

1. Discussion Objective:

Work Session Date: June 18, 2012

The Town Council will discuss the status of unsafe structures.

2. Submitter of Information:

- X Council
- _ Town Staff
- _ Town Attorney

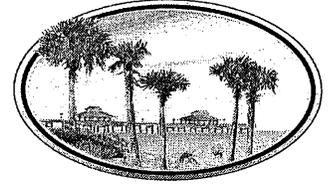
3. Estimated Time for this item:

30 minutes

5. Background:

The Town currently has two structures that have been declared unsafe by the Building Official and the Fort Myers Beach Fire Department. The status of these two properties is the subject of a memo from Ken Miller, Building Safety Services Coordinator to Walter Fluegel, Community Development Director and is attached.

Town Manager	Town Attorney	Finance Director	Public Works Director	Community Development Director	Parks & Recreation Director	Town Clerk
						



Town of Fort Myers Beach

Memorandum

To: Walter Fluegel, CDD
From: Ken Miller
Date: June 8, 2012
Re: Status of Unsafe Structures

Walter,

Currently we have two structures that have been declared by the Fort Myers Beach Fire Department and the Building Official as being unsafe. The status of each is as follows:

80 Avenue E:

Code Case CE11-0281 was opened on 6/14/2011 and the case is still active. Building Permit COM11-0267 was received 11/21/2011 and is still in plan review.

1. The scope of work for this permits is to remove the porch and stairway however, the owners are developing a plan to remove the structure.

4545 Estero Blvd.

Code Case CE10-0168 was opened on 8/13/2010 and went to Code Board Hearing on 9/22/2010. The Magistrate imposed a fine of \$150.00 per day and required the property owners to either obtain the proper permits for construction or demolish the buildings.

1. To date I have not received an application for either a demo or construction permit.

Both of these properties have similar histories of citizen complaints and inspections prior to being declared unsafe structures.

The Building Official is granted the authority to make the determination that a structure is unsafe as outlined in the 1985 SBCCI Building Code better known as the 1985 Standard Unsafe Building Abatement Code.

The code is remedial and is intended to secure the beneficial interests and purposes thereof which are public safety, health and general welfare and safety to life and property. This is not a responsibility taken lightly by the Building Official or the Courts.

Once we have exhausted all of the requirements of the Unsafe Building abatement Code this matter will need to go before the Magistrate for disposition. At that time if the Town wishes to move forward and have the buildings demolished the case will be referred to the County Courts for a final determination and declaration before allowing for demolition.

Respectfully,

Ken Miller
Building Safety Services Coordinator
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