NOTICE OF HEARING MUNICIPAL CODE ENFORCEMENT BOARD CITY OF CLEARWATER, FLORIDA Case 77-23

Certified Mail August 17, 2023

Owner: Diane B.& Terry N. Thomas

2 Big Bear Ln

Palm Coast, FL 32137-9356

Violation Address:

738 Lantana Ave., Clearwater

05-29-15-54666-024-0200

Dear Sir/Madam:

You are hereby formally notified that on **Wednesday, September 27, 2023,** 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.B and 3-1502.E** 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 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#: CDC2023-00732

MCEB CASE NO. 77-23

Mille Spragne Affidavir_Violenton

NAME OF VIOLATOR:

DIANE B THOMAS

MAILING ADDRESS:

TERRY N THOMAS

2 BIG BEAR LN

PALM COAST, FL 32137-9356

VIOLATION ADDRESS:

738 LANTANA AVE

CLEARWATER, FL

DATE OF OFFICIAL NOTICE OF VIOLATION: 4/20/2023

LEGAL DESCRIPTION OF PROPERTY: MANDALAY SUB BLK 24, LOT 20

PARCEL #: 05-29-15-54666-024-0200

DATE OF INSPECTION: 7/21/2023 2:31:00 PM

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

SECTION VIOLATED

3-1502.B. - **EXTERIOR SURFACES** All building walls shall be maintained in a secure and attractive manner. All defective structural and decorative elements of any building wall shall be repaired or replaced in a workmanlike manner to match as closely as possible the original materials and construction of the building. Exterior surfaces shall be free of mildew; rust; loose material including peeling paint; and patching, painting or resurfacing shall be accomplished to match the existing or adjacent surfaces as to material, color, bond and joining. All exterior surfaces other than decay-resistant wood and other weather durable finishes, shall be protected from the elements by paint or other protective covering applied and maintained in accord with manufacturer's specifications and otherwise treated in a consistent manner.

SPECIFICALLY,

Please remove all plant material, and chipped and peeling paint from the exterior of your home and shed and repaint where necessary to come into compliance.

A violation exists and a request for hearing is	being made. Dolk
	Daniel Kasman
SWORN AND SUBSCRIBED before me by motarization on this 10th day of August, 2023,	neans of physical presence or online by Daniel Kasman.
STATE OF FLORIDA COUNTY OF PINELLAS	
PERSONALLY KNOWN TO ME	ALLIE STEWART MY COMMISSION # HH 294208 EXPIRES: November 28, 2026
PRODUCED AS IDENTIFICATION White Stewart	Type of Identification
All U Sewart	·
Name of Notary (typed, printed, stamped)	
FILED THIS 10 DAY OF Augl	18t , 20 Z3

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

AFFIDAT	TI OF VIOLATI	ON AND REQUEST	FOR HEARING
NAME OF VIOLATOR: MAILING ADDRESS:	DIANE B THOMA TERRY N THOM 2 BIG BEAR LN PALM COAST, F	AS	CITY CASE#: CDC2023-00734
VIOLATION ADDRESS:	738 LANTANA AY	VE	
DATE OF OFFICIAL NOTI			
LEGAL DESCRIPTION OF			OT 20
PARCEL #: 05-29-15-5466		,	
DATE OF INSPECTION: 7	//21/2023 2:32:00 P	M	
SECTION(S) OF THE CITY SECTION VIOLATED	Y CODE WHICH HA	AVE BEEN VIOLATED: C	ODE
E. Auxiliary and appu	rtenant structures.		
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SPECIFICALLY,			
Please remove the compliance.	rust from your chim	nney cap and crown and	repaint them to come into
A violation exists and a re-	quest for hearing is	being made.	
		_ park	kann
		Daniel Kasman	
SWORN AND SUBSCRIBE notarization on this 10th day	D before me by me y of August, 2023, t	pans ofphysical property Daniel Kasman.	resence or online
STATE OF FLORIDA COUNTY OF PINELLAS			
PERSONALLY KNOW	/N TO ME		
PRODUCED AS IDEN	ITIFICATION		
Allie Hew	rast T	ype of Identification	
(Notary Signat Allu Stev	ture) Lant		ALLIE STEWART MY COMMISSION # HH 284206 EXPIRES; November 26, 2028
Name of Notary (typed, p	rinted, stamped)		
FILED THIS 10 DAY OF	- August	, 20	23
	•	MCEB	CASE NO. 77-23
		1 his	he che a me

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

DIANE B THOMAS TERRY N THOMAS 2 BIG BEAR LN PALM COAST, FL 32137-9356

CDC2023-00732

ADDRESS OR LOCATION OF VIOLATION: 738 LANTANA AVE

LEGAL DESCRIPTION: MANDALAY SUB BLK 24, LOT 20

DATE OF INSPECTION: 4/20/2023 PARCEL: 05-29-15-54666-024-0200

Section of City Code Violated:

3-1502.B. - **EXTERIOR SURFACES** All building walls shall be maintained in a secure and attractive manner. All defective structural and decorative elements of any building wall shall be repaired or replaced in a workmanlike manner to match as closely as possible the original materials and construction of the building. Exterior surfaces shall be free of mildew; rust; loose material including peeling paint; and patching, painting or resurfacing shall be accomplished to match the existing or adjacent surfaces as to material, color, bond and joining. All exterior surfaces other than decay-resistant wood and other weather durable finishes, shall be protected from the elements by paint or other protective covering applied and maintained in accord with manufacturer's specifications and otherwise treated in a consistent manner.

Specifically: Please remove all plant material, and chipped and peeling paint from the exterior of your home and shed and repaint where necessary to come into compliance.

THIS VIOLATION CITED ABOVE MUST BE CORRECTED PRIOR TO 5/20/2023. 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 Kasman Inspector Phone: 727-562-4727

mill Ilama

Date Printed: 4/20/2023 NOV PropOwn



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

DIANE B THOMAS TERRY N THOMAS 2 BIG BEAR LN PALM COAST, FL 32137-9356

CDC2023-00734

ADDRESS OR LOCATION OF VIOLATION: 738 LANTANA AVE

LEGAL DESCRIPTION: MANDALAY SUB BLK 24, LOT 20

DATE OF INSPECTION: 4/20/2023 PARCEL: 05-29-15-54666-024-0200

Section of City Code Violated:

E. Auxiliary and appurtenant structures.

1. Chimneys and elevator shafts, and mechanical and electrical structures shall be maintained in a satisfactory state of repair and their exterior finish must be architecturally consistent with the exterior side of the building wall from which they can be seen.

Specifically: Please remove the rust from your chimney cap and crown and repaint them to come into compliance.

THIS VIOLATION CITED ABOVE MUST BE CORRECTED PRIOR TO 5/20/2023. 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 Kasman Inspector Phone: 727-562-4727

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Date Printed: 4/20/2023 NOV_PropOwn

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.
- B. Exterior surfaces. All building walls shall be maintained in a secure and attractive manner. All defective structural and decorative elements of any building wall shall be repaired or replaced in a workmanlike manner to match as closely as possible the original materials and construction of the building. All exterior surfaces shall be free of:
 - 1. Mildew:
 - 2. Rust;
 - 3. Loose material, including peeling paint; and
 - 4. Patching, painting or resurfacing shall be accomplished to match the existing or adjacent surfaces as to materials, color, bond and joining.

All cornices, trim and window frames that are damaged, sagging or otherwise deteriorated shall be repaired or replaced to be made structurally sound. All exterior surfaces other than decay-resistant wood and other weather durable finishes, shall be protected from the elements by paint or other protective covering applied and maintained according to manufacturer's specifications and otherwise treated in a consistent manner.

- C. Door and window openings.
 - 1. All windows and doors shall be secured in a tight fitting and weatherproof manner and have sashes of proper size and design.
 - 2. Sashes with rotten wood, broken joints or deteriorated mullions or muntins must be repaired or replaced.
 - 3. Windows shall be maintained in an unbroken, and clean state. No windows shall be permanently removed and enclosed, covered or boarded up unless treated as an integral part of the building façade using wall materials and window detailing comparable with any upper floors and the building façade in general. All damaged or broken windows shall be promptly restored, repaired or replaced. All awnings, screens or canopies facing or visible from the public right-of-way or any other parcel shall be maintained in a good and attractive condition and torn, loose and/or bleached awnings, screens or canopies shall be promptly replaced, repaired or removed.
 - 4. Doors and windows not facing the public right-of-way and upper level window and door openings fronting a public right-of-way shall be similarly maintained and repaired as the doors and windows facing the public right-of-way, except that such doors and windows may

about:blank

be enclosed or removed provided the sills, lintels and frames are removed and the opening properly closed to match and be compatible with the design, material and finish of the adjoining wall of which the opening is a part.

D. Roofs.

- 1. All roofs shall be maintained in a safe, secure and watertight condition.
- 2. Any new mechanical equipment, including replacement equipment placed on a roof, shall be so located as to be screened from view from the public right-of-way at street level from adjoining properties.
- 3. Roofs shall be maintained in a clean, mildew-free condition and kept free of trash, loose shingles and debris or any other element, including grass or weeds, which is not a permanent part of the building or a functional element of its mechanical or electrical system.
- 4. Tile roofs with peeling paint shall be repainted or have the paint removed.
- 5. Any false roof, mansard or similar roof element or other auxiliary structure on the roof shall be finished and maintained in a condition comparable to and compatible with the exterior side of the building wall to which the roof element abuts.

E. Auxiliary and appurtenant structures.

- 1. Chimneys and elevator shafts, and mechanical and electrical structures shall be maintained in a satisfactory state of repair and their exterior finish must be architecturally consistent with the exterior side of the building wall from which they can be seen.
- 2. Freestanding walls and fences shall be maintained in accordance with the provisions of section 3-808 of this development code.
- 3. Fountains and other amenities shall be maintained in good working order and all structural components shall be maintained in a satisfactory state of repair, free of chipping, pitting, cracking, discoloration, peeling or fading.

F. Exterior storage and display/ nonresidential properties.

- 1. All equipment, materials and merchandise shall be stored and located at all times within an enclosed structure and no exterior storage of merchandise for sale shall be permitted unless expressly authorized pursuant to the provisions of this Development Code.
- Garbage and trash shall be deposited only in dumpsters or cans or other receptacles specifically manufactured and intended for such purpose, and secured at all times with a tight fitting cover or lid.

G. Exterior storage and display for residential properties.

1. As provided in <u>Section 3-913</u> of this Development Code, outdoor storage is prohibited. For the purposes of this section, carports are subject to the outdoor storage provisions.

2.

DETUIZO, DIO LAIVI Property Appraiser General Information Interactive Map of this parcel Sales Query Back to Ouerv Results New Search Tax Collector Home Page Contact Us 05-29-15-54666-024-0200 Compact Property Record Card Tax Estimator Updated August 10, 2023 Email Print Radius Search FEMA/WLM Ownership/Mailing Address Change Mailing Address Site Address THOMAS, DIANE B THOMAS, TERRY N 738 LANTANA AVE 2 BIG BEAR LN **CLEARWATER** PALM COAST FL 32137-9356 Current Tax District: CLEARWATER Property Use: 0110 (Single Family Home) Total Gross SF: 977 Total Living: SF: 969 Total Living Units: 1 (CW) [click here to hide] Legal Description MANDALAY SUB BLK 24, LOT 20 File for Homestead Exemption Tax Estimator 2023 Parcel Use Exemption 2023 Homestead: No No Homestead Use Percentage: 0.00% Government: No No Non-Homestead Use Percentage: 100.00% Institutional: No Classified Agricultural: No Historic: No No Parcel Information Latest Notice of Proposed Property Taxes (TRIM Notice) Evacuation Zone Flood Zone Most Recent Recording Sales Comparison Census Tract Plat Book/Page (NOT the same as a FEMA Flood Zone) (NOT the same as your evacuation zone) 05656/1712 \$628,000 Sales Ouery 121030260041 Current FEMA Maps 14/32 2023 Preliminary Value Information Just/Market Value Assessed Value / Non-HX Cap County Taxable Value School Taxable Value Municipal Taxable Value 2023 \$540,859 \$428,103 \$428,103 \$540,859 \$428,103 [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 \$515,377 \$382,701 \$382,701 \$515,377 \$382,701 2021 No \$382,761 \$347,910 \$347,910 \$382,761 \$347,910 2020 No \$369,817 \$316,282 \$316,282 \$369,817 \$316,282 2019 No \$287,529 \$287,529 \$287,529 \$287,529 \$287,529 2018 No \$300,442 \$300,442 \$300,442 \$300,442 \$300,442 2017 No \$288,573 \$288,573 \$288,573 \$288,573 \$288,573 2016 No \$264,686 \$264,686 \$264,686 \$264,686 \$264,686 2015 Nο \$252,401 \$250,472 \$250,472 \$252,401 \$250,472 2014 Nο \$235,827 \$227,702 \$227,702 \$235,827 \$227,702 2013 No \$207,002 \$207,002 \$207,002 \$207,002 \$207,002 2012 No \$192,038 \$189,222 \$189 222 \$192,038 \$189,222 2011 Nο \$176,317 \$176,317 \$176,317 \$176,317 \$176,317 2010 No \$222,293 \$222,293 \$222,293 \$222,293 \$222,293 2009 No \$219,384 \$219,384 \$219,384 \$219,384 \$219,384 2008 No \$356,000 \$356,000 \$356,000 \$356,000 \$356,000 2007 No \$421,400 \$421,400 \$421,400 N'A \$421,400 2006 No \$372,600 \$372,600 \$372,600 N/A \$372,600 2005 No \$314,800 \$314,800 \$314,800 N/A \$314,800 2004 No \$247,400 \$247,400 \$247,400 NA \$247,400 2003 No \$204,100 \$204,100 \$204,100 N/A \$204,100 2002 No \$159,200 \$159,200 \$159,200 N/A \$159,200 2001 No \$118,900 \$118,900 \$118,900 N/A \$118,900 2000 Nο \$103,600 \$78,200 \$53,200 N/A \$53,200 1999 Yes \$89,800 \$76,200 \$51,200 N/A \$51,200 1998 Yes \$85,900 \$75,000 \$50,000 N/A \$50,000 1997 Yes \$78,500 \$73,800 \$48,800 N'A \$48,800 1996 Yes \$72,400 \$71,700 \$46,700 \$46,700

2022 Tax Information 2022 Tax Bill

Tax District: CW

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

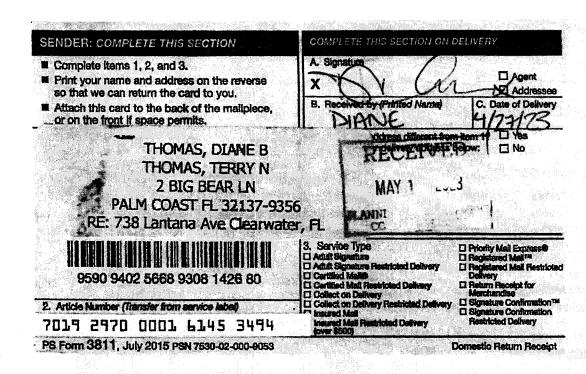
Ranked Sales (What are Ranked Sales?) See all transactions

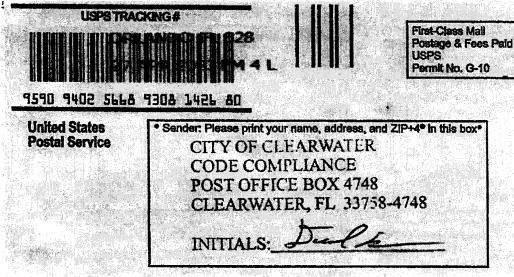
Sale Date Book/Page Dec 1983 05656 / 1712

Price \$76,000

Q/U <u>V/I</u> Q

2022 Final Millage Rate





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