

#### CITY OF NORTH PORT

SARASOTA COUNTY, FLORIDA 4970 City Hall Boulevard – North Port, FL. 34286

#### **CODE ENFORCEMENT HEARING**

CITY OF NORTH PORT, FLORIDA	}		
Petitioner,	}		
VS.	}		
PRESTIGE DEVELOPMENT BUILDERS LLC	}		
Respondent(s)	}	CASE NO.:	23-5327
	}	CERTIFIED MAIL NO .:	9589071052700187026203
ADDRESS OF VIOLATION:	}		
1204 Goshen Rd	}		
North Port, FL	}		
PARCEL ID.: 1122087334	}		

#### **NOTICE OF MANDATORY HEARING**

Pursuant to the attached AFFIDAVIT OF VIOLATION dated *December 27, 2023, YOU ARE HEREBY FORMALLY NOTIFIED* that at 9:00 a.m., or as soon thereafter as possible, on February 22, 2024, in City Chambers, City Hall, 4970 City Hall Boulevard, North Port, Florida, there will be a public hearing to determine whether or not you have violated certain CITY OF NORTH PORT, FLORIDA CODES/ORDINANCES with regard to the CODE OF THE CITY OF NORTH PORT, FLORIDA. A NOTICE OF VIOLATION, dated *December 14, 2023*, was previously served by *REGULAR MAIL*.

The attached **AFFIDAVIT OF VIOLATION** specifying the Code Provisions violated and the facts and circumstances of the CODE VIOLATION have been filed with the CITY OF NORTH PORT, CITY CLERK.

**YOU ARE HEREBY ORDERED** to appear before the HEARING OFFICER of the CITY OF NORTH PORT, FLORIDA on *February 22, 2024*, to present your case with regard to the violation stated in the attached AFFIDAVIT OF VIOLATION.

In exercising their power under CHAPTER 162, FLORIDA STATUTES, and CHAPTER 2, ARTICLE IX, CODE ENFORCEMENT, CITY OF NORTH PORT finds a violation exists, it shall:

- (a) Order the violator to pay administrative fine in amount consistent with Section 2-511, Code of the City of North Port, for each day the violation(s) exists beyond the date set for compliance by the HEARING OFFICER. If the violation(s) is a repeat violation occurring within the last five (5) years, administrative fine(s) may be imposed, for each day the repeat violation continues, beginning with the date the repeat violation is found to have occurred by the Property Standard Inspector;
- (b) Order the violator to pay a fine not to exceed \$1,000.00, \$2,000.00, \$5,000.00, or \$25,000 per violation, dependent upon the violation, if the violation was irreparable or irreversible in nature. If it pertains to unsafe abatement as determined by the building Official. There is no maximum fine cap defined in 2-511(b)(1)(d); and
- (c) Issue orders having the force of law to command whatever steps necessary to bring the violation(s) into compliance.

CONSISTENT WITH SECTION 162.09(1) FLORIDA STATUTES, NO OTHER HEARING SHALL BE NECESSARY FOR THE ISSUANCE OF THE ORDER ASSESSING THE ADMINISTRATIVE FINE(S).

In the event that the violator does not pay the administrative fine(s) (if any) prescribed by the CITY OF NORTH PORT, FLORIDA HEARING OFFICER at the hearing, the CITY OF NORTH PORT may establish a lien against the violator's property on which the violation(s) exists and upon any other real or personal property owned by the violator in accordance with Section 162.09(3), Florida Statutes and Section 2, CODE OF THE CITY OF NORTH PORT, FLORIDA. Should it become necessary for the CITY OF NORTH PORT, FLORIDA to foreclose on such a lien, the RESPONDENT(S) could be liable for additional expenses including, but not limited to, reasonable attorney fees, costs, and expenses incurred by the CITY OF NORTH PORT, FLORIDA or its agents and the same may be assessed as cost in the foreclosure action.

Although you may represent yourself, you have the right to an attorney at your own expense to represent you before the HEARING OFFICER. You have the right to record the proceedings of the hearing at your own expense. You also will have the opportunity to present witnesses as well as question the witnesses who may testify against you prior to the HEARING OFFICER making a determination. Please be prepared to present evidence at the hearing why you should not be found in violation of the Code Provision cited in the attached AFFIDAVIT OF VIOLATION and, in the case of a repeat violation, why an administrative fine(s) shall not be assessed.

A copy of the ORDER FOR COMPLIANCE and ORDER ASSESSING ADMINISTRATIVE FINE(S) shall be provided to you by Certified Mail, Return Receipt Requested, within fifteen (15) days following the date the orders are rendered.

THE CITY OF NORTH PORT MAY PROCEED IN THE ABSENCE OF ANY PARTY, THEIR AGENT, OR THEIR ATTORNEY, WHO AFTER DUE NOTICE, FAILS TO BE PRESENT AT THE HEARING.

If you should have any questions or *compliance has been achieved*, please contact the Code Enforcement Inspector whose name appears on the attached AFFIDAVIT OF VIOLATION, at *(941) 429-7186*, or write to them at 4970 City Hall Boulevard, North Port, FL 34286. http://www.northportfl.gov

PLEASE GOVERN YOURSELF ACCORDINGLY.

HEATHER FAUST, City Clerk

**CERTIFICATE OF SERVICE** 

I HEREBY CERTIFY that a true and correct copy of this NOTICE OF MANDATORY HEARING has been served upon the RESPONDENT(S) by Certified Mail/Return Receipt Requested at 175 SW 7TH ST STE 1906 MIAMI FL 33130.

**DATED:** December 28, 2023

SERVER - CITY OF NORTH PORT

WILLIAM KIDDY Commission # HH 380093 Expires July 28, 2027



## CITY OF NORTH PORT SARASOTA COUNTY, FLORIDA CODE ENFORCEMENT DIVISION

4970 City Hall Boulevard – North Port, FL. 34286 (941) 429-7186

CITY OF NORTH PORT, FLORIDA	}		
Petitioner,	}		
VS.	}		
PRESTIGE DEVELOPMENT BUILDERS LLC	}		
Respondent(s)	}	CASE NO.:	23-5327
	}		
ADDRESS OF VIOLATION:	}		
1204 GOSHEN RD	}		
NORTH PORT, FL	}		
PARCEL ID.: 1122087334	}		

#### AFFIDAVIT OF VIOLATION

STATE OF FLORIDA

: SS

**COUNTY OF SARASOTA:** 

The undersigned CODE ENFORCEMENT INSPECTOR, upon his/her oath, deposes and says:

Respondent(s) has been served with a Notice of Violation and Order to Correct Violation, dated December 14, 2023, by first class mail, a copy of which is attached.

(1) The following complaint was received in the Code Enforcement Division:

12/13/2023, 8:37:07 AM NLONG Dumpster is full and overflowing. Debris laying all over around the dumpster. Has create an eyesore.

(2) The following Ordinance Provision(s) Violation still exists:

#### **Violation Description**

33-7(D)(1)(C) Unified Land Development Code - Piling and storage of debris; landscaped berms. The pile of debris shall be completely enclosed on all four (4) sides

#### **Violation Text**

Dumpster is full and overflowing on construction site with miscellaneous debris scattered without.

#### **Violation Corrective Action**

Any/all debris on construction site must be contained and or removed from the site with ten (10) days of the date of this Notice.

#### (3) Field Inspection Notes:

12/15/2023, 1:15:16 PM NLONG Pop 12/27/2023, 10:26:40 AM NLONG Still in violation. Dumpster is overflowing with trash, laying all over the ground.

DATED: December 27, 2023

NATHAN LONG
Inspector
Development Services
City of North Port
4970 City Hall Boulevard
North Port, Florida 34286

STATE OF FLORIDA COUNTY OF SARASOTA

Sworn to (or affirmed) and subscribed before me by means of  $\square$  physical presence or  $\square$  online notarization, this 2 day of Dec 2023, by NATHAN LONG.

Notary Public - State of Florida

\_X\_ Personally Known OR \_\_\_\_ Produced Identification Type of Identification Produced \_\_\_\_\_

WILLIAM KIDDY
Commission # HH 380093
Expires July 28, 2027



## CITY OF NORTH PORT SARASOTA COUNTY, FLORIDA CODE ENFORCEMENT DIVISION 4970 City Hall Boulevard – North Port, FL. 34286

### NOTICE OF VIOLATION AND ORDER TO CORRECT

PRESTIGE DEVELOPMENT BUILDERS 175 SW 7TH ST STE 1906 MIAMI, FL 33130

DATE: December 14, 2023

PSI CASE NO.: 23-5327

REAL PROPERTY ADDRESS: 1204 GOSHEN RD, NORTH PORT, FL

LOT 34 BLK 873 16TH ADD TO PORT CHARLOTTE PARCEL ID #: 1122087334

SERVED BY: FIRST CLASS MAIL

#### **NOTICE OF VIOLATION**

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

#### **Violation Description**

33-7(D)(1)(C) Unified Land Development Code - Piling and storage of debris; landscaped berms. The pile of debris shall be completely enclosed on all four (4) sides

#### **Violation Text**

Dumpster is full and overflowing on construction site with miscellaneous debris scattered without.

#### **Violation Corrective Action**

Any/all debris on construction site must be contained and or removed from the site with ten (10) days of the date of this Notice.

#### **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 violation(s) 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 Daily Fine Shall Not Exceed - \$50.00 per day

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

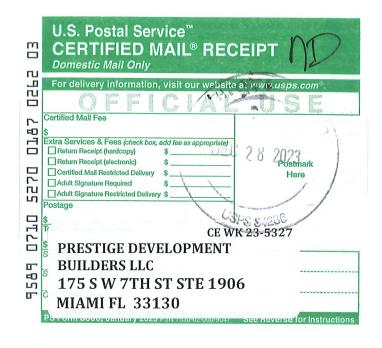
A fine imposed pursuant to this section shall continue to accrue until the violator comes into compliance, and such compliance is confirmed in accordance with §2-511(C), or until the Maximum Cumulative Fine has been reach, as defined in §2-511(b)(5).

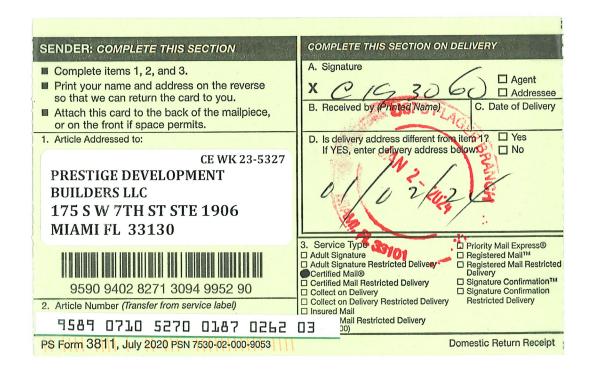
#### **LIEN(S) MAY BE PLACED**:

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 or to schedule a reinspection, please contact the following inspector:

NATHAN LONG Inspector Neighborhood Development Services e-mail: nlong@northportfl.gov







#### CITY OF NORTH PORT

# SARASOTA COUNTY, FLORIDA DEVELOPMENT SERVICES CODE ENFORCEMENT DIVISION 4970 City Hall Boulevard – North Port, FL. 34286 (941) 429-7186

CITY OF NORTH PORT, FLORIDA Petitioner, vs. PRESTIGE DEVELOPMENT BUILDERS LLC Respondent(s)	} } CASE NO.: 23-5327				
ADDRESS OF VIOLATION: 1204 GOSHEN RD NORTH PORT, FL. PARCEL ID.: 1122087334	<pre>} } } }</pre>				
STATE OF FLORIDA :					
: ss COUNTY OF SARASOTA :					
The undersigned, CODE ENFORCEMENT INSI	PECTOR, upon his/her oath, deposes and says:				
<u>AFFIDA</u>	VIT OF POSTING				
	served with a NOTICE OF MANDATORY HEARING by PRTH PORT, FLORIDA, a copy of which is attached.				
FURTHER AFFIANT SAYETH NAUGHT.					
<b>DATED:</b> Dec <u>28</u> 2023					
	NATHAN LONG, Affiant Development Services				
STATE OF FLORIDA COUNTY OF SARASOTA					
Sworn to (or affirmed) and subscribed before notarization, this Aday of Dec 2023 by N.	re me by means of <b>I</b> physical presence or □ online ATHAN LONG				
Notary Public - State of Florida					
_X_ Personally Known OR Produced Identification Type of Identification Produced	WILLIAM KIDDY Commission # HH 380093				

Expires July 28, 2027



#### Property Record Information for 1122087334

Ownership:

PRESTIGE DEVELOPMENT BUILDERS LLC

175 SW 7TH ST STE 1906, MIAMI, FL, 33130

Situs Address:

1204 GOSHEN RD NORTH PORT, FL, 34288

Land Area: 10,000 Sq.Ft. Municipality: City of North Port

Subdivision: 1547 - PORT CHARLOTTE SUB 16

Property Use: 0000 - Residential vacant site

Status OPEN Sec/Twp/Rge: 21-39S-22E Census: 121150027461

Zoning: RSF2 - RESIDENTIAL, SINGLE FAMILY

Total Living Units: 0

Parcel Description: LOT 34 BLK 873 16TH ADD TO PORT CHARLOTTE

#### Buildings

Vacant Land

#### **Extra Features**

There are no extra features associated with this parcel

#### Values

<u>Year</u>	Land	Building	Extra Feature	<u>Just</u>	Assessed	Exemptions	Taxable	Cap ①
2023	\$16,000	\$0	\$0	\$16,000	\$14,300	\$0	\$14,300	\$1,700
2022	\$13,000	\$0	\$0	\$13,000	\$13,000	\$0	\$13,000	\$0
2021	\$5,300	\$0	\$0	\$5,300	\$5,170	\$0	\$5,170	\$130
2020	\$4,700	\$0	\$0	\$4,700	\$4,700	\$0	\$4,700	\$0
2019	\$4,600	\$0	\$0	\$4,600	\$4,290	\$0	\$4,290	\$310
2018	\$3,900	\$0	\$0	\$3,900	\$3,900	\$0	\$3,900	\$0
2017	\$4,000	\$0	\$0	\$4,000	\$3,461	\$0	\$3,461	\$539
2016	\$3,800	\$0	\$0	\$3,800	\$3,146	\$0	\$3,146	\$654
2015	\$3,400	\$0	\$0	\$3,400	\$2,860	\$0	\$2,860	\$540
2014	\$2,600	\$0	\$0	\$2,600	\$2,600	\$0	\$2,600	\$0

Property taxes may be affected with change in ownership. When buying real estate, you should not assume that property taxes will remain the same. Use our tax estimator to estimate your new taxes.

#### **Current Exemptions**

There are no exemptions associated with this parcel.

#### Sales & Transfers

Transfer Date	Recorded Consideration	Instrument Number	Qualification Code	Grantor/Seller	Instrument Type
1/30/2023	\$34,500	2023018567	30	K AND B ART CRAFT CABINETS LLC	WD
10/27/2021	\$31,000	2021203407	05	LUCIRA HOLDINGS LLC	WD
8/30/2017	\$4,300	2017119054	11	MERNICKLE KEITH W	TD
5/21/2004	\$34,000	2004109607	X2	STERNBERG, VICTOR H	WD
9/9/1999	\$100	1999124898	11	STERNBERG VICTOR H,	WD
8/1/1978	\$2,500	1263/821	01		NA

#### **Associated Tangible Accounts**

There are no associated tangible accounts for this parcel

Property record information last updated on: 12/26/2023

FEMA Flood Zone (Data provided by Sarasota County Government as of 12/25/2023)

Different portions of a property can be in different flood zones. Please click on MAP link below to see the flood zones.

FIRM Panel	<u>Floodway</u>	SFHA ***	Flood Zone **	Community	Base Flood Elevation (ft)	CFHA *
0403F	OUT	OUT	X	120279		OUT
0403F	OUT	IN	AE	120279		OUT

<sup>\*</sup> If your property is in a SFHA or CFHA, use the map to determine if the building footprint is within the flood area.

\*\* For more information on flood and flood related issues specific to this property, call (941) 240-8050

\*\*\* Federal law requires flood insurance for all properties in SFHAs with federally backed mortgages.

For general questions regarding the flood map, call (941) 861-5000.

