

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/RESCISSION 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