS:** 905 Coquina Lane, Vero Beach, Florida 32963
  
- e. **CASE #16-CE-6412 / 822M**  
**VIOLATOR:** Matthew Martise  
**VIOLATION:** Demolition done without permit  
**VIOLATION ADDRESS:** 2020 Delmar Avenue, Vero Beach, Florida 32960
  
- f. **CASE #16-CE-6542 / 0952T**  
**VIOLATOR:** Martin VanPutten  
**VIOLATION:** Land clearing without a permit  
**VIOLATION ADDRESS:** 1405 27<sup>th</sup> Avenue, Vero Beach, Florida 32960  
**(Paid \$50 civil penalty)**
  
- g. **CASE #16-CE-6540 / 0951T**  
**VIOLATOR:** John Pickerill  
**VIOLATION:** Removal of specimen Oak without a permit  
**VIOLATION ADDRESS:** 1513 25<sup>th</sup> Avenue, Vero Beach, Florida 32960

- 6. **OLD BUSINESS**
- 7. **ADMINISTRATIVE MATTERS**
- 8. **CLERK’S MATTERS**
- 9. **ATTORNEY’S MATTERS**
- 10. **CHAIRMAN’S MATTERS**
- 11. **MEMBER’S MATTERS**
- 12. **ADJOURNMENT**

This is a Public Meeting. Should any interested party seek to appeal any decision made by the Board with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings and that, for such purpose he may need to ensure that a record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. Anyone who needs a special accommodation for this meeting may contact the City’s Americans with Disabilities Act (ADA) Coordinator at 978-4920 at least 48 hours in advance of the meeting.

**CODE ENFORCEMENT BOARD MINUTES**  
**Wednesday, April 13, 2016 – 2:00 p.m.**  
**City Hall, Council Chambers, Vero Beach, Florida**

**PRESENT:** Chairman, Kirk Noonan; Members: Stephen McDonald, Herbert Whittall, Christopher Bryant and Alternate Member #1, Eric Price **Also Present:** City Attorney, Wayne Coment; Code Enforcement Officer, Tom Ramsey; Code Enforcement Officer, Melody Sanderson and Deputy City Clerk, Sherri Philo

**Excused Absences:** Jeffrey McGann, Sue Shell, and Frank Pizzichillo

**1. CALL TO ORDER**

Today's meeting was called to order at 2:03 p.m.

**2. PLEDGE OF ALLEGIENCE**

The Chairman led the Board members and the audience in the Pledge of Allegiance to the flag.

The Deputy City Clerk swore in staff and all witnesses present for today's meeting en masse.

**3. PRELIMINARY MATTERS**

**A) Adoption of Minutes – March 9, 2016**

**Mr. Noonan made a motion to adopt the minutes of the March 9, 2016 Code Enforcement Board meeting. Mr. McDonald seconded the motion and it passed unanimously.**

**B) Agenda Additions, Deletions and Adoption**

Mr. Ramsey referred to items 5-B) – 1a and 5-B) 1b – Charles Sullivan, Sr. He reported that Mr. Sullivan retained an attorney who has requested a continuance because he is out of town.

Mr. Wayne Coment, City Attorney, explained that the Clerk for the Board can grant a continuance of 30 days with the Chairman's consent. Any further continuance would need to be approved by the Board.

Ms. Melody Sanderson, Code Enforcement Officer, pulled item 5-B) 1L – Jungle Club Sport Complex / John Cairns / Katie Smith from today's agenda. She reported that the citation has been withdrawn.

**Mr. Noonan made a motion to adopt the agenda as amended. Mr. Bryant seconded the motion and it passed unanimously.**

**4. UNLICENSED CONTRACTORS/CITATIONS**

None

## 5. EVIDENTIARY HEARINGS

### A) Citation Appeals

#### 1. CASE #16-CE-6515 / 839M

**VIOLATOR:** Studio 14, LLC / Scott Redfield

**VIOLATION:** Sign violation

**VIOLATION ADDRESS:** 1962 14<sup>th</sup> Avenue, Vero Beach, Florida 32960

**(Repeat Violation \$200)**

Ms. Sanderson reported that Studio 14, LLC was cited as a repeat violation for having two (2) temporary signs placed on the premises during non-business hours. She reported that the citation was issued on March 11, 2016 with service of the citation provided by certified mail.

Mr. Scott Redfield reported that he is one of the owners of Studio 14, LLC. He said on February 29, 2016 a courtesy letter was sent to them from Officer Sanderson. He said that they received it on March 7<sup>th</sup> and they immediately complied. On Thursday, March 10, 2016, a sign was left out and on Friday March 11, 2016 they received a citation in the amount of \$200 for a second offence. He said the first citation occurred almost 2 ½ years ago, which was on Sunday, August 4<sup>th</sup> at 12:59 p.m. He said that he immediately called Officer Sanderson and said that they were open on that Sunday. He reported that Officer Sanderson told him that she spoke with her boss, Mr. Tim McGarry, and his remark was to pay the citation because they didn't have any scheduled classes. Mr. Redfield noted that they have classes throughout the week, but that is not their hours of operation. He said the citation that was cited 2 ½ years ago was unjust. This citation was just, but it should be the first citation and not a repeat violation.

Ms. Sanderson explained that the initial penalty for a sign violation is \$50 per sign and if it is a repeat violation the penalty would be \$100. In light of the circumstances Mr. Redfield is presenting, staff would agree to a \$50 penalty.

Mr. Price asked how do they determine if a business is open.

Ms. Sanderson said this citation was issued because no one was in the building.

Mr. Price asked what about the first citation.

Ms. Sanderson said it did not look like they were open because it did not appear that anyone was in the building and the door was locked.

Mr. Redfield said they were open at that time. He said that they were in violation under this current citation.

Mr. Price asked is the normal procedure to knock on the door and try to open it to see if they are open.

Ms. Sanderson said that is correct.

Mr. Whittall asked Ms. Sanderson if she was stating that the penalty should be \$50.

Ms. Sanderson said in light of the circumstances she would go along with a \$50 penalty.

**Mr. Whittall made a motion that the Board issues an order to pay a civil penalty in the amount of \$50. Mr. Bryant seconded the motion and it passed unanimously.**

**B) Non-Compliance / Compliance Reports**

**1. Request for Board Order**

**a. CASE #15-CE-6314 / 0936T**

**VIOLATOR:** Charles Sullivan, Sr.

**VIOLATION:** Renting of dock space is a prohibited act in this district and a limit of two boats registered by the property owner is the maximum per dock allowance

**VIOLATION ADDRESS:** 10 Seagull Avenue, Vero Beach, Florida 32960

**(Request to continue case to the June 8, 2016 Code Enforcement Board meeting date)**

**b. CASE #15-CE-6315 / 0937T**

**VIOLATOR:** Charles Sullivan, Sr.

**VIOLATION:** Renting of dock space is a prohibited act in this district and a limit of two boats registered by the property owner is the maximum per dock allowance

**VIOLATION ADDRESS:** 12 Seagull Avenue, Vero Beach, Florida 32960

**(Request to continue case to the June 8, 2016 Code Enforcement Board meeting date)**

**Mr. McDonald made a motion to continue items 5-B) 1a and 5-B) 1b – Charles Sullivan, Sr., to the June 8, 2016 Code Enforcement Board meeting. Mr. Bryant seconded the motion.**

Mr. Noonan asked can they have one motion and vote for both cases. Mr. Coment answered yes.

**The motion passed unanimously.**

**c. CASE #15-CE-6060 / 752M**

**VIOLATOR:** Venetian Apartments / Kraig Vann Pyle

**VIOLATION:** Construction without permit  
**VIOLATION ADDRESS:** 2545 Indian River Boulevard,  
Vero Beach, Florida 32960  
**(Case is continued from the February 19, 2016 hearing)**

Ms. Sanderson reported that they have a permit under review by the Building Department. She asked that the Board continue this case to the May 11, 2016 meeting.

**Mr. Noonan made a motion that the Board continues this case to the May 11, 2016 Code Enforcement Board meeting. Mr. Bryant seconded the motion and it passed unanimously.**

- d. **CASE #15-CE-6276 / 0871T**  
**VIOLATOR:** Titone Properties, LLC / Mark Titone  
**VIOLATION:** Extensive trash and debris accumulated along rear property line and drainage area  
**VIOLATION ADDRESS:** 1926 40<sup>th</sup> Avenue, Vero Beach, Florida 32960  
**(Request to find in compliance as of March 1, 2016 and to pay)**

Mr. Ramsey reported that the Board heard this case on February 10, 2016 and issued a Board order to correct the violation and imposed continuing civil penalties and costs. He said the property was found in compliance as of March 1, 2016 and the civil penalties have not been paid. He requested that the Board issue a Board order finding the property in compliance as of March 1, 2016 and to pay civil penalties and costs.

**Mr. Whittall made a motion that the Board finds the violation has been corrected and to issue a Board Order ceasing the continuing penalties as of February 29, 2016 (the day prior to finding the property in compliance) and to pay the initial civil penalty in the amount of \$50 along with the cost of enforcement in the amount of \$62.03 and total accrued penalties and costs. Mr. McDonald seconded the motion and it passed unanimously.**

- e. **CASE #15-CE-3315 / 0864T**  
**VIOLATOR:** Andrew F. Zaleski  
**VIOLATION:** Home occupation without active business tax receipt and parking and signage of vehicle with business name  
**VIOLATION ADDRESS:** 1912 26<sup>th</sup> Avenue, Vero Beach, Florida 32960  
**(Request to find in compliance as of February 8, 2016 and to pay)**

Mr. Ramsey reported that the Board heard this case on February 10, 2016 and issued a Board order to correct the violation and to pay initial civil penalty and costs. He said it was determined after the fact that the violation was corrected on February 8, 2016. He reported that the civil penalty in the amount of \$50 has been paid. He requested that the Board issue a

Board order finding the property in compliance, that the initial civil penalty has been paid, and to waive all other costs.

Mr. Noonan said so there are not any fines.

Mr. Ramsey said that is correct.

Mr. Coment said the prior Board order was to correct the violation and to pay the initial penalty and costs.

**Mr. Noonan made a motion that the Board finds there was a violation, the violation has been corrected, and the initial civil penalties have been paid. Mr. Whittall seconded the motion and it passed unanimously.**

- f. **CASE #16-CE-2235 / 0910T**  
**VIOLATOR:** Laura L. McCloskey  
**VIOLATION:** Weeds, grass, and overgrowth in excess of 12”  
**VIOLATION ADDRESS:** 1606 24<sup>th</sup> Avenue, Vero Beach, Florida 32960

Mr. Ramsey reported that the property owner, Ms. Laura McCloskey, has had Code issues in the past and has always taken care of them. He said that he has been unable to get in contact with Ms. McCloskey regarding this case. The citation and Notice of Hearing was posted on the property. He requested that the Board issue a Board order finding the property in violation, to pay the initial civil penalty of \$50, and to allow 30 days to comply and pay.

Mr. Coment suggested that they bring this case back to the Board at their May 11, 2016 meeting and if the violation has not been corrected the Code Officer could request continuing penalties.

Mr. Ramsey said that he would request that they waive the continuing penalties.

Mr. Coment said the Board does not have to impose continuing penalties. He said the Board could issue a Board order to correct the violation by May 6, 2016, which is the Friday prior to their May 11, 2016 meeting.

**Mr. Whittall made a motion that the Board issues a Board order to correct the violation by May 6, 2016 and if the violation is not corrected that they impose the civil penalty of \$50 and hear the case at the May 11, 2016 meeting. Mr. McDonald seconded the motion and it passed unanimously.**

- g. **CASE #16-CE-6440 / 818M**  
**VIOLATOR:** Cottonways, Inc. / Jennifer Davis  
**VIOLATION:** Sign Violation  
**VIOLATION ADDRESS:** Indian River Boulevard and 21<sup>st</sup> Street, Vero Beach, Florida 32960

Ms. Sanderson reported that the violation has been corrected and the civil penalty has not been paid. She requested that the Board issue a Board order to pay the initial civil penalty.

**Mr. Noonan made a motion that the Board issues a Board order to pay the initial \$50 civil penalty. Mr. Whittall seconded the motion and it passed unanimously.**

- h. CASE #15-CE-5775 / 0667T**  
**VIOLATOR:** Bank of America  
**VIOLATION:** Weeds, grass, and undergrowth in excess of 12”; excessive garbage, rubbish, and trash throughout the property  
**VIOLATION ADDRESS:** 905 Coquina Lane, Vero Beach, Florida 32963  
**(Request to find in compliance and to cease continuing penalties)**

Mr. Ramsey reported that the Board heard this case on August 12, 2015 and issued a Board order to correct the violation, imposing continuing civil penalties, and to pay penalties and costs. The violation was corrected as of September 28, 2015, however for some reason the case did not come back before the Board to request that they find the property in compliance. He requested that the Board issue a Board Order finding the property in compliance as of September 28, 2015. He noted that the City did receive payment for all costs and penalties up to the date the property was found in compliance.

Mr. Coment reported that the City received payment in the amount of \$3,306.52.

**Mr. Noonan made a motion that the Board issues a Board order finding there was a violation, the violation was corrected as of September 28, 2015, and to pay all penalties and costs, which all penalties and costs have been paid in total in the amount of \$3,306.52. Mr. Whittall seconded the motion and it passed unanimously.**

- i. CASE #16-CE-6407 / 0909T**  
**VIOLATOR:** Bank of America  
**VIOLATION:** Home is unsecure with signs of vagrancy; overgrowth of vegetation, trash and debris strewn about the property  
**VIOLATION ADDRESS:** 905 Coquina Lane, Vero Beach, Florida 32963

Mr. Ramsey reported that the citation was sent by certified mail and was signed for by Bank of America on February 17, 2016. The property remains in violation as of April 13, 2016 and the civil penalty has not been paid. He requested that the Board issue a Board Order to correct the violation, impose continuing penalties, and to pay. He said that he did speak with Bank of America and they said they would get to it when they get to it. He noted that this is a repeat violation, but at the time the citation was written he was not aware of it. Rather than issuing an amended citation he decided to leave the citation as a “first” offence. There is not a cost of enforcement.

**Mr. Noonan made a motion that the Board finds there is a violation, the violation continues, and that the Board issues a Board Order to pay the initial \$50 civil penalty, continuing penalties of \$50 per day commencing on February 10, 2016, and that the violation be corrected. Mr. Whittall seconded the motion and it passed unanimously.**

- j. CASE #16-CE-6457 / 824M**  
**VIOLATOR:** Maxwell Properties, Inc. / James R. Maxwell  
**VIOLATION:** New and existing businesses on-site require site plan approval for repair, rental and storage of vehicles  
**VIOLATION ADDRESS:** 1146 21<sup>st</sup> Street, Vero Beach, Florida 32960

Ms. Sanderson reported that the citation was issued on March 3, 2016 with service of the citation provided by certified mail.

Mr. James Maxwell, owner of Maxwell Properties, Inc., said that he thought they were in compliance.

Ms. Sanderson said they were not in compliance. She explained that they need to meet with the Planning and Development Department for site plan review.

Mr. Maxwell said they have been here three or four times and have not been able to meet with anyone. He said that he has the plan with him and the parking is used by several different businesses.

Ms. Sanderson said they need to meet with the Planning and Development Department who can pull the original site plan.

An employee of Maxwell Properties, who was sworn in, said that he was at the Planning and Development Department two weeks ago and he was yelled at and told to get the cars off the property. He said that he left because he was being yelled at. He said that Mr. Maxwell then called the Mayor about the situation.

Ms. Sanderson suggested that Mr. Maxwell meet with the Planning and Development Department today.

Mr. Maxwell said that he would like to get this done.

**Mr. McDonald made a motion that the Board continues this case to the May 11, 2016 Code Enforcement Board meeting. Mr. Whittall seconded the motion and it passed unanimously.**

- k. CASE #16-CE-6432 / 829M**  
**VIOLATOR:** High Tide Autos  
**VIOLATION:** Failure to obtain Business Tax Receipt  
**VIOLATION ADDRESS:** 2626 U.S.1, Vero Beach, Florida 32960

Ms. Sanderson reported that as of today, the violation has not been corrected and the civil penalty has not paid. She requested that the Board issue an order to pay the \$50 initial civil penalty and impose continuing penalties.

**Mr. Whittall made a motion that the Board finds there is a violation and to issue a Board order to correct, to impose continuing penalties, and to pay. Mr. Bryant seconded the motion and it passed unanimously.**

- i. CASE #16-CE-6520 / 843M**  
**VIOLATOR:** Jungle Club Sport Complex / John Cairns / Katie Smith  
**VIOLATION:** Prohibited signs eight (8) placed on right-of-way  
**VIOLATION ADDRESS:** 6th Avenue, 21<sup>st</sup> Street, and Indian River Boulevard, Vero Beach, Florida

This item was pulled from today's agenda.

- m. CASE #16-CE-6413 / 823M**  
**VIOLATOR:** Matthew Martise  
**VIOLATION:** Weeds, grass, or undergrowth at a height of more than 12 inches  
**VIOLATION ADDRESS:** 2020 Delmar Avenue, Vero Beach, Florida 32960

Ms. Sanderson reported that property was brought into compliance as of March 30, 2016 and the civil penalty has not been paid.

**Mr. Noonan made a motion that the Board finds there was a violation, the violation has been corrected, and to issue a Board Order to pay the initial \$50 civil penalty. Mr. Whittall seconded the motion and it passed unanimously.**

- n. CASE #15-CE-6246 / 793M**  
**VIOLATOR:** Judith Trage  
**VIOLATION:** Weeds, grass, or undergrowth at a height of more than 12 inches; dead tree on property; garbage and trash in yard; non-operable motor vehicle in the front yard  
**VIOLATION ADDRESS:** 1030 27<sup>th</sup> Street, Vero Beach, Florida 32960  
**(New owner)**

Ms. Sanderson reported that because there is a new owner of the property she would request that the Board rescind the previous Board order.

Mr. Whittall asked is the property still in violation.

Ms. Sanderson answered yes. She explained that she would be addressing the violation with the new property owner.

Mr. Whittall asked has the new owner been cited.

Ms. Sanderson answered no.

**Mr. Noonan made a motion that the Board rescind the Board order dated February 19, 2016. Mr. Bryant seconded the motion and it passed unanimously.**

**6. OLD BUSINESS**

None

**7. ADMINISTRATIVE MATTERS**

None

**8. CLERK'S MATTERS**

None

**9. ATTORNEY'S MATTERS**

**A) Order Denying Plaintiff Charles Fitz's Motion for Final Summary Judgment**

Mr. Coment gave a brief update on the Charles Fitz case.

**10. CHAIRMAN'S MATTERS**

None

**11. MEMBER'S MATTERS**

None

**12. ADJOURNMENT**

Today's meeting adjourned at 2:46 p.m.

/sp

5-B) 1a.



**BEFORE THE CODE ENFORCEMENT BOARD**  
OF THE CITY OF VERO BEACH, FLORIDA  
1053 20<sup>TH</sup> PLACE  
VERO BEACH, FLORIDA 32960  
Telephone (772) 978-4550

CITY OF VERO BEACH

vs.

CASE No's.: 16-CE-6060

VENETIAN APARTMENTS / KRAIG VANN PYLE  
Violator

Citation No.: 752M

TO: Venetian Apartments / Kraig Vann Pyle  
P.O. Box 6747  
Vero Beach, Florida 32961

**NOTICE OF HEARING**

AND 2345 Indian River Boulevard  
Vero Beach, Florida 32960

**YOU ARE HERBY NOTIFIED** that a hearing is scheduled before the Code Enforcement Board of the City of Vero Beach ("Board") regarding the above-styled code enforcement case as follows:

DATE and TIME: May 11 2016 at 2:00 P.M.

LOCATION OF HEARING: VERO BEACH CITY HALL, 1053 20<sup>th</sup> PLACE, VERO BEACH, FL

**PURPOSE OF HEARING:**

- Appeal of code enforcement citation.
- Failure to Correct Violation(s).
- Failure to Pay Civil Penalty and/or Costs.
- Other (describe): CASE CONTINUED

**YOUR HEARING RIGHTS:** You have the right to be represented at the hearing by an attorney at your own expense if you so choose, however an attorney is not required. You have the right to present witnesses and other evidence on your behalf and to cross-examine witnesses against you. You have the right to testify or not testify on your own behalf.

**CITATION APPEALS:** Pursuant to COVB Code sec. 2-303, the Board's authority on appeal of a citation is limited to fact-finding only. If your appeal of the citation is to contest the interpretation or application of the Code provision(s) cited as being violated, such appeal must be made in writing to the designated administrative authority of the City as defined in sec. 2-303 or that appeal is waived. If such administrative appeal is taken, it must be finally decided before the Board may hear appeal of the citation.

**IF YOU FAIL TO APPEAR:** If you do not appear at the hearing in person or by your attorney to defend this matter, you will be deemed to have waived your right to a hearing and the Board may rule against you in your absence and enter an order accordingly. Also take notice that such waiver of your right to a hearing will be deemed your admission of the violation(s) cited if the hearing is for appeal of the citation.

**LATE CORRECTION OF VIOLATION OR LATE PAYMENT:** This case may be presented to the Board even if all cited violations have been corrected and civil penalties and costs have been paid prior to the hearing.

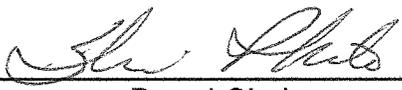
**HEARING RECORD:** This hearing involves non-criminal code enforcement matters. You are responsible for insuring, at your own expense, that a verbatim record of the hearing is made by a Florida certified court reporter should you desire to appeal an adverse decision of the Board to the Circuit Court.

**POSTPONEMENTS:** No request for postponement of the hearing will be considered unless such request is made in writing, stating good reason for the requested postponement, and received by the board clerk at least five (5) days prior to the date set for the hearing at: City Clerk's Office, City Hall, 1053 20th Place, Vero Beach, Florida 32960.

PLEASE GOVERN YOURSELF ACCORDINGLY.

FOR THE CODE ENFORCEMENT BOARD

Date: April 29, 2016

By:   
Board Clerk

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true copy of the foregoing Notice of Hearing was provided to the above-named violator by first class U.S. Mail addressed to the above-specified address this 29<sup>th</sup> day of April 2016.

  
Board Clerk



**BEFORE THE CODE ENFORCEMENT BOARD  
OF THE CITY OF VERO BEACH, FLORIDA**

1053 20<sup>TH</sup> PLACE  
VERO BEACH, FLORIDA 32960

CITY OF VERO BEACH

**CASE NO. 15-CE-6060**

vs.

**CITATION NO. 752M**

**VENETIAN APARTMENTS/KRAIG VANN PYLE**

P.O. Box 6747  
Vero Beach, FL 32961

AND

2545 Indian River Boulevard  
Vero Beach, FL 32960

**ORDER GRANTING ADDITIONAL TIME  
TO CORRECT VIOLATION AND SCHEDULING HEARING**

**VIOLATIONS:** City of Vero Beach Code sec 22-106(a) ("Code"); construction without permit.

**LOCATION:** 2545 Indian River Blvd., Vero Beach, Florida 32960

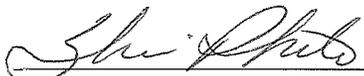
The above-styled case having come before the Board on the 13<sup>th</sup> day of April 2016 for report by the Code Enforcement Officer on compliance with the Board's Order to correction violation entered December 29, 2015, and granting additional time to correct entered February 19, 2016, and the Board, having heard the testimony of the officer, on motion made and approved, found that in light of the circumstances regarding the violator's efforts to correct the violation, it is appropriate to grant the violator additional time for correction.

**IT IS THEREFORE ORDERED AND ADJUDGED BY THE BOARD:**

The violator shall correct the violations by obtaining after-the-fact building permits and required inspections by **Friday, May 6, 2016**. This case is continued to **Wednesday, May 11, 2016 at 2:00 P.M. in City Council Chambers, City Hall, 1053 20<sup>th</sup> Place, Vero Beach, Florida 32960** for hearing on the violator's compliance with this Order. No additional penalties or costs are assessed at this time.

**DONE AND ORDERED** at Vero Beach, Indian River County, Florida this 21<sup>st</sup> day of April 2016.

ATTEST:

  
\_\_\_\_\_  
Sherri Philo, as Board Clerk

CODE ENFORCEMENT BOARD

  
\_\_\_\_\_  
Kirk Noonan, Chairman

[Seal]

Approved as to form and legal sufficiency:

  
\_\_\_\_\_  
Wayne R. Coment, as Board Attorney

**IMPORTANT INFORMATION**

**Correction of Violations:** AFTER CORRECTING THE VIOLATIONS YOU MUST NOTIFY THE CODE ENFORCEMENT OFFICER at Telephone #772-978-4551 or 772-978-4561, or in person at the Code Enforcement Office, Vero Beach Police Department, 1055 20<sup>th</sup> Street, Vero Beach, FL 32960 in order to request re-inspection to avoid imposition of additional civil penalties against you.

**Attendance at Hearing:** If you do not appear at the hearing in person or by legal representative to defend this matter, the Code Enforcement Board may proceed to hear the case in your absence and rule against you. This case will be presented to the Board even if the violations are corrected prior to the hearing.



BEFORE THE CODE ENFORCEMENT BOARD
OF THE CITY OF VERO BEACH, FLORIDA
1053 20TH PLACE
VERO BEACH, FLORIDA 32960

CITY OF VERO BEACH

CASE NO. 15-CE-6060

vs.

CITATION NO. 752M

VENETIAN APARTMENTS/KRAIG VANN PYLE

P.O. Box 6747

AND

2545 Indian River Boulevard

Vero Beach, FL 32961

Vero Beach, FL 32960

ORDER GRANTING ADDITIONAL TIME
TO CORRECT VIOLATION AND SCHEDULING HEARING

VIOLATIONS: City of Vero Beach Code sec 22-106(a) ("Code"); construction without permit.

LOCATION: 2545 Indian River Blvd., Vero Beach, Florida 32960

The above-styled case having come before the Board on the 10th day of February, 2016 for report by the Code Enforcement Officer on compliance with the Board's Order to correction violation entered December 29, 2015, and the Board, having heard the testimony of the officer and the violator's representative, Cathy Ergle, on motion made and approved, found that in light of the circumstances regarding the violator's efforts to correct the violation by obtaining after-the-fact code compliance and building permits, it would be appropriate to grant the violator additional time for correction.

IT IS THEREFORE ORDERED AND ADJUDGED BY THE BOARD THAT:

The violator shall correct the violations by obtaining after-the-fact building permits and required inspections by April 8, 2016. This case is continued to Wednesday, April 13, 2016 at 2:00 P.M. for hearing on the violator's compliance with this Order. No additional penalties or costs are assessed at this time.

DONE AND ORDERED at Vero Beach, Indian River County, Florida this 19th day of February 2016.

ATTEST:

CODE ENFORCEMENT BOARD

Sherri Philo, as Board Clerk

Kirk Noonan, Vice Chairman

[Seal]

Approved as to form and legal sufficiency:

Wayne R. Coment, as Board Attorney

IMPORTANT INFORMATION

Correction of Violations: AFTER CORRECTING THE VIOLATIONS YOU MUST NOTIFY THE CODE ENFORCEMENT OFFICER at Telephone #772-978-4551 or 772-978-4561, or in person at the Code Enforcement Office, Vero Beach Police Department, 1055 20th Street, Vero Beach, FL 32960 in order to request re-inspection to avoid imposition of additional civil penalties against you.

Attendance at Hearing: If you do not appear at the hearing in person or by legal representative to defend this matter, the Code Enforcement Board may proceed to hear the case in your absence and rule against you. This case will be presented to the Board even if the violations are corrected prior to the hearing.

**Todd N. Smith, P.E.**

121 Hinchman Ave.  
Sebastian, Fl. 32958  
772-5559-3699  
tnspe@bellsouth.net

Feb. 9, 2016

Venetian Apartments, Inc.  
c/o Cathy Ergle  
523 Royal Palm Blvd.  
Vero Beach, Fl. 32960

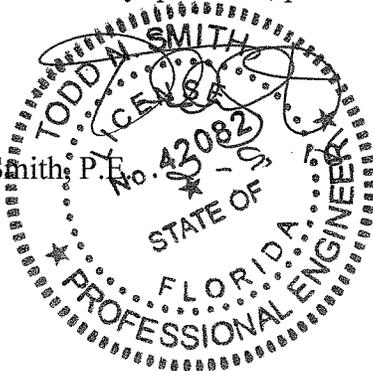
To Whom it May Concern:

This letter shall serve as notice that our firm has been retained by the Venetian Apartments, Inc. to provide structural engineering services to design a retrofit railing to the stair tower at 2545 Indian River Boulevard (Building A) to meet the fifth edition of the Florida Building Code requirements and address the current code enforcement issues. Due to our current work load it will be app. 30 days before we commence with the design. We would appreciate the City of Vero Beach Code Enforcement Board allows us an extension of time to address this matter. In determining allowable time, please consider that there will be additional time for the actual design, the review time by the City of Vero Beach Building Department and the actual construction time to complete any required improvements.

Should you have any questions, please call.

Sincerely,

Todd N. Smith, P.E.





**BEFORE THE CODE ENFORCEMENT BOARD  
OF THE CITY OF VERO BEACH, FLORIDA  
1053 20<sup>TH</sup> PLACE  
VERO BEACH, FLORIDA 32960**

CITY OF VERO BEACH

**CASE NO. 15-CE-6060**

vs.

**CITATION NO. 752M**

**VENETIAN APARTMENTS/KRAIG VANN PYLE**

P.O. Box 6747  
Vero Beach, FL 32961

**AND**

2545 Indian River Boulevard  
Vero Beach, FL 32960

**ORDER FINDING VIOLATION AND TO CORRECT**

**VIOLATIONS:** City of Vero Beach Code sec 22-106(a) ("Code"); construction without permit.  
**LOCATION:** 2545 Indian River Blvd., Vero Beach, Florida 32960

The above-styled case having come before the Code Enforcement Board of the City of Vero Beach ("Board") on the 9<sup>th</sup> day of December, 2015 on request for Board order by the code enforcement officer, and having heard testimony of the code enforcement officer and the violator, Mr. Kraig Vann Pyle, and having reviewed the record in this case, on motion made and approved, found as follows:

1. The citation and notice of hearing issued in this case were served as provided by law, and the violator appeared at this hearing and testified on his own behalf, and also presented testimony of Cathy Ergle on his behalf.
2. The violator did not appeal issuance of the citation within the time allowed by law and thereby waived a hearing on the citation, which waiver is an admission of the violation. In addition, the violator paid the initial civil penalty of \$50.00 assessed on the citation, which is also an admission of the violation.
3. It would appropriate under the circumstances presented to allow the violator 60 days to correct the violation by obtaining after-the-fact building permits as required.

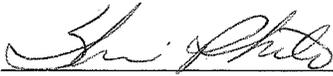
**IT IS THEREFORE ORDERED AND ADJUDGED BY THE BOARD THAT:**

The violator is deemed to have committed the violation as specified above and in the citation. The violator shall correct the violation by obtaining after-the-fact building permits and required inspections by February 5, 2016. This case shall be otherwise continued to the Board's February 10, 2016 meeting for report on compliance with this Order. No additional civil penalties or costs are assessed at this time.

**DONE AND ORDERED** at Vero Beach, Indian River County, Florida this 29<sup>th</sup> day of December 2015.

ATTEST:

CODE ENFORCEMENT BOARD



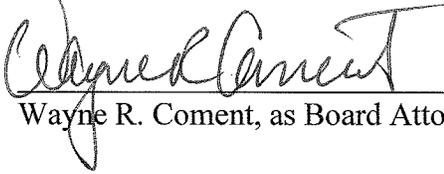
\_\_\_\_\_  
Sherri Philo, as Board Clerk



\_\_\_\_\_  
Kirk Noonan, Vice Chairman

[Seal]

Approved as to form and legal sufficiency:



\_\_\_\_\_  
Wayne R. Coment, as Board Attorney

**IMPORTANT INFORMATION**

**Correction of Violations:** AFTER CORRECTING THE VIOLATIONS YOU MUST NOTIFY THE CODE ENFORCEMENT OFFICER at Telephone #772-978-4551 or 772-978-4561, or in person at the Code Enforcement Office, Vero Beach Police Department, 1055 20<sup>th</sup> Street, Vero Beach, FL 32960 in order to request re-inspection to avoid imposition of additional civil penalties against you.

**Attendance at Hearing:** If you do not appear at the hearing in person or by legal representative to defend this matter, the Code Enforcement Board may proceed to hear the case in your absence and rule against you. This case will be presented to the Board even if the violations are corrected prior to the hearing.



**VERO BEACH POLICE DEPARTMENT  
CODE ENFORCEMENT DIVISION**

1055 20th Street  
Vero Beach, FL 32960

**CODE ENFORCEMENT CITATION**

**No. 752M / 15-CE-6060**

STATE OF FLORIDA, COUNTY OF INDIAN RIVER, CITY OF VERO BEACH,

In the name of the City of Vero Beach, Florida: The undersigned officer certifies that he/she has just and reasonable grounds to believe, and does believe that on **October 01, 2015** at **n/a**

Name: **Venetian Apartments / Kraig Vann Pyle**  
**PO Box 6747**  
of: **Vero Beach, FL 32961**

**ORIGINAL**

at (violation address): **2545 INDIAN RIVER BLVD** in the City of Vero Beach, Florida committed the following civil offense: **Construction without permit.**

Violation of code provision(s): **22-106 (a)**

Facts constituting violation: **Railings and second floor balcony railing installed without permit.**

**CIVIL PENALTY: \$50.00                      PAY BY DATE: 10/20/2015                      REPEAT VIOLATION**

**✓ CORRECTION REQUIRED BY: 10/20/2015. This is a correctable violation and must be corrected by the date specified.** Each day that the violation remains uncorrected after the date specified is a separate violation and additional civil penalties and costs may be assessed against you without issuance of additional citations. You must contact the issuing officer and request re-inspection once the violation is corrected or if you need additional time to correct the violation. If you do not correct the violation by the date specified the City may also take action to correct the violation and assess the costs of correction plus administrative fees as a lien against the property on which the violation was corrected in addition to any lien for civil penalties or costs.

Issued by: Sanderson  
Department: VBPD/Code Enforcement

Date Issued: 10/05/2015  
Telephone: 7729784561

**RIGHT TO HEARING OR TO PAY REDUCED PENALTY:** You must either file a written request for a hearing to contest this citation OR pay the reduced civil penalty specified above at: **City Clerk's Office, City Hall, 1053 20th Place, Vero Beach, Florida 32960. WRITTEN REQUEST FOR A HEARING MUST BE RECEIVED WITHIN TEN (10) DAYS (excluding Saturdays, Sundays, and legal holidays) OR YOUR RIGHT TO A HEARING IS WAIVED AND DEEMED YOUR ADMISSION OF THE VIOLATION.** Make checks payable to "City of Vero Beach." Do not mail cash! If correction of the violation is required above, the timely filing of a request for a hearing will toll the accrual of continuing violation penalties pending outcome of the hearing. Your right to pay the reduced penalty specified above is waived if you elect to contest the citation and, if after the hearing you are found to be responsible for the violation, a civil penalty of up to \$500 (\$1,000 for contracting violations) may be assessed against you for each day of violation, plus administrative and enforcement costs.

Your signature below acknowledges receipt of a copy of this citation and is NOT an admission of the violation. Willful refusal to sign and accept this citation is a misdemeanor criminal offense punishable as provided by law.

\_\_\_\_\_  
Signature of Individual

Date: \_\_\_\_\_

CLERK COPY - 15-001289

Certified Mail Receipt: 70140150000165253149

CITY OF VERO BEACH  
UTILITIES

OCT 19 2015

PAD  
CASHIER 002



**VERO BEACH POLICE DEPARTMENT  
CODE ENFORCEMENT DIVISION**

1055 20th Street  
Vero Beach, FL 32960

**CODE ENFORCEMENT CITATION**

No. 752M / 15-CE-6060

STATE OF FLORIDA, COUNTY OF INDIAN RIVER, CITY OF VERO BEACH,

In the name of the City of Vero Beach, Florida: The undersigned officer certifies that he/she has just and reasonable grounds to believe, and does believe that on October 01, 2015 at n/a

Name: **Venetian Apartments / Kraig Vann Pyle**  
**PO Box 6747**  
of: **Vero Beach, FL 32961**

at (violation address): 2545 INDIAN RIVER BLVD in the City of Vero Beach, Florida committed the following civil offense: Construction without permit.

Violation of code provision(s): 22-106 (a)

Facts constituting violation: Railings and second floor balcony railing installed without permit.

**CIVIL PENALTY: \$50.00**

**PAY BY DATE: 10/20/2015**

**REPEAT VIOLATION**

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Issued by: Sanderson  
Department: VBPD/Code Enforcement

Date Issued: 10/05/2015  
Telephone: 7729784561

**RIGHT TO HEARING OR TO PAY REDUCED PENALTY:** You must either file a written request for a hearing to contest this citation OR pay the reduced civil penalty specified above at: City Clerk's Office, City Hall, 1053 20th Place, Vero Beach, Florida 32960. **WRITTEN REQUEST FOR A HEARING MUST BE RECEIVED WITHIN TEN (10) DAYS (excluding Saturdays, Sundays, and legal holidays) OR YOUR RIGHT TO A HEARING IS WAIVED AND DEEMED YOUR ADMISSION OF THE VIOLATION.** Make checks payable to "City of Vero Beach." Do not mail cash! If correction of the violation is required above, the timely filing of a request for a hearing will toll the accrual of continuing violation penalties pending outcome of the hearing. Your right to pay the reduced penalty specified above is waived if you elect to contest the citation and, if after the hearing you are found to be responsible for the violation, a civil penalty of up to \$500 (\$1,000 for contracting violations) may be assessed against you for each day of violation, plus administrative and enforcement costs.

Your signature below acknowledges receipt of a copy of this citation and is NOT an admission of the violation. Willful refusal to sign and accept this citation is a misdemeanor criminal offense punishable as provided by law.

Cathy Engle  
Signature of Individual

Date: 10-09-15

VIOLATOR COPY - 15-001289

Certified Mail Receipt: 70140150000165253149

Venetian apartments

10-8-15

City of Vero Beach

Railing failure

We repaired railing that our insurance co required. It is now safe from failure.

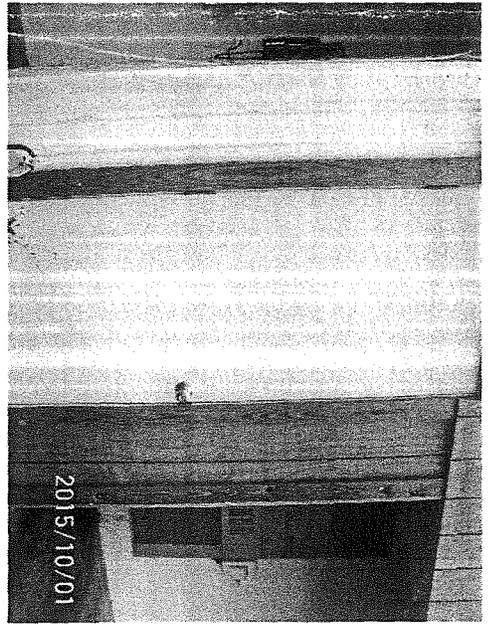
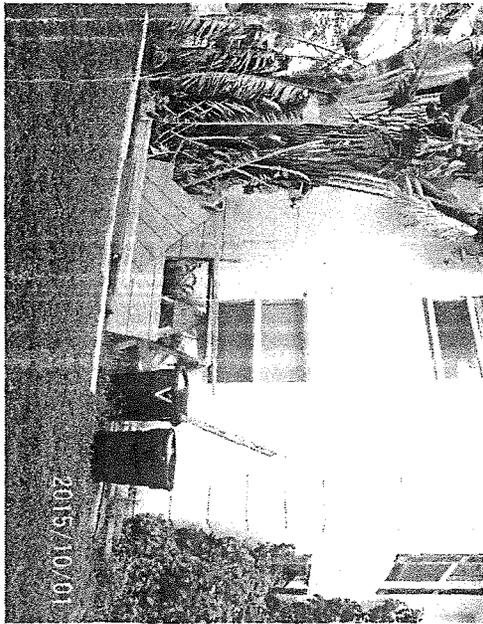
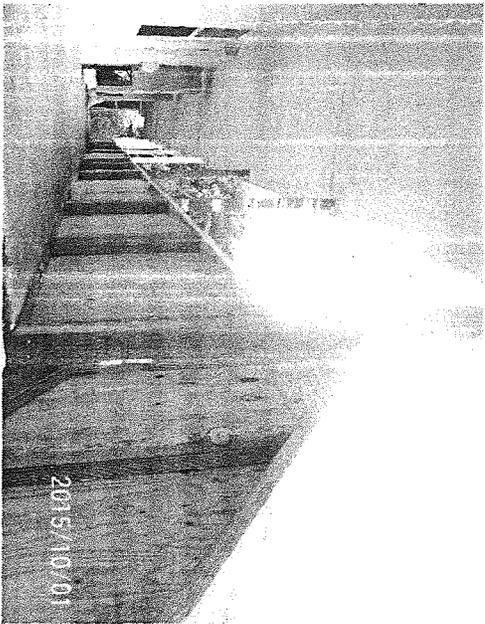
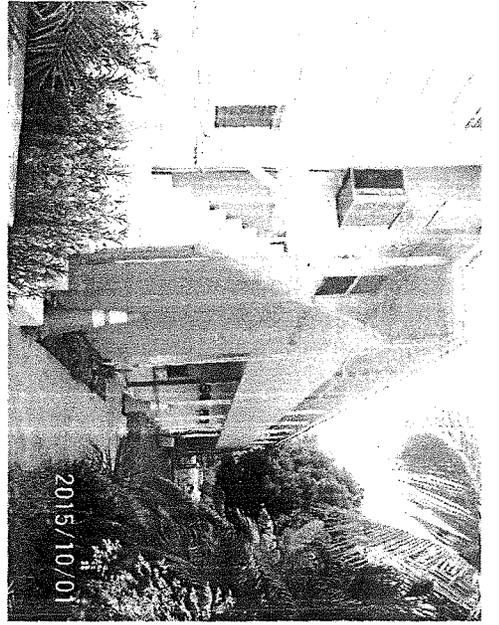
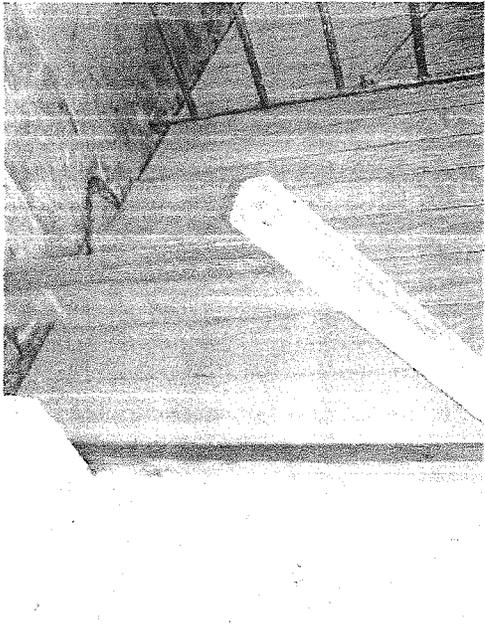
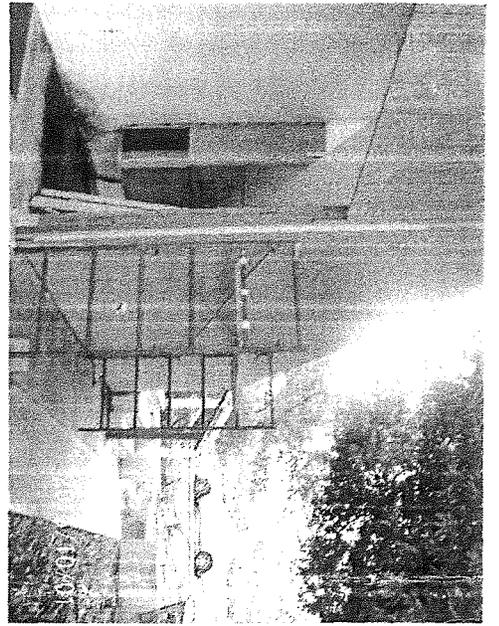
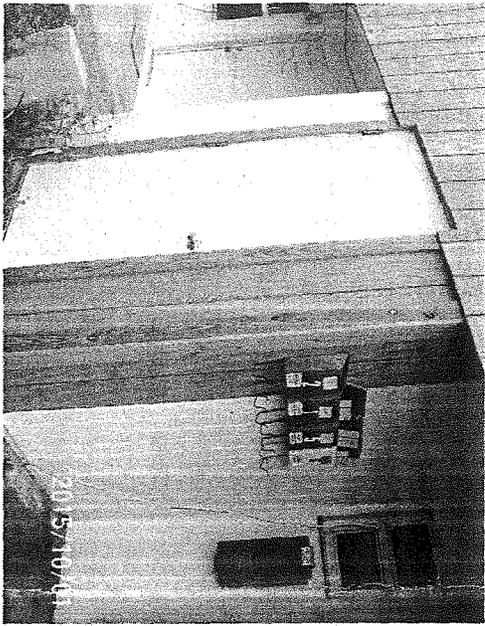
We went over information with Dave Cheechi from building dept. We will be pulling permit when State of Florida gets around to sending our lost or miss mailed license.

Sincerely



Kraig Vann Pyle

772 563 0013





**BEFORE THE CODE ENFORCEMENT BOARD**  
 OF THE CITY OF VERO BEACH, FLORIDA  
 1053 20<sup>TH</sup> PLACE  
 VERO BEACH, FLORIDA 32960  
 Telephone (772) 978-4550

5-B)16

CITY OF VERO BEACH

vs.

CASE No's.: 16-CE-2235

LAURA L. MCCLOSKEY  
 Violator

Citation No.: 0910T

TO: Laura L. McCloskey  
P.O. Box 6052  
Vero Beach, Florida 32961

**NOTICE OF HEARING**

AND

1606 24<sup>th</sup> Avenue  
Vero Beach, Florida 32960

**YOU ARE HERBY NOTIFIED** that a hearing is scheduled before the Code Enforcement Board of the City of Vero Beach ("Board") regarding the above-styled code enforcement case as follows:

DATE and TIME: May 11 2 016 at 2:00 P.M.

LOCATION OF HEARING: VERO BEACH CITY HALL, 1053 20<sup>th</sup> PLACE, VERO BEACH, FL

**PURPOSE OF HEARING:**

- Appeal of code enforcement citation.
- Failure to Correct Violation(s).
- Failure to Pay Civil Penalty and/or Costs.
- Other (describe): case continued

**YOUR HEARING RIGHTS:** You have the right to be represented at the hearing by an attorney at your own expense if you so choose, however an attorney is not required. You have the right to present witnesses and other evidence on your behalf and to cross-examine witnesses against you. You have the right to testify or not testify on your own behalf.

**CITATION APPEALS:** Pursuant to COVB Code sec. 2-303, the Board's authority on appeal of a citation is limited to fact-finding only. If your appeal of the citation is to contest the interpretation or application of the Code provision(s) cited as being violated, such appeal must be made in writing to the designated administrative authority of the City as defined in sec. 2-303 or that appeal is waived. If such administrative appeal is taken, it must be finally decided before the Board may hear appeal of the citation.

**IF YOU FAIL TO APPEAR:** If you do not appear at the hearing in person or by your attorney to defend this matter, you will be deemed to have waived your right to a hearing and the Board may rule against you in your absence and enter an order accordingly. Also take notice that such waiver of your right to a hearing will be deemed your admission of the violation(s) cited if the hearing is for appeal of the citation.

**LATE CORRECTION OF VIOLATION OR LATE PAYMENT:** This case may be presented to the Board even if all cited violations have been corrected and civil penalties and costs have been paid prior to the hearing.

**HEARING RECORD:** This hearing involves non-criminal code enforcement matters. You are responsible for insuring, at your own expense, that a verbatim record of the hearing is made by a Florida certified court reporter should you desire to appeal an adverse decision of the Board to the Circuit Court.

**POSTPONEMENTS:** No request for postponement of the hearing will be considered unless such request is made in writing, stating good reason for the requested postponement, and received by the board clerk at least five (5) days prior to the date set for the hearing at: City Clerk's Office, City Hall, 1053 20th Place, Vero Beach, Florida 32960.

PLEASE GOVERN YOURSELF ACCORDINGLY.

FOR THE CODE ENFORCEMENT BOARD

Date: April 29, 2016

By:   
Board Clerk

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true copy of the foregoing Notice of Hearing was provided to the above-named violator by first class U.S. Mail addressed to the above-specified address this 29<sup>th</sup> day of April 2016.

  
Board Clerk



**BEFORE THE CODE ENFORCEMENT BOARD  
OF THE CITY OF VERO BEACH, FLORIDA  
1053 20<sup>TH</sup> PLACE  
VERO BEACH, FLORIDA 32960**

CITY OF VERO BEACH

**CASE NO. 16-CE-2235**

vs.

**CITATION NO. 0910T**

**Laura L. McCloskey**  
P.O. Box 6052  
Vero Beach, FL 32961

**ORDER TO CORRECT VIOLATION**

**VIOLATION:** City of Vero Beach Code (“Code”) section 38-31(b)(1), weeds, grass, and undergrowth in excess of 12” in height.

**VIOLATION LOCATION:** 1606 24<sup>th</sup> Avenue, Vero Beach, Florida 32960

The above-styled case having come before the Code Enforcement Board of the City of Vero Beach (“Board”) on the 13<sup>th</sup> day of April 2016 on request of the code enforcement officer for an order to correct the violation and the Board, having heard report of the code enforcement officer and having reviewed the record in this case, on motion made and approved, found that:

1. The citation and notice of hearing were served as provided by law however the violator has failed to appear in this enforcement action.
2. The violator did not appeal issuance of the citation in this case within the time allowed by law and thereby waived the right to a hearing before the Board to contest the issuance of the citation, which waiver is deemed an admission of the violation as specified in the citation.
3. The violation specified in the citation has not been corrected and the civil penalty of \$50.00 assessed on the citation has not been paid.
4. It would be appropriate to only issue an order to correct at this time as requested by the officer.
5. Continuing penalties and enforcement costs were not requested at this time.

**IT IS THEREFORE ORDERED AND ADJUDGED BY THE BOARD:**

The violator is deemed to have committed a violation of Code section 38-31(b)(1), weeds, grass, and undergrowth in excess of 12” in height, as specified in the citation and the violation is continuing. **The violator shall cause correction of the violation by Friday, May 6, 2016.**

A hearing for report on compliance with this Order is hereby scheduled for **Wednesday, May 11, 2016 in Council Chambers, City Hall, 1053 20<sup>th</sup> Place, Vero Beach, Florida 32960.** Imposition of continuing civil penalties and assessment of enforcement and hearing costs is reserved.

**DONE AND ORDERED** at Vero Beach, Indian River County, Florida this 21<sup>st</sup> day of April 2016.

ATTEST:

CODE ENFORCEMENT BOARD



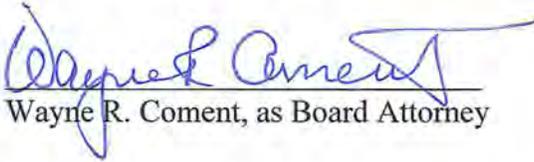
Sherri Philo, as Board Clerk



Kirk Noonan, Chairman

[Seal]

Approved as to form and legal sufficiency:



Wayne R. Coment, as Board Attorney

**IMPORTANT INFORMATION**

**Correction of Violations:** AFTER CORRECTING THE VIOLATIONS YOU MUST NOTIFY THE CODE ENFORCEMENT OFFICER at Telephone #772-978-4551 or 772-978-4561, or in person at the Code Enforcement Office, Vero Beach Police Department, 1055 20<sup>th</sup> Street, Vero Beach, FL 32960 in order to request re-inspection to avoid imposition of additional civil penalties against you.

**Repeat Violation:** Repeat violation of the same Code provision by the violator, even if committed at a different location, can result in the issuance of a code enforcement citation and assessment of increased civil penalties for the repeat offense.

**Notice of Right to Appeal Board Decision:** An aggrieved party may appeal the Board's order to the Circuit Court in Indian River County, Florida. A written notice of appeal, together with a copy of the order appealed, must be filed with the Clerk of the Code Enforcement Board **and** with the Clerk of the Circuit Court, together with the applicable court filing fees, within thirty (30) days after the date of this order or the right to appeal is waived. An appeal is limited to appellate review of the record of the proceedings created before the Code Enforcement Board. Ref. F.S. 26.012(1); Florida Rules of Appellate Procedure, 9.030(c)(1)(C); 9.110(c).



**VERO BEACH POLICE DEPARTMENT  
CODE ENFORCEMENT DIVISION**

1055 20th Street  
Vero Beach, FL 32960

**CODE ENFORCEMENT CITATION**

No. 0910T / 16-CE-2235

STATE OF FLORIDA, COUNTY OF INDIAN RIVER, CITY OF VERO BEACH,

In the name of the City of Vero Beach, Florida: The undersigned officer certifies that he/she has just and reasonable grounds to believe, and does believe that on February 12, 2016 at N/A

**ORIGINAL**

Name: **Mccloskey, Laura L \***  
PO Box 6052  
of: **Vero Beach, FL 32961**

at (violation address): 1606 24th Ave in the City of Vero Beach, Florida committed the following civil offense: Weeds, grass, and overgrowth in excess of 12".

Violation of code provision(s): 38-31(b)(1)

Facts constituting violation: Weeds, grass, and overgrowth in excess of 12". Please arrange to have property placed on a regularly scheduled maintenance program and remit payment for citation on or before 3/1/2016

**CIVIL PENALTY: \$50.00**

**PAY BY DATE: 03/01/2016**

**REPEAT VIOLATION**

**CORRECTION REQUIRED BY: 03/01/2016. This is a correctable violation and must be corrected by the date specified.** Each day that the violation remains uncorrected after the date specified is a separate violation and additional civil penalties and costs may be assessed against you without issuance of additional citations. You must contact the issuing officer and request re-inspection once the violation is corrected or if you need additional time to correct the violation. If you do not correct the violation by the date specified the City may also take action to correct the violation and assess the costs of correction plus administrative fees as a lien against the property on which the violation was corrected in addition to any lien for civil penalties or costs.

Issued by: Tom Ramsey  
Department: VBPD/Code Enforcement

Date Issued: 02/12/2016  
Telephone: 772-978-4551

**RIGHT TO HEARING OR TO PAY REDUCED PENALTY:** You must either file a written request for a hearing to contest this citation OR pay the reduced civil penalty specified above at: City Clerk's Office, City Hall, 1053 20th Place, Vero Beach, Florida 32960. **WRITTEN REQUEST FOR A HEARING MUST BE RECEIVED WITHIN TEN (10) DAYS (excluding Saturdays, Sundays, and legal holidays) OR YOUR RIGHT TO A HEARING IS WAIVED AND DEEMED YOUR ADMISSION OF THE VIOLATION.** Make checks payable to "City of Vero Beach." Do not mail cash! If correction of the violation is required above, the timely filing of a request for a hearing will toll the accrual of continuing violation penalties pending outcome of the hearing. Your right to pay the reduced penalty specified above is waived if you elect to contest the citation and, if after the hearing you are found to be responsible for the violation, a civil penalty of up to \$500 (\$1,000 for contracting violations) may be assessed against you for each day of violation, plus administrative and enforcement costs.

Your signature below acknowledges receipt of a copy of this citation and is NOT an admission of the violation. Willful refusal to sign and accept this citation is a misdemeanor criminal offense punishable as provided by law.

\_\_\_\_\_  
Signature of Individual

Date: \_\_\_\_\_

CLERK COPY - 16-000088

Certified Mail Receipt: 70140150000165021106

**ORIGINAL**



**BEFORE THE CODE ENFORCEMENT BOARD**  
 OF THE CITY OF VERO BEACH, FLORIDA  
 1053 20<sup>TH</sup> PLACE  
 VERO BEACH, FLORIDA 32960  
 Telephone (772) 978-4550

5-B)1c

CITY OF VERO BEACH

vs.

CASE No's.: 16-CE-6457

MAXWELL PROPERTIES, INC. / JAMES R. MAXWELL  
 Violator

Citation No.: 824M

TO: Maxwell Properties, Inc. / James R. Maxwell  
920 Truman Street  
Sebastian, Florida 32958

**NOTICE OF HEARING**

AND 1146 21<sup>st</sup> Street  
Vero Beach, Florida 32960

**YOU ARE HERBY NOTIFIED** that a hearing is scheduled before the Code Enforcement Board of the City of Vero Beach ("Board") regarding the above-styled code enforcement case as follows:

DATE and TIME: May 11 2 016 at 2:00 P.M.

LOCATION OF HEARING: VERO BEACH CITY HALL, 1053 20<sup>th</sup> PLACE, VERO BEACH, FL

**PURPOSE OF HEARING:**

- Appeal of code enforcement citation.
- Failure to Correct Violation(s).
- Failure to Pay Civil Penalty and/or Costs.
- Other (describe): CASE Continued

**YOUR HEARING RIGHTS:** You have the right to be represented at the hearing by an attorney at your own expense if you so choose, however an attorney is not required. You have the right to present witnesses and other evidence on your behalf and to cross-examine witnesses against you. You have the right to testify or not testify on your own behalf.

**CITATION APPEALS:** Pursuant to COVB Code sec. 2-303, the Board's authority on appeal of a citation is limited to fact-finding only. If your appeal of the citation is to contest the interpretation or application of the Code provision(s) cited as being violated, such appeal must be made in writing to the designated administrative authority of the City as defined in sec. 2-303 or that appeal is waived. If such administrative appeal is taken, it must be finally decided before the Board may hear appeal of the citation.

**IF YOU FAIL TO APPEAR:** If you do not appear at the hearing in person or by your attorney to defend this matter, you will be deemed to have waived your right to a hearing and the Board may rule against you in your absence and enter an order accordingly. Also take notice that such waiver of your right to a hearing will be deemed your admission of the violation(s) cited if the hearing is for appeal of the citation.

**LATE CORRECTION OF VIOLATION OR LATE PAYMENT:** This case may be presented to the Board even if all cited violations have been corrected and civil penalties and costs have been paid prior to the hearing.

**HEARING RECORD:** This hearing involves non-criminal code enforcement matters. You are responsible for insuring, at your own expense, that a verbatim record of the hearing is made by a Florida certified court reporter should you desire to appeal an adverse decision of the Board to the Circuit Court.

**POSTPONEMENTS:** No request for postponement of the hearing will be considered unless such request is made in writing, stating good reason for the requested postponement, and received by the board clerk at least five (5) days prior to the date set for the hearing at: City Clerk's Office, City Hall, 1053 20th Place, Vero Beach, Florida 32960.

PLEASE GOVERN YOURSELF ACCORDINGLY.

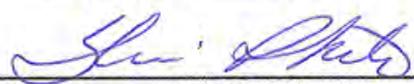
FOR THE CODE ENFORCEMENT BOARD

Date: April 29, 2016

By:   
Board Clerk

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true copy of the foregoing Notice of Hearing was provided to the above-named violator by first class U.S. Mail addressed to the above-specified address this 29<sup>th</sup> day of April 2016.

  
Board Clerk



**BEFORE THE CODE ENFORCEMENT BOARD  
OF THE CITY OF VERO BEACH, FLORIDA**  
1053 20<sup>TH</sup> PLACE  
VERO BEACH, FLORIDA 32960

CITY OF VERO BEACH

**CASE NO. 16-CE-6457**

vs.

**CITATION NO. 824M**

**MAXWELL PROPERTIES, INC.**  
**JAMES R. MAXWELL**  
920 Truman Street  
Sebastian, FL 32958

AND

1146 21<sup>st</sup> Street  
Vero Beach, FL 32960

**ORDER CONTINUING HEARING**

**VIOLATIONS:** City of Vero Beach Code, section 64.06(8)(h) ("Code"); minor site plan approval required for new and/or additions to outdoor storage; rental and storage of vehicles.

**LOCATION:** 1146 21<sup>st</sup> Street, Vero Beach, Florida 32960

The above-styled case having come before the Board on the 13<sup>th</sup> day of April 2016 on request of the code enforcement officer for a Board order and the Board, having heard the report of the code enforcement officer and having heard testimony of the violator and having reviewed the record in this action, on motion made and approved, found that it would be appropriate to continue the hearing to the next Code Enforcement Board meeting (May 11, 2016).

**IT IS THEREFORE ORDERED AND ADJUDGED BY THE BOARD THAT:**

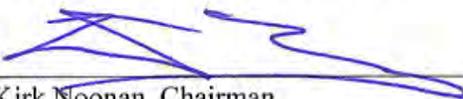
The hearing on the request for a Board order in this case is continued to Wednesday, May 11, 2016 at 2:00 P.M. in Council Chambers, City Hall, 1053 20<sup>th</sup> Place, Vero Beach, Florida 32960.

**DONE AND ORDERED** at Vero Beach, Indian River County, Florida this 21<sup>st</sup> day of April 2016.

ATTEST:

CODE ENFORCEMENT BOARD

  
\_\_\_\_\_  
Sherri Philo, Board Clerk

  
\_\_\_\_\_  
Kirk Noonan, Chairman

Approved as to form and legal sufficiency:

  
\_\_\_\_\_  
Wayne R. Coment, as Board Attorney

**IMPORTANT INFORMATION**

**Attendance at Hearing:** If you do not appear at the hearing in person or by legal representative to defend this matter, the Code Enforcement Board may proceed to hear the case in your absence and rule against you. This case will be presented to the Board even if the violations are corrected prior to the hearing.

**Correction of Violations:** AFTER CORRECTING THE VIOLATIONS YOU MUST NOTIFY THE CODE ENFORCEMENT OFFICER at Telephone #772-978-4551 or 772-978-4561, or in person at the Code Enforcement Office, Vero Beach Police Department, 1055 20<sup>th</sup> Street, Vero Beach, FL 32960 in order to request re-inspection to avoid imposition of additional civil penalties against you.



**VERO BEACH POLICE DEPARTMENT  
CODE ENFORCEMENT DIVISION**

**1055 20th Street  
Vero Beach, FL 32960**

**CODE ENFORCEMENT CITATION**

**No. 824M / 16-CE-6457**

**STATE OF FLORIDA, COUNTY OF INDIAN RIVER, CITY OF VERO BEACH,**

In the name of the City of Vero Beach, Florida: The undersigned officer certifies that he/she has just and reasonable grounds to believe, and does believe that on **February 23, 2016** at **n/a**

Name: **Maxwell Properties Inc, / James R Maxwell**  
**920 Truman St**  
of: **Sebastian, FL 32958**

at (violation address): **1146 21st Street** in the City of Vero Beach, Florida committed the following civil offense:  
**Minor site plan approval required for new and/or additions to outdoor storage.**

Violation of code provision(s): **64.06 (8) (h)**

Facts constituting violation: **New and existing businesses on-site require site plan approval for repair, rental and storage of vehicles.**

**CIVIL PENALTY: \$50.00**

**PAY BY DATE:**

**REPEAT VIOLATION**

**CORRECTION REQUIRED BY: 03/18/2016. This is a correctable violation and must be corrected by the date specified.** Each day that the violation remains uncorrected after the date specified is a separate violation and additional civil penalties and costs may be assessed against you without issuance of additional citations. You must contact the issuing officer and request re-inspection once the violation is corrected or if you need additional time to correct the violation. If you do not correct the violation by the date specified the City may also take action to correct the violation and assess the costs of correction plus administrative fees as a lien against the property on which the violation was corrected in addition to any lien for civil penalties or costs.

Issued by: Sanderson  
Department: VBPD/Code Enforcement

Date Issued: 03/03/2016  
Telephone: 7729784561

**RIGHT TO HEARING OR TO PAY REDUCED PENALTY:** You must either file a written request for a hearing to contest this citation **OR** pay the reduced civil penalty specified above at: **City Clerk's Office, City Hall, 1053 20th Place, Vero Beach, Florida 32960.** **WRITTEN REQUEST FOR A HEARING MUST BE RECEIVED WITHIN TEN (10) DAYS (excluding Saturdays, Sundays, and legal holidays) OR YOUR RIGHT TO A HEARING IS WAIVED AND DEEMED YOUR ADMISSION OF THE VIOLATION.** Make checks payable to "City of Vero Beach." Do not mail cash! If correction of the violation is required above, the timely filing of a request for a hearing will toll the accrual of continuing violation penalties pending outcome of the hearing. Your right to pay the reduced penalty specified above is waived if you elect to contest the citation and, if after the hearing you are found to be responsible for the violation, a civil penalty of up to \$500 (\$1,000 for contracting violations) may be assessed against you for each day of violation, plus administrative and enforcement costs.

Your signature below acknowledges receipt of a copy of this citation and is **NOT** an admission of the violation. Willful refusal to sign and accept this citation is a misdemeanor criminal offense punishable as provided by law.

\_\_\_\_\_  
Signature of Individual

Date: \_\_\_\_\_

CLERK COPY - 16-000250

Certified Mail Receipt: 70151730000072948929



5-B)1d



**BEFORE THE CODE ENFORCEMENT BOARD**  
OF THE CITY OF VERO BEACH, FLORIDA  
1053 20<sup>TH</sup> PLACE  
VERO BEACH, FLORIDA 32960  
Telephone (772) 978-4550

CITY OF VERO BEACH

vs.

CASE No's.: 16-CE-6407

BANK OF AMERICA

Citation No.: 0909T

Violator

TO: Helena Kennedy / Veronica Price  
helenakennedyrealtor@gmail.com

**NOTICE OF HEARING**

**YOU ARE HERBY NOTIFIED** that a hearing is scheduled before the Code Enforcement Board of the City of Vero Beach ("Board") regarding the above-styled code enforcement case as follows:

DATE and TIME: May 11 2016 at 2:00 P.M.

LOCATION OF HEARING: VERO BEACH CITY HALL, 1053 20<sup>th</sup> PLACE, VERO BEACH, FL

**PURPOSE OF HEARING:**

- Appeal of code enforcement citation.
- Failure to Correct Violation(s).
- Failure to Pay Civil Penalty and/or Costs.
- Other (describe): Code Officer to request the Board find the property in

compliance / Helena Kennedy, Realty – To request a lien reduction request

\_\_\_\_\_  
\_\_\_\_\_

**YOUR HEARING RIGHTS:** You have the right to be represented at the hearing by an attorney at your own expense if you so choose, however an attorney is not required. You have the right to present witnesses and other evidence on your behalf and to cross-examine witnesses against you. You have the right to testify or not testify on your own behalf.

**CITATION APPEALS:** Pursuant to COVB Code sec. 2-303, the Board's authority on appeal of a citation is limited to fact-finding only. If your appeal of the citation is to contest the interpretation or application of the Code provision(s) cited as being violated, such appeal must be made in writing to the designated administrative authority of the City as defined in sec. 2-303 or that appeal is waived. If such administrative appeal is taken, it must be finally decided before the Board may hear appeal of the citation.

**IF YOU FAIL TO APPEAR:** If you do not appear at the hearing in person or by your attorney to defend this matter, you will be deemed to have waived your right to a hearing and the Board may rule against you in your absence and enter an order accordingly. Also take notice that such waiver of your right to a hearing will be deemed your admission of the violation(s) cited if the hearing is for appeal of the citation.

**LATE CORRECTION OF VIOLATION OR LATE PAYMENT:** This case may be presented to the Board even if all cited violations have been corrected and civil penalties and costs have been paid prior to the hearing.

**HEARING RECORD:** This hearing involves non-criminal code enforcement matters. You are responsible for insuring, at your own expense, that a verbatim record of the hearing is made by a Florida certified court reporter should you desire to appeal an adverse decision of the Board to the Circuit Court.

**POSTPONEMENTS:** No request for postponement of the hearing will be considered unless such request is made in writing, stating good reason for the requested postponement, and received by the board clerk at least five (5) days prior to the date set for the hearing at: City Clerk's Office, City Hall, 1053 20th Place, Vero Beach, Florida 32960.

PLEASE GOVERN YOURSELF ACCORDINGLY.

FOR THE CODE ENFORCEMENT BOARD

Date: May 3, 2016

By:   
Board Clerk

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true copy of the foregoing Notice of Hearing was provided to the above-named violator by first class U.S. Mail addressed to the above-specified address this 3<sup>rd</sup> day of May 2016.

  
Board Clerk



**BEFORE THE CODE ENFORCEMENT BOARD  
OF THE CITY OF VERO BEACH, FLORIDA  
1053 20<sup>TH</sup> PLACE  
VERO BEACH, FLORIDA 32960**

CITY OF VERO BEACH

**CASE NO. 16-CE-6407**

vs.

**CITATION NO. 0909T**

**BANK OF AMERICA (Owner)**

7105 Corporate Drive  
Mail Stop: Tx2-982.03.03  
Plano, Texas 75024

**AND**

905 Coquina Lane  
Vero Beach, Florida 32963

**ORDER TO CORRECT VIOLATION, IMPOSING CONTINUING  
CIVIL PENALTIES, AND TO PAY PENALTIES AND COSTS**

**VIOLATION:** City of Vero Beach Code sec. 38.31(b)(1,5), weeds, grass, or undergrowth at a height of more than 12 inches; garbage, rubbish, trash, debris strewn about property. (Structure is unsecure with signs of vagrancy).

**LOCATION:** 905 Coquina Lane, Vero Beach, Florida 32963

The above-styled case having come before the Board on the 13<sup>th</sup> day of April 2016 on request of the code enforcement officer for an order to correct violations and the Board, having heard report of the code enforcement officer regarding the violation having not been corrected and having reviewed the record in this case, on motion made and approved, found that:

1. The citation and notice of hearing issued in this case were served as provided by law; however the violator has failed to appear in this enforcement action.
2. The violator did not appeal issuance of the citation in this case within the time allowed by law and thereby waived the right to a hearing before the Board to contest the issuance of the citation, which waiver of hearing is deemed an admission of the violation specified in the citation issued February 10, 2016.
3. The violations have not been corrected and the initial civil penalty assessed on the citation has not been paid.
4. The City has not requested enforcement costs at this time; however the City is entitled pursuant to law to recover all costs of recording the Board's orders in the public records and for preparing and recording releases of the resulting liens upon payment.

**IT IS THEREFORE ORDERED AND ADJUDGED BY THE BOARD:**

The violator is deemed to have committed the violations as specified above and on the citation, which violations have not been corrected and are continuing. **The violator shall immediately cause correction of the violations** and pay to the City Clerk, within thirty (30) days from the date of this Order, the initial civil penalty of **\$50.00** and a continuing civil penalty of **\$50.00 per day** hereby imposed for each day the violation remained

and continues to remain uncorrected after the date given in the citation for correction (03/02/16), together with all costs of recording the Board's orders in the public records and for preparing and recording release of the resulting liens upon payment. Assessment of enforcement and hearing costs is reserved at this time.

**DONE AND ORDERED** at Vero Beach, Indian River County, Florida this 21<sup>st</sup> day of April 2016.

ATTEST:

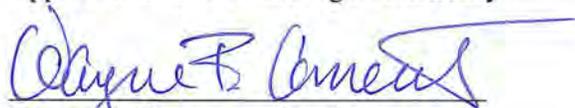
CODE ENFORCEMENT BOARD

  
\_\_\_\_\_  
Sherri Philo, as Board Clerk

  
\_\_\_\_\_  
Kirk Noonan, Chairman

[Seal]

Approved as to form and legal sufficiency:

  
\_\_\_\_\_  
Wayne R. Coment, as Board Attorney

### **IMPORTANT INFORMATION**

**Correction of Violations:** AFTER CORRECTING THE VIOLATIONS YOU MUST NOTIFY THE CODE ENFORCEMENT OFFICER; by Telephone 772-978-4551 or 772-978-4561, or in person at the Code Enforcement Office, Vero Beach Police Department, 1055 20<sup>th</sup> Street, Vero Beach, FL 32960 in order to request re-inspection to avoid imposition of additional civil penalties against you.

**Payment of Civil Penalties and Costs:** You must contact the City Clerk's Office at 772-978-4700 for the total amount of civil penalties, enforcement costs, recording and other costs required to satisfy this order and lien after the violations are corrected. Payment may be made in person at the City Clerk's Office located in City Hall, 1053 20<sup>th</sup> Place, Vero Beach, Florida 32960, Monday through Friday between 8:30 A.M. and 5:00 P.M., or by mailing a check or money order for the verified amount to said address, payable to "City of Vero Beach." Do not mail cash!

**Repeat Violation:** Repeat violation of the same Code provision by the violator, even if committed at a different location, can result in the issuance of a code enforcement citation and assessment of increased civil penalties for the repeat offense.

**Notice of Right to Appeal Board Decision:** An aggrieved party may appeal the Board's order to the Circuit Court in Indian River County, Florida. A written notice of appeal, together with a copy of the order appealed, must be filed with the Clerk of the Code Enforcement Board **and** with the Clerk of the Circuit Court, together with the applicable court filing fees, within thirty (30) days after the date of this order or the right to appeal is waived. An appeal is limited to appellate review of the record of the proceedings created before the Code Enforcement Board. Ref. F.S. 26.012(1); Florida Rules of Appellate Procedure, 9.030(c)(1)(C); 9.110(c).



**VERO BEACH POLICE DEPARTMENT  
CODE ENFORCEMENT DIVISION**

1055 20th Street  
Vero Beach, FL 32960

**CODE ENFORCEMENT CITATION**

No. 0909T / 16-CE-6407

STATE OF FLORIDA, COUNTY OF INDIAN RIVER, CITY OF VERO BEACH,

In the name of the City of Vero Beach, Florida: The undersigned officer certifies that he/she has just and reasonable grounds to believe, and does believe that on February 10, 2016 at N/A

Name: **Bank Of America Na,  
7105 Corporate Drive  
of: Mail Stop: Tx2-982-03-03  
Plano, TX 75024**

**ORIGINAL**

at (violation address): 905 Coquina in the City of Vero Beach, Florida committed the following civil offense: **b) It shall be unlawful for any owner of real property within the city to maintain the real property so that any of the following conditions, which shall be considered to be public nuisances, exist on such real property:**

**(1) Weeds, grass, or undergrowth at a height of more than 12 inches:**

**(5) Garbage, rubbish, trash, debris, dead trees, or other unsightly or unsanitary substances or materials, which are not properly enclosed and waiting for normal trash pickup, or which are accumulated in a building or other structure in such a manner that it would provide food or harborage for rats;**

Violation of code provision(s): 38-31 (b)(1.5)

Facts constituting violation: Home is unsecure with signs of vagrancy, overgrowth of vegetation and trash and debris strewn about property. Please make all necessary corrections and remit civil penalty by 3/2/2016 to avoid possible additional code enforcement action.

**CIVIL PENALTY: \$50.00**

**PAY BY DATE: 03/02/2016**

**REPEAT VIOLATION**

**CORRECTION REQUIRED BY: 03/02/2016. This is a correctable violation and must be corrected by the date specified.** Each day that the violation remains uncorrected after the date specified is a separate violation and additional civil penalties and costs may be assessed against you without issuance of additional citations. You must contact the issuing officer and request re-inspection once the violation is corrected or if you need additional time to correct the violation. If you do not correct the violation by the date specified the City may also take action to correct the violation and assess the costs of correction plus administrative fees as a lien against the property on which the violation was corrected in addition to any lien for civil penalties or costs.

Issued by: Tom Ramsey  
Department: VBPD/Code Enforcement

Date Issued: 02/10/2016  
Telephone: 772-978-4551

**RIGHT TO HEARING OR TO PAY REDUCED PENALTY:** You must either file a written request for a hearing to contest this citation OR pay the reduced civil penalty specified above at: **City Clerk's Office, City Hall, 1053 20th Place, Vero Beach, Florida 32960. WRITTEN REQUEST FOR A HEARING MUST BE RECEIVED WITHIN TEN (10) DAYS (excluding Saturdays, Sundays, and legal holidays) OR YOUR RIGHT TO A HEARING IS WAIVED AND DEEMED YOUR ADMISSION OF THE VIOLATION.** Make checks payable to "City of Vero Beach." Do not mail cash! If correction of the violation is required above, the timely filing of a request for a hearing will toll the accrual of continuing violation penalties pending outcome of the hearing. Your right to pay the reduced penalty specified above is waived if you elect to contest the citation and, if after the hearing you are found to be responsible for the violation, a civil penalty of up to \$500 (\$1,000 for contracting violations) may be assessed against you for each day of violation, plus administrative and enforcement costs.

Your signature below acknowledges receipt of a copy of this citation and is NOT an admission of the violation. Willful refusal to sign and accept this citation is a misdemeanor criminal offense punishable as provided by law.

\_\_\_\_\_  
Signature of Individual

Date: \_\_\_\_\_

**ORIGINAL**



**BEFORE THE CODE ENFORCEMENT BOARD**  
 OF THE CITY OF VERO BEACH, FLORIDA  
 1053 20<sup>TH</sup> PLACE  
 VERO BEACH, FLORIDA 32960  
 Telephone (772) 978-4550

5-B)1e

CITY OF VERO BEACH

vs.

CASE No's.: 16-CE-6412

MATTHEW MARTISE  
 Violator

Citation No.: 822M

TO: Matthew Martise  
2020 Delmar Avenue  
Vero Beach, Florida 32960

**NOTICE OF HEARING**

**YOU ARE HERBY NOTIFIED** that a hearing is scheduled before the Code Enforcement Board of the City of Vero Beach ("Board") regarding the above-styled code enforcement case as follows:

DATE and TIME: May 11 2 016 at 2:00 P.M.

LOCATION OF HEARING: VERO BEACH CITY HALL, 1053 20<sup>th</sup> PLACE, VERO BEACH, FL

**PURPOSE OF HEARING:**

- Appeal of code enforcement citation.
- Failure to Correct Violation(s).
- Failure to Pay Civil Penalty and/or Costs.
- Other (describe): \_\_\_\_\_

**YOUR HEARING RIGHTS:** You have the right to be represented at the hearing by an attorney at your own expense if you so choose, however an attorney is not required. You have the right to present witnesses and other evidence on your behalf and to cross-examine witnesses against you. You have the right to testify or not testify on your own behalf.

**CITATION APPEALS:** Pursuant to COVB Code sec. 2-303, the Board's authority on appeal of a citation is limited to fact-finding only. If your appeal of the citation is to contest the interpretation or application of the Code provision(s) cited as being violated, such appeal must be made in writing to the designated administrative authority of the City as defined in sec. 2-303 or that

appeal is waived. If such administrative appeal is taken, it must be finally decided before the Board may hear appeal of the citation.

**IF YOU FAIL TO APPEAR:** If you do not appear at the hearing in person or by your attorney to defend this matter, you will be deemed to have waived your right to a hearing and the Board may rule against you in your absence and enter an order accordingly. Also take notice that such waiver of your right to a hearing will be deemed your admission of the violation(s) cited if the hearing is for appeal of the citation.

**LATE CORRECTION OF VIOLATION OR LATE PAYMENT:** This case may be presented to the Board even if all cited violations have been corrected and civil penalties and costs have been paid prior to the hearing.

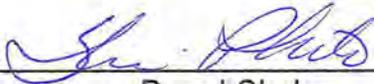
**HEARING RECORD:** This hearing involves non-criminal code enforcement matters. You are responsible for insuring, at your own expense, that a verbatim record of the hearing is made by a Florida certified court reporter should you desire to appeal an adverse decision of the Board to the Circuit Court.

**POSTPONEMENTS:** No request for postponement of the hearing will be considered unless such request is made in writing, stating good reason for the requested postponement, and received by the board clerk at least five (5) days prior to the date set for the hearing at: City Clerk's Office, City Hall, 1053 20th Place, Vero Beach, Florida 32960.

PLEASE GOVERN YOURSELF ACCORDINGLY.

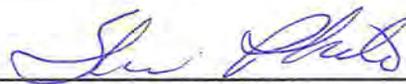
FOR THE CODE ENFORCEMENT BOARD

Date: April 29, 2016

By:   
Board Clerk

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true copy of the foregoing Notice of Hearing was provided to the above-named violator by first class U.S. Mail addressed to the above-specified address this 29<sup>th</sup> day of April 2016.

  
Board Clerk



**VERO BEACH POLICE DEPARTMENT  
CODE ENFORCEMENT DIVISION**

1055 20th Street  
Vero Beach, FL 32960

**CODE ENFORCEMENT CITATION**

**AMENDED CITATION**  
**No. 822M / 16-CE-6412**

STATE OF FLORIDA, COUNTY OF INDIAN RIVER, CITY OF VERO BEACH,

In the name of the City of Vero Beach, Florida: The undersigned officer certifies that he/she has just and reasonable grounds to believe, and does believe that on **February 11, 2016** at **n/a**

Name: **Martise, Matthew**  
**2020 Delmar Ave**  
of: **Vero Beach, FL 32960**

at (violation address): **2020 Delmar Avenue** in the City of Vero Beach, Florida committed the following civil offense:  
**PERMIT REQUIRED - DEMOLITION DONE WITHOUT PERMIT.**

Violation of code provision(s): 22-106

Facts constituting violation: DEMOLITION DONE WITHOUT PERMIT.

**CIVIL PENALTY: \$50.00**

**PAY BY DATE: 04/08/2016**

**REPEAT VIOLATION**

**CORRECTION REQUIRED BY:** . This is a correctable violation and must be corrected by the date specified. Each day that the violation remains uncorrected after the date specified is a separate violation and additional civil penalties and costs may be assessed against you without issuance of additional citations. You must contact the issuing officer and request re-inspection once the violation is corrected or if you need additional time to correct the violation. If you do not correct the violation by the date specified the City may also take action to correct the violation and assess the costs of correction plus administrative fees as a lien against the property on which the violation was corrected in addition to any lien for civil penalties or costs.

Date Issued: 03/18/2016

Telephone: 7729784561

Department: VBPD/Code Enforcement

**RIGHT TO HEARING OR TO PAY REDUCED PENALTY:** You must either file a written request for a hearing to contest this citation OR pay the reduced civil penalty specified above at: **City Clerk's Office, City Hall, 1053 20th Place, Vero Beach, Florida 32960.** **WRITTEN REQUEST FOR A HEARING MUST BE RECEIVED WITHIN TEN (10) DAYS (excluding Saturdays, Sundays, and legal holidays) OR YOUR RIGHT TO A HEARING IS WAIVED AND DEEMED YOUR ADMISSION OF THE VIOLATION.** Make checks payable to "City of Vero Beach." Do not mail cash! If correction of the violation is required above, the timely filing of a request for a hearing will toll the accrual of continuing violation penalties pending outcome of the hearing. Your right to pay the reduced penalty specified above is waived if you elect to contest the citation and, if after the hearing you are found to be responsible for the violation, a civil penalty of up to \$500 (\$1,000 for contracting violations) may be assessed against you for each day of violation, plus administrative and enforcement costs.

Your signature below acknowledges receipt of a copy of this citation and is NOT an admission of the violation. Willful refusal to sign and accept this citation is a misdemeanor criminal offense punishable as provided by law.

\_\_\_\_\_  
Signature of Individual

Date: \_\_\_\_\_

CLERK COPY - 16-000186

Certified Mail Receipt: PROPERTY POSTED





**BEFORE THE CODE ENFORCEMENT BOARD**  
 OF THE CITY OF VERO BEACH, FLORIDA  
 1053 20<sup>TH</sup> PLACE  
 VERO BEACH, FLORIDA 32960  
 Telephone (772) 978-4550

5-B)1f

CITY OF VERO BEACH

vs.

CASE No's.: 16-CE-6542

MARTIN VAN PUTTEN  
 Violator

Citation No.: 0952T

TO: Martin Van Putten  
1435 27<sup>th</sup> Avenue  
Vero Beach, Florida 32960

**NOTICE OF HEARING**

AND 1405 27<sup>th</sup> Avenue  
Vero Beach, Florida 32960

**YOU ARE HERBY NOTIFIED** that a hearing is scheduled before the Code Enforcement Board of the City of Vero Beach ("Board") regarding the above-styled code enforcement case as follows:

DATE and TIME: May 11 2 016 at 2:00 P.M.

LOCATION OF HEARING: VERO BEACH CITY HALL, 1053 20<sup>th</sup> PLACE, VERO BEACH, FL

**PURPOSE OF HEARING:**

- Appeal of code enforcement citation.
- Failure to Correct Violation(s).
- Failure to Pay Civil Penalty and/or Costs.
- Other (describe): \_\_\_\_\_

**YOUR HEARING RIGHTS:** You have the right to be represented at the hearing by an attorney at your own expense if you so choose, however an attorney is not required. You have the right to present witnesses and other evidence on your behalf and to cross-examine witnesses against you. You have the right to testify or not testify on your own behalf.

**CITATION APPEALS:** Pursuant to COVB Code sec. 2-303, the Board's authority on appeal of a citation is limited to fact-finding only. If your appeal of the citation is to contest the interpretation or application of the Code provision(s) cited as being violated, such appeal must be made in writing to the designated administrative authority of the City as defined in sec. 2-303 or that appeal is waived. If such administrative appeal is taken, it must be finally decided before the Board may hear appeal of the citation.

**IF YOU FAIL TO APPEAR:** If you do not appear at the hearing in person or by your attorney to defend this matter, you will be deemed to have waived your right to a hearing and the Board may rule against you in your absence and enter an order accordingly. Also take notice that such waiver of your right to a hearing will be deemed your admission of the violation(s) cited if the hearing is for appeal of the citation.

**LATE CORRECTION OF VIOLATION OR LATE PAYMENT:** This case may be presented to the Board even if all cited violations have been corrected and civil penalties and costs have been paid prior to the hearing.

**HEARING RECORD:** This hearing involves non-criminal code enforcement matters. You are responsible for insuring, at your own expense, that a verbatim record of the hearing is made by a Florida certified court reporter should you desire to appeal an adverse decision of the Board to the Circuit Court.

**POSTPONEMENTS:** No request for postponement of the hearing will be considered unless such request is made in writing, stating good reason for the requested postponement, and received by the board clerk at least five (5) days prior to the date set for the hearing at: City Clerk's Office, City Hall, 1053 20th Place, Vero Beach, Florida 32960.

PLEASE GOVERN YOURSELF ACCORDINGLY.

FOR THE CODE ENFORCEMENT BOARD

Date: April 29, 2016

By:   
Board Clerk

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true copy of the foregoing Notice of Hearing was provided to the above-named violator by first class U.S. Mail addressed to the above-specified address this 29<sup>th</sup> day of April, 2016.

  
Board Clerk



**VERO BEACH POLICE DEPARTMENT  
CODE ENFORCEMENT DIVISION**

1055 20th Street  
Vero Beach, FL 32960

STATE OF FLORIDA, COUNTY OF INDIAN RIVER, CITY OF VERO BEACH,

City of Vero Beach  
**CODE ENFORCEMENT CITATION**  
CITATION NO. 0952T / 16-CE-6542

Mar 28, 2016 14:36

No. **0952T / 16-CE-6542** Acct No:  
AMOUNT ON Acct: \$50.00

In the name of the City of Vero Beach, Florida: The undersigned officer certifies that he/she has just and reasonable grounds to believe, and does believe that on **March 23, 2016** at **N/A**

**ORIGINAL**

CITY OF VERO BEACH  
UTILITIES  
MAR 29 2016

Name: **Van Putten, Martin \***  
**1435 27th Ave**  
of: **Vero Beach, FL 32960-3273**

at (violation address): **1405 27 Ave** in the City of Vero Beach, Florida committed the following civil offense: **(a) Development review and approval required. Except as expressly exempted, development review and approval pursuant to this article shall be required prior to:**

- (1)Any work, construction, or other activity requiring a building permit under chapter 22, buildings and building regulations;**
- (2)Any change in the intensity, density or use of land; or**
- (3)Any other activity requiring a permit or development approval pursuant to part III, land development regulations of this Code.**

Violation of code provision(s): 64.02 (a)(1,2,3)

Facts constituting violation: Land clearing without a permit. Please cease all activities and meet with the COVB Planning Department prior to obtain all required permits and approvals. Remit citation payment and make corrections on/or before 4/8/2016.

**CIVIL PENALTY: \$50.00**

**PAY BY DATE: 04/08/2016**

**REPEAT VIOLATION**

**CORRECTION REQUIRED BY: 04/08/2016. This is a correctable violation and must be corrected by the date specified.** Each day that the violation remains uncorrected after the date specified is a separate violation and additional civil penalties and costs may be assessed against you without issuance of additional citations. You must contact the issuing officer and request re-inspection once the violation is corrected or if you need additional time to correct the violation. If you do not correct the violation by the date specified the City may also take action to correct the violation and assess the costs of correction plus administrative fees as a lien against the property on which the violation was corrected in addition to any lien for civil penalties or costs.

Issued by: Tom Ramsey  
Department: VBPD/Code Enforcement

Date Issued: 03/24/2016  
Telephone: 772-978-4551

**RIGHT TO HEARING OR TO PAY REDUCED PENALTY:** You must either file a written request for a hearing to contest this citation **OR** pay the reduced civil penalty specified above at: **City Clerk's Office, City Hall, 1053 20th Place, Vero Beach, Florida 32960.** **WRITTEN REQUEST FOR A HEARING MUST BE RECEIVED WITHIN TEN (10) DAYS (excluding Saturdays, Sundays, and legal holidays) OR YOUR RIGHT TO A HEARING IS WAIVED AND DEEMED YOUR ADMISSION OF THE VIOLATION.** Make checks payable to "City of Vero Beach." Do not mail cash! If correction of the violation is required above, the timely filing of a request for a hearing will toll the accrual of continuing violation penalties pending outcome of the hearing. Your right to pay the reduced penalty specified above is waived if you elect to contest the citation and, if after the hearing you are found to be responsible for the violation, a civil penalty of up to \$500 (\$1,000 for contracting violations) may be assessed against you for each day of violation, plus administrative and enforcement costs.

Your signature below acknowledges receipt of a copy of this citation and is **NOT** an admission of the violation. Willful refusal to sign and accept this citation is a misdemeanor criminal offense punishable as provided by law.

**ORIGINAL**

\_\_\_\_\_  
Signature of Individual

Date: \_\_\_\_\_

***ORIGINAL***



**BEFORE THE CODE ENFORCEMENT BOARD**  
 OF THE CITY OF VERO BEACH, FLORIDA  
 1053 20<sup>TH</sup> PLACE  
 VERO BEACH, FLORIDA 32960  
 Telephone (772) 978-4550

5-B)1g

CITY OF VERO BEACH

vs.

CASE No's.: 16-CE-6540

JOHN PICKERILL  
 Violator

Citation No.: 0951T

TO: John Pickerill  
285 Old Dixie Highway  
Vero Beach, Florida 32962

**NOTICE OF HEARING**

AND 1513 25<sup>th</sup> Avenue  
Vero Beach, Florida 32960

**YOU ARE HERBY NOTIFIED** that a hearing is scheduled before the Code Enforcement Board of the City of Vero Beach ("Board") regarding the above-styled code enforcement case as follows:

DATE and TIME: May 11 2 016 at 2:00 P.M.

LOCATION OF HEARING: VERO BEACH CITY HALL, 1053 20<sup>th</sup> PLACE, VERO BEACH, FL

**PURPOSE OF HEARING:**

- Appeal of code enforcement citation.
- Failure to Correct Violation(s).
- Failure to Pay Civil Penalty and/or Costs.
- Other (describe): \_\_\_\_\_

**YOUR HEARING RIGHTS:** You have the right to be represented at the hearing by an attorney at your own expense if you so choose, however an attorney is not required. You have the right to present witnesses and other evidence on your behalf and to cross-examine witnesses against you. You have the right to testify or not testify on your own behalf.

**CITATION APPEALS:** Pursuant to COVB Code sec. 2-303, the Board's authority on appeal of a citation is limited to fact-finding only. If your appeal of the citation is to contest the interpretation or application of the Code provision(s) cited as being violated, such appeal must be made in

writing to the designated administrative authority of the City as defined in sec. 2-303 or that appeal is waived. If such administrative appeal is taken, it must be finally decided before the Board may hear appeal of the citation.

**IF YOU FAIL TO APPEAR:** If you do not appear at the hearing in person or by your attorney to defend this matter, you will be deemed to have waived your right to a hearing and the Board may rule against you in your absence and enter an order accordingly. Also take notice that such waiver of your right to a hearing will be deemed your admission of the violation(s) cited if the hearing is for appeal of the citation.

**LATE CORRECTION OF VIOLATION OR LATE PAYMENT:** This case may be presented to the Board even if all cited violations have been corrected and civil penalties and costs have been paid prior to the hearing.

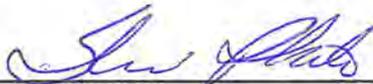
**HEARING RECORD:** This hearing involves non-criminal code enforcement matters. You are responsible for insuring, at your own expense, that a verbatim record of the hearing is made by a Florida certified court reporter should you desire to appeal an adverse decision of the Board to the Circuit Court.

**POSTPONEMENTS:** No request for postponement of the hearing will be considered unless such request is made in writing, stating good reason for the requested postponement, and received by the board clerk at least five (5) days prior to the date set for the hearing at: City Clerk's Office, City Hall, 1053 20th Place, Vero Beach, Florida 32960.

PLEASE GOVERN YOURSELF ACCORDINGLY.

FOR THE CODE ENFORCEMENT BOARD

Date: April 29, 2016

By:   
Board Clerk

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true copy of the foregoing Notice of Hearing was provided to the above-named violator by first class U.S. Mail addressed to the above-specified address this

29<sup>th</sup> day of April 20 16.

  
Board Clerk



**VERO BEACH POLICE DEPARTMENT  
CODE ENFORCEMENT DIVISION**

**1055 20th Street  
Vero Beach, FL 32960**

**CODE ENFORCEMENT CITATION**

**No. 0951T / 16-CE-6540**

**STATE OF FLORIDA, COUNTY OF INDIAN RIVER, CITY OF VERO BEACH,**

In the name of the City of Vero Beach, Florida: The undersigned officer certifies that he/she has just and reasonable grounds to believe, and does believe that on **March 21, 2016** at **N/A**

**ORIGINAL**

Name: **Pickerill, John**  
**285 Old Dixie Hwy**  
of: **Vero Beach, FL 32962**

at (violation address): **1513 25th Av** in the City of Vero Beach, Florida committed the following civil offense: **SEE ATTACHED**

Violation of code provision(s): **72.44(A)(B)(C)(D)**

Facts constituting violation: **Removal of Specimen Oak without a permit. After the fact permitting, mitigation, and citation payment due on or before 4/8/2016.**

**CIVIL PENALTY: \$250.00**

**PAY BY DATE: 04/08/2016**

**REPEAT VIOLATION**

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Issued by: **Tom Ramsey**  
Department: **VBPD/Code Enforcement**

Date Issued: **03/23/2016**  
Telephone: **772-978-4551**

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\_\_\_\_\_  
Signature of Individual

Date: \_\_\_\_\_

CLERK COPY - 16-000390

Certified Mail Receipt: 70140150000165023575

**ORIGINAL**

(a) *Removal without permit.* It shall be unlawful and a violation of this Code for any person to directly or indirectly through any means, remove, cause the removal of any specimen tree, protected tree or palm, or any tree or palm required by an approved site plan or landscape plan without first obtaining the permit required by [section 72.41](#).

(b) *Minimum penalties.* The following specified minimum penalties shall apply for each violation of subsections (a) and (d) of this section:

|   |                           |
|---|---------------------------|
|   |                           |
| Specimen live oak                                       | \$500.00                  |
| Specimen other tree species                             | 250.00                    |
| Protected live oak                                      | 500.00                    |
| Protected other tree or palm species                    | 250.00                    |
| Tree or palm required by site plan or landscape plan*   | 150.00                    |
| (*other than a specimen tree or protected tree or palm) |                           |
| Tree or palm species removed                            | Penalty each tree or palm |

(c) *Remedial permit and enhanced mitigation required.* Any person having admitted or having been found responsible for a violation of subsection (a) shall within a reasonable amount of time:

(1)

Submit the permit application required pursuant to [section 72.42](#) to the planning and development department and pay double the established application and permit fees; and

(2)

Provide double the mitigation that would have been required pursuant to [section 72.43](#) had the tree or palm been removed, relocated, or replaced pursuant to an approved permit.

The requirements of this subsection shall be in addition to and not in lieu of any punishment, penalty, or costs imposed, assessed, or paid. A reasonable amount of time allowed for compliance with this subsection shall be determined by the authority having jurisdiction of the violation.

(d)

*Failure to mitigate violation.* Failure of any person having admitted or having been found responsible for a violation of subsection (a) to comply with the remedial permit or mitigation requirements of subsection (c) shall be unlawful and a violation of this Code. Each day of noncompliance past the date given for compliance shall be a separate violation subject to the minimum penalties provided in subsection (b) for each corresponding tree or palm.

**ORIGINAL**