

INDIAN SHORES

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CODE ENFORCEMENT HEARING MINUTES TUESDAY, APRIL 5, 2022, BEGAN AT 1:00 P.M. INDIAN SHORES MUNICIPAL, CENTER 4TH FLOOR

Special Magistrate: Randol Mora, Esq.

The hearing convened at 1:00 p.m.

Those present: Special Magistrate Randol Mora, Esq. and Town Attorney Regina Kardash.

Also present: Mayor Patrick C. Soranno, Vice Mayor Diantha Schear, Councilor Mike Hackerson, Town Administrator Bonnie Dhonau, Town Clerk Freddie Lozano, Building Official Brian Rusu, Attorney Clay Gilman, Esq, representing Rest A Shored Properties, LLC, and property owner Mr. Gary Clarke.

Those absent: None

PLEDGE OF ALLEGIANCE TO THE FLAG

ITEM # AGENDA ITEM

1.0 Call to Order.

2.0 Approval of Code Enforcement Hearing Minutes of June 8, 2021.

The **Special Magistrate** approved the hearing minutes of June 8, 2021.

3.0 Swearing-in of witnesses.

The **Town Clerk** administered the Oath to those who wished to testify in the hearing, which were Mr. Brian Rusu, Attorney Clay Gilman, and property owner of 19824 Gulf Boulevard, Mr. Gary Clarke.

Patrick C. Soranno
Mayor

Diantha Schear
Vice Mayor

Mike Hackerson
Councilor

Michael (Mike) Petruccelli
Councilor

William F. (Bill) Smith
Councilor

Bonnie Dhonau
Town Administrator

Richard (Rick) Swann
Chief of Police

Susan L. Scrogam
Director of Finance
and Personnel

Freddie G. Lozano
Town Clerk

Regina Kardash, Esq.
Town Attorney

4.0 FIRST HEARING: Code Enforcement Case No. 2022-01

**Town of Indian Shores,
A Florida Municipal Corporation,
Petitioner.**

vs.

**REST A SHORED PROPERTIES, LLC
ATTN: Gary Clarke, William Beltz, James Rojas
9218 Corsair Road, Unit #1
Frankfort, IL 60423**

**PLOVER PLACE CONDOMINIUM ASSOCIATION
ATTN: David R. Phillips, Esq., Registered Agent
1314 South Fort Harrison Avenue, Suite A
Clearwater, FL 33756**

Violation Location:

**19824 Gulf Boulevard, Units 1, 2, 3, and 4
Indian Shores, FL 33785**

**Parcel ID #: Unit 1: 24-30-14-72266-000-0010
Legal Description: Plover Place Condo Unit 1**

**Parcel ID #: Unit 2: 24-30-14-72266-000-0020
Legal Description: Plover Place Condo Unit 2**

**Parcel ID #: Unit 3: 24-30-14-72266-000-0030
Legal Description: Plover Place Condo Unit 3**

**Parcel ID #: Unit 4: 24-30-14-72266-000-0040
Legal Description: Plover Place Condo Unit 4**

**Parcel ID #: 24-30-14-72266-000-0001
Legal Description: Plover Place Condo (Common Elements)**

Town of Indian Shores Code of Ordinances violated:

Sections 18-51, 18-122, 86-46 of the Indian Shores Code of Ordinances and Section 105.1 of the Florida Building Code

Section 86-63 of the Indian Shores Code of Ordinances, and Chapter R322 of the Florida Building Code

**Section 86-65 of the Indian Shores Code of Ordinances, and
Section 202 of the Florida Building Code**

**Sections 86-36, 86-37, 86-38 of the Indian Shores Code of
Ordinances**

**Sections 38-36, 38-38 of the Indian Shores Code of
Ordinances, and NFPA Life Safety Code 101**

The **Special Magistrate** received a joint stipulation order from the respondents for a 30-day extension. The stipulation would provide the respondents 30 days to resolve the violations to meet compliance. Attorney Kardash and Attorney Gilman responded in the affirmative to Special Magistrate Mora to enter the joint stipulation as presented. Accordingly, the hearing will continue on June 7, 2022, at 1:00 P.M.

5.0 Old Business.

**Affidavit of Compliance for Code Enforcement Case No. 2021-01
issued on June 17, 2021, regarding the property located at 198th
Avenue and Gulf Boulevard.**

**Town of Indian Shores,
A Florida Municipal Corporation
Petitioner**

Vs.

**Mark Herring
17726 Wall Circle
Redington Shores, FL 33708-1248**

**Smoked Herring, LLC
c/o Mark Herring
17726 Wall Circle
Redington Shores, FL 33708-1248**

**Town of Indian Shores Code of Ordinances violated:
Section 106-36(b) and Sections 106-41(a)(b)(c)**

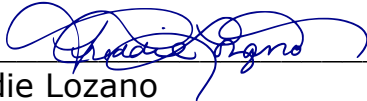
The **Special Magistrate** recollected that this case was originally adjourned for a continuance without any hearing on the merits. The Town Attorney replied that was correct and that the violation was corrected prior to bringing it forward to another hearing.

The **Special Magistrate** received the affidavit of compliance as evidence of the Town's intent to abandon any prosecution on this matter. He further stated that no other proceedings are necessary. The meeting minutes of this hearing can be provided to the respondent should questions arise on how this case was resolved along with the affidavit of compliance.

The case hearings ended.

Before adjournment, the Special Magistrate reminded the Town Clerk and the Administration that the first term of his agreement with the Town for Special Magistrate services is about to expire and should be reviewed for future planning.

6.0 Hearing adjournment. 1:05 P.M.



Freddie Lozano
Town Clerk