

NOTICE OF HEARING
MUNICIPAL CODE ENFORCEMENT BOARD
CITY OF CLEARWATER, FLORIDA

Certified Mail sent: JANUARY 24, 2019

Owner: **IMPERIAL COURT CONDO APT 3**
C/O QUALIFIED PROPERTY MANAGEMENT
5901 US HIGHWAY 19 STE 7Q
NEW PORT RICHEY, FL 34652-2940

Violation Address: **1433 S BELCHER RD BLDG #E**
Parcel # 19-21-16-41926-000-0001

Dear Sir/Madam:

You are hereby formally notified that on **WEDNESDAY, MARCH 27, 2019, at 1:30 PM** there will be a public hearing before the **Municipal Code Enforcement Board in the Council Chambers**, Meeting Room A/B, in the Main Library at **100 North Osceola Avenue, Clearwater, Florida**, concerning violation of **Section 4-203.A.1, 47.083, 47.111** of the Clearwater City Code, Standard Housing Code, or Florida Building Code, or National Electric 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, or give an order for the City of Clearwater to rectify the violation by any reasonable means necessary.

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,

NILDA ESPINOSA



HOUSING INSPECTOR

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

City Case Number: SWO2019-01034

NAME OF VIOLATOR: IMPERIAL COURT CONDO APT 1
C/O QUALIFIED PROPERTY MANAGEMENT
MAILING ADDRESS: 5901 US HIGHWAY 19 STE 7Q
NEW PORT RICHEY, FL 34652-2940

VIOLATION ADDRESS: 1433 S BELCHER RD, BLDG# E

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

PARCEL #: 19-29-16-41926-000-0001

DATE OF INSPECTION: 2/28/2019 2:14:00 PM

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

4-203.A.1 - No person shall commence any construction, demolition, modification or renovation of a building or structure without first obtaining a building permit.

47.111 - The permit holder or his agent shall request all inspections as required by permit in a timely manner, and a final inspection upon completion of the work.

Article IV - 47.083(2) - Work commencing before permit issuance.

Nilda Espinosa
Nilda Espinosa

STATE OF FLORIDA
COUNTY OF PINELLAS

SWORN AND SUBSCRIBED before me on this 28th day of February, 2019, by Nilda Espinosa.

☒ PERSONALLY KNOWN TO ME
☐ PRODUCED AS IDENTIFICATION

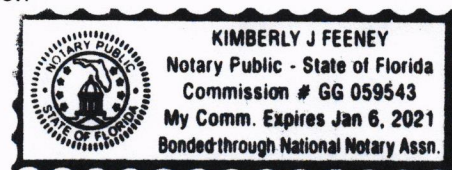
N/A
Type of Identification

Kimberly J. Feeney
(Notary Signature)

Kimberly J. Feeney

Name of Notary (typed, printed, stamped)

FILED THIS 28th DAY OF February, 2019



MCEB CASE NO.

55-19
Uinda 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) 562-4567 FAX (727) 562-4576

NOTICE OF VIOLATION

SWO2019-01034

IMPERIAL COURT CONDO APT 1
C/O QUALIFIED PROPERTY MANAGEMENT
5901 US HIGHWAY 19 STE 7Q
NEW PORT RICHEY, FL 34652-2940

ADDRESS OR LOCATION OF VIOLATION: **1433 S BELCHER RD, BLDG# E**

LEGAL DESCRIPTION: IMPERIAL COURT APT CONDO 3 (COMMON AREA)

DATE OF INSPECTION: 01/22/2019

PARCEL: 19-29-16-41926-000-0001

Section of City Code violated:

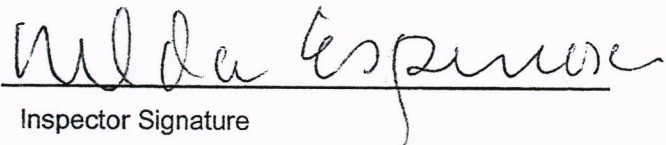
4-203.A.1 - No person shall commence any construction, demolition, modification or renovation of a building or structure without first obtaining a building permit.

47.111 - The permit holder or his agent shall request all inspections as required by permit in a timely manner, and a final inspection upon completion of the work.

Article IV - 47.083(2) - Work commencing before permit issuance.

Specifically, A permit is required for the work that is being done/has been done without PERMITS. This work continues to happen throughout this building. The contractor that is doing this work is aware that permits are required. I told him in June of 2018. If this VIOLATION is not taken care of, you will be taken to the MUNICIPAL CODE BOARD where a fine of \$250.00 per day can per VIOLATION can be assessed.

THIS VIOLATION CITED ABOVE MUST BE CORRECTED PRIOR TO 2/8/2019. 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 Signature

DATE MAILED: 1/24/2019
INSPECTOR: Nilda Espinosa
INSPECTOR TELEPHONE: 727-562-4729
CC: 7018 1830 0001 1362 9776

USPS TRACKING #



9590 9402 4655 8323 9357 02

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

United States
Postal Service

RECEIVED
JAN 31 2019
PLANNING & DEVELOPMENT DEPT
CITY OF CLEARWATER

• Sender: Please print your name, address, and ZIP+4® in this box•

City Of Clearwater
Planning & Development
Attn: Nilda Espinosa
100 S Myrtle Ave, Clearwater, FL
Address: 1433 S BELLER RD BLDG #E

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:

IMPERIAL COURT CONDO APT3
C/O QUALIFIED PROPERTY
MANAGEMENT
5901 US HIGHWAY 419 STE 70
NEW PORT RICHEY, FL 34652-2940



9590 9402 4655 8323 9357 02

2. Article Number (Transfer from service label)

7018 1830 0001 1362 9776

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]*

☐ Agent

☐ Addressee

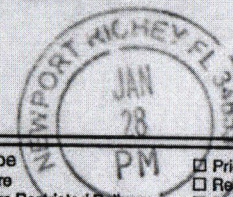
B. Received by (Printed Name)

Martel Rodriguez

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No



3. Service Type

☐ Adult Signature

☐ Adult Signature Restricted Delivery

☒ Certified Mail®

☐ Certified Mail Restricted Delivery

☐ Collect on Delivery

☐ Collect on Delivery Restricted Delivery

☐ Insured Mail

☐ Insured Mail Restricted Delivery (over \$500)

☒ Priority Mail Express®

☐ Registered Mail™

☐ Registered Mail Restricted Delivery

☐ Return Receipt for Merchandise

☐ Signature Confirmation™

☐ Signature Confirmation Restricted Delivery