



**CITY OF FRUITLAND PARK
CODE ENFORCEMENT-SPECIAL MAGISTRATE
MEETING AGENDA**

November 8, 2017

City Hall Commission Chambers
506 W. Berckman Street
Fruitland Park, FL 34731

8:30 a.m.

- 1. CALL TO ORDER AND INVOCATION**
- 2. ROLL CALL**
- 3. ADMINISTRATION OF OATH TO DEFENDANTS/WITNESSES**
- 4. CASE – Jennifer E. Marcial - CE2017-0032**
- 5. NEW BUSINESS NONE**
- 6. ATTORNEY PRESENTATIONS (Request for Hearings)**
- 7. PUBLIC COMMENTS**

Note: Pursuant to F.S. 286.0114 and the City of Fruitland Park's Public Participation Policy adopted by Resolution 2013-023, members of the public shall be given a reasonable opportunity to be heard on propositions before the Code Enforcement-Special Magistrate. Accordingly, comments, questions, and concerns regarding items listed on this agenda shall be received at the time the Code Enforcement-Special Magistrate addresses such items during this meeting. Pursuant to Resolution 2013-023, public comments are limited to three minutes.

- 8. OTHER BUSINESS**
- 9. ADJOURNMENT**

Any person requiring a special accommodation at this meeting because of disability or physical impairment should contact the City Clerk's Office at City Hall (352) 360-6727 at least forty-eight (48) hours prior to the meeting. (§286.26 F.S.)

If a person decides to appeal any decision made by the City of Fruitland Park Code Enforcement- Special Magistrate with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The city does not provide verbatim records. (§286.0105, F.S.)

Pursuant to FSS 162.11, all Code Enforcement-Special Magistrate cases that are appealed are appealed to Circuit Court. The appeals must be filed no later than 30 days from the date of the execution or signing date of the written Order that is to be appealed. Any Order issued by the City of Fruitland Park's Code Enforcement-Special Magistrate may be appealed, including the original order, any subsequent orders, an extension order, or a reduction order.

PLEASE TURN OFF ELECTRONIC DEVICES OR PLACE IN VIBRATE MODE.

**CODE ENFORCEMENT
CITY OF FRUITLAND PARK**

CITY OF FRUITLAND PARK

v.

CASE NO.: CE2017-0032

Jennifer E. Marcial, Respondent
401 Acorn Circle
Fruitland Park, FL 34731

NOTICE OF HEARING

NON-COMPLIANCE

To: Jennifer E. Marcial:

Re: 401 Acorn Circle, Fruitland Park, FL 34731
Parcel # 10-19-24-025000000100

Please take notice that on the **8th** day of **November, 2017** at **8:30 A.M.** or as soon thereafter as may be heard, the undersigned will bring on to be heard before the Code Enforcement Magistrate the violation of City of Fruitland Park Code(s). Hearing location is the Fruitland Park Commission Chambers at 506 Berkman Street, Fruitland Park FL 34731.

Violation of City Code, Chapter 97.- PROPERTY MAINTENANCE

Section 97.03- Excessive or untended growth of vegetation prohibited.

Section 97.02-Accumulation of refuse prohibited.

Chapter 150.- ADOPTION OF LAND DEVELOPMENT
REGULATIONS.

Section 156.030: Fences and Walls.

Ordinance 2011-001.-ADOPTION OF
INTERNATIONAL PROPERTY MAINTENANCE CODE

Section 108.1.- Unsafe Structures.

Section 108.1.3- Structure unfit for human occupancy.

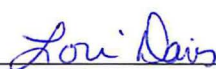
Location/address where violation exists: 401 Acorn Circle, Fruitland Park, FL 34731

Name and Address of owner of property: Jennifer E. Marcial, (Last known address): 401 Acorn Circle, Fruitland Park, FL 34731.

Description of violation: **Order to comply due by September 11, 2017. Property continues to be in violation as of September 26, 2017.** Property is vacant, the current mobile home structure is unsafe and not fit for human occupancy. Building official inspected and determined that due to extensive roof damage the mobile home is unsafe. Also, the exterior of the property has an accumulation of refuse to include household debris. Along with the debris, the property has not been maintained and the vegetation is quite overgrown. These violations are creating an environment that is enticing vagrants and unwanted persons to enter the property and structure, which then causes the adjoining property owners undue stress and fear.

Please govern yourself accordingly.

Dated this **11th** day of **October, 2017**.



Code Enforcement Officer
City of Fruitland Park

CERTIFICATE OF NOTICE

I HEREBY CERTIFY that the foregoing Notice of Hearing has been furnished this **11th** day of **October, 2017** via Certified U. S. Mail Return Receipt Requested, and Regular U.S. Mail to **Jennifer E. Marcial** (owner/s) at **401 Acorn Circle, Fruitland Park, FL 34731**. Additionally, on **October 11, 2017**, I posted the foregoing **Notice of Hearing** on the Property and at City Hall.



Code Enforcement Officer
City of Fruitland Park

Pursuant to F.S. 286.0105, Florida Statutes, if any person desires to appeal any decision with respect to a matter considered at a public hearing or hearing of the Code Enforcement Special Magistrate, such person will need a record of the proceedings, and such person may need to ensure that a verbatim record for such purpose is made, which record includes the testimony and evidence upon which the appeal is based.

Pursuant to F.S. 162.11 Florida, Statutes, either the City of Fruitland Park or a respondent may appeal a final administrative order of the Code Enforcement Magistrate to the Circuit Court in Lake County, Florida. Such an appeal shall be filed within thirty (30) days of the execution of the Order to be appealed.

Individuals with disabilities needing assistance to participate in any of these proceedings should contact the City Clerk at least two (2) working days in advance of the hearing date and time at **352-360-6727**.