

CITY OF CLEARWATER

POST OFFICE BOX 4748, CLEARWATER, FLORIDA 33758-4748
CITY HALL, 112 SOUTH OSCEOLA AVENUE, CLEARWATER, FLORIDA 33756
TELEPHONE (727) 562-4090 FAX (727) 562-4086

OFFICIAL RECORDS AND
LEGISLATIVE SERVICES

Certified Mail

November 19, 2018

Gulf to Bay Boulevard Clearwater LLC
Attn: Store Accounting
1 CVS Dr
Woonsocket, RI 02895-6146

RE: Municipal Code Enforcement Board Case 175-18
1765 Gulf to Bay Blvd.

Dear Sir/Madam:

The public hearing of the above-referenced case was continued to the meeting of Wednesday, January 23, 2019 at 1:30 p.m.. **Please note, the meeting location has changed from your original Notice of Hearing.** The meeting will be held at the City of Clearwater Main Library, Meeting Room A/B, 100 N Osceola Ave., Clearwater, Florida.

Enclosed please find the paperwork regarding this case which serves as official notice of said hearing.

Sincerely,

Nicole Sprague
Municipal Code Enforcement Board Secretary

Enclosure

S:\MCEB\Masters\Letters\Letter Case Cont'd - Enclose Paperwork.docx



"Equal Employment and Affirmative Action Employer"

**NOTICE OF HEARING
MUNICIPAL CODE ENFORCEMENT BOARD
CITY OF CLEARWATER, FLORIDA
Case 175-18**

Certified Mail
November 8, 2018

Owner: **Gulf to Bay Boulevard Clearwater LLC**
Attn: Store Accounting
1 CVS Dr
Woonsocket, RI 02895-6146

Violation Address: **1765 Gulf to Bay Blvd., Clearwater**
Suburb Beautiful Blk A, Lots 4, 6, 8 & Part of Lots 2, 3, & 5 & Lots 1, 2, 5, & 7 in Blk B
Together with Vac Pt of Florida Ave

Dear Sir/Madam:

You are hereby formally notified that on **Wednesday, December 19, 2018, at 1:30 p.m.** there will be a public hearing before the Municipal Code Enforcement Board in the Council Chambers, 3rd floor, City Hall at 112 South Osceola Avenue, Clearwater, Florida, concerning violation of Section **3-1806.A** of the Clearwater City Code. (See attached Affidavit(s) of Violation).

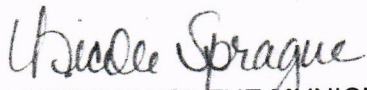
You are hereby ordered to appear before the Municipal Code Enforcement Board on the hearing date to answer these charges and to present your side of the case. Failure to appear may result in the Board proceeding in your absence. You have the right to obtain an attorney, at your own expense, to represent 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: GULF TO BAY BOULEVARD CLEARWATER CITY CASE#: BIZ2018-00405
MAILING ADDRESS: LLC
ATTN STORE ACCOUNTING
1 CVS DR
WOONSOCKET, RI 02895-6146

VIOLATION ADDRESS: 1765 GULF TO BAY BLVD
CLEARWATER, FL

DATE OF OFFICIAL NOTICE OF VIOLATION: 7/12/2018

LEGAL DESCRIPTION OF PROPERTY: SUBURB BEAUTIFUL BLK A, LOTS 4, 6, 8, & PART OF
LOTS 2, 3, & 5 & LOTS 1, 2, 5, & 7 IN BLK B TOGETHER WITH VAC PT OF FLORIDA AVE LYING
BETWEEN ALL DESC BEG NW COR OF LOT 2 BLK B TH S88D48'50"E

PARCEL #: 14-29-15-85950-001-0030

DATE OF INSPECTION: 10/3/2018 2:11:00 PM

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

3-1806.A. ** TEMPORARY SIGNS ** Within its zoning districts and subject to any applicable
provisions with Section 3-1806, general provisions for signs, the city shall allow temporary signs
that meet the criteria and limitations set forth in Table 3-1806.1a and Table 3-1806.1b, shown
below.

TABLE 3-1806.1b. ** CRITERIA AND LIMITATIONS FOR ALL OTHER TEMPORARY SIGNS IN
ALL ZONING DISTRICTS ** Please see the enclosed copy of Table 3-1806.1b.

SPECIFICALLY,

At a non-residential property no more than 4 temporary signs can be erected. Temporary signs
do include real estate and political signs. The 4 signs can be erected at the property without
permits as long as they follow all the criteria and limitations presented in Table 3-1806.1b.
Some of these limitations are that the signs must be erected at least 5 feet away from all
property lines, must be erected at least 15 feet away from each other and must be removed
within 3 days after the event they are promoting. At the property there are at least 8 temporary
signs erected too close to each other and too close to the property lines. These signs include
but are not limited to real estate and political signs. Compliance can be met by reducing the
amount of temporary signs at the property to no greater than 4, erect them no closer than 5
feet away from all property lines, erect them no closer than 15 feet away from each other and
that all other criteria and limitations presented in Table 3-1806.1b. are being followed. To avoid
fines starting at \$143.00 or having this case presented in front of the Municipal Code
Enforcement Board 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 2nd day of November, by Daniel Knight.

STATE OF FLORIDA
COUNTY OF PINELLAS

☒ PERSONALLY KNOWN TO ME

☐ PRODUCED AS IDENTIFICATION

Brenda Fontane
(Notary Signature)

Type of Identification



Name of Notary (typed, printed, stamped)

FILED THIS 8th DAY OF November, 20 18

MCEB CASE NO. 175-18

Yvonne 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

GULF TO BAY BOULEVARD CLEARWATER LLC
ATTN STORE ACCOUNTING
1 CVS DR
WOONSOCKET, RI 02895-6146

BIZ2018-00405

ADDRESS OR LOCATION OF VIOLATION: **1765 GULF TO BAY BLVD**

LEGAL DESCRIPTION: SUBURB BEAUTIFUL BLK A, LOTS 4, 6, 8, & PART OF
LOTS 2, 3, & 5 & LOTS 1, 2, 5, & 7 IN BLK B TOGETHER WITH VAC PT OF
FLORIDA AVE LYING BETWEEN ALL DESC BEG NW COR OF LOT 2 BLK B TH
S88D48'50"E

DATE OF INSPECTION: 7/9/2018

PARCEL: 14-29-15-85950-001-0030

Section of City Code Violated:

3-1806.A. ** TEMPORARY SIGNS ** Within its zoning districts and subject to any applicable provisions with Section 3-1806, general provisions for signs, the city shall allow temporary signs that meet the criteria and limitations set forth in Table 3-1806.1a and Table 3-1806.1b, shown below.

TABLE 3-1806.1b. ** CRITERIA AND LIMITATIONS FOR ALL OTHER TEMPORARY SIGNS IN ALL ZONING DISTRICTS ** Please see the enclosed copy of Table 3-1806.1b.

Specifically: At a non-residential property no more than 4 temporary signs can be erected. Temporary signs do include real estate and political signs. The 4 signs can be erected at the property without permits as long as they follow all the criteria and limitations presented in Table 3-1806.1b. Some of these limitations are that the signs must be erected at least 5 feet away from all property lines, must be erected at least 15 feet away from each other and must be removed within 3 days after the event they are promoting. At the property there are at least 8 temporary signs erected too close to each other and too close to the property lines. These signs include but are not limited to real estate and political signs. Compliance can be met by reducing the amount of temporary signs at the property to no greater than 4, erect them no closer than 5 feet away from all property lines, erect them no closer than 15 feet away from each other and that all other criteria and limitations presented in Table 3-1806.1b. are being followed. To avoid fines starting at \$143.00 or having this case presented in front of the Municipal Code Enforcement Board 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 8/14/2018. 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: 7/12/2018

NOV_PropOwn

Section 3-1806. - Temporary signs.

TABLE 3-1806.1b. CRITERIA AND LIMITATIONS FOR ALL OTHER TEMPORARY SIGNS IN ALL ZONING DISTRICTS

CRITERIA	Residential Zoning Districts	Non-Residential Zoning Districts
Maximum number of temporary signs per parcel ¹	8	4
Maximum sign size (area) for a temporary sign ²	4 sq. ft.	16 sq. ft.
Maximum sign height for a temporary freestanding sign ³	6 ft.	6 ft.
Maximum sign height for a temporary attached sign (inclusive of a window sign)	15 ft.	15 ft.
Minimum sign setback required to be maintained by a temporary freestanding sign from any property line ⁴	5 ft.	5 ft.
Minimum sign setback required to be maintained by a temporary freestanding sign from the edge of any paved street or road	5 ft.	5 ft.
Minimum radial spacing that is required to be maintained by a temporary freestanding sign from any other temporary freestanding sign ⁵	15 ft.	15 ft.
Maximum aggregate surface area allocated for all temporary signs on a parcel ⁶	64 sq. ft.	128 sq. ft.
Whether temporary sign is allowed on public property or public right-of-way	No	No
Whether temporary sign is allowed within a sight visibility triangle	No	No
whether direct illumination of surface of a temporary sign is allowed	No	No

Whether fluorescent color on a temporary sign is allowed	No	No
Duration allowed after event ends	3 calendar days	3 calendar days

¹ The number of temporary commercial signs per parcel shall be no more than two signs; however, no more than one temporary commercial sign per parcel may be a banner sign and a temporary commercial banner sign is limited to a maximum duration of display of no more than 30 days per calendar year per parcel.

² The square footage limitation is per side for a back-to-back sign. For example, a four square foot limitation means that there is a limit of four square feet of surface area per side of a back-to-back sign, and an aggregate limit of eight square feet is allowed if the sign is a back-to-back temporary sign.

³ Not applicable to signs displayed on flagpoles.

⁴ Minimum sign setbacks do not apply to attached signs. Except as set forth in Section 3-1806 for sidewalk signs as allowed herein and for valet stands as allowed herein, all temporary signs are prohibited on public property and from public rights-of-way.

⁵ Not applicable to signs displayed on flagpoles.

⁶ There is no limit to the number of separate messages that may appear on the allowable surface(s) of any temporary sign. The maximum aggregate surface area allowed is subject to circumstances that may reduce the maximum aggregate surface area allowable on some parcels.

(Ord. No. 9029-17, § 2(Exh. A), 7-20-17)

Editor's note— Ord. No. 9029-17, § 2(Exh. A), adopted July 20, 2017, repealed the former § 3-1806, and enacted a new § 3-1806 as set out herein. The former § 3-1806 pertained to general standards and derived from Ord. No. 8343-12, § 2(Exh. 1), adopted Aug. 16, 2012; Ord. No. 8402-13, § 1, adopted June 6, 2013.

Section 3-1806. -- Temporary signs.

A. Within its zoning districts and subject to any applicable provisions with Section 3-1806, general provisions for signs, the city shall allow temporary signs that meet the criteria and limitations set forth in Table 3-1806.1a and Table 3-1806.1b, shown below.

B. A temporary sign displayed on a window surface must be displayed on the inside of the window surface, shall cover no more than twenty-five (25%) of the aggregate window surface area, and shall not be illuminated. This temporary sign allowance shall be reduced by any window surface area already covered by signage allowed in Section 3-1805.O.

Section 3-1806. - Temporary signs.

TABLE 3-1806.1b. CRITERIA AND LIMITATIONS FOR ALL OTHER TEMPORARY SIGNS IN ALL ZONING DISTRICTS

CRITERIA	Residential Zoning Districts	Non-Residential Zoning Districts
Maximum number of temporary signs per parcel ¹	8	4
Maximum sign size (area) for a temporary sign ²	4 sq. ft.	16 sq. ft.
Maximum sign height for a temporary freestanding sign ³	6 ft.	6 ft.
Maximum sign height for a temporary attached sign (inclusive of a window sign)	15 ft.	15 ft.
Minimum sign setback required to be maintained by a temporary freestanding sign from any property line ⁴	5 ft.	5 ft.
Minimum sign setback required to be maintained by a temporary freestanding sign from the edge of any paved street or road	5 ft.	5 ft.
Minimum radial spacing that is required to be maintained by a temporary freestanding sign from any other temporary freestanding sign ⁵	15 ft.	15 ft.
Maximum aggregate surface area allocated for all temporary signs on a parcel ⁶	64 sq. ft.	128 sq. ft.
Whether temporary sign is allowed on public property or public right-of-way	No	No
Whether temporary sign is allowed within a sight visibility triangle	No	No
whether direct illumination of surface of a temporary sign is allowed	No	No

Whether fluorescent color on a temporary sign is allowed	No	No
Duration allowed after event ends	3 calendar days	3 calendar days

¹ The number of temporary commercial signs per parcel shall be no more than two signs; however, no more than one temporary commercial sign per parcel may be a banner sign and a temporary commercial banner sign is limited to a maximum duration of display of no more than 30 days per calendar year per parcel.

² The square footage limitation is per side for a back-to-back sign. For example, a four square foot limitation means that there is a limit of four square feet of surface area per side of a back-to-back sign, and an aggregate limit of eight square feet is allowed if the sign is a back-to-back temporary sign.

³ Not applicable to signs displayed on flagpoles.

⁴ Minimum sign setbacks do not apply to attached signs. Except as set forth in Section 3-1806 for sidewalk signs as allowed herein and for valet stands as allowed herein, all temporary signs are prohibited on public property and from public rights-of-way.

⁵ Not applicable to signs displayed on flagpoles.

⁶ There is no limit to the number of separate messages that may appear on the allowable surface(s) of any temporary sign. The maximum aggregate surface area allowed is subject to circumstances that may reduce the maximum aggregate surface area allowable on some parcels.

(Ord. No. 9029-17, § 2(Exh. A), 7-20-17)

Editor's note— Ord. No. 9029-17, § 2(Exh. A), adopted July 20, 2017, repealed the former § 3-1806, and enacted a new § 3-1806 as set out herein. The former § 3-1806 pertained to general standards and derived from Ord. No. 8343-12, § 2(Exh. 1), adopted Aug. 16, 2012; Ord. No. 8402-13, § 1, adopted June 6, 2013.

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

14-29-15-85950-001-0030

Compact Property Record Card

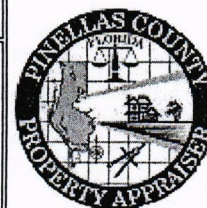
[Tax Estimator](#)

Updated November
2, 2018

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

[FEMA/WLM](#)

Ownership/Mailing Address <u>Change</u> <u>Mailing Address</u>	Site Address
GULF TO BAY BOULEVARD CLEARWATER LLC C/O CVS 7960 ATTN STORE ACCOUNTING 1 CVS DR WOONSOCKET RI 02895-6146	1765 GULF TO BAY BLVD CLEARWATER



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

Total Heated SF: 14,960 Total Gross SF: 15,455

[click here to hide] **Legal Description**

SUBURB BEAUTIFUL BLK A, LOTS 4, 6, 8, & PART OF LOTS 2, 3, & 5 & LOTS 1, 2, 5, & 7 IN BLK B TOGETHER WITH VAC PT OF FLORIDA AVE LYING BETWEEN ALL DESC BEG NW COR OF LOT 2 BLK B TH S88D48'50"E 246.91FT TH S64D41'24"E 37.05FT TH S31D23'45"E 25.16FT TH S04D18'13"W 48.79FT TH S08D19'26"E 108.59FT TH N88D48'50"W 21.11FT TH S01D20'08"E 60 FT TH N88D48'50"W 280.06FT TH N01D18'50"W 252.35FT TO POB (PER O.R. 15823/1033 & 1039, 15378/0718 & 15762/ 1993 ORD NO 7801-07 & O.R. 16109/2047)

File for Homestead Exemption			2019 Parcel Use	
Exemption	2018	2019		
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)	Plat Book/Page
18552/0231	Sales Query	121030266011	NON EVAC	13/61

2018 Interim Value Information

Year Just/Market Value Assessed Value / Non-HX Cap County Taxable Value School Taxable Value Municipal Taxable Value

U.S. Postal Service™
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For delivery information, visit our website at www.usps.com®.

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Certified Mail Fee

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

- ☐ Return Receipt (hardcopy) \$
☐ Return Receipt (electronic) \$
☐ Certified Mail Restricted Delivery \$
☐ Adult Signature Required \$
☐ Adult Signature Restricted Delivery \$

Postmark
Here

Postage

\$

Total Postage and Fees

\$

Sent To

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

City, State, ZIP+4®

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

See Reverse for Instructions

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:

Gulf to Bay Boulevard Clearwater LLC
 Attn: Store Accounting
 1 CVS Dr.
 Waussocket, RI 02895



9590 9402 3783 8032 0554 06

REF: 1705 Gulf to Bay Blvd.

2. Article Number (Transfer from service/label)

7018 0680 0002 2858 6988

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☒ Agent

☐ Addressee

B. Received by (Printed Name)

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

- ☐ Priority Mail Express®
☐ Registered Mail™
☐ Registered Mail Restricted Delivery
☐ Return Receipt for Merchandise
☐ Signature Confirmation™
☐ Signature Confirmation Restricted Delivery

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

Domestic Return Receipt