## CODE ENFORCEMENT SPECIAL MAGISTRATE

CITY OF LAKE CITY

November 08, 2022 at 10:00 AM Venue: City Hall

## AGENDA

The meeting will be held in the City Council Chambers on the second floor of City Hall located at 205 North Marion Avenue, Lake City, FL 32055. Members of the public may also view the meeting on our YouTube channel. YouTube channel information is located at the end of this agenda.

**OLD BUSINESS-** None

## **NEW BUSINESS**

<u>i.</u> Case # **CE-22-0000032** 

Owner: Martha Cecilia Pelletier

Respondent: Martha Cecilia Pelletier

Address: Vacant Lot

Parcel #: 29-3S-17-05818-001

Violations: IPMC 302.1 Sanitation, IPMC 302.4 Weeds, and IPMC 302.5 Rodent harborage

### ADJOURNMENT

## YouTube Channel Information

Members of the public may also view the meeting on our YouTube channel at: https://www.youtube.com/c/CityofLakeCity

Pursuant to 286.0105, Florida Statutes, the City hereby advises the public if a person decides to appeal any decision made by the City Council with respect to any matter considered at its meeting or hearings, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to 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.

Pursuant to 286.26, Florida Statutes, persons needing special accommodations to participate in this meeting should contact the City Manager's Office at (386) 719-5768.

### File Attachments for Item:

i. Case # CE-22-00000032
Owner: Martha Cecilia Pelletier
Respondent: Martha Cecilia Pelletier
Address: Vacant Lot
Parcel #: 29-3S-17-05818-001
Violations: IPMC 302.1 Sanitation, IPMC 302.4 Weeds, and IPMC 302.5 Rodent harborage

Case Notes - IPMC - 2022-000



Run on 10/10/2022 02:46:49 PM

Notes I

Date Descending

Author

#### Last Changed Date/Time

10/10/2022 02:46:34 PM

Investigation

Subject

Marshall Sova

On October 10, 2022 I re-inspected the property and there has been no change. I have left Mr. Pelletier several messages to call me to no avail.

On this same date I prepared a Notice of Hearing and this will be sent to Mr. Pelletier by certified mail notifying him of the hearing scheduled on November 8, 2022.

Investigation Marshall Sova 08/11/2022 12:56:28 PM On August 11, 2022 I spoke to the owner Javier Pelletier advising he needed an extension on cleaning the lot up. Mr. Pelletier was given a compliance date of September 30, 2022.

Re- InspectionMarshall Sova07/13/2022 02:18:32 PMOn July 13, 2022 I re-inspected the property and there was no change. The first NOV has not been delivered as of this date.I located a new address for the owner and another NOV was sent to 318 NW Indian Ridge Ln. on July 14, 2022.

Initial InspectionMarshall Sova06/14/2022 01:16:28 PMOn June 14, 2022 I noticed the lot at the intersection of SR 100 @ Center Avenue was overgrown. A Notice of Violation was<br/>perepared an mailed to the owner Martha Pelletier on June 15, 2022.

Compliance date June 29, 2022.



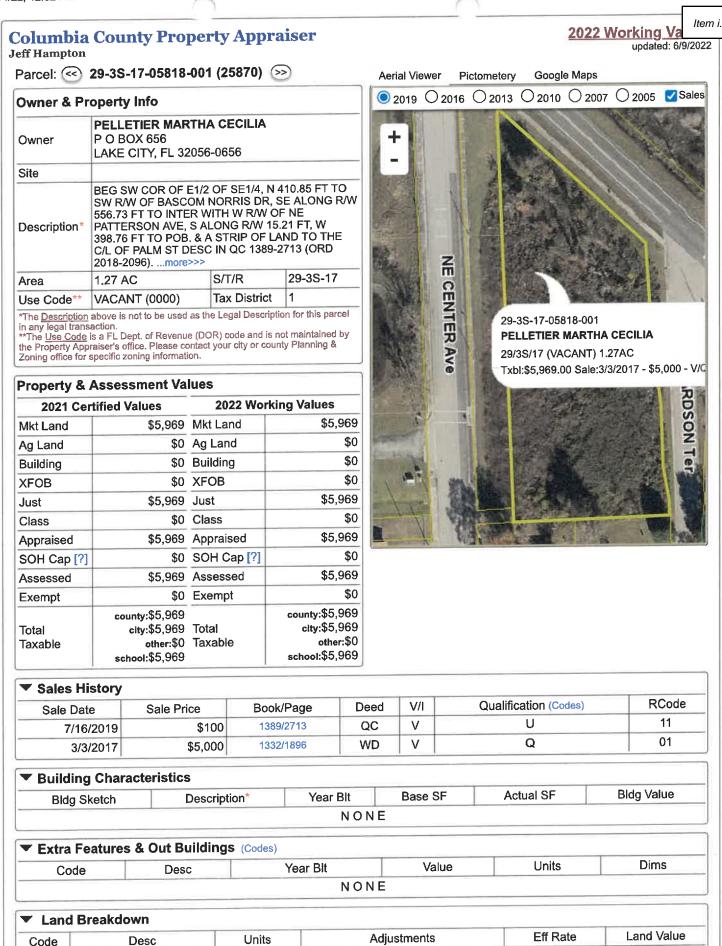
Florida Statute 166.0415 Effective July 01, 2021

| Phone: <u>779 3 946</u> Address. <u>Code</u>  | Email:<br>Nature                    |
|---|-------------------------------------|
| Do you wish to be contacted about this complaint? Yes No Best Time To Call:<br>Address of Complaint: <u>Advant # 27-35-17-058 18-001 Upget 5 for 108/Costa</u> No<br>of Complaint: <u>Advance</u>   | Vature                              |
|   |                                     |
| Iong has the complaint been going on?       Do you         who the person(s) involved are? Yes No If yes, who?       Do you know to         frames that the complaint is happening? Yes No If yes, when?       Is there any other inform that you would like to us to know? | Iow<br>u know<br>the time<br>nation |
|   |                                     |
| **** Below Internal Use Only ****   |                                     |
| Date Received: UM/22 Via: Plan Case Number Assigned 22-0000032<br>Notes:  |                                     |
|   |                                     |

Item i.

| Case Data Sheet for (                     | case #                               |
|---|--------------------------------------|
|   | ase # _ <u>UN ~ VUIIION JRI</u>      |
| Parcel#                                   |                                      |
| Address: Dr SK/10 & CSTCA                 |                                      |
| Dwner(s): MARTHA PALCTIA                  |                                      |
|   |                                      |
| Date of first inspection:/4/22            |                                      |
| (lint -                                   |                                      |
| L <sup>st</sup> Notice of Violation sent: |                                      |
| Date of second inspection:                | 12                                   |
|   | ~                                    |
| 2 <sup>nd</sup> Notice of Violation sent: |                                      |
|   |                                      |
| Date of Public Notice placed on property: |                                      |
| Notice of Mag. Hearing Sent:              |                                      |
| Notice of Mag. Heating Series             |                                      |
| Notice in Lake City Reporter on:          |                                      |
|   |                                      |
| Notice posted in City Hall                |                                      |
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| Mailing Cost/ Date: 6/15/22 53            |                                      |
| Mailing Cost/ Date: 1/14/22 7.82          |                                      |
| Mailing Cost/ Date: 10/10/22 7.82 NOH     | Bhu /L                               |
| TOTAL Mailing Cost:                       | Beverly Jones COE/ City of Lake City |
|   | MARSHALL SOVA                        |

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## **NOTICE OF HEARING**

Item i.

SPECIAL MAGISTRATE City of Lake City 205 N Marion Ave. Lake City, Florida 32055

Case # 22-000003-2 Respondent MARTHA & JAVIER PELLETIER

NOTICE OF HEARING: You are hereby notified and commanded to appear before the

the TTM Code Enforcement Board of Lake City, Florida on (day) \_\_\_\_\_\_ day of Novrmera, 20,22, at (time) 10:00 Ary. The hearing will take place at City Hall, 205 N Marion Ave., 2nd floor, Council Chambers, Lake City, Florida, at which time evidence and testimony will be presented to said Board concerning the violation. You have the right to examine all evidence and to cross-examine all witnesses, and to present evidence and testimony on your behalf concerning said violation.

Your failure to appear at the hearing may result in a civil fine being imposed on you for said violation up to \$250.00 per day/per violation each day the violation continues.

\*\*It is the RESPONSIBILITY of the RESPONDENT to schedule a Compliancy inspection\*\*

This case will not go before the Special Magistrate if the violation(s) are brought into compliance in accordance with the Notice of Violation.

I hereby certify that I delivered the foregoing notice to (Name of person and relationship): Relationship Name MARTHAN JAVIER PELIFTICK Personal Service

On date DCT. 10, 2022 time being 2:40m

Posted on property and at City Hall First class mailing Refused to sign, drop service

ARSHAU SOVA

Print Name of Code Inspector

Certified Mail. Return Receipt requested

Signature of Code Inspector

I acknowledge receipt of a copy of this Notice of Hearing

Signature of Respondent/Recipient Date

# NOTICE OF PUBLIC HEARING CITY OF LAKE CITY SPECIAL MAGISTRATE HEARING

THIS SERVES AS PUBLIC NOTICE the Special Magistrate will hold a hearing on Tuesday, November 8, 2022 at 10:00 AM

Meeting Location: City Council Chambers located on the 2<sup>nd</sup> Floor of City Hall at 205 North Marion Avenue, Lake City, FL 32055.

Members of the public may also view the meeting on our YouTube channel at: <a href="https://www.youtube.com/c/CityofLakeCity">https://www.youtube.com/c/CityofLakeCity</a>

Pursuant to 286.0105, Florida Statutes, the City hereby advises the public if a person decides to appeal any decision made by the City with respect to any matter considered at its meetings or hearings, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to 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.

SPECIAL REQUIREMENTS: Pursuant to 286.26, Florida Statutes, persons needing special accommodations to participate in this meeting should contact the City Manager's Office at (386) 719-5768.

> MARSHALL SOVA Code Enforcement Officer

Item i.



## NOTICE OF VIOLATION CODE ENFORCEMENT – SPECIAL MAGISTRATE CASE # 22-0000032

In the name of Lake City, Florida, the undersigned Code Inspector certifies that he/she has reasonable grounds to believe and does believe that on/prior to the date below, the following violation(s) of the Codes of Lake City where violated at the property located at:

## Name: Martha Pelletier Address: SR 100 & Center Avenue Lake City, FL 32055 Parcel# 29-3S-17-05818-001

| INITIAL INSPECTION | INITIAL INSPECTION PROMPTED BY:   |
|--------------------|---|
| Date: 05/09/2022   | Complaint CE Personnel Observation _X<br>Complainant: Marshall Sova CE Personnel: Marshall Sova |

Violation Code

Violation Description

| 302.1 Sanitation          | <i>Exterior property</i> and <i>premises</i> shall be maintained in a clean, safe and sanitary condition. The <i>occupant</i> shall keep that part of the <i>exterior property</i> that such <i>occupant</i> occupies or controls in a clean and sanitary condition.  |
|---------------------------|---|
| 302.4 Weeds               | <i>Premises</i> and <i>exterior property</i> shall be maintained free from weeds or plant growth in excess of [12 INCHES]. Noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens.                                  |
| 302.5 Rodent<br>harborage | Structures and <i>exterior property</i> shall be kept free from rodent harborage and <i>infestation</i> .<br>Where rodents are found, they shall be promptly exterminated by <i>approved</i> processes that will not be injurious to human health. After <i>pest elimination</i> , proper precautions shall be taken to eliminate rodent harborage and prevent reinfestation. |
|                           |   |
|                           |   |



| Violation Code            | Corrective Action  |
|---------------------------|--|
|                           | Straightforward requirement that exterior areas shall be clean and free from rubbish and garbage.                  |
| 302.4 Weeds               | Establishing maximum heights for grass and weeds are necessary to reduce rodent shelters and pollen dust problems. |
| 302.5 Rodent<br>harborage | All harborage areas should be eliminated by removing piles of rubbish and clearing property.                       |
|                           |  |
|                           |  |
|                           |  |
|                           |  |

**WARNING:** This notice constitutes a warning to discontinue the above violation, and to bring the violation into compliance on or before the date listed below:

Due date: July 25, 2022\_\_\_\_\_

2 | Page



Warning

If the owner of property which is subject to an enforcement proceeding before the enforcement board, or court transfers ownership of such property between the time the initial pleading was served and the time of the hearing, such owner shall:

(1) Disclose in writing the existence and the nature of the proceedings to the prospective transferee;

(2) Deliver to the prospective transferee a copy of the pleadings, notices, and other materials relating to the code enforcement proceedings received by the transferor;

(3) Disclose, in writing, to the prospective transferee that the new owner will be responsible for compliance with the applicable code and with orders issued in the code enforcement proceedings;

(4) File a notice with the code enforcement official of the transfer of the property, with the identity and address of the new owner and copies of the disclosures made to the new owner within five days after the date of the transfer.

A failure to make the disclosures described in paragraphs (1), (2) and (3) above before the transfer creates a rebuttal presumption of fraud. If the property is transferred before the hearing, the proceeding shall not be dismissed, but the new owner shall be provided a reasonable period to correct the violation before the hearing is heard.

I hereby certify that I delivered the foregoing notice to (Name of person and relationship): Name: Martha Pelletier Relationship owner: \_\_\_\_\_\_ On date: July 14, 2022 time being: 2:00 pm\_\_\_\_\_ Personal Service \_\_\_\_ Posted on property\_\_\_ and at City Hall \_\_\_\_ Certified Mail, Return Receipt requested \_\_X\_\_First class mailing\_\_\_

Refused to sign\_\_\_, drop service\_\_\_\_

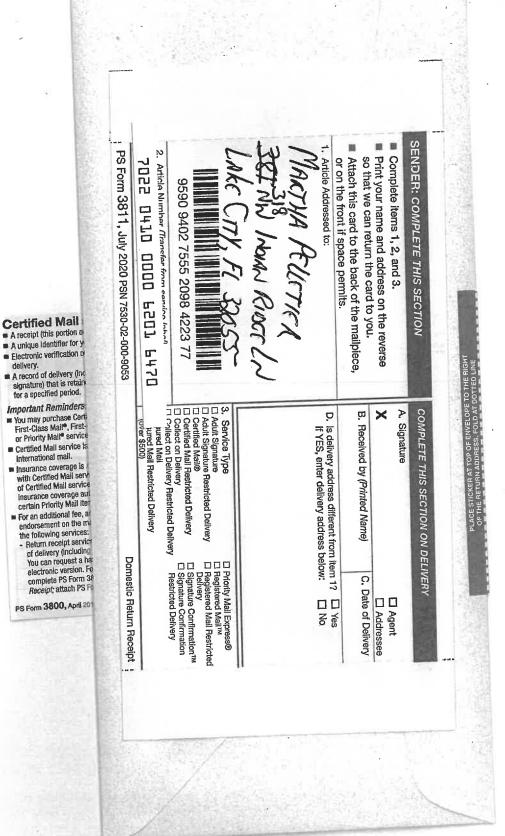
Marshall Sova Print Name of Code Inspector

Signature of Code Inspector

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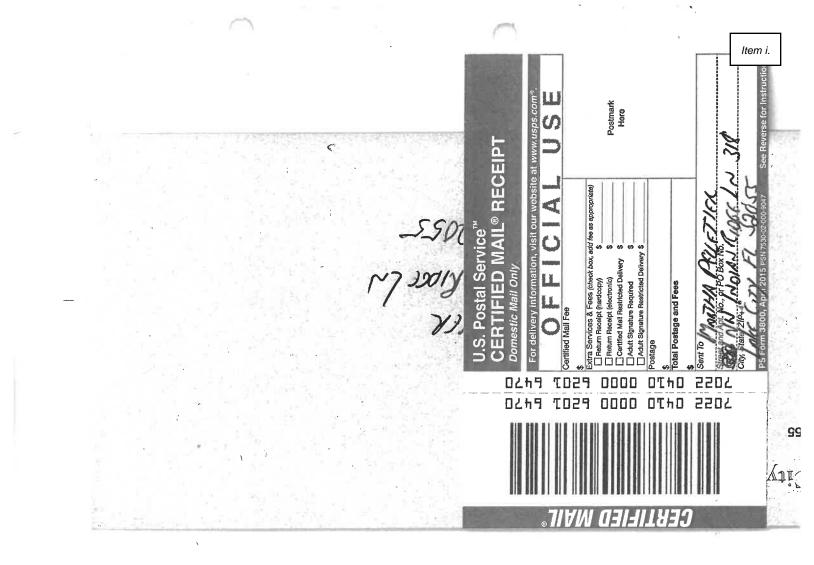
Item i. NOH 10/10/22 U.S. Postal Service<sup>™</sup> CERTIFIED MAIL<sup>®</sup> RECEIPT 32 2890 2890 Domestic Mail Only For delivery information, visit our at www.usps.com®. SE 1 3762 1167 1 Certified Mail Fee \$ Extra Services & Fees (check box, edd fee as appending Breturn Receipt (hardcopy) Count of the service (hardcopy) E000 0003 Return Receipt (electronic)
 Certified Mail Restricted Delivery Postmark \$ Here Adult Signature Required ŝ Adult Signature Restricted Delivery \$ OÝJO 0770 Postage Total Postage and Fees 7022 7022 KIDGE L DIA SZASJ e Reverse for Instruct City of Lake City Code Enforcement 205 N. Marion Ave. Lake City, Florida 32055 14

|                                   | ☐ Agent<br>□ Addressee   | C. Date of Delivery   | »»<br>□□   | Priority Mail Express®<br>Registered Mail <sup>174</sup><br>Registered Mail <sup>174</sup><br>Delying<br>Signature Confirmation <sup>14</sup><br>Signature Confirmation <sup>14</sup> |   | Domestic Return Receipt                      | No serve do testa de la constante   |
|-----------------------------------|--|---|--|---|---|--|---|
| COMPLETE THIS SECTION ON DELIVERY | 1  | B. Received by (Printed Name) C. Dat  | D. Is delivery address different from item 17<br>If YES, enter delivery address below: | Service Type<br>Adult Signature<br>Adult Signature Restricted Delivery  | Collect on Delivery Hestricted Delivery resurcts<br>Insured Mail<br>Insured | Domestic F                                   | о был катела<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблемательной<br>проблема |
| SENDER: COMPLETE THIS SECTION     | <ul> <li>Complete items 1, 2, and 3.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> </ul> | Attach this card to the back of the mailpiece,<br>or on the front if space permits. | 1. Atticle Addressed to:<br>MARTHAN & JAVIER RELETIEN<br>318 NW INDIAN RIDGE (N        | 9590 9402 6572 1028 6860 94   | 2. Article Number (Transfer from service label)<br>7미귿은 미내니미 미미미∃ 31,6근 근심되미  | PS Form 3811, July 2020 PSN 7530-02-000-9053 | I IBM be<br>a natrogram<br>a natrogram<br>a natrodi<br>a natrodi<br>a natrodi   |



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## NOTICE OF VIOLATION CODE ENFORCEMENT – SPECIAL MAGISTRATE CASE # 22-0000032

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Name: Martha Pelletier Address: SR 100 @ Center Ave. Lake City, FL 32025 Parcel # 29-3S-17-05818-001

| INITIAL INSPECTION | INITIAL INSPECTION PROMPTED BY:   |
|--------------------|---|
| Date: 05/09/2022   | Complaint CE Personnel ObservationX<br>Complainant: Marshall Sova CE Personnel: Marshall Sova |

Violation Code

Violation Description

| <i>Exterior property</i> and <i>premises</i> shall be maintained in a clean, safe and sanitary condition. The <i>occupant</i> shall keep that part of the <i>exterior property</i> that such <i>occupant</i> occupies or controls in a clean and sanitary condition.  |
|---|
| <i>Premises</i> and <i>exterior property</i> shall be maintained free from weeds or plant growth in excess of [12 INCHES]. Noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens.                                  |
| Structures and <i>exterior property</i> shall be kept free from rodent harborage and <i>infestation</i> .<br>Where rodents are found, they shall be promptly exterminated by <i>approved</i> processes that will not be injurious to human health. After <i>pest elimination</i> , proper precautions shall be taken to eliminate rodent harborage and prevent reinfestation. |
|   |
|   |





| Violation Code            | Corrective Action                                   |
|---------------------------|---|
| 302.1 Sanitation          | Clean property up                                   |
| 302.4 Weeds               | Clean property up                                   |
| 302.5 Rodent<br>harborage | Clean property up to prevent infestation of rodents |
|                           |   |
|                           |   |
|                           |   |
|                           |   |

**WARNING:** This notice constitutes a warning to discontinue the above violation, and to bring the violation into compliance on or before the date listed below:

Due date: June 29, 2022



Warning

If the owner of property which is subject to an enforcement proceeding before the enforcement board, or court transfers ownership of such property between the time the initial pleading was served and the time of the hearing, such owner shall:

(1) Disclose in writing the existence and the nature of the proceedings to the prospective transferee;

(2) Deliver to the prospective transferee a copy of the pleadings, notices, and other materials relating to the code enforcement proceedings received by the transferor;

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I hereby certify that I delivered the foregoing notice to (Name of person and relationship): Name: Martha Pelletier Relationship owner: \_\_\_\_\_\_\_ On date: June 15, 2022 time being: \_1:10 pm\_\_\_\_\_\_ Personal Service \_\_\_\_ Posted on property\_\_\_ and at City Hall \_\_\_\_ Certified Mail, Return Receipt requested \_\_\_\_\_First class mailing\_X\_\_\_ Refused to sign\_\_\_, drop service\_\_\_\_

Marshall Sova Print Name of Code Inspector

alu Al

Signature of Code Inspector









