

**NOTICE OF HEARING
MUNICIPAL CODE ENFORCEMENT BOARD
CITY OF CLEARWATER, FLORIDA
Case 34-19**

Certified Mail

February 14, 2019

Owner: **Clant Inc**
PO Box 290727
Port Orange, FL 32129-0727

Violation Address: **2670 Gulf to Bay Blvd., Clearwater
Park Place Outparcels Parcel A**

Dear Sir/Madam:

You are hereby formally notified that on **Wednesday, March 27, 2019, 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 **3-1804 & 3-1804.A**, of the Clearwater City Code. (See attached Affidavit(s) of Violation).

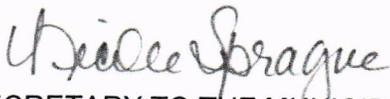
You are hereby ordered to appear before the Municipal Code Enforcement Board on the hearing date to answer these charges and to present your side of the case. Failure to appear may result in the Board proceeding in your absence. You have the right to obtain an attorney, at your own expense, to represent 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 727-562-4097. 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 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 purpose of this quasi-judicial Board of seven citizens is to quickly and fairly render decisions and facilitate enforcement of certain codes 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 silence electronic devices during the hearings.

FLORIDA STATUTE 286.0105 STATES THAT ANY PERSON APPEALING A DECISION OF THIS BOARD WILL NEED A RECORD OF THE PROCEEDINGS.

MUNICIPAL CODE ENFORCEMENT BOARD OF THE CITY OF CLEARWATER, FLORIDA

AFFIDAVIT OF VIOLATION AND REQUEST FOR HEARING

NAME OF VIOLATOR: CLANT INC
MAILING ADDRESS: PO BOX 290727
PORT ORANGE, FL 32129-0727

CITY CASE#: BIZ2018-00570

VIOLATION ADDRESS: 2670 GULF TO BAY BLVD
CLEARWATER, FL

DATE OF OFFICIAL NOTICE OF VIOLATION: 12/18/2018

LEGAL DESCRIPTION OF PROPERTY: PARK PLACE OUTPARCELS PARCEL A

PARCEL #: 17-29-16-66373-000-0010

DATE OF INSPECTION: 1/30/2019 10:32:00 AM

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

3-1804. - **PROHIBITED SIGNAGE** Signage exists which is prohibited by the Sign Code.

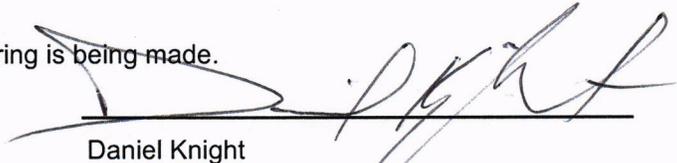
3-1804.A. *** FEATHER SIGNS ARE PROHIBITED *** Feather/flutter signs; wind-activated signs; air-dancer signs; sky-dancer signs.

8-102. DEFINITIONS *** FEATHER SIGNS *** Sign, feather or flutter sign means a sign extending in a sleeve-like fashion down a telescoping or fixed pole that is mounted in the ground or on a building or stand. A feather sign or flutter sign is usually shaped like a sail or feather, and attached to the pole support on one vertical side.

SPECIFICALLY,

Feather signs are a prohibited style sign within the City of Clearwater and shall not be erected within the city limits. At the property "Pearle Vision" has erected multiple feather signs advertising for the business and saying they are now open. It is the responsibility of the property owner to make sure that all current and future tenants are aware of all city ordinances and that the property and tenants come into and remain in compliance. Compliance can be met by removing all feather signs from the property and refraining from erecting any prohibited style signs in the future. To avoid this case moving forward in our enforcement process, please meet compliance by the compliance date. If you have any questions please contact me. Thank you.

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

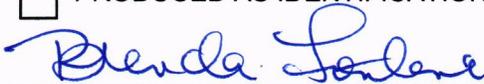

Daniel Knight

SWORN AND SUBSCRIBED before me on this 1st day of February, 2019, by Daniel Knight.

STATE OF FLORIDA
COUNTY OF PINELLAS

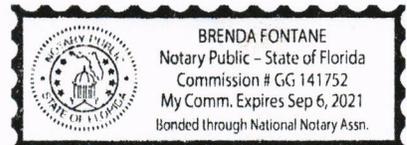
PERSONALLY KNOWN TO ME

PRODUCED AS IDENTIFICATION



(Notary Signature)

Type of Identification



Name of Notary (typed, printed, stamped)

FILED THIS 13th DAY OF February, 2019

MCEB CASE NO. 34-19

Whitney 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

Notice of Violation

CLANT INC
PO BOX 290727
PORT ORANGE, FL 32129-0727

BIZ2018-00570

ADDRESS OR LOCATION OF VIOLATION: **2670 GULF TO BAY BLVD**

LEGAL DESCRIPTION: PARK PLACE OUTPARCELS PARCEL A

DATE OF INSPECTION: 12/17/2018

PARCEL: 17-29-16-66373-000-0010

Section of City Code Violated:

3-1804. - **PROHIBITED SIGNAGE** Signage exists which is prohibited by the Sign Code.

3-1804.A. * FEATHER SIGNS ARE PROHIBITED ***** Feather/flutter signs; wind-activated signs; air-dancer signs; sky-dancer signs.

8-102. DEFINITIONS * FEATHER SIGNS ***** Sign, feather or flutter sign means a sign extending in a sleeve-like fashion down a telescoping or fixed pole that is mounted in the ground or on a building or stand. A feather sign or flutter sign is usually shaped like a sail or feather, and attached to the pole support on one vertical side.

Specifically: Feather signs are a prohibited style sign within the City of Clearwater and shall not be erected within the city limits. At the property "Pearle Vision" has erected multiple feather signs advertising for the business and saying they are now open. It is the responsibility of the property owner to make sure that all current and future tenants are aware of all city ordinances and that the property and tenants come into and remain in compliance. Compliance can be met by removing all feather signs from the property and refraining from erecting any prohibited style signs in the future. To avoid this case moving forward in our enforcement process, please meet compliance by the compliance date. If you have any questions please contact me. Thank you.

THIS VIOLATION CITED ABOVE MUST BE CORRECTED PRIOR TO **1/21/2019**. FAILURE TO CORRECT THE ABOVE LISTED VIOLATION BY THE DATE INDICATED, OR RECURRENCE OF THE VIOLATION AFTER CORRECTION, WILL RESULT IN A LEGAL ACTION BY THE CODE ENFORCEMENT BOARD OF THE CITY OF CLEARWATER OR BY THE PINELLAS COUNTY COURT. SUCH ACTION MAY RESULT IN A FINE. THE ALLEGED VIOLATOR MAY BE LIABLE FOR THE REASONABLE COSTS OF THE INVESTIGATION, PROSECUTION AND THE ADMINISTRATIVE HEARING SHOULD THIS PERSON BE FOUND GUILTY OF THE VIOLATION.

Inspector: Daniel Knight
Inspector Phone: 727-562-4732

Date Printed: 12/18/2018

CC: 2670 Gulf to Bay Blvd.

NOV_PropOwn

Section 3-1804. - Prohibited signs.

The following types of signs are prohibited:

- A. Feather/flutter signs; wind-activated signs; air-dancer signs; sky-dancer signs.
- B. Bench signs.
- C. Billboards.
- D. Discontinued signs. A discontinued sign and/or sign structure which is determined to be nonconforming with the provisions of this Division 18 shall not be required to be removed if it is brought into conformity with the provisions of this Division 18 within three months after receipt of notification, or refusal to accept delivery of notification by certified mail that removal is required upon failure to bring the structure into conformity.
- E. Electronic changeable message signs unless otherwise allowed herein or those that are existing, legally nonconforming message signs. Legally nonconforming message signs shall only be either those that have general messages that change no more frequently than once every one hour and meet the requirements of this Division 18, or they are signs that only display a change in time and/or temperature no more frequently than once every minute, as necessary to correctly reflect accurate information and not be misleading.
- F. Reserved.
- G. Pavement markings, except street addresses.
- H. Portable signs.
 - I. Roof and above roof signs.
 - J. Sidewalk signs, except as provided herein.
- K. Signs attached to or painted on piers or seawalls, other than official regulatory or warning signs.
- L. Signs in or upon any river, bay, lake, or other body of water.
- M. Permanent signs located on publicly-owned land or easements or inside street rights-of-way. This prohibition does not apply to government signs or transit shelter signage authorized by law.
- N. Signs that emit sound, vapor, smoke, odor, particles, or gaseous matter.
- O. Signs that have unshielded illuminating devices or which reflect lighting onto public rights-of-way thereby creating a potential traffic or pedestrian hazard.
- P. Signs that move, revolve, twirl, rotate, flash, scintillate, blink, flutter, or appear to display motion in any way whatsoever, including animated signs, multi-prism signs, tri-vision signs, floodlights and beacon lights (except when beacon lights are required by the

[Interactive Map of this parcel](#) [Sales Query](#) [Back to Query Results](#) [New Search](#) [Tax Collector Home Page](#) [Contact Us](#) [WM](#)

17-29-16-66373-000-0010

Compact Property Record Card

**Updated February 1,
2019**

Tax Estimator

[Email](#) [Print](#) [Radius Search](#)

[FEMA/WLM](#)

Ownership/Mailing Address <u>Change</u> Mailing Address	Site Address
CLANT INC PO BOX 290727 PORT ORANGE FL 32129-0727	2670 GULF TO BAY BLVD CLEARWATER



Property Use: 1120 (Single Building Store - free standing (not otherwise described) laundromat, produce shop, rental equ)

Total Heated SF: 2,880 Total Gross SF: 2,958

[click here to hide] **Legal Description**
PARK PLACE OUTPARCELS PARCEL A

File for Homestead Exemption			2019 Parcel Use	
Exemption	2019	2020		
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	<u>Sales Comparison</u>	<u>Census Tract</u>	Evacuation Zone (NOT the same as a FEMA Flood Zone)	Flood Zone (NOT the same as your evacuation zone)	Plat Book/Page
08874/1026	Sales Query	121030268192	NON EVAC	Compare Preliminary to Current FEMA Maps	113/60

2018 Interim Value Information

Year	<u>Just/Market Value</u>	<u>Assessed Value / Non-HX Cap</u>	<u>County Taxable Value</u>	<u>School Taxable Value</u>	<u>Municipal Taxable Value</u>
2018	\$677,000	\$677,000	\$677,000	\$677,000	\$677,000

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

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Clant Inc
 P.O. Box 290727
 Port Orange, FL 32129

REF: 2670 Gulf to Bay Blvd.



9590 9402 2640 6336 7215 83

2. Article Number (Transfer from service label)

7018 0680 0002 2858 8739

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

[Signature] Agent
 Addressee

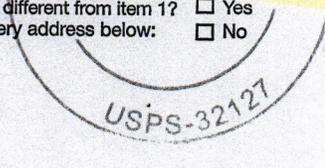
B. Received by (Printed Name)

ALEX RINALDO

C. Date of Delivery

DEC 21 2010

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No



3. Service Type

- | | |
|--|---|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input checked="" type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation™ |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Insured Mail | |
| <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) | |

PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt

**U.S. Postal Service™
 CERTIFIED MAIL® RECEIPT
 Domestic Mail Only**

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee

\$

Extra Services & Fees (check box, add fee as appropriate)

- | | |
|--|----------|
| <input type="checkbox"/> Return Receipt (hardcopy) | \$ _____ |
| <input type="checkbox"/> Return Receipt (electronic) | \$ _____ |
| <input type="checkbox"/> Certified Mail Restricted Delivery | \$ _____ |
| <input type="checkbox"/> Adult Signature Required | \$ _____ |
| <input type="checkbox"/> Adult Signature Restricted Delivery | \$ _____ |

Postage

\$

Total Postage and Fees

\$

Sent To

Street and Apt. No., or PO Box No.

City, State, ZIP+4®

Postmark
 Here

7018 0680 0002 2858 8739

PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions