



Town of Fort Myers Beach

Code Enforcement

SPECIAL MAGISTRATE HEARING AGENDA

Notice is hereby given that Town of Fort Myers Beach Code Enforcement Special Magistrate will hold hearings on **25, October 2019, at 9:00 a.m.** in the Council Chambers on the First Floor of the Town of Fort Myers Beach Town Hall located at 2525 Estero Blvd., Fort Myers Beach, Florida to consider the following petitions:

NEW CASES TO BE HEARD:

Property Owner: PRESAUD PROPERTIES FL INVESTMENTS

Jack's notes

SUBJECT: LDC Sec. 34-621
 Operating w/out Permit – USE

LOCATION: 1046 Estero Blvd

STRAP NO: 24-46-23-W3-00016-0000

CODE OFFICER: Molly Jacobs

REFERENCE NO: CE17-0707

RESPOND. PRESENT? _____

PROSECUTION \$? _____

ABATEMENT DATE? _____

FINE PER DAY: _____

PAID BY: _____

RECALL DATE: _____

NOTES:

Owner's attorney, James Moon, emailed Molly Jacobs on 10/24 requesting a continuance on all cases in which he is atty of record based on a family emergency. Town announced it was ready to proceed. Magistrate granted continuance to Nov. 29, 2018.



Town of Fort Myers Beach

Code Enforcement

Property Owner: B + B CASH GROCERY STORES INC

SUBJECT: LDC Sec. 6-111 Adopting FBC 105.1
 Work w/out Permit – Parking Lot

LOCATION: 2211 Estero Blvd

STRAP NO: 19-46-24-W3-0110C-0010

CODE OFFICER: Joe Kontomanolis

REFERENCE NO: CE18-0281 *abated*

RESPOND. PRESENT? _____ **FINE PER DAY:** _____

PROSECUTION \$? _____ **PAID BY:** _____

ABATEMENT DATE? _____ **RECALL DATE:** _____

NOTES: _____

Property Owner: RED COCONUT RV PARK LLP

SUBJECT: LDC Sec. 6-111 Adopting FBC 105.1
 Work w/out Permit – Fence Structure

LOCATION: 3001 Estero Blvd

STRAP NO: 29-46-24-W1-00145-1000

CODE OFFICER: Joe Kontomanolis

REFERENCE NO: CE18-0295 *abated*

RESPOND. PRESENT? _____ **FINE PER DAY:** _____

PROSECUTION \$? _____ **PAID BY:** _____

ABATEMENT DATE? _____ **RECALL DATE:** _____

NOTES: _____



Town of Fort Myers Beach

Code Enforcement

Property Owner: RED COCONUT RV PARK LLP

SUBJECT: LDC Sec. 6-111 Adopting FBC 105.1
Work w/out Permit - Fence
LOCATION: 211 Donora Blvd
STRAP NO: 29-46-24-W1-0120A-0010
CODE OFFICER: Joe Kontomanolis
REFERENCE NO: CE18-0491

Notes: Abate Jan. 9 2019
Recall Jan 17 2019
150pd

RESPOND. PRESENT? NO **FINE PER DAY:** _____
PROSECUTION \$? \$275 **PAID BY:** _____
ABATEMENT DATE? _____ **RECALL DATE:** _____

NOTES: *No one present for owner. Code officer Joe K confirmed pictures of white fence constructed w/o permit. Mag. made finding of violation, owner ordered to get permitted and final inspection by 1/9/19*

Property Owner: SURFUS JOHN D w/ recall date of 1/29/19

SUBJECT: ~~not~~ LDC Sec. 6-111 Adopting FBC 105.1
Possible Work w/out Permit - Interior
LOCATION: 3870 Estero Blvd
STRAP NO: 29-46-24-W2-00183-0030
CODE OFFICER: Joe Kontomanolis
REFERENCE NO: CE17-0737

Joe K confirmed that permit had been issued on 9/27/18 but not yet picked-up by owner

RESPOND. PRESENT? No **FINE PER DAY:** _____
PROSECUTION \$? \$275 **PAID BY:** _____
ABATEMENT DATE? _____ **RECALL DATE:** _____

NOTES: *Owner not present. Joe K confirmed pictures showed interior remodel w/o permits, and Owner has applied for permits as high as 10/24/18. Spec Mag. granted made a finding of violation.*

*Comp. agreement
Votes:
Abate Jan 9-2019
Recall Jan 17-2019
App under Rev
Compliance Agreement
not met.*

ordered to get all permits and final inspections by 1/17/19 or fine of \$200 @ day. Admin costs of \$275 not paid yet.

well under review; no Owner was in violation of prior compliance &



Town of Fort Myers Beach

Code Enforcement

Property Owner: SCHIRM CHARLES D

SUBJECT: LDC Sec. 6-111 Adopting FBC 105.1
 Work w/out Permit – Wall
LOCATION: 189/199 Dakota Ave
STRAP NO: 33-46-24-W1-00203-0010
CODE OFFICER: Molly Jacobs
REFERENCE NO: CE17-0810

Compliance agreement

RESPOND. PRESENT? _____

FINE PER DAY: _____

PROSECUTION \$? _____

PAID BY: _____

ABATEMENT DATE? _____

RECALL DATE: _____

NOTES:

Property Owner: SCHIRM CHARLES D

SUBJECT: LDC Sec. 10-321
 Illicit Drainage – Directing Water off Property
LOCATION: 189/199 Dakota Ave
STRAP NO: 33-46-24-W1-00203-0010
CODE OFFICER: Molly Jacobs
REFERENCE NO: CE17-0811

Compliance agreement

RESPOND. PRESENT? _____

FINE PER DAY: _____

PROSECUTION \$? _____

PAID BY: _____

ABATEMENT DATE? _____

RECALL DATE: _____

NOTES:



Town of Fort Myers Beach

Code Enforcement

Property Owner: SCHIRM CHARLES D

SUBJECT: LDC Sec. 6-111 Adopting FBC 105.1
 Work w/out Permit – Sump Pump
 LOCATION: 189/199 Dakota Ave
 STRAP NO: 33-46-24-W1-00203-0010
 CODE OFFICER: Molly Jacobs
 REFERENCE NO: CE17-0817

Compliance agreement

RESPOND. PRESENT? _____ FINE PER DAY: _____
 PROSECUTION \$? _____ PAID BY: _____
 ABATEMENT DATE? _____ RECALL DATE: _____

NOTES: _____

Property Owner: MARKOVICH GEORGE & AMY

SUBJECT: LDC Sec. 30-96
 Sign – Maintenance
 LOCATION: 1510 Estero Blvd
 STRAP NO: 19-46-24-W4-0070C-0020
 CODE OFFICER: Molly Jacobs
 REFERENCE NO: CE18-0586

RESPOND. PRESENT? No Atty Moon - No FINE PER DAY: _____
 PROSECUTION \$? _____ PAID BY: _____
 ABATEMENT DATE? _____ RECALL DATE: _____

NOTES: _____

Spec. Mag. granted request for continuance made by email from Atty James Moon to Molly Jacobs on 10/24/18. Con'd to 11/29/18.



Town of Fort Myers Beach

Code Enforcement

Property Owner: DDJL INVESTMENTS LLC

SUBJECT: LDC Sec. 14-75
 Turtle Lighting – Disorientation
 LOCATION: 7798 Estero Blvd
 STRAP NO: 03-47-24-W4-00016-0000
 CODE OFFICER: Rae Burns
 REFERENCE NO: CE18-0768

Compliance agreement

RESPOND. PRESENT? _____ FINE PER DAY: _____
 PROSECUTION \$? _____ PAID BY: _____
 ABATEMENT DATE? _____ RECALL DATE: _____

NOTES: _____

dennis@fmbgov

LIEN CASES TO BE HEARD:

Property Owner: SAMUN, LLC

SUBJECT: LDC Sec. 6-111 Adopting FBC 105.1
 REPEAT – Work w/out Permit – Remodel
 LOCATION: 1667 I St.
 STRAP NO: 19-46-24-W4-0070B-005A
 CODE OFFICER: Molly Jacobs
 REFERENCE NO: CE18-0185

RESPOND. PRESENT? No Atty Moon - No FINE PER DAY: _____
 PROSECUTION \$? _____ PAID BY: _____
 ABATEMENT DATE? _____ RECALL DATE: _____

NOTES: *Order to lien granted* *continued*

cont Nov 29, 2018



Town of Fort Myers Beach

Code Enforcement

Property Owner: PRESAUD PROPERTIES FL INVESTMENTS

SUBJECT: LDC Sec. 30-5
Sign – Portable & Off-Premises
LOCATION: 1046 Estero Blvd
STRAP NO: 24-46-23-W3-00016-0000
CODE OFFICER: Molly Jacobs
REFERENCE NO: CE17-0659

RESPOND. PRESENT? No Atty moon FINE PER DAY: _____
PROSECUTION \$? _____ PAID BY: _____
ABATEMENT DATE? _____ RECALL DATE: _____

NOTES: _____

Continued to 11/29/18 see note w/ CE 17-0707

Property Owner: GFITZ LLC

SUBJECT: LDC Sec. 6-111 Adopting FBC 105.1
SWO – Work w/out Permit
LOCATION: 3725/3729 Estero Blvd
STRAP NO: 29-46-24-W1-00152-B010
CODE OFFICER: Molly Jacobs
REFERENCE NO: CE17-0498

RESPOND. PRESENT? No FINE PER DAY: _____
PROSECUTION \$? _____ PAID BY: _____
ABATEMENT DATE? _____ RECALL DATE: _____

NOTES: Lien granted
Lien



Town of Fort Myers Beach

Code Enforcement

Property Owner: BESSEY JAMES D

SUBJECT: LDC Sec. 6-111 Adopting FBC 105.1
Work w/out Permit – Fence
LOCATION: 125 Mango St
STRAP NO: 19-46-24-W3-0120E-0040
CODE OFFICER: Molly Jacobs
REFERENCE NO: CE17-0103

RESPOND. PRESENT? No **FINE PER DAY:** _____
PROSECUTION \$? _____ **PAID BY:** _____
ABATEMENT DATE? _____ **RECALL DATE:** _____

NOTES:
Lien satisfied

Property Owner: ROTH ALLAN T

SUBJECT: LDC Sec. 6-111 Adopting FBC 105.1
Work w/out Permit – Deck/Stairs
LOCATION: 205 Mango St
STRAP NO: 19-46-24-W3-0120E-0100
CODE OFFICER: Molly Jacobs
REFERENCE NO: CE17-0302

RESPOND. PRESENT? No **FINE PER DAY:** _____
PROSECUTION \$? _____ **PAID BY:** _____
ABATEMENT DATE? _____ **RECALL DATE:** _____

NOTES:
Order to lien granted; admin costs of \$115 not yet paid; Records show permits have been applied for & are under review.



Town of Fort Myers Beach

Code Enforcement

Property Owner: ORLANDINI JOSEPH B

SUBJECT: LDC Sec. 6-111, Adopting FBC 105.1
REPEAT – Work w/out Permit – Pavers
LOCATION: 80 Ave E
STRAP NO: 19-46-24-W4-0070A-0020
CODE OFFICER: Joe Kontomanolis
REFERENCE NO: CE17-0065

RESPOND. PRESENT? No Atty Moon - ^{NO} **FINE PER DAY:** _____
PROSECUTION \$? _____ **PAID BY:** _____
ABATEMENT DATE? _____ **RECALL DATE:** _____

NOTES:
C'd to 11/29/18 see note @ CE17-0707

Property Owner: ORONOCO ENTERPRISES LLC

SUBJECT: LDC Sec. 6-111 Adopting FBC 105.1
Work w/out Permit – Remodel
LOCATION: 215 Primo Dr
STRAP NO: 19-46-24-W4-0150D-0150
CODE OFFICER: Molly Jacobs
REFERENCE NO: CE16-0059

RESPOND. PRESENT? Yes **FINE PER DAY:** _____
PROSECUTION \$? _____ **PAID BY:** _____
ABATEMENT DATE? _____ **RECALL DATE:** _____

NOTES: Lien Mark Keene, president of owner was present. Keene testified that permits have been applied for and have been under review; last submitted documents for permit on 8/17/18. Lien was previously granted & is running. After research of record, owner informed that permit application should be submitted to Town for review.



Town of Fort Myers Beach

Code Enforcement

Property Owner: PERSAUD PROPERTIES FL INVESTMENTS

SUBJECT: LDC Sec. 14-5
 Operating w/out Permit – Beach Vendor
 LOCATION: 1028 Estero Blvd
 STRAP NO: 24-46-23-W3-00017-0000
 CODE OFFICER: Rae Burns
 REFERENCE NO: CE18-0234

*under appeal
set for recall only*

RESPOND. PRESENT? _____ FINE PER DAY: _____
 PROSECUTION \$? _____ PAID BY: _____
 ABATEMENT DATE? _____ RECALL DATE: _____

NOTES: _____

Property Owner: PERSAUD PROPERTIES FL INVESTMENTS

SUBJECT: LDC Sec. 14-5
 Operating w/out Permit – Beach Vendor
 LOCATION: 1046 Estero Blvd
 STRAP NO: 24-46-23-W3-00016-0000
 CODE OFFICER: Rae Burns
 REFERENCE NO: CE18-0235



RESPOND. PRESENT? _____ FINE PER DAY: _____
 PROSECUTION \$? _____ PAID BY: _____
 ABATEMENT DATE? _____ RECALL DATE: _____

NOTES: _____



Town of Fort Myers Beach

Code Enforcement

Property Owner: ORLANDINI JOSEPH 1/2 + DICKEY

SUBJECT: LDC Sec. 6-111 Adopting FBC 105.1
Work w/out Permit – Expired Permit ROF09-0076
LOCATION: 1666 I St
STRAP NO: 19-46-24-W4-0070B-010B
CODE OFFICER: Joe Kontomanolis
REFERENCE NO: CE18-0014

RESPOND. PRESENT? No Atty Moon ^{NO} FINE PER DAY: _____
PROSECUTION \$? _____ PAID BY: _____
ABATEMENT DATE? _____ RECALL DATE: _____

NOTES:

Town atty announced that owner's atty has filed appeal of prior ~~enforcement~~ orders in circuit court. Requested only setting a recall date. Spec Mag set recall date of 1/17/19.

*Appeal filed 8-30-18
Con't Jan 17, 2019*