



City Hall Commission Chambers
3650 NE 12 Avenue
Oakland Park, Florida 33334

MINUTES
SPECIAL MAGISTRATE MEETING
JUNE 21, 2016, 3:00 PM

A. CALL TO ORDER

The regular meeting of the Special Magistrate of the City of Oakland Park, Florida was called to order at 3:05 p.m. by Special Magistrate John Herin in City Hall Chambers.

Staff Present:

Jay Quier, Zoning and Code Administrator
Brad Ostroff, Community Enhancement Project Manager
Code Officers Lisa Bishop Hill, Brian Sheppard and Christopher Johnson
BSO Deputy Debbie Wallace
Denise Smith, Board Secretary

Secretary Smith provided the meeting's proceedings. Officers were sworn in. If found in violation, violators are required to pay an administrative fee of \$150.00. Items may be heard out of order. Noted that minutes from the May 17, 2016 Special Magistrate meeting will be submitted for approval at the July 19, 2016 Special Magistrate meeting.

B. NEW CASES

1. **SP16 094 at 3291 NW 18 Avenue owned by Miguel A Sosa – Complied.**

2. **SP16 095 at 1012 NE 44 Street owned by Waterhouse Industrial Inc – Complied.**

3. **SP16 096 at 111 E Commercial Boulevard owned by Tian Xing Inc – Violation of SEC.8.7(A) stagnant water and dense growths of vegetation, accumulation of refuse and graffiti and SEC.24.80(B)(3)(C) off street parking facilities maintenance.**

Brian Sheppard presented into evidence photos, certified mail information, notices, and affidavits.

No witnesses appeared in defense of this item.

Special Magistrate Herin found there was a violation of SEC.8.7(A) and that the violation and/or conditions causing the violation constitute a threat to public health, safety and welfare and ordered compliance on or before July 6, 2016 with a fine of \$125 per day per violation thereafter. Special Magistrate Herin found there was a violation of SEC.24.80(B)(3)(C) and ordered compliance on or before August 20, 2016 with a fine of \$125 per day per violation thereafter. The violator is also ordered to contact the City of Oakland Park Code Enforcement Division to re-inspect the property to verify compliance with this order.

4. **SP16 098 at 435 NW 41 (thru 465) Street owned by Conrad A Wicks – Complied.**

5. **SP16 099 at 829 NE 36 Street owned by Jackie Lynn's LLC – Complied.**

6. **SP16 100 at 3411 N Federal Highway owned by Underdown Smith & Auxier – Violation of SEC.7.133(A) license required and SEC.7.147(A) prohibited activities.**
Special Magistrate Herin reset this case to the July 19, 2016 meeting.

7. **SP16 101 at 1059 NE 43 thru 1071 Street owned by La Cras LLC – Complied.**

8. **SP16 103 at 1056 NE 43 Court owned by Steinert Machine & Tool Inc – Violation of SEC.24.105(D)(2) landscaping maintenance required – dismissed; SEC.8.7(A) stagnant water and dense growths of vegetation, accumulation of refuse and graffiti and SEC.24.79.1(E)(5)(E) accessory structure maintenance.**

Christopher Johnson presented into evidence photos, certified mail information, notices, and affidavits.

No witnesses appeared in defense of this item.

Special Magistrate Herin found there was a violation of the stated codes and ordered compliance on or before July 21, 2016 with a fine of \$125 per day per violation. The violator is also ordered to contact the City of Oakland Park Code Enforcement Division to re-inspect the property to verify compliance with this order.

9. **SP16 102 at 936 NE 38 Street owned by Narciso Perez & Luis & Kelli Perez – Withdrawn by staff.**

C. CERTIFICATIONS

Jay Quier provided staff presentation. Special Magistrate Herin certified the fines as listed:

1. **SP16 001 at 4650 N Dixie Highway owned by Oakland Park Medical Properties LLC – Fine of \$5,900 for SEC.24.80(B)(3)(C) off street parking facilities maintenance.**

The original hearing was January 19, 2016, to be complied March 18, 2016 and did comply on May 16, 2016.

Secretary Smith swore in Raymond Figueroa, property owner, who appeared in defense of this item.

Special Magistrate Herin reduced the fine to \$200.

Lien certified - \$200.

2. **SP16 020R at 496 NW 40 Court owned by Ray Of Hope Healthy Living Inc** – Fine of \$3,000 for stagnant water and dense growths of vegetation, accumulation of refuse and graffiti.

The original hearing was January 19, 2016, to be complied January 21, 2016 and complied on February 2, 2016.

Lien certified - \$3,000.

3. **SP16 072 at 760 NW 38 Street owned by Jacquelin & Jackson Joseph** – Fine of \$900 for unlicensed vehicles and single family residential and duplex properties grass parking.

The original hearing was April 19, 2016, to be complied April 21, 2016 and complied on May 15, 2016.

Lien certified - \$900.

D. OLD BUSINESS

1. **SPM15 101 at 1682 East Oakland Park Boulevard owned by Argentex Inc** – Violation of SEC.7.17 business tax receipt required.

Secretary Smith swore in Francisco Barile, manager, who requested an extension of time for compliance. The original hearing was April 19, 2016 and was to be complied June 19, 2016.

Special Magistrate Herin granted an extension to July 21, 2016.

2. **SPM15 102 at 1682 East Oakland Park Boulevard owned by Argentex Inc** – Violation of SEC.5.3(A) permits required.

Secretary Smith swore in Francisco Barile, manager, who requested an extension of time for compliance. The original hearing was April 19, 2016 and was to be complied June 19, 2016.

Special Magistrate Herin granted an extension to July 21, 2016.

3. **SP16 069 at 3801 N Federal (thru 3811) Highway owned by SMA & PLB Realty Associates LLC** – Violation of SEC.24.105(D)(2) Landscaping maintenance required, SEC.24.80(B)(3)(C) off street parking facilities maintenance, and SEC.24.79.1(E)(5)(E) accessory structure maintenance.

Rod Feiner, legal counsel for the owner, requested an extension of time for compliance. The original hearing was April 19, 2016 and was to be complied June 19, 2016.

Special Magistrate Herin granted an extension to August 20, 2016.

ADJOURN: There being no other business, the meeting adjourned at 3:53 p.m.



Denise Smith, Recording Secretary



John Herin Jr., Special Magistrate