

**.NOTICE OF HEARING
MUNICIPAL CODE ENFORCEMENT BOARD
CITY OF CLEARWATER, FLORIDA
Case 155-24**

**Certified Mail
September 13, 2024**

Owner: **Robert E Cox
1204 Claire Dr
Clearwater, FL 33755-2615**

Violation Address: **1204 Claire Dr
10-29-15-85446-001-0100**

Dear Sir/Madam:

You are hereby formally notified that on **Wednesday, October 23, 2024, at 1:30 p.m.** there will be a public hearing before the Municipal Code Enforcement Board in the Council Chambers, Clearwater Main Library at 100 North Osceola Avenue, Clearwater, Florida, concerning violation of Section(s) **3-1502., and 3-1503** of the Clearwater City Code. (See attached Affidavit(s) of Violation).

You are hereby ordered to appear before the Municipal Code Enforcement Board on the hearing date to answer these charges and to present your side of the case. Failure to appear may result in the Board proceeding in your absence. 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 in the attached Affidavit(s) of Violation are corrected prior to the Board hearing.

Should you be found in violation of the City Code, the Municipal Code Enforcement Board has the power by law to levy fines of up to \$250 a day per violation against you and your property for every day each violation continues beyond the date set for compliance in an Order of the Board.

If you wish to have any witnesses subpoenaed, please contact the Secretary of the Municipal Code Enforcement Board within five (5) days at 727-444-7155. 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 on the Affidavit(s) of Violation.

Sincerely,



SECRETARY TO THE MUNICIPAL CODE ENFORCEMENT BOARD

The Municipal Code Enforcement Board was created pursuant to General Act 80-300, General Laws of Florida, 1979, and Ordinance 2169-80 of the City of Clearwater.

The City of Clearwater strongly supports and fully complies with the Americans with Disabilities Act (ADA). Please advise us at least 48 hours prior to the hearing if you require special accommodations at 727-562-4090. Assisted Listening Devices are available. **Kindly refrain from private conversations, cellular phone use, etc. that distract meeting participants.**

Any party may appeal a final order of this Board by filing an appeal with the Circuit Court within 30 days of entry of the order. Appellants need a record of proceedings; a verbatim record of testimony and evidence that is the basis for the appeal may be required. F.S. § 286.0105, CDC Sec 7-104

MUNICIPAL CODE ENFORCEMENT BOARD OF THE CITY OF CLEARWATER, FLORIDA

AFFIDAVIT OF VIOLATION AND REQUEST FOR HEARING

City Case Number: UNS2024-00032

NAME OF VIOLATOR: ROBERT E COX
MAILING ADDRESS: 1204 CLAIRE DR
CLEARWATER, FL 33755-2615

VIOLATION ADDRESS: 1204 CLAIRE DR

LEGAL DESCRIPTION OF PROPERTY: See "Exhibit "A", Pinellas County Property Records Printout, attached, for legal description

PARCEL #: 10-29-15-85446-001-0100

DATE OF INSPECTION: 6/4/2024 8:21:00 AM

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

(1) All buildings, structures, or electrical, gas, mechanical or plumbing systems which are unsafe or unsanitary, or which do not provide adequate egress, or which constitute a fire hazard, or which are otherwise dangerous to human life, or which constitute a hazard to safety or health, are considered unsafe buildings, structures or service systems and are hereby declared illegal. All such unsafe building, structures or service systems shall be abated by repair and rehabilitation

or by demolition in accordance with the provisions of the Standard Unsafe Building Abatement Code, adopted in section 47.051 of this Code of Ordinances, with the following amendments: UNSAFE. Buildings, structures or equipment that are unsanitary, or that are deficient due to inadequate means of egress facilities, inadequate light and ventilation, or that constitute a fire hazard, or in which the structure or individual structural members meet the definition of "Dangerous," or that are otherwise dangerous to human life or the public welfare, or that involve illegal or improper occupancy or inadequate maintenance shall be deemed unsafe. A vacant structure that is not secured against entry shall be deemed unsafe.

DANGEROUS. Any building, structure or portion thereof that meets any of the conditions described below shall be deemed dangerous:

1. The building or structure has collapsed, has partially collapsed, has moved off its foundation, or lacks the necessary support of the ground.
2. There exists a significant risk of collapse, detachment or dislodgement of any portion, member, appurtenance or ornamentation of the building or structure under service loads.

Exterior: Roof has caved into the house. Demo permit needed to demolish the structure (OR) To Repair the structure an engineer will be required to evaluate the structure for safety and to verify the repairs required. Any required repairs will need to be permitted. The engineers report will need to be signed/sealed and submitted to the City of Clearwater Planning and Development department.

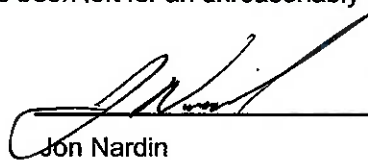
Section 3-1502. - Property maintenance requirements.

A. Minimum building and fire code requirements. All buildings shall be maintained in accordance with the Florida Building Code, the Florida Fire Prevention Code, and the International Property Maintenance Code.

Section 3-1503. - Nuisances.

B. The existence of any of the following specific conditions or conduct is hereby declared to constitute a public nuisance:

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



Jon Nardin

STATE OF FLORIDA
COUNTY OF PINELLAS

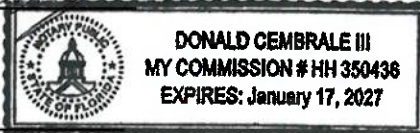
SWORN AND SUBSCRIBED before me by means of _____ physical presence or _____ online notarization on this 27th day of August, 2024, by Jon Nardin.

PERSONALLY KNOWN TO ME

PRODUCED AS IDENTIFICATION

Type of Identification

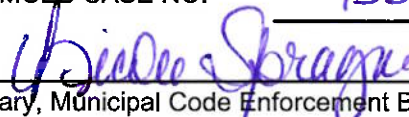

(Notary Signature)



Name of Notary (typed, printed, stamped)

FILED THIS 17th DAY OF September, 2024

MCEB CASE NO. 155-24



Secretary, Municipal Code Enforcement Board

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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) 562-4567

ROBERT E COX
1204 CLAIRE DR
CLEARWATER, FL 33755-2615

August 1, 2024

NOTICE OF UNSAFE BUILDING

Case #: UNS2024-00032

CERTIFIED MAIL #: 9589 0710 5270 2172 5954
28

LOCATION: 1204 CLAIRE DR

PARCEL NO: 10-29-15-85446-001-0100

LEGAL: STEVENSON'S HEIGHTS BLK A, LOT 10

Dear Owners:

You are hereby notified that in accordance with the City of Clearwater Ordinances the above described property is declared unsafe and is creating a nuisance, and is therefore, subject to abatement, repair or demolition. Reference Division 15 - Property Maintenance Standards, of the Clearwater Community Development Code and the International Property Maintenance Code as adopted by the City of Clearwater, Florida.

It is in a deteriorated condition that creates a serious hazard to the health, safety and welfare of the public. Items that must be corrected include, but are not limited to, what is shown on the enclosed inspection report. All items on the attached report must be corrected.

You are hereby ordered to repair or demolish this structure within the limits of all building and zoning regulations. Should you elect to repair this structure, you are required to submit drawings showing how this is to be accomplished, secure all necessary permits, and commence work no later than seven (7) calendar days from receipt of this notice. Work is to be continued to completion within twenty (20) calendar days following issuance of the permit.

Work will be considered complete only upon the issuance of a certificate of completion (CoC). The city will give the utility companies (electric, water, gas, etc.) authorization to turn on utilities when all construction work has been completed to meet Code requirements. Use of this structure before issuance of CoC is a violation of law. Electrical power needed to make repairs at this site will require a temporary power pole and the associated permits and inspections.

The repairs must upgrade the structure to all the latest provisions of the current Florida Building, Plumbing, and Mechanical Codes and the National Electric Codes. The work shall also include the structural repair of all mechanical, electrical, plumbing, building and fire code. All openings providing access to the interior of the building must be secured using approved materials and methods. Any exterior repairs necessary to remove hazards to persons outside the building(s) shall be performed to the satisfaction of the City as a prerequisite to an extension of a deadline.



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Repairs needed will be, but not limited to the following: Building, Plumbing, Electrical, and Mechanical. You are required to obtain a licensed Florida Engineer, and / or Contractor to determine all areas of the structure that do not meet current Codes. Submit to the City a report from your Construction Professional containing specifics as to how this structure will be brought to current Code Standards, if you choose to repair.

The building or structure may be secured to City of Clearwater specifications up for a maximum of twenty-seven (27) calendar days. During that time all necessary repairs, construction, alterations, removal or demolition shall be completed.

All costs and expenses will be billed to you. Costs include anything incurred in bringing the property into compliance, including expenses and staff time. An unpaid bill may result in a lien for the amount of the billing. The lien will remain on your property until the bill is paid or the lien satisfied.

This violation cited above must be corrected by securing all necessary permits, and commencing work no later than seven (7) calendar days from receipt of this notice. Work is to be continued to completion within twenty (20) calendar days following issuance of the permit. Failure to correct the above listed violation by the date indicated, or recurrence of the violation after correction, will result in a legal action before the municipal code enforcement board of the city of clearwater or before the Pinellas county court. Such action may result in a fine or other civil remedy. The alleged violator may be liable for the reasonable costs of the investigation, prosecution and the administrative hearing, and any other reasonable costs the city incurs in correcting the violation, should this person be found guilty of the violation.

Sincerely,

Jon Nardin

Building Construction Technician



CITY OF CLEARWATER

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MUNICIPAL SERVICES BUILDING, 100 SOUTH MYRTLE AVENUE, CLEARWATER, FLORIDA 33756
TELEPHONE (727) 562-4567

UNSAFE STRUCTURE REPORT

Inspector: Jon Nardin

Date Inspected: August 1, 2024

Case #: UNS2024-00032

Property Address: 1204 CLAIRE DR
CLEARWATER, FL 33755

Parcel No: 10-29-15-85446-001-0100

Legal Description: STEVENSON'S HEIGHTS BLK A, LOT 10

Owner Name: ROBERT E COX

Mailing Address: 1204 CLAIRE DR
CLEARWATER, FL 33755-2615

REPORT

The items listed below were easily visible and noted on an inspection of this structure. They are items that are at least part of the reason this structure has been declared UNSAFE. Caution - Do not use this report as a work write-up. It will be necessary for you to have an architect, engineer, and or contractor thoroughly inspect the entire structure. This inspection should compare all current Florida Codes with your structure and determine any and all code deficiencies. This structure must be remodeled/repaired to meet all current codes. Your design professional will be able to determine what needs to be done to make the structure meet current codes.

TO OCCUPY THE STRUCTURE OR TO HAVE UTILITIES TURNED ON, THE STRUCTURE MUST MEET THE CURRENT CODES.

Exterior

- Exterior: Roof has caved into the house. Demo permit needed to demolish the structure (OR) To Repair the structure an engineer will be required to evaluate the structure for safety and to verify the repairs required. Any required repairs will need to be permitted. The engineers report will need to be signed/sealed and submitted to the City of Clearwater Planning and Development department.

Section 3-1502. - Property maintenance requirements.

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UNSAFE BUILDINGS & SYSTEMS - 47.161 Declared illegal; amendments to standard code

- (1) All buildings, structures, or electrical, gas, mechanical or plumbing systems which are unsafe or unsanitary, or which do not provide adequate egress, or which constitute a fire hazard, or which are otherwise dangerous to human life, or which constitute a hazard to safety or health, are considered unsafe buildings, structures or service systems and are hereby declared illegal. All such unsafe building, structures or service systems shall be abated by repair and rehabilitation or by demolition in accordance with the provisions of the Standard Unsafe Building Abatement Code, adopted in section 47.051 of this Code of Ordinances, with the following amendments:
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It is the property owner's responsibility to have the structure thoroughly investigated for all code deficiencies and to have that work completed by a licensed contractor before utility turn on and occupancy. Submit report to inspector listed below.

Inspector's Signature: _____

[Handwritten Signature]

Supervisor's Signature: _____

[Handwritten Signature]

Property Address: 1204 CLAIRE DR



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Inspector's Signature: _____

Supervisor's Signature: _____

Property Address: 1204 CLAIRE DR

CITY OF CLEARWATER, FLORIDA

AFFIDAVIT OF POSTING

Case #: UNS2024-00032

RECEIVED

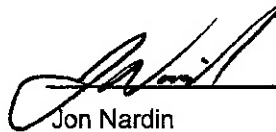
AUG 01 2024

CITY CLERK DEPARTMENT

I, Jon Nardin being duly sworn, deposes and says:

1. That I am Code Inspector employed by the Planning and Development Department of the City of Clearwater.
2. That on the 1st day of August, 2024, I posted a copy of the attached Notice of Violation and/or Notice of Hearing on 1204 CLAIRE DR at Clearwater City Hall and at 1204 CLAIRE DR Clearwater, Florida.

Further Affiant sayeth naught.




 Jon Nardin

STATE OF FLORIDA
COUNTY OF PINELLAS

SWORN AND SUBSCRIBED before me by means of _____ physical presence or _____ online notarization on this 1st day of August, 2024, by Jon Nardin.

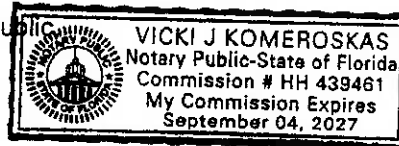
- PERSONALLY KNOWN TO ME
 PRODUCED AS IDENTIFICATION

Type of Identification



 (Notary Signature)

Notary Public



Name of Notary (typed, printed, stamped)

Commission Expiration Date



Parcel Summary (as of 27-Aug-2024)				Parcel Map
Parcel Number 10-29-15-85446-001-0100				
Owner Name COX, ROBERT E				
Property Use 0110 Single Family Home				
Site Address 1204 CLAIRE DR CLEARWATER, FL 33755				
Mailing Address 1204 CLAIRE DR CLEARWATER, FL 33755-2615				
Legal Description STEVENSON'S HEIGHTS BLK A, LOT 10				
Current Tax District CLEARWATER (CW)				
Year Built 1955				
Living SF	Gross SF	Living Units	Buildings	
1,023	1,103	1	1	

Exemptions

Year	Homestead	Use %	Status	Property Exemptions & Classifications No Property Exemptions or Classifications found. Please note that Ownership Exemptions (Homestead, Senior, Widow/Widower, Veterans, First Responder, etc... will not display here).
2025	No	0%		
2024	No	0%		
2023	No	0%		

Miscellaneous Parcel Info

Last Recorded Deed	Sales Comparison	Census Tract	Evacuation Zone	Flood Zone	Elevation Certificate	Zoning	Plat Bk/Pg
04506/0746	\$205,100	<u>263.00</u>	<u>C</u>	<u>Current FEMA Maps</u>	<u>Check for EC</u>	Zoning Map	34/13

2024 Preliminary Values

Year	Just/Market Value	Assessed Value/SOH Cap	County Taxable Value	School Taxable Value	Municipal Taxable Value
2024	\$174,188	\$147,180	\$147,180	\$174,188	\$147,180

Value History (yellow indicates corrected value)

Year	Homestead Exemption	Just/Market Value	Assessed Value/SOH Cap	County Taxable Value	School Taxable Value	Municipal Taxable Value
2023	N	\$144,431	\$133,800	\$133,800	\$144,431	\$133,800
2022	N	\$121,636	\$121,636	\$121,636	\$121,636	\$121,636
2021	Y	\$90,032	\$38,079	\$13,079	\$13,079	\$13,079
2020	Y	\$86,267	\$37,553	\$12,553	\$12,553	\$12,553
2019	Y	\$83,737	\$36,709	\$11,709	\$11,709	\$11,709