

CODE ENFORCEMENT  
SPECIAL MAGISTRATE HEARING  
HELD IN THE COUNCIL CHAMBERS  
260 ORANGE TREE DRIVE  
ATLANTIS, FL 33462  
March 26, 2013  
9:30 am  
MINUTES

Special Magistrate B. Douglas Mac Gibbon presided over the hearing, which commenced at 9:31 a.m. In attendance were: City Attorney Abby Jorandby, City Manager Mo Thornton, Sergeant William Amason, and City Clerk Jude Goudreau.

All parties were sworn in by Special Magistrate Mac Gibbon.

**Case No. 11-57.** Violation of Sections 4-61 (a) (3) and 4-62 (1) (a)(b)(c)(d)(e) (landscaping, hedges and weeds overgrown) of the Code of Ordinances of the City of Atlantis. David Hanna was not present at the meeting. Sgt. Amason testified to the facts in the case. It is the Order of the Special Magistrate that a Fine of Seven Hundred and Seventy Dollars and Thirty-Two Cents (\$770.32) be assessed against the property in order to recover the costs of abatement actions taken by the City of Atlantis and the City's administrative costs incurred in prosecuting the March 26, 2013 Fine Assessment/Abatement Hearing. It is the further order of the Special Magistrate that the City of Atlantis that the City may continue to abate the nuisance in the future whenever the conditions again violate City Code as documented in the code enforcement files for the property. The City may also later request a fine assessment hearing on this matter in order to recover the costs of these abatement activities by the City.

**Case No. 11-60** Violation of Section 4-61(a)(1) (landscaping, hedges and weeds overgrown) of the Code of Ordinances of the City of Atlantis . Sgt. Amason testified to the facts in the case. John Terry was not present at the meeting. It is the Order of the Special Magistrate that a Fine of Seven Hundred and Ten Dollars and Thirty-Two Cents (\$710.32) be assessed against the property in order to recover the costs of abatement actions taken by the City of Atlantis and the City's administrative costs incurred in prosecuting the March 26, 2013 Fine Assessment/Abatement Hearing. It is the further order of the Special Magistrate that the City of Atlantis that the City may continue to abate the nuisance in the future whenever the conditions again violate City Code as documented in the code enforcement files for the property. The City may also later request a fine assessment hearing on this matter in order to recover the costs of these abatement activities by the City.

**Case No. 13-10** violation of Section 9-28.1 of the City of Atlantis's Code of Ordinances and subjects the Respondent to fines and penalties as set forth at Chapter 205, F.S. The City presented testimony and evidence that that the Respondent has not paid the Business Tax imposed by the City of Atlantis for the rental of a property and such business tax is now delinquent after the initial notice of tax due. Sgt. Amason testified to the facts in the case. OWB REO LLC was not present. Respondent is further assessed an administrative cost of \$108.90 incurred as a result of collection efforts, for a total penalty due of \$308.73, all in accordance with Section 205.053(3), F.S. It is the Order of the Code Enforcement Special Magistrate that the Respondent pay the required Business Tax in accordance with the above-referenced Section of the City Code in addition to the costs and penalties assessed hereinabove immediately.

**Case No. 13-11** violation of Section 9-28.1 of the City of Atlantis's Code of Ordinances and subjects the Respondent to fines and penalties as set forth at Chapter 205, F.S. The City presented testimony and evidence that that the Respondent has not paid the Business Tax imposed by the City of Atlantis for the rental of a property and such business tax is now delinquent after the initial notice of tax due. Sgt. Amason testified to the facts in the case.

Dennis and Lisa Kennedy were not present. Respondent is further assessed an administrative cost of \$108.90 incurred as a result of collection efforts, for a total penalty due of \$308.73, all in accordance with Section 205.053(3), F.S. It is the Order of the Code Enforcement Special Magistrate that the Respondent pay the required Business Tax in accordance with the above-referenced Section of the City Code in addition to the costs and penalties assessed hereinabove immediately.

The hearing adjourned at approximately 9:35 a.m.

Jude M. Goudreau, CMC  
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.