



**CODE COMPLIANCE
SPECIAL MAGISTRATE HEARING**

Marathon Council Chambers
9805 Overseas Highway, Marathon
Thursday, March 18, 2021 at 2:00 P.M.

Minutes

A. CALL TO ORDER

The Code Compliance Special Magistrate Hearing of March 18, 2021 was called to Order by Special Magistrate, James (Jack) Bridges at 2:00 P.M., at the Marathon Council Chambers, 9805 Overseas Hwy., Marathon, Florida.

Staff Present:

City Attorney Steven Williams
Code Compliance Officer Erin Dafoe

Members of the public present.

B. PLEDGE OF ALLEGIANCE - The Pledge of Allegiance was recited.

C. ADDITIONS/DELETIONS/CORRECTIONS/ANNOUNCEMENTS

- The following cases are withdrawn by compliance:
 1. C2020-0242
 2. C2018-0257
 3. C2020-0262

D. APPROVAL OF MINUTES

- Special Magistrate Bridges approved the minutes of February 18, 2021, hearing.

E. SWEARING IN OF WITNESSES TO TESTIFY

- Special Magistrate Bridges called for witnesses to be sworn in and administered the Oath.

F. NOTICES

- Notices were read into the record.
- There were no Ex-Parte Communications.

G. CASES FOR PUBLIC HEARING:

CODE OFFICER, ERIN DAFOE

5. C2020-0100 (New Case)

Kevin Doughman
Vacant Land, Marathon (RE#00339260-000000)

Based on the evidence presented at the hearing, the Respondent(s) has violated §103.18, §103.19, §103.22 and §22-20 of the City of Marathon Code, as set forth in the Notice of Violation/Notice of Hearing served upon the Respondent(s), by having abandoned vehicles; abandoned watercraft; parking of travel trailers; trailers and trucks in residential districts; including but not limited to trash/debris.

An initial inspection conducted by Code Officer Erin Dafoe on May 27, 2020, found multiple violations on the subject's property, pursuant to §103.18, §103.19, §103.22 and §22-20 of the City of Marathon Code.

Exhibits A through D were entered and accepted into evidence by Special Magistrate Bridges.

The Respondent(s) was present at the hearing, was sworn in, was properly noticed of the hearing by certified mail and afforded the opportunity to appear and speak.

RECOMMENDATION(S): The Special Magistrate heard the testimony, and a Findings of Fact, Conclusion of Law and Order was entered finding the property in violation of the stated code and Ordered Respondent(s) to remove abandoned vehicles, boats, trailers as well as mow/trim and dispose of all debris and noxious materials from the vacant property and maintain as needed, within thirty (30) days starting from the date of March 19, 2021; Respondent(s) shall pay an Administrative Fee in the amount of Three Hundred Dollars (\$300.00) within thirty (30) days starting from the date of March 19, 2021. In the event the violation(s) is/are not corrected by the date set for compliance, March 18, 2021, Respondent(s) shall pay a fine in the amount of One Hundred Dollars (\$100.00) per day, which shall accrue for each day the violation(s) continues to exist past the compliance date set forth herein. This fine is calculated by taking into consideration: the gravity of the violation; the steps taken by the Respondent to correct the violation; and any previous violations, pursuant to Chapter 162.09 (2) (b) (1) - (3), F.S.

CODE OFFICER, ERIN DAFOE

4. C2020-0269 (New Case-Stop Work Order)

Ronald and Priscilla Waldheger
95 Coco Plum Dr 1E, Coco Plum Key (RE# 00363570-000105)

Based on the evidence presented at the hearing, the Respondent(s) has violated §6-52 (a) (1) b. of the City of Marathon Code, as set forth in the Notice of Violation/Notice of Hearing served upon the Respondent(s), for exterior renovations and repairs without the benefit of a permit.

An initial inspection conducted by Code Officer Erin Dafoe on December 10, 2020 of the subject property confirmed spalling work being done without a permit and because of such action, a Stop Work Order was posted on December 10, 2020 for said violation.

Exhibits A through D were entered and accepted into evidence by Special Magistrate Bridges.

The Respondent(s) was not present at the hearing but was properly noticed of the hearing by certified mail and afforded the opportunity to appear and speak.

RECOMMENDATION(S): The Special Magistrate heard the testimony, and a Findings of Fact, Conclusion of Law and Order was entered finding the property in violation of the stated code and Ordered Respondent(s) shall apply for and obtain an after-the-fact building permit for spalling work done and any other existing renovations performed without the benefit of a permit, within thirty (30) days starting from the date of March 19, 2021; Respondent(s) shall pay an Administrative Fee in the amount of Three Hundred Dollars (\$300.00) within thirty (30) days starting from the date of March 19, 2021. In the event the violation(s) is/are not corrected by the date set for compliance, April 17, 2021, Respondent(s) shall pay a fine in the amount of One Hundred Dollars (\$100.00) per day, which shall accrue for each day the violation(s) continues to exist past the compliance date set forth herein. This fine is calculated by taking into consideration: the gravity of the violation; the steps taken by the Respondent to correct the violation; and any previous violations, pursuant to Chapter 162.09 (2) (b) (1) - (3), F.S.

H. OLD BUSINESS - None

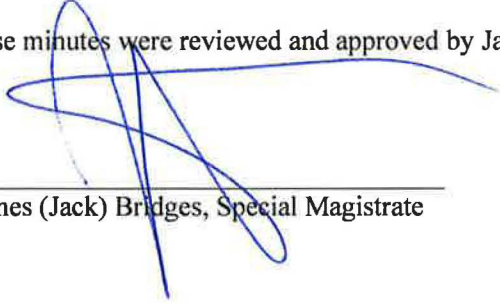
I. NEW BUSINESS - None

J. DISCUSSION ITEMS - None

K. ADJOURNMENT - With no further business to come before the Special Magistrate, the meeting was adjourned at 2:15P.M.

The above represents a summary of the Code Compliance Hearing held March 18, 2021. This is not a verbatim record. A recorded disc is available upon request.

These minutes were reviewed and approved by James (Jack) Bridges, Special Magistrate.



James (Jack) Bridges, Special Magistrate

04-15-2021
Date