

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Minutes - Final

May 13, 2021

9:01 AM

City Hall, 200 E University Ave, Gainesville, FL

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.

CALL TO ORDER

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

REDUCTION/RESCISSION REQUESTS**CASES TO BE HEARD**

[201182.](#) [SM 2021-026/CE-20-02918; BEATY, WILLIAM E. & JO LEE R.](#)

ADJ GUILTY
\$249.21 ADMIN COSTS
ALLOW 60 DAYS TO BRING THE VIOLATIONS INTO COMPLIANCE
IF COMPLIANCE IS NOT ACHIEVED ASSESS A FINE OF \$50/A DAY

RECOMMENDATION

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

The Code Officer, John Gates, presented her case via power point. Atty. Jim Gray, who represents Dr. and Mrs. Beaty, introduced who he had with him to testify on the Beatys and tenants (Mr. and Mrs. Saad) behalf. He also sought clarity on several things. Dr. Stuart Cullen, engineer gave testimony, Mrs. Beaty gave testimony, and Mr. and Mrs. Saad gave testimony. Staff Recommendations: Adjudication of guilt, 10 days to come into compliance, \$25 per day thereafter if compliance is not met, pay administrative cost of \$212.01 and any and all City abatement cost. Special Magistrate accepted staff recommendations: Adjudicated the respondent guilty, 60 days to come into compliance, \$50 per day thereafter if compliance is not met, pay administrative cost of \$249.21 and any and all City abatement cost.

201174. **SM 2021-029/CE-21-0346; SPAN, RAY ALLEN**

ADJ GUILTY
ALLOW 10 DAYS TO COMPLY
ADMIN COSTS OF \$212.01
ASSESS A DAILY FINE OF \$25.00

RECOMMENDATION

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

The Code Officer, Nicole Lardner, presented her case via power point. Staff Recommendations: Adjudication of guilt, 10 days to come into compliance, \$25 per day thereafter if compliance isn't met, pay administrative cost of \$212.01 and any and all City abatement cost. Special Magistrate accepted staff recommendations: Adjudicated the respondent guilty, 10 days to come into compliance, \$25 per day thereafter if compliance isn't met, pay administrative cost of \$212.01 and any and all City abatement cost.

201158. **SM 2021-014/CE-20-02626; LEE, TERRY & NATASHA**

ADJ GUILTY
ADMIN COSTS OF \$175.31
ALLOW 10 DAYS TO BRING THE VIOLATIONS INTO COMPLIANCE
IF COMPLIANCE IS NOT ACHIEVED, ONE TIME FINE OF \$250.00

RECOMMENDATION

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

The Code Officer, Heather Palmatier, presented her case via power point. Staff Recommendations: Adjudication of guilt, 10 days to come into compliance, pay administrative cost of \$175.31 plus any and all City abatement cost and pay a one time fee of \$250. Special Magistrate accepted staff recommendations: Adjudicated the respondent guilty of repeat violation, 10 days to come into compliance, pay administrative cost of \$175.31 and any and all City abatement cost and pay a one time fee of \$250.

200796. **SM 2021-002R/CE-20-02491; HAMILTON, L J**

AS TO ALL HAMILTON CASES' ON THE DOCKET;
ADJ GUILTY, \$178.60 ADMIN COSTS
ONE TIME FINE OF \$500.00

RECOMMENDATION

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

The Code Officer, Heather Palmatier, presented her case via power point. Staff Recommendations: Adjudication of guilt as a repeat violator, pay administrative cost of \$178.60 plus any and all City abatement cost and pay a one time fee of \$500. Special Magistrate accepted staff recommendations: Adjudicated the respondent guilty of repeat violation, pay administrative cost of \$178.60 and any and all City abatement cost and pay a one time fee of \$500.

200797. **SM 2021-003R/CE-20-02492; HAMILTON, L J**RECOMMENDATION

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

The Code Officer, Heather Palmatier, presented her case via power point. Staff Recommendations: Adjudication of guilt as a repeat violator, pay administrative cost of \$178.60 plus any and all City abatement cost and pay a one time fee of \$500. Special Magistrate accepted staff recommendations: Adjudicated the respondent guilty of repeat violation, pay administrative cost of \$178.60 and any and all City abatement cost and pay a one time fee of \$500.

200798. **SM 2021-004R/CE-20-02493; HAMILTON, L J**RECOMMENDATION

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

The Code Officer, Heather Palmatier, presented her case via power point. Staff Recommendations: Adjudication of guilt as a repeat violator, pay administrative cost of \$178.60 plus any and all City abatement cost and pay a one time fee of \$500. Special Magistrate accepted staff recommendations: Adjudicated the respondent guilty of repeat violation, pay administrative cost of \$178.60 and any and all City abatement cost and pay a one time fee of \$500.

200800. **SM 2021-006R/CE-20-02494; HAMILTON, L J**RECOMMENDATION

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

The Code Officer, Heather Palmatier, presented her case via power point. Staff Recommendations: Adjudication of guilt as a repeat violator, pay administrative cost of \$178.60 plus any and all City abatement cost and pay a one time fee of \$500. Special Magistrate accepted staff recommendations: Adjudicated the respondent guilty of repeat violation, pay administrative cost of \$178.60 and any and all City abatement cost and pay a one time fee of \$500.

200802. **SM 2021-008R/CE-20-02497; HAMILTON, L J**RECOMMENDATION

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

The Code Officer, Heather Palmatier, presented her case via power point. Staff Recommendations: Adjudication of guilt as a repeat violator, pay administrative cost of \$178.60 plus any and all City abatement cost and pay a one time fee of \$500. Special Magistrate accepted staff recommendations: Adjudicated the respondent guilty of repeat violation, pay administrative cost of \$178.60 and any and all City abatement cost and pay a one time fee of \$500.

201041. **SM 2021-005R/CE-20-02494; HAMILTON, L J****RECOMMENDATION**

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

The Code Officer, Heather Palmatier, presented her case via power point. Staff Recommendations: Adjudication of guilt as a repeat violator, pay administrative cost of \$178.60 plus any and all City abatement cost and pay a one time fee of \$500. Special Magistrate accepted staff recommendations: Adjudicated the respondent guilty of repeat violation, pay administrative cost of \$178.60 and any and all City abatement cost and pay a one time fee of \$500.

200803. **SM 2021-009R/CE-20-02498; HAMILTON, LAWRENCE J****RECOMMENDATION**

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

The Code Officer, Heather Palmatier, presented her case via power point. Staff Recommendations: Adjudication of guilt as a repeat violator, pay administrative cost of \$178.60 plus any and all City abatement cost and pay a one time fee of \$500. Special Magistrate accepted staff recommendations: Adjudicated the respondent guilty of repeat violation, pay administrative cost of \$178.60 and any and all City abatement cost and pay a one time fee of \$500.

200801. **SM 2021-007R/CE-20-02496; HAMILTON, L J****RECOMMENDATION**

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

The Code Officer, Heather Palmatier, presented her case via power point. Staff Recommendations: Adjudication of guilt as a repeat violator, pay administrative cost of \$178.60 plus any and all City abatement cost and pay a one time fee of \$500. Special Magistrate accepted staff recommendations: Adjudicated the respondent guilty of repeat violation, pay administrative cost of \$178.60 and any and all City abatement cost and pay a one time fee of \$500.

CONTINUANCE REQUESTS**201176.** **SM 2021-012/CE-20-02856; GANZ, ALEXANDER****RECOMMENDATION**

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

Continued

COMPLIANCE/DISMISSAL

[201184.](#) [SM 2021-025/CE-21-00160; MCMAHON, KATHLEEN](#)

DISMISSED//CASE WAS BROUGHT INTO COMPLIANCE

RECOMMENDATION

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

[201183.](#) [SM 2021-028/CE-21-00442; TRADEMARK METALS RECYCLING LLC](#)

DISMISSED//CASE WAS BROUGHT INTO COMPLIANCE

RECOMMENDATION

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

[201181.](#) [SM 2021-023/CE-21-00326; HENDRIX & HENDRIX](#)

DISMISSED//CASE WAS BROUGHT INTO COMPLIANCE

RECOMMENDATION

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

[201180.](#) [SM 2021-024/CE-21-00324; LAM & LE W/H](#)

DISMISSED//CASE WAS BROUGHT INTO COMPLIANCE

RECOMMENDATION

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

ADJOURNMENT