

NOTICE OF PUBLIC HEARING
City of Newberry, Florida
Code Enforcement - Special Magistrate
Newberry City Hall
25440 West Newberry Road
1:00 p.m.
Wednesday, July 14, 2021

A G E N D A

PLEDGE OF ALLEGIANCE

REMARKS OF THE SPECIAL MAGISTRATE

REMARKS OF STAFF AND ATTORNEYS

NEW BUSINESS

1. **Case No. CE# 2021-001 Violation No. 202102002**
City of Newberry, Florida vs. Richard W. Yoh and Jau W. Yoh
8625 NW 4TH PL Gainesville, FL 32607-1481
(Certified mail sent on February 17, 2021 – Received & signed for by respondent on February 19, 2021)

Location of Violation: 633 NW 250th ST, Newberry, FL 32669
Section 03, Township 10 South, Range 17, Parcel #01961-001-000

Zoning: Commercial, Intensive (CI)

Legal:

TAMINEGA HEIGHTS PB C-55 BK A LESS W 8 FT MOL FOR R/W & BK B LESS W 10 FT MOL FOR R/W & LOTS 1 TO 16 BK H LESS R/W AS PER OR 202/287 ALSO R/W FOR HODGE AVE & ALACHUA ST ADJ TO BKS A & B PER OR 1647/2302 (LESS LOT 16 & THE S 10 FT OF LOT 15 BK H PER OR 221

Violation:

Chapter 14, Article III, Section 331 through Section 341 entitled Dangerous Buildings and Hazardous Land. Section 334.

Creating, keeping, maintaining, allowing the existence of dangerous building or hazardous lands unlawful. It shall be unlawful for any owner of real property within the city to create, keep, maintain. Or allow the existence of any dangerous building or hazardous land as defined in this article in or on such real property.

Code Enforcement Officer: Wayne Clark

2. **Case No. CE# 2021-002** **Violation No. 202102006**
City of Newberry, Florida vs. Mac C. Johnson
P.O. Box 367 Newberry, FL 32669

(Certified mail sent on February 25, 2021 – Received & signed for by respondent on March 1, 2021)

Location of Violation: 210 SW 260TH ST, Newberry, FL 32669
Section 04, Township 10 South, Range 17, Parcel # 01983-001-010

Zoning: Residential, (Mixed) Single Family/Mobile Home (RSF/MH-2)

Legal: CROCKER S/D PB H-53 LOT 10 LESS S 71.4 FT) OR 1995/1504

Violation:

Chapter 14, Article III, Section 331 through Section 341 entitled Dangerous Buildings and Hazardous Land. Section 334.

Creating, keeping, maintaining, allowing the existence of dangerous building or hazardous lands unlawful. It shall be unlawful for any owner of real property within the city to create, keep, maintain. Or allow the existence of any dangerous building or hazardous land as defined in this article in or on such real property.

Code Enforcement Officer: Wayne Clark

3. **Case No. CE# 2021-003** **Violation No. 202103003**
City of Newberry, Florida vs. Ryan P. Fox and Jessica L. Fox
26603 NW 3rd AVE Newberry, FL 32669

(Certified mail sent March 4, 2021 – Received and signed for by respondent on March 5, 2021)

Location of Violation: 26603 NW 3rd AVE, Newberry, FL 32669
Section 05, Township 10 South, Range 17, Parcel #02509-010-001

Zoning: Residential, Single Family (RSF-3)

Legal: BRITTANY OAKS REPLAT PB R-47 LOT 1 OR 4731/1395

Violation:

Appendix B – Land Development Regulations, Article 4.-Zoning Regulations, Section 4.2.- Supplementary district regulations, Section 4.2.17

4.2.17. Parking and storage of certain vehicles. In residential districts, automotive vehicles or trailers of any type without current license plates shall not be parked or stored other than in completely enclosed buildings.

Code Enforcement Officer: Wayne Clark

4. **Case No. CE# 2021-004** **Violation No. 202103006**

City of Newberry, Florida vs. West Orange Roofing, Inc.
335 North Duncan Drive Tavares, FL 32778

(Certified mail sent March 23, 2021 – Received and signed for by respondent on March 25, 2021)

Location of Violation: City of Newberry Right-of-Way

Violation:

Appendix B – Land Development Regulations, Article 4.-Zoning Regulations, Section 4.2.-
Supplementary district regulations, Section 4.2.20.4

4.2.20.4. Prohibited signs. It shall be a violation of these Land Development Regulations, to erect, place, use, or maintain:

- a. Signs which are obscene, as defined by F.S. ch. 847.
- b. Signs erected within the right-of-way of any street, road or public way, except as specifically provided by these Land Development Regulations.
- c. Signs on public property, except signs erected by a public authority for a public purpose, such as:
 - i. Public signs erected by or on behalf of a governmental body to post legal notices, identify public property, convey public information, and direct or regulate pedestrian or vehicular traffic.
 - ii. Bus stop signs erected by a public transit company authorized to operate in the city.
 - iii. Informational signs of a public utility regarding its poles, lines, pipes, or other facilities.
- iv. Other signs appurtenant to a use of public property permitted under a franchise or lease agreement with the city.
- d. Signs preventing free ingress or egress from any door, window or fire escape.
- e. Roof signs.
- f. Freestanding signs more than eight feet in height along arterial roads. Freestanding signs more than three feet in height in any designated historic district. Freestanding signs more than six feet in height along any collector or local road. Freestanding signs more than 25 feet in height within a mixed use development or planned development districts.
- g. Illuminated signs which result in glare or reflection of light on residential property in the surrounding area.
- h. Canopy, marquee, projecting, or hanging signs with less than a nine feet minimum clearance between the bottom of the sign and the ground surface.
- i. Flashing signs, except for warning signs erected or placed temporarily by officials of any public authority, when the design and operation of such warning signs conforms to standards of the current Manual of Uniform Traffic Control Devices.
- j. Portable signs, except "A-frame" signs as permitted by section 4.2.20.10., or as a sign without a commercial message.
- k. Signs legible from a public right-of-way containing more than 15 items of information on each sign face. An item of information is a word, an initial, a logo, an abbreviation, or a number. This prohibition shall not apply to signs posted to conform to statutory requirements or judicial orders, where clear language of the statute or the order requires that such sign contain more than 15 items of information.
- l. Flags This section does not prohibit the flying of the flag of the United States of America, the flag of the State of Florida, or any military branch flag.

Code Enforcement Officer: Wayne Clark

OLD BUSINESS

COMMENTS FROM SPECIAL MAGISTRATE

COMMENTS FROM STAFF

ADJOURNMENT