

CODE ENFORCEMENT SPECIAL
MAGISTRATE IN AND FOR
THE CITY OF KEY WEST,
MONROE COUNTY, FLORIDA

CASE NO: 18-280

CITY OF KEY WEST, a
Florida Municipal Corporation
Key West, Florida 33040
Petitioner

vs.

Respondent(s)

ORDER IMPOSING PENALTY/LIEN

Subject Property Legal Description: 724 AMELIA
ISL OF KW & KNOWN AS PART OF LT 11 ACORDING TO A P JERGUSONS SUB IN PLAT BK 1 PG 78 ETC

Parcel ID: 00030840-000000

THIS CAUSE came on for public hearing before the Code Enforcement Special Magistrate (herein referred to as "Special Magistrate") on 27 June 2018 for case # 18-280 after due notice to Respondent(s), at which time the Special Magistrate heard testimony under oath, received evidence, and issued its Findings of Fact and conclusions of Law and thereupon issued its oral Order which was reduced to writing and furnished to Respondent(s). This finding and Order was mailed on 2 July 2018.

Said Order required Respondent(s) to pay and Administrative Cost of Two Hundred and Fifty Dollars (\$250.00). Also imposed was a fine of Three hundred and seventy-eight thousand (\$378,000.00).

ORDERED that Respondent(s) pay to the City of Key West an amount of \$378,000.00 and this amount shall be subject o the maximum statutory interest charges provided by law.

This order can be recorded and shall then constitute a lien for all the accrued fines against the above described property, and any other real or personal property that the violator owns in Key West, Monroe County where recorded pursuant to Section 162.09 of the Florida Statutes.

DONE AND ORDERED this 15 day of June, 2020

CODE ENFORCEMENT
SPECIAL MAGISTRATE

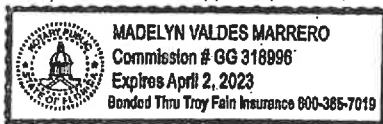
By: DE Yates
Donald E Yates
Special Magistrate

DATED: 6/15/2020

Madelyn Marrero
Madelyn Marrero
Recording Secretary

PERSONALLY appeared before me, the undersigned authority, Mary Anderson, well known to me and known by me to be the Clerk and Recording Secretary, respectively of the CODE ENFORCEMENT SPECIAL MAGISTRATE, and acknowledged before me that they executed the foregoing instrument on behalf of the CODE ENFORCEMENT SPECIAL MAGISTRATE, as its true act and deed, and that they were duly authorized to do so. They are personally known to me and have each produced a Florida Driver License as identification.

WITNESS my hand and official seal this 15 day of JUNE, 2020.



Madelyn Marrero
NOTARY PUBLIC
My Commission Expires:

HEREBY CERTIFY that a true and correct copy of the above and foregoing ORDER IMPOSING PENALTY/LIEN has been furnished by certified mail (72491141000011572) and regular mail to 724 Arme ha this 15th day of JUNE, 2020. 1346

I hereby certify that as Clerk and Recording Secretary of the Code Enforcement Special Magistrate of the City of Key West, the Office to whose custody the original is entrusted, this is a true and correct copy of the document maintained on file in the Office of the Code Enforcement Special Magistrate of the City of Key West.

Madelyn Marrero
Madelyn Marrero
Recording Secretary

A circular seal of the City of Key West, Florida. It features a central emblem with a key and the words "KEY WEST FLORIDA". The outer ring of the seal contains the text "CITY OF THE CITY OF KEY WEST FLORIDA".



THE CITY OF KEY WEST

Code Compliance Division

P.O. Box 1409, Key West, FL 33040

(305) 809-3740 (305) 809-3978 FAX

BEFORE THE CODE ENFORCEMENT SPECIAL MAGISTRATE OF THE CITY OF KEY WEST, FLORIDA

CITY OF KEY WEST

FILE NO: 18-280

CERTIFIED MAIL # 7017 3040 0000 0683 ⁴⁹⁹⁷
4973 ^{MA}

Robert Janicki
724 Amelia Street
Key West, FL 33040

ORDER IMPOSING LIEN/ FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

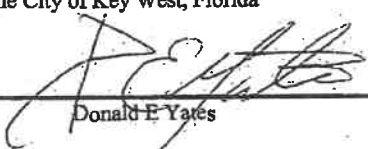
This cause having come before the Special Magistrate on June 27, 2018, pursuant to the Florida Statutes Chapter 162 and Article VI et seq of the Key West Code, and the Special Magistrate having heard sworn testimony, having reviewed the evidence submitted, and being otherwise advised of the premises; The Special Magistrate finds Robert Janicki is in violation of Key West Code of Ordinances, section(s) 14-37, 14-262, FBC P2503, FBC 1612.4, Sec. 18-117. In that the following condition(s) exists at 1205 11th Street: **Count 1:** Building, electrical and plumbing work being done without the benefit of a permit. **Count 2:** Failure to request electrical inspection for work being done without the benefit of a permit. **Count 3:** Failure to request plumbing inspections for work being done without the benefit of a permit. **Count 4:** The new rear room in the main house, the tiki hut and shed shall comply to the ordinance for structures located in the flood hazard areas. ~~Count 5:~~ ~~Cease using an unlicensed contractor - Dismissed~~

Accordingly, it is hereby
ORDERED:

1. Imposed is an Administrative Fee of \$250. Also the court imposed a fine of \$250 per day per violation for 4 counts if compliance is not obtained by August 29, 2018. A compliance hearing will be held on August 29, 2018 at City Hall, 1300 White Street, Key West, FL at 1:30 pm. All fines and fees are payable within thirty (30) days from the date of this order to the City of Key West, Attn: Code Compliance Division, PO Box 1409, Key West, FL 33041.
2. The Respondent is further ordered to contact the City of Key West Code Inspector to verify compliance, which may include an inspection. Any continuing fine imposed shall continue to accrue until such time as the Code Inspector inspects the property and verifies compliance with this Order. This Order may be recorded in the official records of Monroe County and shall constitute a lien, pursuant to Florida Statutes Section 162.09 (3), for judgment purposes. This case may serve as a predicate for a repeat violation should similar violations occur in the future as applicable.
3. If you request that the fine be reduced or mitigated, you must be in compliance and you must request in writing to appear before the Special Magistrate two weeks prior to a hearing to show cause why said fine should be mitigated.

Done and Ordered this 2 day of July 2018.

The Code Enforcement Special Magistrate of the City of Key West, Florida


Donald E. Yates

Certificate of Order and Service

I hereby certify that this is a true and correct copy of the above Order and that a true and correct copy has been furnished to the Respondent(s) and/or Authorized Representative via certified mail to address of record with the Monroe Property Appraiser's Office on this 2 day of July, 2018.


Mary Anderson, Recording Secretary