

**Special Magistrate WaterWorks 2011 Hearing
City Commission Meeting Room
Judge Floyd Hull, Presiding
April 28, 2008
11:00 A.M. – 11:27 A.M.**

Staff Present:

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

Guests:

CE08010484 Larry Clemons, owner
CE08010445: Christopher Gallagher, owner
CE08020508: John Reisert, owner
CE08020499: Janice Maddox Corey, owner's daughter

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: CE08020499

Jeanette Maddox
2610 SW 20 Street

Mr. Gossman announced that service was via posting on the property on 4/11/08 and at City Hall on 4/3/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection fee had not been paid and no permit for the work had been issued.

Ms. Janice Maddox Corey, the owner's daughter, explained that her mother, the owner, was deceased and the property was going through probate. Ms. Corey stated she had to pay the tax bill on the property and could not afford to pay for the connection fee now. She intended to sell the home but it needed a significant amount of work in order to be sold. Ms. Horodecki confirmed that the financing program was not an option for this property because it was not owner-occupied.

Judge Hull found in favor of the City and ordered compliance within 90 days or a fine of \$100 per day.

Case: CE08010484

Hearing to impose fine

Larry Clemons
725 Progresso Drive

Mr. Gossman announced that this case was first heard on 2/25/08 to comply by 3/26/08. The property was complied and the City was recommending no fine be imposed [reduced from \$600].

Judge Hull imposed no fine.

Case: CE08020508

John Reisert
1660 Riverland Road

Mr. Gossman announced that service was via posting on the property on 4/11/08 and at City Hall on 4/3/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection fee had been paid on January 29, 2008. No permit for the work had been issued.

Mr. John Reisert, owner, explained he had experienced financial problems recently. He requested 45 days to comply.

Inspector Horodecki recommended ordering compliance within 63 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 60 days or a fine of \$100 per day.

Case: CE08010445

Hearing to impose fine

825 Progresso Drive LLC
825 Progresso Drive

Mr. Gossman announced that this case was first heard on 2/25/08 to comply by 3/26/08. The property was complied and the City was requesting imposition of a \$260 fine [reduced from \$2,000].

Mr. Christopher Gallagher, owner, requested the fine be less than \$260, citing financial difficulties.

Judge Hull imposed the \$260 fine.

Case: CE08020469

Raidel Arriette & Yuly Taylor
1909 SW 24 Terrace

Mr. Gossman announced that service was via posting on the property on 4/11/08 and at City Hall on 4/3/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection fee had not been paid and no permit for the work had been issued. Inspector Horodecki 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: CE08020481

Karl Covert
2434 SW 19 Street

Mr. Gossman announced that service was via posting on the property on 4/11/08 and at City Hall on 4/3/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection fee had not been paid and no permit for the work had been issued. Inspector Horodecki 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: CE08020490

Louis & Dale Handler
2445 SW 19 Street

Mr. Gossman announced that service was via posting on the property on 4/11/08 and at City Hall on 4/3/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection fee had not been paid and no permit for the work had been issued. Inspector Horodecki 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: CE08020500

Eileen McGuire & Deborah Ebesu
2470 SW 16 Court

Mr. Gossman announced that service was via posting on the property on 4/11/08 and at City Hall on 4/3/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection fee had not been paid and no permit for the work had been issued. Inspector Horodecki 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: CE08020494

Andrew Krimmer
2721 SW 18 Street

Mr. Gossman announced that service was via posting on the property on 4/11/08 and at City Hall on 4/3/08.

Violation:
28-33(a)

NOT CONNECTED TO THE CITY'S SANITARY SEWER SYSTEM.

Inspector Horodecki reported that the connection fee had been paid on February 1, 2008. No permit for the work had been issued. Inspector Horodecki 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 Hearing to impose fine
DFD Capital Development Corp.
815 NE 1 Avenue

Mr. Gossman announced that this case was first heard on 2/25/08 to comply by 3/26/08. The property was complied and the City was recommending no fine be imposed [reduced from \$100].

Judge Hull imposed no fine.

Case: CE08010482 Hearing to impose fine
Urban North LLC
901 Progresso Drive

Mr. Gossman announced that this case was first heard on 2/25/08 to comply by 3/26/08. The property was complied and the City was recommending no fine be imposed [reduced from \$400].

Judge Hull imposed no fine.

Case: CE07110190 Hearing to impose fine
Aames Funding Corp.
Accredited Home Lenders Inc.
910 NW 4 Avenue

Mr. Gossman announced that this case was first heard on 12/17/07 to comply by 3/16/08. The property was complied and the City was requesting imposition of a \$260 fine [reduced from \$2,300].

Judge Hull imposed the \$260 fine.

Case: CE07110187 Hearing to impose fine
Wells Fargo Bank Trustee
1557 NW 15 Avenue

Mr. Gossman announced that this case was first heard on 12/17/07 to comply by 3/16/08. The property was complied and the City was requesting imposition of a \$260 fine [reduced from \$3,700].

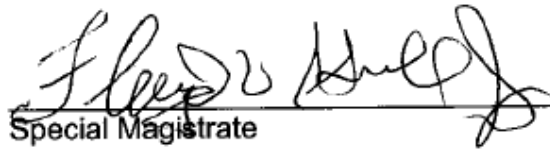
Judge Hull imposed the \$260 fine.

Cases Complied

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

CE08020480

There being no further business, the hearing was adjourned at 11:27 a.m.


Special Magistrate

ATTEST:


Clerk, Special Magistrate

Minutes prepared by J. Opperlee, Prototype Services