

**TOWN OF BAY HARBOR ISLANDS
SPECIAL MASTER HEARING
SPECIAL MASTER RICHARD KROOP**

AGENDA

December 8, 2022

11:00 AM

1. 9811 West Broadview Drive

Type of Hearing: Special Master Hearing

Presenter: Evelyn Merizalde

Code Officer: Evelyn Merizalde

Owner: Alain Albergel

Registered Agent: N/A

Citation #: 22-002128

Date Issued: 10/24/2022

Violation: Landscaping debris was placed curbside prior to Wednesday.

Code Section: No person shall deposit or permit any trash, landscape debris, special-handling landscape debris or container, to be deposited or remain at curbside, or in any public area, or in any area of the town adjacent to or abutting a street except on the day designated for bulk waste pick-up or by special arrangement with the town. In the event that any of the aforementioned items have not been picked up by the town or its agent by 4:00 p.m. on Fridays, said items shall be removed from public view by the owner or occupant of the property prior to 6:00 p.m. on Fridays. First Violation \$100.00

Department's Recommendation: Assess a \$100.00 fine.	Case History: This is a new case.
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2. 9270 West Bay Harbor Drive

Type of Hearing: Special Master Hearing

Presenter: Evelyn Merizalde

Code Officer: Evelyn Merizalde

Owner: The Lexington Condominium, Inc.

Registered Agent: Jorge Mirabal

Citation #: 19-000531

Date Issued: 8/24/2021

Violation: Notice of violation was issued to obtain an after-the-fact permit for the seawall repair.

Code Section: Nothing shall be done or suffered to be done or permitted to exist on any improved or unimproved property which may be or become an annoyance, blight, eyesore, danger or nuisance to the neighborhood, the inhabitants of buildings or the safety and welfare of the general public..... Daily Penalty \$50.00

<p><u>Department's Recommendation:</u> Assess a \$250.00 fine plus a \$200.00 administrative fee for a total of \$450.00.</p>	<p><u>Case History:</u> March 24, 2022 Special Master hearing - This case is on hold until the seawall permit is finalized.</p>
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3. 10350 West Bay Harbor Drive 7H

Type of Hearing: Special Master Hearing

Presenter: Evelyn Merizalde

Code Officer: Evelyn Merizalde

Owner: Simon Shimunov

Registered Agent: N/A

Citation #: 22-000164

Date Issued: 2/8/2022

Violation: Obtain an after the fact permit for the remodeling work in progress in the kitchen, bathroom and flooring.

Code Section: 5-6(a) Permits shall be required and must be obtained for all structures erected, constructed, moved, reconstructed or structurally altered or other work done on such structures. Daily Penalty \$250.00

<p><u>Department's Recommendation:</u></p>	<p><u>Case History:</u> 6/1/22 Special Master hearing- Fine imposed from 2/8/22-6/1/22, which represents 113 days at \$250.00 per day for a total of \$28,250.00. The fine will continue to accrue at \$250.00 a day until compliance is met.</p>
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Pursuant to Florida Statutes 286.0105, the Town hereby advises the public that should any person decide to appeal any decision of the Special Master with respect to any matter to be considered at this meeting or hearing, he or she will need a record of the proceedings and that, for such purpose he or she may need to ensure that a verbatim records of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.