

# **City of Gainesville**

*City Hall*  
200 East University Avenue  
Gainesville, Florida 32601



## **Minutes - Final**

**January 9, 2020**

**9:00 AM**

**City Hall, City Commission Auditorium, 200 E. University Ave.**

## **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/RESCISSON REQUESTS****CASES TO BE HEARD**

190763.      **SM 2020-001/CE-19-02466; CARVER GARDENS LLC**

ADJ GUILTY 10 DAYS TO COMPLY  
\$110.64 ADMIN COSTS  
\$250.00 DAILY FINE

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

**Ruling**  
Respondent Carver Gardens LLC is adjudicated Guilty of said violation(s).  
Respondent is assessed administrative costs of \$110.64 plus all other accrued costs.  
Respondent has 10 days from date of Order to bring property into compliance.  
If compliance not achieved, assess a daily fine of \$250/day.  
Exhibit B admitted into the record.

190769.      **SM 2020-002/CE-19-02603; CARVER GARDENS LLC**

ADJ GUILTY  
10 DAYS TO COMPLY \$114.45 ADMIN COSTS  
AND \$250 /DAILY FINE

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

**Ruling**  
Respondent Carver Gardens LLC is adjudicated Guilty of said violation(s).  
Respondent is assessed administrative costs of \$114.45 plus all other accrued costs.  
Respondent has 10 days from date of Order to bring property into compliance.  
If compliance not achieved, assess a daily fine of \$250/day.  
Exhibit B admitted into the record.

190786.      **SM 2020-017/CE-19-02721; LLOYD INVESTMENTS LLC**

ADJ GUILTY  
10 DAYS TO COMPLY  
ADMIN COSTS \$90.81  
\$50 DAILY FINE/FEE

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

**Ruling**

Respondent Lloyd Investments LLC is adjudicated Guilty of said violation(s). Respondent is assessed administrative costs of \$90.81 plus all other accrued costs.

Respondent has 10 days from date of Order to bring property into compliance. If compliance not achieved, assess a daily fine of \$50/day.  
Exhibit B admitted into the record.

190783.      **SM 2020-015/CE-19-02635; BUCHANAN, Felor**

ADJ GUILTY  
ADMIN COSTS \$109.80  
45 DAYS TO COMPLY  
\$50 A DAY FINE IF CASE DOES NOT COME INTO COMPLIANCE  
AFTER 45 DAYS

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

**Ruling**

Respondent Felor Buchanan is adjudicated Guilty of said violation(s). Respondent is assessed administrative costs of \$101.98 plus all other accrued costs; but those cost will be stayed for 45 days.  
Respondent has 45 days from date of Order to bring property into compliance. If compliance not achieved, assess a daily fine of \$50/day.  
Exhibit B admitted into the record.

190787.      **SM 2020-018/CE-19-02602; FAIR, JOHNNIE D "HEIRS"**

ADJ GUILTY  
ABATEMENT \$78.00  
\$84.97 ADMIN FEES

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

**Ruling**  
Respondent Johnnie D. Fair Heirs is adjudicated Guilty but in compliance of said violation(s).  
Respondent is assessed administrative costs of \$84.97 plus all other accrued costs and assess the cost of abatement of \$78.00.  
Respondent in compliance.  
Exhibit B admitted into the record.

190788.      **SM 2020-020/CE-19-03079; ANDERSON, JAMES K**

ADJ GUILTY  
\$100/DAY FINE  
ADMIN FEES \$172.80  
10 DAYS TO COMPLY

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

**Ruling**  
Continuance to the next hearing Granted.

190784.      **SM 2020-016/CE-19-00304; HERITAGE PARK ACADEMY INC**

CASE WAS CONTINUED

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

**Ruling**  
Respondent Heritage Park Academy Inc is adjudicated Guilty of said violation(s).  
Respondent is assessed administrative costs of \$172.80 plus all other accrued costs.  
Respondent has 10 days from date of Order to bring property into compliance.  
If compliance not achieved, assess a daily fine of \$100/day.  
Exhibit B admitted into the record.

190589.      **SM 2019-098/CE-19-01869; Ferguson & Ferguson**

ADJ GUILTY AMDIN FEE OF \$96.61  
IF TREE IS CUT IN 30-DAYS  
REMOVE ADMIN FEE  
IF NOT CUT/COMPLIED \$50/A DAY FINE

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

**Ruling**

Respondent Ferguson & Ferguson is adjudicated Guilty of said violation(s). Respondent is assessed administrative costs of \$96.61 plus all other accrued costs; but those cost will be stayed for 30 days. Respondent has 30 days from date of Order to bring property into compliance. If compliance not achieved, assess a daily fine of \$50/day. Exhibit B admitted into the record.

**CONTINUANCE REQUESTS****COMPLIANCE/DISMISSAL**190781.      **SM 2020-012/CE-19-03107; TETZLAFF; JAKOB C**

Special Magistrate read case title into the record.

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

**Ruling**

Dismissed as being in compliance.

190775.      **SM 2020-006/CE-19-03037; PALUSAK, Ryan D & Kimberly Mills**

Special Magistrate read case title into the record.

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

**Ruling**

Dismissed as being in compliance.

190782. **SM 2020-013/CE-19-03139; US BANK TRUSTEE**

Special Magistrate read case title into the record.

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

**Ruling**

**Dismissed as being in compliance.**

190774. **SM 2020-005/CE-19-03038; PARKER, JAMES S & LESLIE A**

Special Magistrate read case title into the record.

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

**Ruling**

**Dismissed as being in compliance.**

190776. **SM 2020-008/CE-19-02960; LARSEN, J S**

Special Magistrate read case title into the record.

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

**Ruling**

**Dismissed as being in compliance.**

190777. **SM 2020-014/CE-19-03007; LARSEN, J S**

Special Magistrate read case title into the record.

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

**Ruling**

**Dismissed as being in compliance.**

190780. **SM 2020-011/CE-19-03144; WATERS, ROBERT P & MISTY**

Special Magistrate read case title into the record.

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

**Ruling**

**Dismissed as being in compliance.**

190778. **SM 2020-009/CE-19-02943; JONES & JONES**

Special Magistrate read case title into the record.

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

**Ruling**

**Dismissed as being in compliance.**

190772. **SM 2020-007/CE-19-02896; BROWN & BROWN JR & BROWN**

Special Magistrate read case title into the record.

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

**Ruling**

**Dismissed as being in compliance.**

190748. **SM 2019-121/CE-19-02250; VALENTIN & VALENTIN**

Special Magistrate read case title into the record.

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

**Ruling**

**Dismissed as being in compliance.**

190789. **SM 2020-019/CE-19-02840; PINE ISLES OF GAINESVILLE LLC**

Special Magistrate read case title into the record.

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

**Ruling**

**Dismissed as being in compliance.**

190735. **SM 2019-126/CE-19-00877; COOPER, Grant J & Stacie**

Special Magistrate read case title into the record.

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

**Ruling**

**Dismissed as being in compliance.**

190779.      **SM 2020-010/CE-19-03032; O'CONNELL, BRIAN**

Special Magistrate read case title into the record.

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

**Ruling**

**Dismissed as being in compliance.**

190770.      **SM 2020-003/CE-19-02527; CARVER GARDENS LLC**

Special Magistrate read case title into the record.

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

**Ruling**

**Dismissed as being in compliance.**

190771.      **SM 2020-004/CE-19-02576; CARVER GARDENS LLC**

Special Magistrate read case title into the record.

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

**Ruling**

**Dismissed as being in compliance.**

**ADJOURNMENT**