

Special Magistrate WaterWorks 2011 Hearing
City Commission Meeting Room
Judge Floyd Hull, Presiding
June 19, 2006
10:00 A.M. – 10:10 A.M.

Staff Present:

Eve Bazer, Administrative Assistant II
Diana Cahill, Secretary, WaterWorks 2011 Special Magistrate
Diana Horodecki, WaterWorks 2011 Connection Coordinator

Also Present:

CE04071009; CE04071008; CE04071007: Jerry Woda, tenant, Nectaria Chakas, attorney
CE05011825: Jean Milfort, property manager
CE05012130: Jacqueline York, tenant

NOTE: All individuals who presented information to the Special Magistrate during these proceedings affirmed they would speak only the truth.

The meeting was called to order at 9:54 A.M. Judge Hull introduced himself and explained his role in ensuring adherence with the City's codes. He also pointed out that the proceedings were being recorded.

Reference CE05011825

J.W. Field
1225 Northwest 10th Place

Hearing to Impose Fine

Ms. Bazer announced that this case was first heard on 2/27/06 with compliance ordered by 3/29/06: one section at \$100 per day. The property was complied and fines had accrued in the amount of \$5,300.

Mr. Jean Milfort, property manager, stated he had had a family emergency in Haiti and was out of the country for over a month; this had delayed the final inspection.

Ms. Diana Horodecki, WaterWorks 2011 Connection Coordinator, confirmed that final inspection was performed on May 31, 2006. She recommended reducing the fine to \$250.

Judge Hull reduced the fine to \$250.

Reference CE05012130

Miguel Squire
1417 Northwest 13th Place

Hearing to Impose Fine

Ms. Bazer announced that this case was first heard on 1/23/06 with compliance ordered by 2/22/06: one section at \$100 per day. The property was complied and fines had accrued in the amount of \$3,200.

Ms. Jacqueline York, tenant, explained that she obtained the permit on February 21, but could not schedule a final inspection for months.

Ms. Diana Horodecki, WaterWorks 2011 Connection Coordinator, recommended reducing the fine to \$250.

Judge Hull reduced the fine to \$250.

The following three cases for the same owner were heard together:

Reference CE04071009

Robert Williamson
700 Southeast 17th Street

Hearing to Impose Fine

Ms. Bazer announced that this case was first heard on 11/28/05 with compliance ordered by 5/22/06: one section at \$100 per day. The property was complied and fines had accrued in the amount of \$800.

Ms. Nectaria Chakas, the developer's attorney, stated that the connection fee was not paid on time because the new lessee had wanted to wait for the site plan approval to be complete. The new lessee, CVS had later paid the fee and this complied the property pursuant to their agreement with the City. Ms. Chakas requested reduction of the fines on all three properties.

Ms. Diana Horodecki, WaterWorks 2011 Connection Coordinator, confirmed that the deadline for the connection fees was April 30, 2004; the fees were paid on May 31, 2006. She noted that this property's interest had been waived as part of their agreement, a benefit not extended to any other property owner. She recommended that the entire fine be imposed.

Ms. Chakas felt the April deadline was incorrect because the City had needed to perform some work on the street before the developer could connect.

Mr. Jerry Woda, tenant, said they had discussed this in detail at the previous hearing. He felt the issue was just an oversight on CVS's part. Ms. Horodecki stated the lateral work to which Mr. Woda referred was completed November 8, 2004. Mr. Woda had stated at a meeting that CVS had not paid the connection fee because of the redevelopment. Judge Hull confirmed that fines had accrued from May 22, 2006 to May 31, 2006. Ms. Chakas said CVS had admitted the oversight was their fault.

Judge Hull reduced the fine to \$600.

Reference CE04071008

Robert Williamson
1706 South Federal Highway

Hearing to Impose Fine

Ms. Bazer announced that this case was first heard on 11/28/05 with compliance ordered by 5/22/06: one section at \$100 per day. The property was complied and fines had accrued in the amount of \$800.

Judge Hull reduced the fine to \$600.

Reference CE04071007

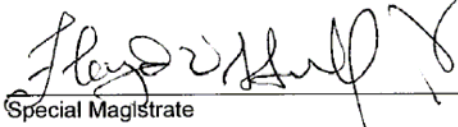
Robert Williamson
1720 South Federal Highway

Hearing to Impose Fine

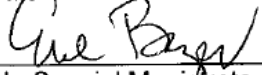
Ms. Bazer announced that this case was first heard on 11/28/05 with compliance ordered by 5/22/06: one section at \$100 per day. The property was complied and fines had accrued in the amount of \$800.

Judge Hull reduced the fine to \$600.

There being no further business, the hearing was adjourned at 10:10 a.m.


Special Magistrate

ATTEST:


Clerk, Special Magistrate