

**FEBRUARY 20, 2019  
CODE ENFORCEMENT MINUTES**

**MINUTES**

- I. CALL TO ORDER**
- II. PLEDGE OF ALLEGIANCE**

**At this time, anyone intending on offering testimony was sworn in by the Special Magistrate.**

**III. PUBLIC HEARINGS -**

**A. NEW CASES -**

**CASE #2019 – 376 - BERTHA M. STEELE, Owner**  
TIMOTHY STEELE and TAMMY STEELE, Tenants

**Location of Violation:** 1810 Kentucky Avenue, St. Cloud, Florida

**Violation:** 2015 International Property Maintenance Code, Sections 302.1 & 302.4 adopted by St. Cloud City Code Section 10-33 and St. Cloud City Code, Section 24-52 (A) & 36-38(A)

**Description of Violation:** Failure to prohibit but rather allowed abandoned vehicle(s), high grass and weeds over a height of 8 inches, an accumulation of solid waste and not maintaining the exterior property areas in a clean, sanitary condition

Code Enforcement Officer Melissa Howes presented the case in narrative form and provided an evidence packet and a Power Point presentation. At the conclusion of her presentation, she noted that it was the city’s recommendation that the Respondent be found in violation of having an abandoned vehicle, high grass and weeds over eight inches in height, an accumulation of solid waste and the exterior property areas not being maintained in a clean, sanitary condition. She further recommended that the Respondent be allowed until March 6, 2019 to correct all violations and that failure to comply would result in a fine of \$250.00 per day until compliance is met. She further recommended that the Respondent pay the City of St. Cloud for administrative costs incurred in the amount of \$248.96 to be paid within seven days of the written order of the Special Magistrate.

The Magistrate asked if the City wanted any potential fines to apply jointly and severally to all Respondents and not just against the property. City Attorney, Jack Morgeson, noted that the city would have the pursuit of fines to apply to the named owner as opposed to the tenants.

The Magistrate found in favor of the city and found the property to be in violation of the code sections cited by the officer. He noted that the violation of the abandoned vehicle was corrected but was out of compliance after the date set for

compliance in the Notice of Violation. He noted that all the other violations remain uncured. He Ordered the Respondent to cure the remaining violations on or before March 6, 2019 and that failure to comply would result in a daily fine of up to \$250.00 per day to accrue until the violations are cured. He further Ordered the Respondent to pay the administrative costs in the amount of \$248.96 to the city within seven days of the written Order.

**CASE #2018 – 2239 – JOSEPH M. MIRAGLIA, Owner  
PAULA J. MIRAGLIA, Owner**

**Location of Violation:** 3020 Dillman Drive, St. Cloud, Florida

**Violation:** St. Cloud Land Development Code, Sections 3.3.1(F) & 13.3

**Description of Violation:** Failure to prohibit but rather allowed construction of an accessory structure prior to obtaining a permit at this location

Code Enforcement Officer Melissa Howes presented the case in narrative form and provided an evidence packet and a Power Point presentation. At the conclusion of her presentation, she noted that it was the city's recommendation that the Respondent be found in violation of building an accessory structure prior to obtaining a building permit. She further recommended that the city be reimbursed for administrative costs incurred in the amount of \$193.48 to be paid within seven days of the Magistrate's written Order.

The Special Magistrate found in favor of the city. He found the property to be in violation of St. Cloud Land Development Code, Sections 3.3.1(F) . He noted that the violations had been cured prior to the hearing but after the date set for compliance by the code enforcement officer. He further Ordered the Respondent to pay the administrative costs in the amount of \$193.48 to the city within seven days of the written Order.

**IV. UNFINISHED BUSINESS - None**

**V. NEW BUSINESS – None**

**VI. NEXT SCHEDULED MEETING - MARCH 20, 2019**

At this time, Code Enforcement Officer Melissa Howes introduced Dianna Durbin as the new Code Enforcement Officer.

**VII. ADJOURNMENT - Special Magistrate Smith adjourned the meeting at 3:23 P.M.**