

# City of Gainesville

City Hall  
200 East University Avenue  
Gainesville, Florida 32601



## **Minutes - Final**

June 11, 2020

9:00 AM

Virtual Meeting

## **Special Magistrate Hearing**

*Jefferson M. Braswell (Special Magistrate)*

***Under the Americans with Disabilities Act, if you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the ADA Coordinator, 201 E. University Avenue, Room 414A, Gainesville, FL 32601 at (352) 337-6237 at least seven (7) days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than seven (7) days; if you are hearing or voice impaired, call 711. Any person desiring to appeal any decision with respect to any matter considered at these hearings will need a record of the proceedings, and, for this purpose, may need to ensure that a verbatim record of the proceedings is made, which includes the testimony and evidence upon which the appeal is to be based.***

**PLEDGE TO THE FLAG**

**ADMINISTRATION OF OATH OF OFFICERS (Oath will be administered to Defendants/Witnesses as individual cases are heard)**

**REDUCTION/RESCISSION REQUESTS**

**200037.            [CEB 2007-052/CE-06-07042; CHESTNUT, CHRISTOPHER C/O NEW OWNER BOSSHARDT TITLE](#)**

REDUCE FINES TO ZERO

RECOMMENDATION

*The Special Magistrate hears case and takes action deemed as necessary.*

Zoom Virtual Meeting Robin Fall, Bosshardt Realty appeared for new owner James Sheppard. Property was brought in auction. Mr. Sheppard didn't know about liens. All fees and connecting liens from the City have been paid. New owner will be building a new structure. Code Enforcement Manager Pete Backhaus indicated the property is in compliance and has no objection to the request or the Special Magistrate's ruling. Magistrate approved and ruled in favor of the Respondent.

**191179. SM 2007-110/CE-07-06020; ASGHAR, ETEMADI & MIDORI  
TAKAYAMA  
Request by owner**

REDUCE TO \$2,000 45 DAYS TO PAY \$2,000 IF NOT PAID WITHIN  
45-DAYS THE  
AMOUNT WILL GO BACK TO \$11,000

RECOMMENDATION

*The Special Magistrate hears case and takes action deemed  
as necessary.*

Zoom Virtual Meeting with Asghar Etemadi and Midori Takaya current owners. Property is in compliance and doesn't believe he deserved the fine of \$11,000. He asked for a reduction or rescission of this amount. Code Enforcement Manager Peter Backhaus stated the property was brought before the Code Enforcement Board on two other occasions. One resulted in a denial and the other in a reduction of the fines to \$11,000. The property has an history of problems but it is currently in compliance. He stated he was opposed to a full reduction or rescission and wanted to stick to the \$11,000. Magistrate reduced the fine to \$2000. It has to be paid in 45 days or it will revert back to \$11,000. If the owner still has an issue with paying the \$11,000, he can come back in front of the board.

## CASES TO BE HEARD

**191161. SM 2020-050/CE-20-00133; LEE, TERRY & NATASHA**

ADJ GUILTY ADMIN COSTS \$103.76  
10 DAYS TO BRING INTO COMPLIANCE  
AND A 1 TIME FINE OF \$250.00

RECOMMENDATION

*The Special Magistrate hears case and takes action deemed  
as necessary.*

Zoom Virtual Meeting Code Enforcement Officer Heather Palmatier presented her case via power point. The staff recommendation was an adjudication of guilt, administrative cost of \$103.76, 10 days to come into compliance and a one time cost of \$250.00. The Magistrate accepts the staff recommendation of an adjudication of guilt, the administrative cost of \$103.76, 10 days to come into compliance and a one time fee of \$250.

**191256. SM 2020-067/CE-20-00779; HAMILTON, L J**

ADJ GUILTY  
\$109.31 ADMIN FEES  
\$1,000 PER EACH CASE BEFORE THE MAGISTRATE REGARDING  
MR. HAMILTON

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed  
as necessary.*

Zoom Virtual Meeting Code Enforcement Officer Heather Palmatier presented her case via power point. The staff recommendation was an adjudication of guilt, administrative cost of \$109.31, and a one time cost of \$500.00. The Magistrate accepts the staff recommendation of an adjudication of guilt, the administrative cost of \$103.76, but assess a one time fee of \$1,000.

**191255. SM 2020-066/CE-20-00773; HAMILTON, L J**

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed  
as necessary.*

Zoom Virtual Meeting Code Enforcement Officer Heather Palmatier presented her case via power point. The staff recommendation was an adjudication of guilt, administrative cost of \$109.31, and a one time cost of \$500.00. The Magistrate accepts the staff recommendation of an adjudication of guilt, the administrative cost of \$103.76, but assess a one time fee of \$1,000.

**191254. SM 2020-065/CE-20-00776; HAMILTON, L J**

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed  
as necessary.*

Zoom Virtual Meeting Code Enforcement Officer Heather Palmatier presented her case via power point. The staff recommendation was an adjudication of guilt, administrative cost of \$109.31, and a one time cost of \$500.00. The Magistrate accepts the staff recommendation of an adjudication of guilt, the administrative cost of \$103.76, but assess a one time fee of \$1,000.

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed  
as necessary.*

Zoom Virtual Meeting Code Enforcement Officer Heather Palmatier presented her case via power point. The staff recommendation was an adjudication of guilt, administrative cost of \$109.31, and a one time cost of \$500.00. The Magistrate accepts the staff recommendation of an adjudication of guilt, the administrative cost of \$103.76, but assess a one time fee of \$1,000.

**191248. [SM 2020-063/CE-20-00777; HAMILTON, LAWRENCE J.](#)****RECOMMENDATION**

*The Special Magistrate hears case and takes action deemed as necessary.*

Zoom Virtual Meeting Code Enforcement Officer Heather Palmatier presented her case via power point. The staff recommendation was an adjudication of guilt, administrative cost of \$109.31, and a one time cost of \$500.00. The Magistrate accepts the staff recommendation of an adjudication of guilt, the administrative cost of \$103.76, but assess a one time fee of \$1,000.

**191247. [SM 2020-068/CE-20-00778; HAMILTON, LAWRENCE J.](#)****RECOMMENDATION**

*The Special Magistrate hears case and takes action deemed as necessary.*

Zoom Virtual Meeting Code Enforcement Officer Heather Palmatier presented her case via power point. The staff recommendation was an adjudication of guilt, administrative cost of \$109.31, and a one time cost of \$500.00. The Magistrate accepts the staff recommendation of an adjudication of guilt, the administrative cost of \$103.76, but assess a one time fee of \$1,000.

**191246. [SM 2020-068/CE-20-00771; HAMILTON, LAWRENCE J.](#)****RECOMMENDATION**

*The Special Magistrate hears case and takes action deemed as necessary.*

Zoom Virtual Meeting Code Enforcement Officer Heather Palmatier presented her case via power point. The staff recommendation was an adjudication of guilt, administrative cost of \$109.31, and a one time cost of \$500.00. The Magistrate accepts the staff recommendation of an adjudication of guilt, the administrative cost of \$103.76, but assess a one time fee of \$1,000.

**191229. [SM 2020-071/CE-20-00300; HAMILTON, L J](#)****RECOMMENDATION**

*The Special Magistrate hears case and takes action deemed as necessary.*

Zoom Virtual Meeting Code Enforcement Officer Heather Palmatier presented her case via power point. The staff recommendation was an adjudication of guilt, administrative cost of \$109.31, and a one time cost of \$500.00. The Magistrate accepts the staff recommendation of an adjudication of guilt, the administrative cost of \$103.76, but assess a one time fee of \$1,000.

**CONTINUANCE REQUESTS**

191171. SM 2020-046/CE-20-00040; SCOTT, ALENE S LIFE ESTATE

RECOMMENDATION *The Special Magistrate hears case and takes action deemed as necessary.*

**Continued**

191243. SM 2020-061/CE-19-03206; LEE, TERRY & NATASHA

Continued

RECOMMENDATION *The Special Magistrate hears case and takes action deemed as necessary*

**Continued**

191166. SM 2020-055/CE-20-00369; COBBLESTONE APARTMENTS OF GAINESVILLE c/o PARADIGM

RECOMMENDATION *The Special Magistrate hears case and takes action deemed as necessary.*

**Continued**

191170. SM 2020-059/CE-20-00388; JAMERSON & JAMERSON

RECOMMENDATION *The Special Magistrate hears case and takes action deemed as necessary.*

**Continued**

200009. SM 2020-072/CE-20-00794; MOSLEY, CARRIE A.

RECOMMENDATION *The Special Magistrate hears case and takes action deemed as necessary.*

**Continued**

200025. SM 2020-077/CE-19-03243; LUMPKIN "HEIRS", VIOLA

RECOMMENDATION *The Special Magistrate hears case and takes action deemed as necessary.*

**Continued**

200026. **SM 2020-073/CE-20-00535; HIR UNIVERSITY INVESTORS LLC**

RECOMMENDATION *The Special Magistrate hears case and takes action deemed as necessary.*

**Continued**

200027. **SM 2020-076/CE-20-00893; ELLEBY & WRIGHT H/W**

RECOMMENDATION *The Special Magistrate hears case and takes action deemed as necessary.*

**Continued**

191162. **SM 2020-051/CE-20-00437; SKEHAN, MAUREEN**

RECOMMENDATION *The Special Magistrate hears case and takes action deemed as necessary.*

**Continued**

191165. **SM 2020-056/CE-20-00538; WELLS, TRACEY**

RECOMMENDATION *The Special Magistrate hears case and takes action deemed as necessary.*

**Continued**

**COMPLIANCE/DISMISSAL**

**191027. SM 2020-040/CE-19-02901; HILL, CARLTON LEE SR & IRISH BLAINE**

RECOMMENDATION *The Special Magistrate hears case and takes action deemed as necessary.*

**Dismissed due to compliance.**

**191174. SM 2020-020/CE-20-00304; MCDILDA, GEORGE M.**

RECOMMENDATION *The Special Magistrate hears case and takes action deemed as necessary.*

**Dismissed due to compliance.**

**191175. SM 2020-020/CE-19-00350; HUTCHINSON SR, ORAN C**

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed as necessary.*

**Dismissed due to compliance.**

**191176. SM 2020-047/CE-20-00221; MIRAMBIL, VIRGINIA**

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed as necessary.*

**Dismissed due to compliance.**

**191177. SM 2020-060/CE-19-00532; YINGST, VICTORIA**

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed as necessary.*

**Dismissed due to compliance.**

**191159. SM 2020-048/CE-20-00008; GRD 1830 NW 51ST TERRACE LLC c/o JOHN BOVAY ATTY**

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed as necessary.*

**Dismissed due to compliance.**

**191258. SM 2020-070/CE-20-00520; WEBB, CATHERINE W**

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed as necessary.*

**Dismissed due to compliance.**

**191259. SM 2020-053/CE-20-00435; SEMRAU "HEIRS", JOHN RICHARD**

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed as necessary.*

**Dismissed due to compliance.**

**SM 2020-057/CE-20-00346; CARLSON, DIANA LYNN RILEY**

**Dismissed due to compliance.**

**191164. SM 2020-054/CE-20-00518; WALKER, WILFRED**

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed as necessary.*

**Dismissed due to compliance.**

**191167. SM 2020-045/CE-20-00300; NUMON, ADDULLAH**

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed as necessary.*

**Dismissed due to compliance.**

**191244. SM 2020-069/CE-20-00131; KING, JACQUELINE P**

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed as necessary*

**Dismissed due to compliance.**

**191173. SM 2020-041/CE-19-00097; WASHINGTON, MAMIE M**

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed as necessary.*

**Dismissed due to compliance.**

200025. **SM 2020-077/CE-19-03243; LUMPKIN "HEIRS", VIOLA**

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed as necessary.*

**Dismissed due to compliance.**

200026. **SM 2020-073/CE-20-00535; HIR UNIVERSITY INVESTORS LLC**

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed as necessary.*

**Dismissed due to compliance.**

200027. **SM 2020-076/CE-20-00893; ELLEBY & WRIGHT H/W**

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed as necessary.*

**Dismissed due to compliance.**

**200008.**            **SM 2020-074/CE-19-03318; STEPP, DANIEL R.**

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed as necessary.*

**Dismissed due to compliance.**

**191257.**            **SM 2020-075/CE-20-01025; JAMERSON & JAMERSON**

RECOMMENDATION            *The Special Magistrate hears case and takes action deemed as necessary.*

**Dismissed due to compliance.**

**ADJOURNMENT**

**Adjourned 9:39 am**