

CITY OF NORTH PORT SARASOTA COUNTY, FLORIDA PROPERTY STANDARDS DIVISION 4970 City Hall Boulevard – North Port, FL. 34286

NOTICE OF ORDINANCE VIOLATION AND ORDER TO CORRECT VIOLATION

TERRY & KATHLEEN WISE 9226 PEREGRINE WAY NORTH PORT, FL 34287

DATE: March 31, 2016

PSI CASE NO.: 16-1707

REAL PROPERTY ADDRESS: 9226 PEREGRINE WAY, NORTH PORT, FLORIDA

LOT 19, BLK H, TALON BAY UNIT 2 PARCEL ID #: 0792100015

SERVED BY: FIRST CLASS MAIL

NOTICE OF ORDINANCE VIOLATION

Pursuant to the CODE OF THE CITY OF NORTH PORT, FLORIDA, YOU ARE NOTIFIED that a violation of the following CITY OF NORTH PORT codes/ordinances exists on the above-described real property:

Violation Description

Section 46-42 (13), North Port City Code – Specific prohibitions -- In addition to the general prohibitions set forth in section 46-61 above and the maximum permissible sound levels set forth in this division and unless otherwise exempted by this division or by any other act of this governing body, the following specific acts or the causing or permitting thereof are hereby declared in violation of this division: (13) *Pumps*, air condition or air-handling equipment and any other continuously operating equipment: operating or permitting the operating of any *pump*, air-conditioning, air-handling or other continuously operating equipment in such manner as to exceed any of the following sound levels when measured as specified in the code of recommended practices incorporated herein:

Measurement Location	Sound Level [db(A)]
Any point on neighboring property line	60
Centering of nearest neighboring patio or porch	55
Outside a neighboring living area window nearest the equipment location	55

Violation Text

Decibel readings from adjacent property at the center of the lanai, show the pool pump is in violation of City Code, with consistent readings between 60 db(A) & 61 db(A).

Violation Corrective Action

Any source of sound (continuously running equipment) which travels off of the property limits must be within the Sound Level Limits. For additional information, please contact our office @ (941) 429-7186.

FINES SHALL BE ASSESSED:

FAILURE TO CORRECT THE DEFICIENCIES on the date specified above will result in an AFFIDAVIT OF VIOLATION to be filed with the Hearing Officer, charging you with the violations set out above. A HEARING WILL BE HELD AT WHICH YOU SHALL ATTEND. If the Hearing Officer finds a violation exists, administrative fine(s) shall be assessed for each day the violation exists beyond the date for compliance as determined by the Hearing Officer.

The fines which may be imposed include:

Violation of North Port City Code: Daily Fine Shall Not Exceed - \$10.00 per day

Maximum Cumulative Fine - \$1,000.00

Violation of Unified Land Development Code: Daily Fine Shall Not Exceed - \$25.00 per day

Maximum Cumulative Fine - \$2,000.00

Violation of Florida Building Code: Daily Fine Shall Not Exceed - \$50.00 per day

Maximum Cumulative Fine - \$5,000.00

Violation of Florida Building Code as it pertains to unsafe building abatement as determined

by the Building Official:

Daily Fine Shall Not Exceed - \$250.00 per day

There Is No Maximum Cumulative Fine Cap

For any repeat Violations:

Maximum Cumulative Fine \$25,000.00

A fine imposed pursuant to this section shall continue to accrue until the violator comes into compliance, and such compliance is confirmed in accordance with §2-511©, or until the Maximum Cumulative Fine has been reach, as defined in §2-511(b)(5).

LIEN(S) MAY BE PLACED:

A certified copy of an order assessing an administrative fine may be recorded in the public records and thereafter shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the violator. No lien shall continue for a period longer than 20 years after the certified copy of an order imposing a fine has been recorded, unless within that time an action to foreclose on the lien is commenced in a court of competent jurisdiction.

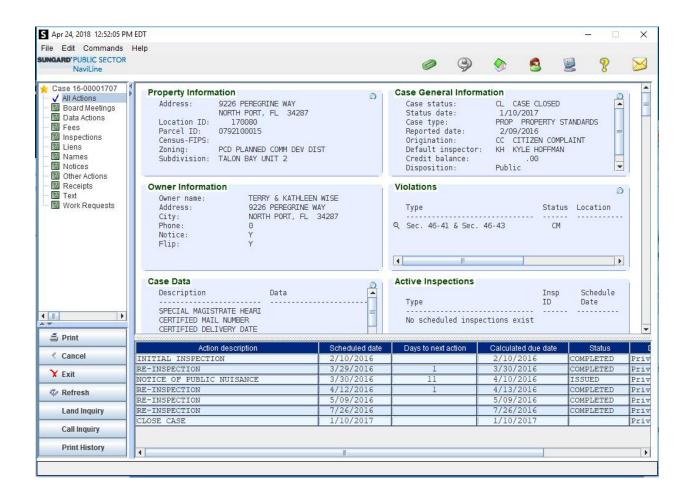
If you have any questions concerning this notice, please contact the following Inspector:

KYLE HOFFMAN Inspector Neighborhood Development Services

Inspector Contact Information:

Kyle Hoffman (941) 429-7235

e-mail: khoffman@cityofnorthport.com



As demonstrated above, the initial complaint was closed on January 1, 2017 after several re-inspections did not result in finding the noise from the pump to be in violation again.