

TAB 5



PALMETTO

516 8th Avenue West
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Palmetto, Florida 34220-1209
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**BEFORE THE CODE ENFORCEMENT BOARD
OF THE CITY OF PALMETTO, FLORIDA**

CITY OF PALMETTO

A political subdivision of the
State of Florida

Petitioner,

vs.

Kathryn L. McKinney
505 11th Street Drive West
P.O. Box 94
Palmetto, Florida 34220-0094

Case No. CEB – 06-02

Respondent.

REPORT OF COMPLIANCE

This is notice that pursuant to the Administrative Order and the Order Imposing Fine of the Code Enforcement Board of the City of Palmetto dated January 31, 2006 and March 2, 2006 respectively, the violation of the Palmetto City Code in this matter was corrected February 16, 2010.



Director, Code Enforcement

cc: (property owner)



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

CITY OF PALMETTO

A political subdivision of the
State of Florida

Petitioner,

vs.

E. Barbara Witt
312 North Long Street
Eaton, IN 47338

Case No. CEB – 09-28

Respondent.

REPORT OF COMPLIANCE

This is notice that pursuant to the Administrative Order of the Code Enforcement Board of the City of Palmetto dated December 29, 2009 the violation of the Palmetto City Code in this matter was corrected January 20, 2010.

Director, Code Enforcement

cc: (property owner)



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

CITY OF PALMETTO

A political subdivision of the
State of Florida

Petitioner,

vs.

Case No. CEB 10-03

John E. Matheny, Jr.
488 Oak Tree Rd.
 Mooresville, NC 28117

Jill Ann Matheny
146 Montibello Dr.
 Mooresville, NC 28117

Respondents

Re Property of:

John E. Matheny, Jr.
Jill Ann Matheny
412 20th Avenue West
Palmetto, FL 34221

Legal Description:

**BEG 210 FT N AND 9 FT E OF THE SW COR OF SE1/4 OF SEC
15 TH E 76 FT, TH N 65 FT, TH W 76 FT, TH S 65 FT TO THE
POB Township 34S, Range 17E, Section 15**

Parcel ID #:

PI#28670.0005/9

ADMINISTRATIVE ORDER IMPOSING FINE

THIS MATTER came before the City of Palmetto Code Enforcement Board for Public Hearing on January 26, 2010, at 6:00 p.m., at Palmetto City Hall, after due notice to the Respondents, and the Board, having considered the testimony and evidence presented, does hereby find:

FINDINGS OF FACT:

1. The property, which is the subject of this Code Enforcement action, is located at 412 20th Avenue West, Palmetto, FL.

2. The Respondents, John E. Matheny, Jr. and Jill Ann Matheny, are the owners of the subject property and have been given proper notice of the hearing.
3. There exists on the Respondent's property located at 412 20th Avenue West personal belongings that are stored in plain view of arterial streets in a residentially zoned district. The yards of this property contain mattresses, a car frame, motor vehicle parts and other debris that negatively affect the value of the adjacent properties.

CONCLUSIONS OF LAW:

1. The Code Enforcement Board is properly convened. Notice has been given and all conditions precedent have been satisfied.
2. This is a repeat violation as that term is used under Chapter 162, Florida Statutes, and under the Code of Ordinances of the City of Palmetto.
3. Respondents have violated Palmetto Code of Ordinances, Appendix B, Zoning Code, Article III, Definitions, Section 3.2 and Article VI, Supplemental Regulations, Sec. 6.6 Screening of Open Storage, (a) & (b); Chapter 7, Buildings and Building Regulations, Article XI, Minimum Maintenance Standards, Section 7-243(a); Chapter 16, Health and Sanitation, Article II Nuisances, Section 16-26, and Section 16-27(a), (b), & (c):

ORDER

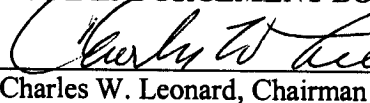
The Respondents, John E. Matheny, Jr. and Jill Ann Matheny, are found in violation of the Palmetto Code of Ordinances as noticed. A fine of \$500.00 per day is hereby imposed, commencing January 5, 2010, and continuing until the violation is corrected. **Upon recording, such fine shall constitute a lien on the property. Costs assessed pursuant to this Order shall continue with interest accruing.**

A certified copy of this Administrative Order shall 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 26th day of January, 2010.

CITY OF PALMETTO
CODE ENFORCEMENT BOARD


Charles W. Leonard, Chairman

Matheny
Administrative Order
January 26, 2010
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Attest: *Diane Ponder*
By: Diane Ponder, Deputy Clerk-Administration

I hereby certify that a true copy of the foregoing Administrative Order Imposing Fine has been furnished to the Respondents by Certified Mail/ Return/Receipt Requested and by Regular Mail this 27th day of January, 2010.

Deanna Roberts
Deanna Roberts, Clerk
Code Enforcement Board