



City of Alachua
Office of Codes Enforcement
P.O. Box 9
Alachua, FL 32616
386-418-6120 ph.
386-418-6130 fax

NOTICE OF VIOLATION

CASE NUMBER: E19-0408
VIOLATOR: Henrietta Walker Heirs
MAILING ADDRESS: PO Box 1001, Alachua, FL 32616
LOCATION ADDRESS: 13329 NW 158th Ave., Alachua, FL 32615
PARCEL TAX ID NUMBER: 03234-005-001

**YOU ARE HEREBY NOTIFIED THAT YOU ARE IN VIOLATION OF THE CITY OF
ALACHUA, FLORIDA CODE OF ORDINANCES AS SET FORTH BELOW**

**VIOLATION(S): UNSAFE STRUCTURE- HOME DAMAGED BY FIRE AND MUST BE
REPAIRED OR DEMOLISHED**

IN VIOLATION OF: International Property Maintenance Code Section 108.1.5 (3) Any portion of a building, structure or appurtenance that has been damaged by fire, earthquake, wind, flood, deterioration, neglect, abandonment, vandalism or by any other cause to such an extent that it is likely to partially or completely collapse, or to become detached or dislodged. Section 108.1.5(7) The building or structure is neglected, damaged, dilapidated, unsecured or abandoned so as to become an attractive nuisance to children who might play in the building or structure to their danger, becomes a harbor for vagrants, criminals, or immoral persons, or enables persons to resort to the building or structure for committing a nuisance or unlawful act.

COMPLIANCE DEADLINE: 10/29/2019

You are hereby notified that you are currently in violation of the City of Alachua Code of Ordinances. You have until 4 PM local time on 10/29/2019 to correct the violations. If the violations are corrected and then recur or if the violations are not corrected by the time specified, this case will be presented to the City of Alachua Special Magistrate and fine and costs will be sought by the City. (F.S.S. 162.06(2) and Code of Ordinances Sec. 12-27)

If you have any questions, contact Code Enforcement at (386)418-6120. Your cooperation in this matter is sought in the interest of public safety.

Enforcement Officer's Signature

Date 10/15/2019

**HEARING BEFORE THE SPECIAL MAGISTRATE
CITY OF ALACHUA, FLORIDA**

City of Alachua,
Petitioner

vs.

Case No. E19-0401

Henrietta Walker Heirs,
Respondents

**HEARING SET FOR MARCH 3, 2020 AT 10:00AM
Based Upon a
REQUEST FOR HEARING BY THE CITY OF ALACHUA
WITH A SUPPORTING AFFIDAVIT OF VIOLATIONS**

NOTICE OF HEARING

A Special Magistrate Hearing will be held on March 3, 2020 at 10:00am before City of Alachua Special Magistrate at the City of Alachua Commission Chambers, 15100 N.W. 142nd Terrace, Alachua, Florida.

If you fail to attend the scheduled Hearing, The Special Magistrate may base any findings and act solely on evidence presented by the Code Enforcement Officer, other witnesses or evidence presented. The entire Code of Ordinances of the City of Alachua (including Part II, Subpart B Land Development Regulations) is available online on the City of Alachua website under "Code of Ordinances". A printed copy is also available for your review at Alachua City Hall, 15100 N.W. 142nd Terrace, Alachua, Florida.

The Special Magistrate will receive testimony and evidence at the Hearing, and, if the Special Magistrate finds that you have committed a violation, may issue an Order of Enforcement requiring immediate compliance with the provisions of the Code. If you fail to comply with the Order of Enforcement, the Special Magistrate may issue an Order of Fine requiring you to pay a fine up to \$250.00 per day for each day the violation continues past the date set by the Special Magistrate for compliance. However, if the Special Magistrate finds the violation to be irreparable in nature, he may impose a fine not to exceed \$5,000 per violation.

If you want to request subpoenas for witnesses and evidence to be presented at the Hearing, contact the Code Enforcement Officer at (386)418-6127.

Pursuant to Section 286.0105, Florida Statutes, if any person desires to appeal any decision with respect to a matter considered at a public meeting or hearing of the Code Enforcement Special Magistrate, such person will need a record of the proceedings, and such person may need to ensure that a verbatim record for such purpose is made, which record includes the testimony and evidence upon which the appeal is based.

Pursuant to Section 162.11, Florida Statutes, either the City of Alachua or a Respondent may appeal a final administrative order of the Code Enforcement Special Magistrate to the Circuit Court in Alachua County, Florida. Such an appeal shall be filed within thirty (30) days of the execution of the Order to be appealed.

In accordance with the Americans with Disabilities Act, any person with a disability requiring reasonable accommodation in order to participate in this hearing should call the City Clerk at (386)418-6100, extension 101, at least 48 hours prior to the public hearing.

PLEASE GOVERN YOURSELVES ACCORDINGLY

AFFIDAVIT OF VIOLATIONS


STATE OF FLORIDA
COUNTY OF ALACHUA

BEFORE ME, the undersigned authority personally appeared LINNELLE STEWART, ("Affiant"), who being duly sworn says:

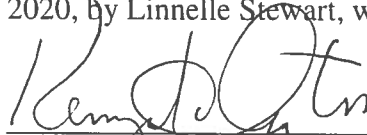
1. I am currently employed, and have served as Code Enforcement Officer for the City of Alachua since March 2006.
2. I am over the age of 21, sui juris and have personal knowledge of the information set forth in this Affidavit.
3. The legal description of the subject property (Property) is COLLEGE HEIGHTS PB B-87 LOTS 3 4 5 6 7 8 9 BK B (LESS THE N 100 FT OF LOT 3 PER OR 3505/1376) OR 856/66. The tax parcel ID listed in the Alachua County Property Appraiser records is 03234-005-001, and the 911 address is 13329 NW 158TH Ave., Alachua, Fl, 32615.
4. I responded to the Property on October 10, 2019 regarding a complaint of an unsafe structure. Photos were taken.

5. On October 15, 2019 I mailed a Notice of Violation citing violation of International Property Maintenance Code Sections 108.1.5(3) and 108.1.5(7) with a compliance deadline of October 29, 2019.
6. On October 28, 2019 Juanita Walker called regarding the Notice of Violation and advised they were working with their attorney to have funds released to do repair or demolition work. I also spoke with Shirley Rose with the law office of Howard Rosenblatt who advised they were working with the family and there was a potential foreclosure action against the property.
7. As of the date of this Affidavit, February 10, 2020, the Property remains in violation.

FURTHER AFFIANT SAYETH NAUGHT.


Linnelle Stewart

The foregoing instrument was signed and sworn before me this 10 day of February, 2020, by Linnelle Stewart, who is personally known to me.


Notary Public, State of Florida at large
Commission No:
Expiration:
[SEAL]



KENYATA CURTIS
Commission # GG 143994
Expires September 18, 2021
Bonded Thru Budget Notary Services

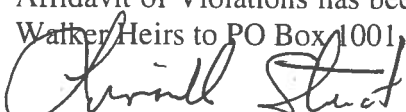
REQUEST FOR HEARING:

Pursuant to Section 9.5.2 City of Alachua Land Development Regulations, the Respondent has been provided a reasonable period of time to correct the violations set forth in the foregoing Affidavit of Violation.

A Hearing before the Special Magistrate is hereby requested, to be held on March 3, 2020 at 10:00AM.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Notice of Hearing and Affidavit of Violations has been furnished by certified mail return receipt requested to Henrietta Walker Heirs to PO Box 1001, Alachua, FL, 32616 this 10 day of February, 2020.


Linnelle Stewart, Code Enforcement Officer





