



CITY OF OKEECHOBEE CODE ENFORCEMENT SEPTEMBER 14, 2021, SPECIAL MAGISTRATE HEARING OFFICIAL MINUTES

I. CALL TO ORDER

Special Magistrate Azcona called the Code Enforcement Special Magistrate Hearing to order on Tuesday, September 14, 2021, at 6:00 P.M. in the City Council Chambers, located at 55 Southeast 3rd Avenue, Room 200, Okeechobee, Florida. The Pledge of Allegiance was led by Special Magistrate Azcona.

II. ATTENDANCE

Assistant Code Enforcement Officer Christina Curl called the roll. Special Magistrate Roger Azcona, Esquire, Police Lieutenant Justin Bernst and Code Enforcement Officer Anthony Smith were present.

III. CHANGES TO AGENDA

Special Magistrate Azcona asked whether there were any agenda items to be added, deferred, or withdrawn; there were none.

IV. APPROVAL OF MINUTES AND ADMINISTRATION OF OATH

A. Special Magistrate Azcona approved the August 10, 2021, Hearing minutes.

B. This being a Quasi-Judicial proceeding, Assistant Code Officer Curl collectively administered an Oath to: Code Officer Smith; he affirmed. Code Officer Smith stated for the record all events regarding the Cases to be discussed occurred within the corporate limits of the City of Okeechobee. The Officer's notes, testimony, photographs, and support documents were all entered as part of the official record.

V. COMPLIED CASES

A. Case No. 190412010; South Florida Barbeque, 102 Southwest (SW) 14th Street [Legal Description: Lots 4, 5, 6, 10, 11, 12 and a 15-foot-wide Alley of Block 22, SOUTH OKEECHOBEE, Plat Books 1 and 5, Pages 12 and 7, more particularly described as that Alley running North and South between Lots 4, 5, and 6 and Lots 10, 11, and 12, Okeechobee County public records]. Violation of Code of Ordinances Chapter 30, Sections 30-43 Public nuisance, 30-44 General cleaning and beautification, and International Property Maintenance Code (IPMC) Chapter 3, Section 304.2 Protective treatment. Code Officer Smith reported that the property came into compliance July 19, 2021. No action on this matter was requested but was noted for the record to have been in violation of Code of Ordinances Chapter 30, Sections 30-43 Public nuisance, 30-44 General cleaning and beautification, and IPMC Chapter 3, Section 304.2 Protective treatment.

B. Case No. 190927004; Fosler LLC, 300 Block of Northwest (NW) 9th Street [Legal Description: Lots 17 through 26 Inclusive, an unimproved portion of an Alley, 20-feet in width, lying between Lots 1 through 10 and Lots 17 through 26, of Block 39, CITY OF OKEECHOBEE, Plat Book 5, Page 5 of Block 39, together with an unimproved portion of NW 10th Street (f/k/a Sixteenth Avenue), 100-feet in width lying between Lots 1 through 10, of Block 39, and Lots 17 through 26, of Block 28, Okeechobee County public records]. Violation of Code of Ordinances Chapter 30, Section 30-43 Public nuisance. Code Officer Smith reported that the property came into compliance July 22, 2021. No action on this matter was requested but was noted for the record to have been in violation of Code of Ordinances Chapter 30, Section 30-43 Public nuisance and that there is an existing lien in the amount of \$14,000.00.

C. Case No. 210125011; Sheila and Frederick Bradley, 204 SW 11th Avenue [Legal Description; Lots 1, 2, and East 25-feet of Lot 3 of Block 6 SOUTHWEST ADDITION, Plat Book 2, Page 7, Okeechobee County public records]. Violation of Code of Ordinances Chapter 30, Sections 30-41 Disabled vehicles, 30-43 Public nuisance and 30-44 General cleaning and beautification. Code Officer Smith reported that the property came into compliance August 31, 2021. No action on this matter was requested but was noted for the record to have been in violation of Code of Ordinances Chapter 30, Sections 30-41 Disabled vehicles, 30-43 Public nuisance, 30-44 General cleaning and beautification.

V. COMPLIED CASES CONTINUED

- D.** Case No. 210709007; The Church of God of Prophecy, 102 NW 10th Street [Legal Description: Lots 19, 20, 21, 22, 23, 24, 25 and 26 of Block 30, CITY OF OKEECHOBEE, Plat Book 5, Page 5, Okeechobee County public records]. Violation of Code of Ordinances Chapter 54, Section 54-41 Blocking or Obstructing. Code Officer Smith reported that the property came into compliance August 5, 2021. No action on this matter was requested but was noted for the record to have been in violation of Code of Ordinances Chapter 54, Section 54-41 Blocking or Obstructing.
- E.** Case No. 210716006; Village Capital and Investment, 909 SW 3rd Street [Legal Description: Beginning at the Southeast (SE) corner of Lot 2, of Block 202, CITY OF OKEECHOBEE, according to the plat thereof recorded in the Okeechobee County public records, for a point of beginning; thence proceed in a Northerly direction along the East boundary of said Block 202 and along an imaginary extension of the said East boundary a distance of 170-feet to a point; thence proceed at right angles in an Easterly direction a distance of 150-feet; thence at right angles, proceed in a Southernly direction a distance of 170-feet to a point; thence proceed in a Westerly direction of 150-feet to the point of beginning, less the North 20-feet of the property described reserved for the street purposes, said property being in the NW quarter of Section 21, Township 37 South, Range 35 East]. Violation of Code of Ordinances Chapter 30, Sections 30-43 Public nuisance, 30-44 General cleaning and beautification. Code Officer Smith reported that the property came into compliance September 1, 2021. No action on this matter was requested but was noted for the record to have been in violation of Code of Ordinances Chapter 30, Sections 30-43 Public nuisance, 30-44 General cleaning and beautification.

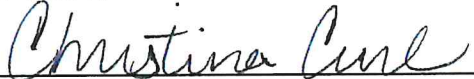
VI. NEW CASES

- A.** Case No. 210730005; Eduardo and Jackeline Sandoval, 206 SE 11th Avenue [Legal Description: Lots 8, 9 and East one-half of adjacent Alley, BROWNING'S ADDITION TO EAST OKEECHOBEE, Plat Books 1 and 5, Pages 18 and 9, Okeechobee County public records]. Violation of Code of Ordinances Chapter 30, Sections 30-43 Public nuisance and 30-44 General cleaning and beautification. Code Officer Smith reported that the property came into compliance September 10, 2021. No action on this matter was requested but was noted for the record to have been in violation of Code of Ordinances Chapter 30, Sections 30-43 Public nuisance, 30-44 General cleaning and beautification.

VII. ADJOURN MEETING

There being no further business to come before the Special Magistrate, the Hearing was adjourned at 6:24 P.M.

ATTEST:


Christina Curl


Roger Azcona, Special Magistrate

Please take notice and be advised that when a person decides to appeal any decision made by the Special Magistrate with respect to any matter considered at this Hearing, he/she may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based. City Clerk media are for the sole purpose of backup for official records of the Clerk.