

MINUTES
FORT MYERS BEACH
Special Magistrate Hearings
Town Hall
2525 Estero Boulevard
Fort Myers Beach, FL 33931

Thursday, February 21, 2019

Hearing Examiner - Special Magistrate: Ms. Myrnabelle Roche

Magistrate Roche swore in those providing testimony.

CASES TO BE HEARD:

Vehicle Owner: WILLIAM BRONSORD
SUBJECT: Obstruction of roadway
CODE SECTION: 28-20 (2) N
LOCATION: Bayview Ave
BASE OFFICER: Mark Shecralla
REFERENCE NO: 03902334

WM

On December 27, 2018 Officer Shecralla was directed to check on illegal parking. He observed a truck outside of the designated parking area and he placed the citation on the windshield of the vehicle. Ownership of the vehicle was not verified but several pictures were taken including the license plate. The Town requested \$75.00 for obstruction of roadway and \$175.00 in administrative fees. Magistrate Roche noted that the respondent was not in attendance. Based on the evidence presented, Magistrate Roche granted the Town's request for \$75.00 relating to the charges and \$50.00 in administrative fees.

Property Owner: MAHER MARGARITA
SUBJECT: LDC Section: 6-111 Adopting FBC 105.1 Work w/out Permit - Windows
LOCATION: 6020 Estero Blvd
STRAP NO: 33-46-24-W3-00600-0080
CODE OFFICER: Joe Kontomanolis
REFERENCE NO: CE18-0728

JK

Officer Kontomanolis inspected the property on August 28, 2018 and November 8, 2018. The following condition was found: operating without a permit – windows. The action necessary to correct the violation was to secure permits and pass inspections. Mr. Kontomanolis submitted pictures that accurately reflected the condition of the property. The notice of violation was sent to the property owner via certified mail on September 24, 2018 and it was not claimed. It was posted at Town Hall and ~~at the property~~ on September 24, 2018. The notice of hearing was sent to the property owner via certified mail on December 3, 2018 and it was not claimed. It was posted at

→ posted to property September 26, 2018

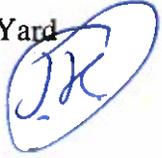
JK

Town Hall on November 9, 2018 and at the property on November 14, 2018. There has been no contact with the property owner.

If the hearing found a violation, the Town requested a finding of fact, obtain a permit and pass inspections by April 1, 2019; otherwise a fine per day pursuant to code and a \$75.00 administrative fee with a recall date of April 18, 2019.

Magistrate Roche found that a violation did exist and continued to exist. She ordered the property owner to obtain the proper permits within 30 days; otherwise a fine of \$100.00 per day will be assessed until the violation was corrected and she imposed an administrative fee of \$50.00.

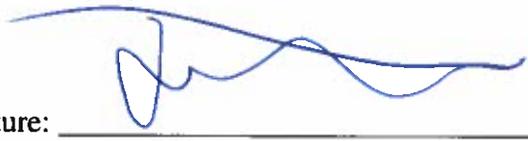
Property Owner: GREATHOUSE C DEAN
SUBJECT: LDC Section: 302.4 Over Grown Yard
LOCATION: 179 Dundee Rd.
STRAP NO: 33-46-24-W2-005J0-0060
CODE OFFICER: Joe Kontomanolis
REFERENCE NO: CE18-0080



This case was brought before the Magistrate on March 29, 2018, a finding of fact was established and the respondent was ordered to cut the grass and maintain the landscape on a regular basis and they were assessed \$275.00 in administrative costs. In the event the violation was not abated by April 18, 2018, a \$100.00 fine per day was to be imposed. The violation was abated on October 18, 2018 when the Town paid \$50.00 to hire a landscaper to cut the lawn. The administrative fee had not been paid. The Town requested an order to lien in the amount of \$18,625.00. Magistrate Roche ordered a lien in the amount of \$18,625.00 not to accrue.

Magistrate Roche stated that she received a notice of rehearing from Attorney Moon regarding: CE18-0157, CE17-0707, CE18-0586, CE18-0014, CE14-0394, CE15-0167, CE17-0659, CE17-0787, CE18-0234 and CE18-0235. She reviewed the motion and noted that Attorney Moon was not present. She denied the motion.

The following cases were abated, continued or a compliance agreement was signed: CE17-0285 (walk-in), citation 73112701, CE18-0934, CE18-0795, CE18-0933, CE18-0754, CE18-0462, CE17-0810, CE17-0811, CE17-0817, CE18-0176, CE18-0516, CE18-0725, CE17-0210, CE18-0246, CE18-0245, CE18-0244, CE18-0444, CE14-0388, CE15-0446, CE17-0093, CE17-0133 and CE17-0737.

Signature: 

- End of document