



**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 or permitting the operation 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:

<u>Measurement Location</u>	<u>Sound Level [db(A)]</u>
Any point on neighboring property line	60
<b><i>Centering of nearest neighboring patio or porch</i></b>	<b><i>55</i></b>
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](mailto:khoffman@cityofnorthport.com)

Apr 24, 2018 12:52:05 PM EDT

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SUNGARD PUBLIC SECTOR  
NaviLine

Case 16-00001707

- ✓ All Actions
- Board Meetings
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### Property Information

Address: 9226 PEREGRINE WAY  
NORTH PORT, FL 34287

Location ID: 170080  
Parcel ID: 0792100015

Census-FIPS:  
Zoning: PCD PLANNED COMM DEV DIST  
Subdivision: TALON BAY UNIT 2

### Case General Information

Case status: CL CASE CLOSED  
Status date: 1/10/2017  
Case type: PROP PROPERTY STANDARDS  
Reported date: 2/09/2016  
Origination: CC CITIZEN COMPLAINT  
Default inspector: KH KYLE HOFFMAN  
Credit balance: .00  
Disposition: Public

### Owner Information

Owner name: TERRY & KATHLEEN WISE  
Address: 9226 PEREGRINE WAY  
City: NORTH PORT, FL 34287  
Phone: 0  
Notice: Y  
Flip: Y

### Violations

Type	Status	Location
Sec. 46-41 & Sec. 46-43	CM	

### Case Data

Description	Data
SPECIAL MAGISTRATE HEARI	
CERTIFIED MAIL NUMBER	
CERTIFIED DELIVERY DATE	

### Active Inspections

Type	Insp ID	Schedule Date
No scheduled inspections exist		

Action description	Scheduled date	Days to next action	Calculated due date	Status	Priv
INITIAL INSPECTION	2/10/2016		2/10/2016	COMPLETED	Priv
RE-INSPECTION	3/29/2016	1	3/30/2016	COMPLETED	Priv
NOTICE OF PUBLIC NUISANCE	3/30/2016	11	4/10/2016	ISSUED	Priv
RE-INSPECTION	4/12/2016	1	4/13/2016	COMPLETED	Priv
RE-INSPECTION	5/09/2016		5/09/2016	COMPLETED	Priv
RE-INSPECTION	7/26/2016		7/26/2016	COMPLETED	Priv
CLOSE CASE	1/10/2017		1/10/2017		Priv

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.