



City of Key West, FL

Old City Hall
510 Greene Street
Key West FL 33040

Action Minutes - Final Code Compliance Hearing

Tuesday, June 12, 2012

1:30 PM

Old City Hall

ADA Assistance: It is the policy of the City of Key West to comply with all requirements of the Americans with Disabilities Act (ADA). Please call the TTY number at 305-809-1000 or the ADA Coordinator at 305-809-3951 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

Call Meeting to Order

Code Violations

1

Case # 11-1225

Rose Sandrie
2321 Fogarty Avenue
Sec. 66-87 Business tax receipt required for all holding themselves out to be engaged in business
Officer Dotty Austin
Certified Service: 4-26-2012
Initial hearing: 5-23-2012

Continued from May 23, 2012 for compliance

Count 1: A business tax receipt is required to rent this property

This case went before the Special Magistrate on 6-12-12 for compliance. The delinquent sewer/solid waste accounts were not paid and the business tax receipt was not obtained. The Special Magistrate vacated the previous findings and order and imposed an administrative fee of \$250. Also imposed is a fine of 25% of the business tax receipt ($\$19.95 \times 25\% = \4.99). The total amount due to the city is \$259.99.

2

Case # 12-301

Robert Charles Mongelli, Decl of Tr Dtd 01/15/02
Michelle Averette-Mongelli T/C
908 Trinity Drive 3
Sec. 66-87 Business tax receipt required for all holding themselves out to be engaged in business
Officer Dotty Austin
Certified Service:
Initial Hearing: 6-12-2012

In compliance 5-18-2012, request dismissal

Count 1: A business tax receipt is required to rent your property.

The Special Magistrate dismissed this case at the request of the Code Officer.

3**Case # 12-373**

Benjamin Shatkun

Raquel Barouh

908 Trinity Drive 2

Sec. 66-87 Business tax receipt required for all holding themselves out to be engaged in business

Officer Dotty Austin

POSTED: 5-9-2012

Initial Hearing: 5-23-2012

Continued from May 23, 2012 for compliance

Count 1: A business tax receipt is required to rent this property

The Code Officer stated that this property was not in compliance. The Special Magistrate imposed the fines from the hearing that was held on May 23, 2012.

4**Case # 12-539**

Jean L Delice

2623 Flagler Avenue

Sec. 66-87 Business tax receipt required for all holding themselves out to be engaged in business

Sec. 58-63 Delinquency

Sec. 74-206 Owner's responsibility for payment

Officer Dotty Austin

Certified Service: 5-12-2012

Initial Hearing: 6-12-2012

In compliance, request dismissal

Count 1: Owner and tenant signed a one-year lease beginning February 1, 2010 and ending February 1, 2011. Owner verified lease with Keys Energy is still valid. Tenant has a monthly lease. **Count 2:** The solid waste account is past due. **Count 3:** The sewer account is past due. The combined amount is \$589.65.

The Special Magistrate dismissed this case at the request of the Code Officer.

5**Case # 12-595**

David L Smith
James S Talbott
1109 Olivia Street
Sec. 66-87 Business tax receipt required for all holding themselves out
to be engaged in business
Officer Dotty Austin
Certified Service: 5-31-2012
Initial Hearing: 6-12-2012

In compliance, request dismissal

Count 1: A business tax receipt is required to rent your property

The Special Magistrate dismissed this case at the request of the Code Officer.

6

Case # 12-603

Fred Tillman - owner
Robert Chinnis Construction
Robert Chinnis - contractor
301 Whitehead Street 303
Sec. 14-37 Building permits; professional plans; display of permits
Sec. 14-40 Permits in historic district
Officer Dotty Austin
Certified Service: 5-22-2012
Initial Hearing: 6-12-2012

New Case

Count 1: On April 11, 2012, a complaint was filed that Chinnis Construction constructed railings and attached them to a tree on the back deck of 301 Whitehead Street without building permits. **Count 2:** On April 11, 2012, a complaint was filed that Chinnis Construction constructed railings and attached them to a tree on the back deck of 301 Whitehead Street without HARC approval.

The Special Magistrate granted the continuance request to July 25, 2012.

7

Case # 12-608

Key Lime Pie Factory, Inc.
William F Wood, R/A for business owner
QS KWA Greene LLC - property owner
Gary J Langton, Mgr
Peter P DePierro, Mgr
412 Greene Street
Sec. 102-152 Requirements for permits
Officer Dotty Austin

Certified Service: 5-23-2012
Initial Hearing: 6-12-2012

In compliance, request dismissal

Count 1: Mr. William Wood was observed painting the building without a Certificate of Appropriateness

The Special Magistrate dismissed this case at the request of the Code Officer.

8

Case # 12-701

Daniel D Kolbe, R/A
Southernmost Photography
200 William Street
Sec. 18-415 Restrictions in historic district
Officer Peg Corbett
Certified Service:5-14-2012
Initial Hearing: 5-23-2012

Repeat violation

Continued from May 23, 2012

Count 1: On Friday, May 4, 2012, two women were observed selling photographs for Southernmost Photography on the Harbor Walk in violation of Sec. 18-415(b)(1)h. **Count 2:** On May 5, 2012, Daniel Kolbe was observed selling photographs for Southernmost Photography on the Harbor Walk in violation of Sec. 18-415(b)(1)h.

The Special Magistrate found Daniel D Kolbe/Kolbe Corporation in violation. Costs of \$250 were imposed. Also imposed is a repeat/irreparable fine of \$5,000 per count. The total amount due to the city is \$10,250.

9

Case # 11-1129

Julio N Castro-Rivas
Yvonne G Adetin
3229 Flagler Avenue 203
Sec. 66-102 Dates due and delinquent; penalties - Amended
Officer Bonnita Badgett
Certified Service: 5-2-2012
Initial Hearing: 5-23-2012

Continued from May 23, 2012 for compliance

Count 1: The business tax receipt for "Information Management Corp" is delinquent

The Code Officer stated that this property was not in compliance. The Special Magistrate imposed the fines from the hearing that was held on May 23, 2012.

10

Case # 11-1326

Carton J Ditto
906 Olivia Street
Sec. 66-87 Business tax receipt required for all holding themselves out to be engaged in business
Officer Bonnita Badgett
Posted: 5-17-2012
Initial Hearing: 6-12-2012

New Case

Count 1: A business tax receipt is required to rent your property.

The Special Magistrate found Mr. Ditto in violation. Costs of \$250 were imposed. Also imposed was a fine of 25% of the business tax receipt (\$19.95 X 25% = \$4.99). A compliance hearing will be held on July 25, 2012.

11

Case # 12-67

Jerry & Yuliya Andrews - business & property owners
Keana Mariah Konrad - employee
Albert L Kelley, R/A
KWSC, Inc. - Adult Entertainment Club
Fitzpatrick Street
Sec. 18-415 Restrictions in Historic District
Sec. 18-441 Required
Sec. 70-116 Prohibited Parking
Officer Bonnita Badgett
Certified Service: 4-11-2012 - Owner
Certified Service: 4-5-2012 - R/A
Initial Hearing: 4-25-2012

Continued from May 23, 2012 for agreement

Count 1: On January 6, 2012, Keana Mariah Konrad was off-premises canvassing on Fitzpatrick Street passing out cards soliciting pedestrians. **Count 2:** On January 6, 2012, Keana Mariah Konrad was off-premises canvassing on Fitzpatrick Street passing out cards soliciting pedestrians without a permit to do so. **Count 3:** On January 6, 2012, a van parked on Fitzpatrick Street marked "Free Shuttle to Adult Entertainment, 1221 Duval Street. It had brochure boxes attached to both sides with brochures in them.

The Special Magistrate found Jerry & Yuliya Andrews/KWSC, Inc. in violation

and approved the Settlement Agreement. The respondents agree and stipulate to the imposition of administrative costs of \$250. An additional fine of \$500 will be imposed and suspended if compliance is achieved within 30 days from the Special Magistrate's signature. Respondents shall achieve compliance by obtaining and maintaining a valid Employee Assistance Parking Program permit pursuant to Sec. 70-254. If the respondents do not obtain said permit within 30 days, the \$500 suspended fine shall be imposed.

12

Case # 12-440

Janice Isherwood
523 Elizabeth Street
Sec. 66-102 Dates due and delinquent; penalties
Officer Bonnita Badgett
Certified Service: 4-25-2012
Initial Hearing: 5-23-2012

Continuance granted to July 25, 2012

Count 1: The business tax receipt to rent this property is delinquent

The Special Magistrate granted the continuance request to July 25, 2012.

13

Case # 12-449

Maynard & Marci Lowe
1116 Varela Street
Sec. 66-102 Dates due and delinquent; penalties
Officer Bonnita Badgett
Certified Service: 4-25-2012
Initial Hearing: 5-23-2012

Continued from May 23, 2012 for compliance

Count 1: The business tax receipt to rent this property is delinquent

The Code Officer stated that this property was not in compliance. The Special Magistrate imposed the fines from the hearing that was held on May 23, 2012.

14

Case # 12-304

Pollie Alston
Donna Chavis, T/C
827 Emma Street
Sec. 66-87 Business tax receipt required for all holding themselves out to be engaged in business
Officer Peg Corbett
Certified Service: 5-17-2012
Initial Hearing: 6-12-2012

In compliance 5-22-2012, request dismissal

Count 1: A business tax receipt is required to rent your property.

The Special Magistrate dismissed this case at the request of the Code Officer.

15

Case # 12-370

Old Keystone Church, Inc.
Teresa Willis
328 Julia Street
Sec. 66-102 Dates due and delinquent; penalties
Officer Peg Corbett
Certified Service: 5-21-2012
Initial Hearing: 6-12-2012

New Case

Count 1: The business tax receipt to rent unit B is delinquent

The Special Magistrate found Teresa Willis in violation. Costs of \$250 were imposed. No fines have been imposed at this time. The court reserves the right to impose fines if compliance is not met in thirty (30) days (July 12, 2012). A compliance hearing will be held on July 25, 2012.

16

Case # 11-1444

Bird Construction LLC
Deborah & Richard Bird
730 Southard Trust
c/o Vincent F Barletta, Trustee
730 Southard Street
Sec. 14-37 Building permits professional plans; display of permits
Sec. 14-40 Permits in the Historic District
Officer Leonardo Hernandez
Certified Service: 12-23-2011
Initial Hearing: 1-25-2012

Irreparable Violation**Continued from May 23, 2012 for Settlement Agreement**

Count 1: The chimney at this location was demolished without a demolition permit. **Count 2:** The chimney at this location was demolished without HARC approval.

The Special Magistrate took this under advisement as to the fines that will be imposed.

17

Case # 11-1506

405 Frances, LLC
Andrea M Amato, Mgr.
BDB Agent Co. R/A
John P Slagter
405 Frances Street
Sec. 62-2 Obstructions
Officer Leonardo Hernandez
Certified Service: 2-24-2012 - Owner
2-28-2012 - R/A
Initial Hearing: 3-28-2012

In compliance, request dismissal

Count 1: On December 13, 2011 a complaint was received that trees were being planted on the City's right of way without a permit and the fence had been installed on the right of way, exceeding the scope of the permit.

The Special Magistrate dismissed this case at the request of the Code Officer.

18

Case # 12-27

Bank of America
Tiaquanda S Turner, Field Services
3220 Eagle Avenue
Sec. 14-37 Building permits; professional plans; display of permits
Sec. 118-516 Stop work orders
Officer Leonardo Hernandez
Certified Service: 5-3-2012 - Owner
Initial Hearing: 2-29-2012

**Continued from May 23, 2012 for compliance
Irreparable Violation**

Count 1: On January 5, 2012 a complaint was received that roofing work was being done without permits. A stop work order was issued.

Count 2: On January 18, 2012, while conducting an inspection, two workers were on the roof working over the stop work order.

The Code Officer stated that this property was not in compliance. The Special Magistrate imposed the fines from the hearing that was held on May 23, 2012.

19

Case # 12-361

Donal J Morris Sr.
Donal Morris Jr.
75 Seaside North Court
Sec. 66-102 Dates due and delinquent; penalties
Officer Leonardo Hernandez

Certified Service: 4-21-2012
Initial Hearing: 5-23-2012

In compliance 5-25-12, request dismissal

Count 1: The business tax receipt to rent this property is delinquent

The Special Magistrate dismissed this case at the request of the Code Officer.

20

Case # 12-362

Donal J Morris Sr.
Donal Morris Jr.
77 Seaside North Court
Sec. 66-102 Dates due and delinquent; penalties
Officer Leonardo Hernandez
Certified Service: 4-21-2012
Initial Hearing: 5-23-2012

In compliance 5-25-12, request dismissal

Count 1: The business tax receipt to rent this property is delinquent

The Special Magistrate dismissed this case at the request of the Code Officer.

21

Case # 12-363

Donal J Morris Sr.
Donal Morris Jr.
74 Seaside North Court
Sec. 66-102 Dates due and delinquent; penalties
Office Leonardo Hernandez
Certified Service: 4-21-2012
Initial Hearing: 5-23-2012

In compliance 5-25-12, request dismissal

Count 1: The business tax receipt to rent this property is delinquent

The Special Magistrate dismissed this case at the request of the Code Officer.

22

Case # 12-439

Alan & Marci Mather
3930 S Roosevelt Blvd N106
Sec. 66-87 Business tax receipt required
Officer Leonardo Hernandez
Certified Service: 4-23-2012
Initial Hearing: 5-23-2012

Continuance granted to July 25, 2012

Count 1: A business tax receipt is required to rent the property

The Special Magistrate granted the continuance request to July 25, 2012.

23**Case # 12-471**

Frank L Sheldon

1812 Flagler Avenue

Sec. 14-37 Building permits; professional plans; display of permits

Sec. 66-102 Dates due and delinquent; penalties, 2 counts

Officer Leonardo Hernandez

Certified Service: 5-14-2012

Initial Hearing: 6-12-2012

In compliance 5-16-2012, request dismissal

Count 1: For failure to obtain a building permit prior to replacing studs, drywall and the door jamb. **Count 2:** The business tax receipt for the coin operated laundry is delinquent. **Count 3:** The business tax receipt for the non-transient rental is delinquent.

The Special Magistrate dismissed this case at the request of the Code Officer.

24**Case # 12-526**

James E & Laura D Thornbrugh

2014 Roosevelt Drive

Sec. 66-87 Business tax receipt required for all holding themselves out to be engaged in business

Sec. 58-63 Delinquency

Sec. 74-206 Owner's responsibility for payment

Officer Leonardo Hernandez

Certified Service:

Initial Hearing: 6-12-2012

Continuance granted to July 25, 2012

Count 1: A business tax receipt is required to rent the property. **Count 2:** The solid waste account is past due. **Count 3:** The solid waste account is past due.

The Special Magistrate granted the continuance request to July 25, 2012.

25**Case # 12-606**

Darwin M Davis - owner

Mitchell Alexander Major - property mgr
732 Poorhouse Lane
Sec. 18-601 License required
Sec. 122-1371 Transient living accommodations in residential dwellings; regulations
Sec. 122-929 Prohibited
Officer Leonardo Hernandez
Posted: 5-31-2012
Initial Hearing: 6-12-2012

**New Case - Settlement Agreement
Irreparable Violation**

Count 1: The subject property was rented transiently from April 10, 2012 through April 17, 2012 without a business tax receipt. **Count 2:** The respondent held out the property in question as being available for rent transiently contrary to 122-1371(d)(9) on April 10, 2012. **Count 3:** The respondent held out the property in question as being available for rent transiently contrary to 122-1371(d)(9) on April 11, 2012. **Count 4:** The respondent held out the property in question as being available for rent transiently contrary to 122-1371(d)(9) on April 12, 2012. **Count 5:** The respondent held out the property in question as being available for rent transiently contrary to 122-1371(d)(9) on April 13, 2012. **Count 6:** The respondent held out the property in question as being available for rent transiently contrary to 122-1371(d)(9) on April 14, 2012. **Count 7:** The respondent held out the property in question as being available for rent transiently contrary to 122-1371(d)(9) on April 15, 2012. **Count 8:** The respondent held out the property in question as being available for rent transiently contrary to 122-1371(d)(9) on April 16, 2012. **Count 9:** Transiently rentals are prohibited in the HHDR (historic high density residential) district.

The Special Magistrate found Darwin Davis in violation and approved the Settlement Agreement. The respondent stipulates to the imposition of the administrative fee of \$250. A fine of \$2,200 which represents the offered rental contract amount will also be imposed. The total is \$2,450. The respondent also agrees to a suspended fine of \$5,000. The suspension period shall be for 24 months from the date of the Special Magistrate's signature. If the respondent is found in violation of this or similar violations again within 24 months, the respondent understands that the \$5,000 suspended fine will be imposed in addition to any new fines. All fines and fees are payable within 30 days.

26

Case # 12-671
Cynthia A Grissom
1401 Sunset Drive
Sec. 58-61 Determination and levy of charge
Officer Leonardo Hernandez
Certified Service: 5-5-2012

Initial Hearing: 5-23-2012

Continued from May 23, 2012

Count 1: Repeat violation of having two units when the City only recognizes one unit.

The Special Magistrate granted the continuance request to July 25, 2012.

27

Case # 09-1501

Angel & Daniela Rodriguez

Angel Rodriguez Dr

908 Trinity Drive #4

Sec. 14-37 Building permits professional plans; display of permits

Sec. 14-256 Required for electric

Sec. 14-262 Request for inspection

Sec. 14-325 Permits required

Sec. 14-327 Mechanical inspection

Sec. 14-358 Plumbing permit required

Sec. 14-362 Connect to public sewer

Sec. 90-363 Certificate of occupancy

Officer Barbara Meizis

Certified Service: 11-8-2011

Initial Hearing: 12-14-2011

Compliance date extended to June 12, 2012

Count 1: On May 10, 2010, planning department received an after the fact variance for an after the fact accessory unit which was constructed without building permits. **Count 2:** Electrical work done on the accessory unit without the benefit of an electrical permit. **Count 3:** Electrical inspections are required for all electrical work done. **Count 4:** Mechanical work done without the benefit of a mechanical permit. **Count 5:** Mechanical inspections are required for all mechanical work done. **Count 6:** Plumbing work done without the benefit of a plumbing permit. **Count 7:** Connection to the city sewer system is required. **Count 8:** A certificate of occupancy is required for the accessory unit.

The Code Officer stated that this property was not in compliance. The Special Magistrate imposed the fines from the hearing that was held on May 23, 2012. A status hearing will be held on July 25, 2012.

28

Case # 11-633

Arturo Cobo

Elsa Degraffenreid R/S
1517 Dennis Street
Sec. 66-87 Business tax receipt required for all holding themselves out to be engaged in business
Sec. 14-37 Building permits; professional plans; display of permits
Sec. 14-256 Required
Sec. 14-262 Request for inspection
Sec. 14-325 Permits required
Sec. 14-358 Amendments to Florida Plumbing Code
Sec. 14-327 Inspection
Sec. 14-362 Connection to public sewer
Sec. 90-363 Certificate of occupancy - required
Officer Barbara Meizis
Certified Service: 5-22-2012
Initial Hearing: 6-12-2012

Continuance granted to July 25, 2012

Count 1: A business tax receipt is required to rent the five dwelling units. **Count 2:** A building permit is required prior to subdividing the building into five dwelling units. **Count 3:** An electrical permit is required prior to doing any electrical work. **Count 4:** An electrical inspection is required. **Count 5:** A mechanical permit is required prior to doing any mechanical work. **Count 6:** A plumbing inspection is required prior to doing any plumbing work. **Count 7:** A mechanical inspection is required. **Count 8:** Coin operated washing machines and all other plumbing disposal systems must be connected to public sewer after having been inspected by the chief building official. **Count 9:** A certificate of occupancy is required for each of the five dwelling units.

The Special Magistrate granted the continuance request to July 25, 2012.

29

Case # 11-1385

Dean Townsend
826 Olivia Street
Sec. 14-40 Permits in the historic district
Sec. 14-37 Building permits; professional plans; display of permits
Officer Barbara Meizis
Certified Service:
Initial Hearing: 6-12-2012

New Case

Count 1: A certificate of appropriateness is required prior to the installation of a a/c condenser. **Count 2:** A building permit is required prior to the installation of a a/c condenser.

The Special Magistrate continued this case for service.

30

Case # 12-302

David Neil Austin
1215 Duncan Street
Sec. 66-102 Dates due and delinquent; penalties
Officer Barbara Meizis
Certified Service: 3-13-2012
Initial Hearing: 3-28-2012

Continued from May 23, 2012 for compliance

Count 1: A non-transient business tax receipt for two units is required to rent your property. The above property has been rented by William Virgil Montgomery in Unit 1 and Destiny Blue Montgomery in Unit 2. Keys Energy shows electric service in Mr. Montgomery's name since 08-27-2008. There is also a rental agreement between Cathy Fernandez, The Hip Tourist, your agent and William Montgomery and Robin Gregory as tenants.

The Code Officer stated that this property was not in compliance. The Special Magistrate imposed the fines from the hearing that was held on May 23, 2012.

31

Case # 12-341

Margaret L Carey
719 Whitehead Street
Sec. 26-37 Removal of graffiti
Officer Barbara Meizis
Certified Service: 5-24-2012
Initial Hearing: 6-12-2012

In compliance, request dismissal

Count 1: The property owner was notified and has allowed the graffiti to remain more than seven calendar days after receipt of the Notice to Remove Graffiti.

The Special Magistrate dismissed this case at the request of the Code Officer.

32

Case # 12-436

James E & Laura D Thornbrugh
2016 Roosevelt Drive
Sec. 66-102 Date due and delinquent; penalties
Sec. 58-63 Delinquency
Sec. 74-206 Owner's responsibility for payment

Officer Barbara Meizis
Certified Service: 5-16-2012
Initial Hearing: 6-12-2012

Continuance granted to July 25, 2012

Count 1: The business tax receipt to rent this property is delinquent.
Count 2: The solid waste account is past due. **Count 3:** The sewer account is past due.

The Special Magistrate granted the continuance request to July 25, 2012.

33

Case # 12-463

Keith & Donna Golan
302 Southard Street 110B
Sec. 66-102 Date due and delinquent; penalties
Officer Barbara Meizis
Certified Service: 5-5-2012
Initial Hearing: 4-25-2012

Continued from May 23, 2012 for compliance

Count 1: The business tax receipt for Key West Travel/Condo Vacation is delinquent

The Code Officer stated that this property was not in compliance. The Special Magistrate imposed the fines from the hearing that was held on May 23, 2012.

34

Case # 12-680

Scott J & Karen A Mangini
1401 Olivia Street Down
Sec. 18-601 License required
Sec. 122-1371 Transient living accommodations in residential dwellings; regulations
Sec. 122-599 Prohibited uses in the HMDR (historic medium density residential) district
Officer Barbara Meizis
Certified Service: 5-16-2012
Initial Hearing: 6-12-2012

Continuance granted to July 25, 2012

Count 1: You shall not rent your property transiently without a transient license to do so. **Count 2:** The property was rented out on May 3, 2012 in violation of Sec. 122-1371(b)(9). **Count 3:** Transient rentals are prohibited in the HMDR (historic medium density residential) district.

The Special Magistrate granted the continuance request to July 25, 2012.

35

Case # 12-731

Ingo Scharrenbroich
1612 Josephine Street
Sec. 18-601 License required
Sec. 122-1371 Transient living accommodations in residential dwellings; regulations (d)(9) 4 Counts
Sec. 122-237 Prohibited uses in the SF (Single Family) district
Sec. 66-87 Business tax receipt required for all holding themselves out to be engaged in business
Officer Barbara Meizis
Certified Service: 5-21-2012
Initial Hearing: 6-12-2012

Continuance granted to July 25, 2012

Irreparable Violation

Count 1: You shall have a business tax receipt from the City of Key West to rent your property transiently. **Count 2:** The respondent held out the property in question as being available for rent transiently contrary to 122-1371(d)(9) on May 11, 2012. **Count 3:** The respondent held out the property in question as being available for rent transiently contrary to 122-1371(d)(9) on May 12, 2012. **Count 4:** The respondent held out the property in question as being available for rent transiently contrary to 122-1371(d)(9) on May 13, 2012. **Count 5:** The respondent held out the property in question as being available for rent transiently contrary to 122-1371(d)(9) on May 14, 2012. **Count 6:** Transient rentals are prohibited in the SF (Single Family) district. **Count 7:** A business tax receipt is required to rent your property.

The Special Magistrate granted the continuance request to July 25, 2012.

36

Case # 11-929

Cecil E Alf Irrevocable Trust
Knabe Family Ltd. Partnership T/C
c/o Craig Knabe, R/A
431 Front Street
Sec. 14-37 Building Permits Required; Display
Sec. 14-40 Permits in the Historic District
Officer Jim Young
Certified Service: 8-15-2011
Initial Hearing: 9-28-2011

Continued from May 23, 2012 for settlement agreement

On July 19, 2011 a new sign was erected atop of the ticket booth located at 431 Front Street C without the required HARC Certificate of Appropriateness.

The Special Magistrate dismissed this case at the request of the Code Officer and approved the Settlement Agreement.

37**Case # 12-360**

Stuart Weisfeld Estate
c/o Joel Aresty
Ilesha Hope Weisfeld
1004 Watson Street
Sec. 66-102 Dates due and delinquent; penalties
Officer Jim Young
Certified Service: 4-20-2012
Initial Hearing: 5-23-2012

In compliance, request dismissal

Count 1: The business tax receipt to rent this property is delinquent

The Special Magistrate dismissed this case at the request of the Code Officer.

Mitigations**38****Case # 11-775**

Kimberly Blanchette
407 Whitehead Street

The Special Magistrate reduced the fine to \$2,150 which represents one half of the daily fine from the date of the second reading from HARC. This mitigated fine was paid in full on June 12, 2012.

39**Case # 10-950**

Iberiabank
1208 Florida Street

The Special Magistrate approved the mitigated amount of \$5,000 plus the administrative costs of \$250 and suspended the balance of the fine (\$47,600). If Iberiabank should have another similar case, the suspended fines would be due plus any other costs or fines associated with the new case.

HARC Appeals**40****SMA 12-01**

George Esbensen

c/o Robert Goldman
223 Elizabeth Street
H12-01-685

The Special Magistrate upheld HARC decision on approving the plans for building a hotel.

Adjournment