

TAB 2



516 8th Avenue West
P.O. Box 1209
Palmetto, Florida 34220-1209
Phone (941) 723-4570
Fax: (941) 723-4576
Suncom: 516-0829
E-mail: chgeneral@palmettofl.org
Web: www.palmettofl.org

**BEFORE THE CODE ENFORCEMENT BOARD
OF THE CITY OF PALMETTO, FLORIDA**

**CERTIFIED MAIL/RETURN RECEIPT REQUESTED
REGULAR MAIL**

CITY OF PALMETTO

A political subdivision of the
State of Florida

Petitioner,

vs.

Case No. CEB 09-09

Eugenio Betancourt.
317 15th Street West
Palmetto, Florida 34221
Respondent

Re Violation Location: 317 15th Street West
Palmetto, Florida 34221

Legal Description: LOT 2 BLK E H W HARRISON SUB
Township 34S, Range 17E, Section 14

Parcel ID#: 26153.0000/7

ADMINISTRATIVE ORDER IMPOSING LIEN

THIS MATTER came before the City of Palmetto Code Enforcement Board for Public Hearing on June 30, 2009, at 6:00 p.m., at Palmetto City Hall, after due notice to the Respondent.

FINDINGS OF FACT:

The Code Enforcement Board of the City of Palmetto finds as a matter of fact that:

- The occupants of this duplex were raising chickens and pigs.
- A large accumulation of trash and debris including bicycles, discarded aluminum cans, lawn mowers, tires and other rubbish are stored and scattered in the rear yard of this duplex.

CONCLUSIONS OF LAW:

1. The Code Enforcement Board is properly convened. Notice has been given and all conditions precedent have been satisfied.
2. The Respondent has violated Palmetto Code of Ordinances, Chapter 6, Animals, Article II Livestock and Fowl, Section 6-28(a) and Section 6-31; Chapter 7, Buildings and Building Regulations, Article XI, Minimum Maintenance Standards, Section 7-243(a); Chapter 16, Article II, Nuisances, Section 16-26, Section 16-26(2), and Section 16-27(a),(b)&(c); and Chapter 17 Housing, Article II, Housing Standards, Section 17-28 Palmetto Property Maintenance Code, Standards 302.1 Sanitation, 304.1 General, and 307.1 Accumulation of Rubbish or Garbage.

ORDER

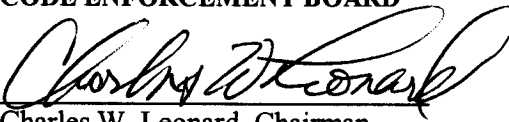
The Respondent, Eugenio Betancourt, is found in violation of the Palmetto Code of Ordinances as noticed, and given until July 6, 2009, to comply with the Palmetto Code of Ordinances by correcting the violation. If the aforementioned action is not taken by July 6, 2009, a fine of up to \$250.00 per day may be imposed for each day the violation continues past the date and time specified herein. The Respondent is entitled to notice and an opportunity to be heard prior to a fine being assessed. **A Public Hearing will be held on July 28, 2009, to determine if the violation has been corrected. Administrative costs incurred by the city in the prosecution of this case in the amount of \$323.00, plus any applicable recording fees, are hereby assessed. Upon recording, such costs shall constitute a lien and shall continue with interest accruing.**

A certified copy of this Administrative Order may be recorded in the public records of the county and shall constitute notice to any subsequent purchasers, successors-in-interest or assigns if the violation concerns real property and the findings therein shall be binding upon the violator and, if the violation concerns real property, any subsequent purchasers, successors-in-interest or assigns.


Any aggrieved party may appeal this Administrative Order to the Circuit Court in and for Manatee County. Such appeal shall not be a hearing *de novo*, but shall be limited to appellate review of the record created before the Code Enforcement Board. An appeal shall be filed within thirty (30) days of the execution of this Administrative Order

Done and ordered this 30th day of June, 2009

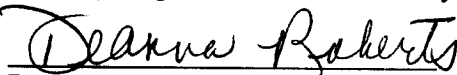
CITY OF PALMETTO
CODE ENFORCEMENT BOARD


Charles W. Leonard, Chairman

Attest:


Diane Ponder, Deputy Clerk-Administration

I hereby certify that a true copy of the foregoing Administrative Order Imposing Lien has been furnished to the Respondent by Certified Mail/ Return Receipt Requested and by Regular Mail this 30th day of June, 2009.


Deanna Roberts, Clerk of the Board