

CODE ENFORCEMENT SPECIAL MAGISTRATE
CITY OF MADEIRA BEACH

CITY OF MADEIRA BEACH,

CASE NUMBER: 2021.3371

Petitioner,

vs.

GREEN MEADOW FARMS INV., LLC,
352 145th Ave. E.
Madeira Beach, FL 33708,

Respondent.

FINDINGS OF FACT, CONCLUSION OF LAW AND ORDER IMPOSING FINE

THIS CAUSE came on to be heard for public hearing before the undersigned Special Magistrate on September 27, 2021, after due notice to the Respondent, and the Special Magistrate having heard testimony under oath, received evidence, and otherwise being fully advised in the premises, hereby finds as follows:

Findings of Fact:

1. The City was represented by the City Attorney, and both Holden Pinkard and Frank Desantis provided testimony on behalf of the City.

2. Paul Kuiken appeared on behalf of the Respondent.

3. Steven D. Wallace and Randy Keys provided public comment that the violations set forth below did occur.

4. The property in question is located at 352 145th Ave. E., Madeira Beach, Florida 33708 ("Property"). The legal description for the Property is as follows:

MADEIRA SHORES 1ST ADD SW'ERLY 25FT OF LOT 33 & NE'ERLY 35FT LOT OF 34

5. Proper notice was served upon the Respondent via certified mail, regular mail, posting or hand delivery in accordance with Chapters 162 and 166, Florida Statutes.

6. The Respondent was notified that Respondent was in violation of the following section of the Code of Ordinances of the City of Madeira Beach to wit:

Sec. 14-69.- Same- Maintenance of the exterior of premises.

(7) Water shall not be allowed to collect, stand, or accumulate on private property so as to constitute a breeding ground for mosquitos and other insects.

Sec. 70-197.- Illicit discharges.

(a) General prohibitions. Except as set forth under subsection (c) of this section or as in accordance with a valid NPDES permit, any discharge to the stormwater system that is not composed entirely of stormwater is prohibited.

Sec. 110-719.- Fencing.

All swimming pools shall be enclosed with a screen enclosure or a fence or wall having a minimum height of four feet and in compliance with the provisions of article VI, division 3 of this chapter. The fence, wall or door to the screen enclosure shall be equipped with a self-closing and self-latching gate which operates from the interior of the swimming pool area only.

7. The violation set forth above existed as of the date of the Notice of Violation herein and at all times subsequent thereto up to the date of the Hearing.

8. A reasonable period of time for correcting the above violation and bringing the Property into compliance is seven (7) days from the date of the Hearing.

BASED UPON THE FOREGOING FINDINGS OF FACT, IT IS HEREBY ORDERED AND ADJUDGED AS FOLLOWS:

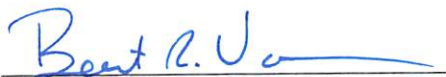
1. The Respondent, and the Property at the above mentioned location, are found to be in violation of Sections 14-69 (7), 70-197, and 110-719 of the Code of Ordinances of the City of Madeira Beach.

2. The Respondent shall correct the above stated violation on or before October 4, 2021, by taking the remedial action as set forth in the Notice of Code Violation dated August 10, 2021, and also on the record at the hearing.

3. If the Respondent fails to timely comply with the remedial actions as set forth above, a fine shall be imposed, without further hearing, in the amount of \$250.00 per day for the violations set forth in Paragraph 6 above for each day the Respondent has failed to correct the violations after October 4, 2021, and the fine shall continue to accrue until such time as the Property is brought into compliance.

4. The Special Magistrate does hereby retain jurisdiction over this matter to enter such other and further orders as may be just and proper.

DONE AND ORDERED this 29th day of September, 2021.



Bart R. Valdes
Special Magistrate

A true and correct copy of this Order was delivered by certified mail and regular mail to: **Green Meadow Farms Inv., LLC, 352 145th Ave. E., Madeira Beach, Florida 33708; and 11893**

Ottawa Ave., Orlando, Florida 32837; by electronic mail to Thomas Trask, Esq. (tom@cityattorneys.legal); and by U.S. Mail and e-mail transmission to the City of Madeira Beach, Clara VanBlargan, 300 Municipal Dr., Madeira Beach, Florida 33708, on this 29th day of September, 2021.



Bart R. Valdes

APPEALS

An aggrieved party, including the local governing body, may appeal a final administrative order of a Special Magistrate to the circuit court. Such an appeal shall not be a hearing de nova but shall be limited to appellate review of the record created before the Special Magistrate. An appeal shall be filed within 30 days of the execution of the order to be appealed. Ss. 162-11.

CODE ENFORCEMENT SPECIAL MAGISTRATE
CITY OF MADEIRA BEACH

CITY OF MADEIRA BEACH,

CASE NUMBER: 2020.1262

Petitioner,

vs.

PERNA, MARINA A,
and PERNA, LYNDIA
15401 Gulf Blvd.
Madeira Beach, FL 33708,

Respondents.

ORDER OF COMPLIANCE

THIS CAUSE came on to be heard for public hearing before the undersigned Special Magistrate on September 27, 2021, after due notice to the Respondents, and having received evidence, and otherwise being fully advised in the premises, **IT IS HEREBY ORDERED AND ADJUDGED:**

1. The violation set forth in the Findings of Fact, Conclusion of Law and Order Imposing Fine dated May 26, 2021, has been corrected. The property located at 15401 Gulf Blvd., Madeira Beach, Florida 33708, was brought into compliance on August 18, 2021.

DONE AND ORDERED this 29th day of September, 2021.



Bart R. Valdes
Special Magistrate

A true and correct copy of this Order was delivered by certified mail and regular mail to: **Marina & Lynda Perna, 15401 Gulf Blvd., Madeira Beach, Florida 33708; and 10770 Spring St., Largo, FL 33774;** by electronic mail to **Thomas Trask, Esq. (tom@cityattorneys.legal);** and by U.S. Mail and e-mail transmission to the **City of Madeira Beach, Clara VanBlargan, 300 Municipal Dr., Madeira Beach, Florida 33708,** on this 31st day of August, 2021.



Bart R. Valdes

APPEALS

An aggrieved party, including the local governing body, may appeal a final administrative order of a Special Magistrate to the circuit court. Such an appeal shall not be a hearing de nova but shall be limited to appellate review of the record created before the Special Magistrate. An appeal shall be filed within 30 days of the execution of the order to be appealed. Ss. 162-11.
