

MINUTES OF CODE ENFORCEMENT
SPECIAL MAGISTRATE HEARING
HELD IN THE COUNCIL CHAMBERS
260 ORANGE TREE DRIVE
ATLANTIS, FL 33462
APRIL 17, 2008

Special Magistrate Jennifer Hunecke presided over the hearing, which commenced at 10:00 am. Present were City Attorney Keith Davis, Vice Mayor Fred Furtado, City Manager Mo Thornton, Officer Rick Sluman and City Clerk Joan Cannata-Fox. Those testifying were sworn in.

Violations:

The case to be presented was CE-08-020 – regarding an unlawful business operation out of the home at 108 Turnberry Drive, owned by Alexander Gregory.

Special Magistrate Hunecke found proper notice.

The City presented its case, together with website information, items obtained from garbage search, photographs and testimony from Officer Sluman. The City is asking that all business operations cease and desist immediately.

The Special Magistrate accepted the various documents into the record.

Marianne Vellis of 192 Turnberry Court; Curtis Clements of 208 Turnberry Court; Terry Creasman of 548 N. Country Club Drive and Sheryl Davidoff of 209 Turnberry Court North all testified as to the activity observed at 108 Turnberry Drive.

Mr. Gregory's case was presented by his Personal Assistant Pamela Barrier. She identified the owners of the various vehicles observed and described their relationship with Mr. Gregory.

The Special Magistrate ruled that based on the evidence and testimony, there is a mix of personal and the unauthorized business being operated out of the home on 108 Turnberry Court, which is in violation of the city code. Mr. Gregory is required to cease, not his personal, but his business operations out of the house. Mr. Gregory should apply for a business tax receipt, he cannot have traffic and must adhere to the restrictions. If he does not, there will be a fine of \$100 per day imposed until compliance. Mr. Gregory is to pay administrative costs in the amount of \$61.34 within thirty days. This matter is set for a Status/Fine Assessment Hearing on Thursday, May 22, 2008 at 10am.

The hearing adjourned at 11 a.m.

Joan Cannata-Fox, City Clerk

NOTE: A mechanical recording has been made of the foregoing procedures of which these minutes are a part, and is on file in the office of the City Clerk.