

**Special Magistrate WaterWorks 2011 Hearing
City Commission Meeting Room
Judge Floyd Hull, Presiding
February 25, 2008
11:00 A.M. – 11:15 A.M.**

Staff Present:

Diana Cahill, Secretary, WaterWorks 2011 Special Magistrate
John Gossman, Clerk of Special Magistrate Supervisor
Erin Peck, Secretary, WaterWorks 2011 Special Magistrate
Diana Horodecki, WaterWorks 2011 Project Coordinator
Heather Steyn, WaterWorks 2011 Project Coordinator

Guests:

CE08010484: Larry Clemons, owner
CE07100281: Richard Erickson, owner

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 11:00 A.M.

Case: CE08010484

Larry Clemons
725 Progresso Drive

Mr. Gossman announced that service was via posting on the property on 2/8/08 and at City Hall on 2/7/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection deadline had been 12/10/07 and the connection fee had been paid on that date. No permit for the work had been issued. She recommended ordering compliance within 30 days or a fine of \$100 per day.

Mr. Larry Clemons, owner, reported he paid Rapid Rooter a deposit for the work on 11/27/07. They had pulled the permit and Mr. Clemons hoped the work would be finished this week.

Judge Hull found in favor of the City and ordered compliance within 30 days or a fine of \$100 per day.

Case: CE07100281

Richard Erickson

Hearing to impose fine

1483 Southwest 18th Avenue

Mr. Gossman announced that this case was first heard on 11/26/07 to comply by 12/26/07. Mr. Gossman said the property was complied and the City was requesting imposition of a \$260 fine [reduced from \$3,200].

Mr. Richard Erickson, owner, said he had been experiencing financial difficulties and had tried his best to get the work done. He said his house was going into foreclosure and he could not afford the \$260 fine.

Judge Hull imposed the \$260 fine.

Case: CE08010479

Sipan Investments Inc.
444 East Sunrise Boulevard

Mr. Gossman announced that certified mail sent to the owner was accepted on 1/28/08 and certified mail sent to the registered agent was accepted on 1/28/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection deadline had been 12/10/07 and the connection fee had been paid but no permit for the work had been issued. She recommended ordering compliance within 30 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 30 days or a fine of \$100 per day.

Case: CE08010459

DFD Capital Development Corp.
815 Northeast 1 Avenue

Mr. Gossman announced that certified mail sent to the owner was accepted on 1/29/08 and certified mail sent to the registered agent was accepted on 1/29/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection deadline had been 12/10/07 and the connection fee had been paid. The permit for the work had been issued, but the property was not yet complied. She recommended ordering compliance within 30 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 30 days or a fine of \$100 per day.

Case: CE08010445

825 Progresso Drive LLC
825 Progresso Drive

Mr. Gossman announced that certified mail sent to the owner was accepted on 2/13/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection deadline had been 12/10/07. The connection fee had not been paid and no permit for the work had been issued. She recommended ordering compliance within 30 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 30 days or a fine of \$100 per day.

Case: CE08010474

Palmetto LHP LLC
836 Northeast 2 Avenue

Mr. Gossman announced that certified mail sent to the owner was accepted on 1/28/08 and certified mail sent to the registered agent was accepted on 1/25/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection deadline had been 12/10/07 and the connection fee had been paid. The permit for the work had been applied for. She recommended ordering compliance within 30 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 30 days or a fine of \$100 per day.

Case: CE08010482

Urban North LLC
901 Progresso Drive

Mr. Gossman announced that certified mail sent to the owner was accepted on 1/29/08 and 1/30/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection deadline had been 12/10/07. The connection fee had been paid and a permit for the work had been issued. She recommended ordering compliance within 30 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 30 days or a fine of \$100 per day.

Case: CE07100272

Hearing to impose fine

Joseph Batalini
1600 Southwest 17th Avenue

Mr. Gossman announced that this case was first heard on 12/17/07 to comply by 1/16/08. Mr. Gossman said the property was not complied and the City was requesting imposition of a \$3,900 fine which would continue to accrue until the property complied.

Inspector Horodecki reported that the connection deadline had been 9/24/07. The connection fee had not been paid and no permit for the work had been issued. She recommended imposing the full fine.

Judge Hull imposed the \$3,900 fine.

Case: CE07100316

Hearing to impose fine

Jason Brown
1612 Southwest 18th Avenue

Mr. Gossman announced that this case was first heard on 12/17/07 to comply by 1/16/08. Mr. Gossman said the property was not complied and the City was requesting imposition of a \$3,900 fine which would continue to accrue until the property complied.

Judge Hull imposed the \$3,900 fine.

Case: CE07100309

Hearing to impose fine

John & Valeria Natali Smigiel
1616 Southwest 18th Avenue

Mr. Gossman announced that this case was first heard on 11/26/07 to comply by 12/26/07. Mr. Gossman said the property was not complied and the City was requesting imposition of a \$6,000 fine which would continue to accrue until the property complied.

Judge Hull imposed the \$6,000 fine.

Cases Without Service

Mr. Gossman announced that the below listed cases were withdrawn due to lack of service. Additional information regarding respondents, violations, etc. can be found in the agenda, which is incorporated into this record by reference:

CE08010453

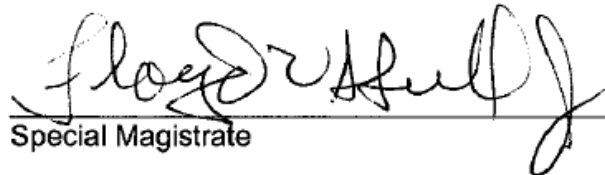
Cases Closed

Mr. Gossman announced that the below listed cases were withdrawn due to lack of service. Additional information regarding respondents, violations, etc. can be found in the agenda, which is incorporated into this record by reference:

CE08010472

CE08010923

There being no further business, the hearing was adjourned at 11:15 a.m.


Special Magistrate

ATTEST:

Clerk, Special Magistrate