

MUNICIPAL CODE ENFORCEMENT BOARD OF THE CITY OF CLEARWATER, FLORIDA
AFFIDAVIT OF VIOLATION AND REQUEST FOR HEARING

NAME OF VIOLATOR: CASA ROBA LLC
MAILING ADDRESS: ASHCREST CORPORATION
31 ISLAND WAY UNIT 803
CLEARWATER, FL 33767-2207

CITY CASE#: PNU2023-00765

VIOLATION ADDRESS: 644 LEMBO CIR
CLEARWATER, FL

DATE OF OFFICIAL NOTICE OF VIOLATION:

LEGAL DESCRIPTION OF PROPERTY: LEMBO SUB LOT 7

PARCEL #: 15-29-15-51066-000-0070

DATE OF INSPECTION: 9/5/2023 12:07:00 PM

SECTION(S) OF THE CITY CODE WHICH HAVE BEEN VIOLATED: CODE
SECTION VIOLATED

3-1503.B.7. - ****LOT CLEARING VIOLATION**** Excessive growth or accumulation of weeds, grass, undergrowth or other similar plant materials, reaching a height of more than twelve (12") inches, or the accumulation of debris upon property within the City of Clearwater.

3-1503.B.8. - ****UNMAINTAINED RIGHT-OF-WAY**** The lack of maintenance by a property owner of property abutting any dedicated right-of-way in the city in a condition such that weeds or trash are found in and on the right-of-way or such that the weeds, shrubs, vegetation, trash, or any other accumulation extend over the sidewalk, bicycle path, curblin e or edge of pavement of an improved right-of-way or private accessway or roadway by more than four inches.

3-1503.B.5.A. - ****Accumulation and Placement of Nuisances**** An accumulation of weeds, debris, trash garden trash, junk, untended growth of vegetation or undergrowth of dead or living vegetation or hazardous swimming pools, or hazardous trees upon any property to the extent and manner that such property contains or is likely to contain rodents, reptiles, or other vermin, or furnishes a breeding place for flies, mosquitoes, or wood destroying insects, or otherwise threatens the public health, safety or welfare.

SPECIFICALLY,

During a recent inspection, the above listed condition(s) existed at this property, and must be addressed in accordance with property maintenance ordinances. To avoid further action and/or fines, please clear any overgrowth/weeds/debris/brush, etc., from the property by compliance date, and maintain on a regular basis. Currently the grass on the property is over 12 inches and there is what appears to be the remains of some previous galvanized chain link fencing discarded in what is almost the if not on the property line of the adjacent parcel. There is also some loose trash scatter throughout the property. These items must be cleared and the grass cut to include along the curb line/city right of way. The conditions currently existing at the property are considered to be a nuisance and a threat to public health and safety by the City of Clearwater and must be corrected to bring your property into compliance. Thank you.

A violation exists and a request for hearing is being made.


John Stephens

SWORN AND SUBSCRIBED before me by means of physical presence or online notarization on this 5th day of September, 2023, by John Stephens.

STATE OF FLORIDA
COUNTY OF PINELLAS

PERSONALLY KNOWN TO ME

PRODUCED AS IDENTIFICATION

Allie Stewart

Type of Identification

(Notary Signature)

Allie Stewart

Name of Notary (typed, printed, stamped)

FILED THIS 5th DAY OF September, 2023

MCEB CASE NO. 109.23

Chloe Sprague

Secretary, Municipal Code Enforcement Board





CITY OF CLEARWATER

PLANNING & DEVELOPMENT DEPARTMENT
POST OFFICE BOX 4748, CLEARWATER, FLORIDA 33758-4748
MUNICIPAL SERVICES BUILDING, 100 SOUTH MYRTLE AVENUE, CLEARWATER, FLORIDA 33756
TELEPHONE (727) 562-4720 FAX (727) 562-4735

Lot Clearing Notice of Violation

CASA ROBA LLC
ASHCREST CORPORATION
31 ISLAND WAY UNIT 803
CLEARWATER, FL 33767-2207

PNU2023-00765

ADDRESS OR LOCATION OF VIOLATION: 644 LEMBO CIR

PARCEL: 15-29-15-51066-000-0070

LEGAL DESCRIPTION: LEMBO SUB LOT 7

DATE OF INSPECTION: 8/22/2023

An inspection of this property discloses and it has been found and determined that a lot clearing violation exists on this property and/or public right-of-way abutting this property constituting a violation of:

- Section 3-1503.B.7. which constitutes: Excessive growth or accumulation of weeds, grass, undergrowth or other similar plant materials, reaching a height of more than twelve (12) inches, or the accumulation of debris upon property within the City of Clearwater.
- Section 3-1503.B.8. which constitutes: The lack of maintenance by a property owner of property abutting any dedicated right-of-way in the city in a condition such that weeds or trash are found in and on the right-of-way or such that the weeds, shrubs, vegetation, trash, or any other accumulation extend over the sidewalk, bicycle path, curblin e or edge of pavement of an improved right-of-way or private accessway or roadway by more than four (4) inches.
- Section 3-1503.B.10. which constitutes: The lack of maintenance by a property owner abutting any dedicated right-of-way or easement in the city where a height clearance of less than eight (8) feet from the sidewalk pavement measured vertically from the pavement surface is maintained, unless an exception has been granted by the urban forester.
- Section 3-1503.B.5.a. which constitutes: Any accumulation of weeds, debris, trash, garden trash, junk, untended growth of vegetation, or undergrowth of dead or living vegetation or hazardous swimming pools, or hazardous trees upon any private property, or on any public property without authorization to the extent and manner that such property contains or is likely to contain rodents, reptiles or other vermin, or furnishes a breeding place for flies, mosquitoes, or wood-destroying insects, or otherwise threatens the public health, safety or welfare.

Specifically: During a recent inspection, the above listed condition(s) existed at this property, and must be addressed in accordance with property maintenance ordinances. To avoid further action and/or fines, please clear any overgrowth/weeds/debris/brush, etc., from the property by compliance date, and maintain on a regular basis. Currently the grass on the property is over 12 inches and there is what appears to be the remains of some previous galvanized chain link fencing discarded in what is almost the if not on the property line of the adjacent parcel. There is also some loose trash scatter throughout the property. These items must be cleared and the grass cut to include along the curb line/city right of way. The conditions currently existing at the property are considered to be a nuisance and a threat to public health and safety by the City of Clearwater and must be corrected to bring your property into compliance. Thank you.

THIS VIOLATION SHALL BE CORRECTED BY 9/1/2023

You are to remedy the above described condition by the above-described correction date. If you do not remedy the condition by the above-described date then a public hearing will be held on Wednesday, 9/27/2023, at 1:30 p.m. before the Municipal Code Enforcement Board in the Council Chambers, Clearwater Main Library, 100 N Osceola Ave, Clearwater, FL 33755 concerning the above described violation. Failure to appear may result in the Board proceeding in your absence.

NOV_LotClearing



CITY OF CLEARWATER

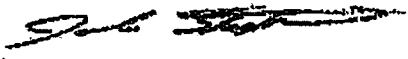
PLANNING & DEVELOPMENT DEPARTMENT
POST OFFICE BOX 4748, CLEARWATER, FLORIDA 33758-4748
MUNICIPAL SERVICES BUILDING, 100 SOUTH MYRTLE AVENUE, CLEARWATER, FLORIDA 33756
TELEPHONE (727) 562-4720 FAX (727) 562-4735

You have the right to obtain an attorney, at your own expense, to represent you before the Board. If you are absent but represented at the hearing, your representative must present to the Board your letter authorizing your representative to speak on your behalf. You will have the opportunity to present witnesses as well as question witnesses against you prior to the Board making a determination. Please be prepared to present evidence at the hearing concerning the amount of time necessary to correct the alleged violations should you be found to be in violation of the City Code.

The case shall be presented to the Board even if the violations described above are corrected prior to the Board hearing if compliance is met after the compliance date set forth above.

Should you be found in violation of the City Code, the Municipal Code Enforcement Board has the power by law to allow the City to make all reasonable repairs which are required to bring the property into compliance and charge you with the reasonable cost of the repairs along with daily fines which may become a lien on all non-exempt real and personal property you own.

If you wish to have any witnesses subpoenaed, please contact the Secretary of the Municipal Code Enforcement Board within five (5) days at 727-562-4097. If you have any questions regarding the cited violations or if the violations are corrected prior to the hearing, please contact the Inspector whose name appears below.



John Stephens Code Inspector
727-444-8719
john.stephens@myclearwater.com

Date Printed: 8/22/2023

Section 3-1503. - Nuisances.

- A. No person owning, leasing, operating, occupying or having control of any premises within the city shall maintain, keep or permit any nuisance affecting the citizens of the city.
- B. The existence of any of the following specific conditions or conduct is hereby declared to constitute a public nuisance:
 1. A condition or use that causes a substantial diminution of value of property in the vicinity of the condition or use.
 2. Buildings which are abandoned, boarded up for a period of six months, partially destroyed for any period of time, or left for a period of three months in a state of partial construction, provided that any unfinished building or structure which has been under construction six months or more shall be deemed and presumed to have been left for an unreasonably long period of time in the sense of this subsection.
 3. Any attractive nuisance dangerous to children in the form of abandoned or broken equipment, accessible artificial bodies of water, excavations, or neglected machinery.
 4. Overt blocking of drainage pipes, ditches, channels, and streams, so as to cause flooding and adversely affect surrounding property.
 5. Accumulation and placement of nuisances.
 - a. Any accumulation of weeds, debris, trash, garden trash, junk, untended growth of vegetation, or undergrowth of dead or living vegetation or hazardous swimming pools, or hazardous trees upon any private property, or on any public property without authorization to the extent and manner that such property contains or is likely to contain rodents, reptiles or other vermin, or furnishes a breeding place for flies, mosquitoes, or wood-destroying insects, or otherwise threatens the public health, safety or welfare.
 - b. The placement of trash, debris or other items on public property without authorization.
 6. Except as provided in section 3-1506, the outdoor storage of all or part of any dismantled, partially dismantled, inoperative or discarded vehicle, recreational vehicle, machinery, appliance, farm equipment, aircraft, construction equipment, boat, personal watercraft, trailer, truck, motorcycle, bicycle, or scrap metal, on any public or private property, or of any abandoned vehicle, recreational vehicle, farm equipment, aircraft, boat, personal watercraft, trailer, truck, or motorcycle on any private property, within the city limits. This provision shall not apply to any vehicle, recreational vehicle, machinery, farm equipment, aircraft, construction equipment, boat, personal watercraft, trailer, truck, motorcycle, or bicycle which is located on the premises of a lawfully established storage yard or which is on the premises of a lawfully established vehicle service establishment and is in the process of repair or maintenance by that establishment.

7. Excessive growth or accumulation of weeds, grass, undergrowth or other similar plant materials, reaching a height of more than 12 inches, or the accumulation of debris upon property within the City of Clearwater.
8. The lack of maintenance by a property owner of property abutting any dedicated right-of-way in the city in a condition such that weeds or trash are found in and on the right-of-way or such that the weeds, shrubs, vegetation, trash, or any other accumulation extend over the sidewalk, bicycle path, curblineline or edge of pavement of an improved right-of-way or private accessway or roadway by more than four inches.
9. Any other condition or use that constitutes a nuisance to the public, generally, which is continually or repeatedly maintained, the abatement of which would be in the best interest of the health, safety and welfare of the citizens of the city.
10. The lack of maintenance by a property owner abutting any dedicated right-of-way or easement in the city where a height clearance of less than eight feet from the sidewalk pavement measured vertically from the pavement surface is maintained, unless an exception has been granted by the urban forester.
11. Any shopping carts, as defined in Florida Statutes Section 506.502(10), as amended from time to time, or parts of such carts, which are abandoned on public property including but not limited to streets, sidewalks, public rights-of-way, bus stops, municipal parking lots, parks, and similar places owned, leased, or operated by any public body, or are abandoned on private property where said carts or parts thereof are visible from public property may be removed by the city manager or designee. Such shopping carts or parts thereof shall be impounded and stored by the city at an appropriate location. Whenever the city shall impound a shopping cart of [or] part thereof containing identification of ownership or right to possession, a notice shall be sent by ordinary mail to such person advising that the shopping cart of [or] part thereof may be redeemed within thirty days upon payment of costs for removal and storage. Any shopping cart or part thereof so held shall be returned to its owner or person having right of possession upon proof of ownership or right to possession and payment of costs for removal and storage. If not claimed, a shopping cart or part thereof may be sold, destroyed, or otherwise disposed of by the city 31 days following impoundment. This section shall not be applicable to:
 - a. Shopping carts or parts thereof which are located on private property and are completely enclosed within a building where they are not visible from public property;
 - b. Shopping carts which are stored in a lawful manner on public or private property owned or leased by a retail business in connection with which the shopping carts are authorized to be used;
 - c.

Shopping carts or parts thereof which are stored in a lawful manner on private property in connection with the business of a licensed dismantler or junk dealer when such storage is necessary to the operation of a lawfully conducted business.

12. *Newsracks and vending machines.* Any newsrack on public property not in compliance with the provisions of section 3-909, other than subsection 3-909(A)(5), or any newsrack or vending machine installed, used or maintained at a location which constitutes an imminent danger or safety hazard to pedestrians or vehicles or otherwise unreasonably interferes with the safe use of any public right-of-way.
13. *Seawalls.* Any seawall in a condition where the structural integrity is not maintained.
14. *Graffiti.* Graffiti on any wall, post, column, or other building or structure, or to a tree, or other exterior surface, publicly or privately owned, within the City of Clearwater.

C. Violations of this Section may be enforced by action before the municipal code enforcement board as "nuisance cases" or "non-nuisance cases" pursuant to the corresponding procedures set forth in Section 7-102, or by citation pursuant to Code of Ordinances Section 1.12.

(Ord. No. 6417-99, § 9, 8-19-99; Ord. No. 6526-00, § 1, 6-15-00; Ord. No. 6573-00, § 2, 8-3-00; Ord. No. 6928-02, §§ 76—79, 5-2-02; Ord. No. 7449-05, §§ 21—23, 12-15-05; Ord. No. 7605-06, § 27, 4-20-06; Ord. No. 8211-10, § 12, 10-5-10)

MUNICIPAL CODE ENFORCEMENT BOARD OF THE CITY OF CLEARWATER, FLORIDA

AFFIDAVIT OF POSTING

City Case Number: PNU2023-00765

Site of Violation: 644 LEMBO CIR

RECEIVED

AUG 22 2023

1. John Stephens, being first duly sworn, deposes and says:
2. That I am a Code Inspector employed by the City of Clearwater. CITY CLERK DEPARTMENT
3. That on the 22nd day of August, 2023, a copy of the attached Notice of Violation was posted at City of Clearwater Offices, 600 Cleveland St., 6th Floor, Clearwater, Florida and at 644 LEMBO CIR, Clearwater, Florida.

John Stephens

John Stephens Code Inspector
727-444-8719
john.stephens@myclearwater.com

STATE OF FLORIDA
COUNTY OF PINELLAS

SWORN AND SUBSCRIBED before me by means of X physical presence or _____ online notarization on this 22nd day of August, 2023, by John Stephens.

PERSONALLY KNOWN TO ME

PRODUCED AS IDENTIFICATION

Allie Stewart

_____ Type of Identification

(Notary Signature)

Allie Stewart

Name of Notary (typed, printed, stamped)



15-29-15-51066-000-0070

Compact Property Record Card

Tax Estimator

Updated September 6, 2023

Email Print

Radius Search

FEMA WLM

Ownership/Mailing Address Change Mailing Address	Site Address
CASA ROBA LLC 31 ISLAND WAY UNIT 803 CLEARWATER FL 33767-2207	644 LEMBO CIR CLEARWATER



Property Use: 1000 (Vacant Commercial Land) Current Tax District: CLEARWATER (CW) Total Heated SF: Total Gross SF:

[click here to hide] Legal Description
LEMBO SUB LOT 7

File for Homestead Exemption			2023 Parcel Use	
Exemption	2023	2024		
Homestead:	No	No	Homestead Use Percentage: 0.00%	
Government:	No	No	Non-Homestead Use Percentage: 100.00%	
Institutional:	No	No	Classified Agricultural: No	
Historic:	No	No		

Parcel Information Latest Notice of Proposed Property Taxes (TRIM Notice)					
Most Recent Recording	Sales Comparison	Census Tract	Evacuation Zone (NOT the same as a FEMA Flood Zone)	Flood Zone (NOT the same as your evacuation zone)	Plat Book/Page
22268-2296		121030264011	NON EVAC	Current FEMA Maps	48.38

2023 Preliminary Value Information					
Year	Just/Market Value	Assessed Value: Non-HX Cap	County Taxable Value	School Taxable Value	Municipal Taxable Value
2023	\$178,500	\$178,500	\$178,500	\$178,500	\$178,500

[click here to hide] Value History as Certified (yellow indicates correction on file)

Year	Homestead Exemption	Just/Market Value	Assessed Value	County Taxable Value	School Taxable Value	Municipal Taxable Value
2022	No	\$142,800	\$142,800	\$142,800	\$142,800	\$142,800
2021	No	\$128,520	\$58,316	\$58,316	\$128,520	\$58,316
2020	No	\$57,993	\$53,825	\$53,825	\$57,993	\$53,825
2019	No	\$48,932	\$48,932	\$48,932	\$48,932	\$48,932
2018	No	\$47,120	\$47,120	\$47,120	\$47,120	\$47,120
2017	No	\$45,308	\$45,308	\$45,308	\$45,308	\$45,308
2016	No	\$45,308	\$45,308	\$45,308	\$45,308	\$45,308
2015	No	\$43,495	\$43,495	\$43,495	\$43,495	\$43,495
2014	No	\$43,495	\$43,495	\$43,495	\$43,495	\$43,495
2013	No	\$43,495	\$43,495	\$43,495	\$43,495	\$43,495
2012	No	\$43,495	\$43,495	\$43,495	\$43,495	\$43,495
2011	No	\$43,495	\$43,495	\$43,495	\$43,495	\$43,495
2010	No	\$79,741	\$79,741	\$79,741	\$79,741	\$79,741
2009	No	\$94,240	\$94,240	\$94,240	\$94,240	\$94,240
2008	No	\$101,100	\$101,100	\$101,100	\$101,100	\$101,100
2007	No	\$104,900	\$104,900	\$104,900	N A	\$104,900
2006	No	\$183,500	\$183,500	\$183,500	N A	\$183,500
2005	No	\$144,200	\$144,200	\$144,200	N A	\$144,200
2004	No	\$130,600	\$130,600	\$130,600	N A	\$130,600
2003	No	\$120,800	\$120,800	\$120,800	N A	\$120,800
2002	No	\$114,700	\$114,700	\$114,700	N A	\$114,700
2001	No	\$110,400	\$110,400	\$110,400	N A	\$110,400
2000	No	\$105,800	\$105,800	\$105,800	N A	\$105,800
1999	No	\$88,400	\$88,400	\$88,400	N A	\$88,400
1998	No	\$91,300	\$91,300	\$91,300	N A	\$91,300
1997	No	\$84,100	\$84,100	\$84,100	N A	\$84,100
1996	No	\$86,500	\$86,500	\$86,500	N A	\$86,500

2022 Tax Information	
2022 Tax Bill	Tax District: CW
2022 Final Millage Rate	19.3921
Do not rely on current taxes as an estimate following a change in ownership. A significant change in taxable value may occur after a transfer due to a loss of	

Ranked Sales (What are Ranked Sales?) See all transactions					
Sale Date	Book/Page	Price	Q/U	V/I	
18 Nov 2022	22268 / 2296	\$565,700	M	V	
01 Jun 2021	21562 / 0318	\$375,000	M	V	
18 Apr 2006	15065 / 2465	\$350,000	U	I	