CITY OF ST. AUGUSTINE

Special Magistrate Meeting
Wednesday, November 6, 2024

The Special Magistrate met Wednesday, November 6, 2024, at 9:00 A.M. in the Alcazar Room at City Hall. The meeting was called to order by Becky Vose, and the following were present:

1. Swearing in of Staff:

Also Present: Becky Vose, Special Magistrate
April Owen, Assistant City Attorney
Richard Schauland, Building Official
Barry Fox, Code Enforcement Manager
Curtis Boles, Code Enforcement Inspector
James Tomaselli, Code Enforcement Inspector
Morganne Lanni, Recording Secretary

Becky Vose introduced herself and explained her role within the meeting and qualifications for doing so, as well as Code Enforcement procedures.

2. MODIFICATION TO THE AGENDA
Item 5 A removed

3. APPROVAL OF MINUTES

ORDER
October 2024 minutes were approved.

4. General Public Comments (3 minutes per individual)
Bj Kalaidi west city of St Augustine. spoke about liens on properties.

5. NEW VIOLATION HEARING

5.A. CE2024-0392
Indigo Partners LLC
125 Spoonbill Point Ct
Ch. 8 Sec. 608- Permits required.

ORDER
Removed from agenda

5.B. CE2024-0394
Wolkoff William J Trust
Wolkoff William J Trustee
186 Pelican Reef Dr
Ch. 25 Sec. 25-56- Tree removal and replacement.

Barry Fox provided case information and James Tomaselli gave testimony. 15 Red Cedar trees 2 Oak Trees and Palm trees removed without a permit. No respondent present. Vose and Fox discussed the possible fines and the tree mitigation fund costs.

ORDER
Ms. Vose provided the order as follows: Order Finding Violation, and put max number of red cedar replacements up to 30, and any that are not able to place, contribute to tree mitigation fund of $300 per tree. The property owner must replace two oak trees, if not room then they must pay $300 per oak tree into tree mitigation fund.

5.C CE2024-0441
Jensen Annie Et Al
Holland Brandy
78 Sanford St
Ch. 8 Sec. 608- Permits required.

Barry Fox provided case information and James Tomaselli gave testimony. No respondent present. Becky Vose asked how long it would take respondent to pull permits. Buddy Schauland stated they could be applied for online any time, and the permit would be issued in a month or so for staff to review.

ORDER
Ms. Vose provided the order as follows: Order Finding Violation, and must apply for the permits by Friday 11/8/24 at 4pm or a fine of up to $250 per day would be issued.

5.D. CE2024-0523
Jensen, Annie Et Al
Holland, Brandy
78 Sanford St
Ch. 8 Sec. 457- Unlawful continuance

Barry Fox provided case information and James Tomaselli gave testimony. The property continued construction work after a Stop Work Order was posted.

ORDER
Ms. Vose provided the order as follows: Order Finding Violation, if activity without permit continues, a fine of 250 per day will be issued for any days where activity continues.

5.E CE2024-0443
Strange, Tory V B
60 Carrera St
Ch 8 Sec 608- Permits required.

Barry Fox provided case information and James Tomaselli gave testimony. A garage was converted without permits. No respondents present.

ORDER
Ms. Vose provided the order as follows: Order Finding Violation, the property must apply for permits by Friday 11/8/24 4pm or a fine of up to 250 per day would be issued.

5.F CE2024-0543
Jjmrn Properties 100 LLC
100 N Matanzas Blvd
Ch. 28 Sec. 28-90- Administration records, and appeals

Barry Fox provided case information and Morganne Lanni gave testimony. A house was demolished without approval of HARB and without permits. House was approximately 50% demolished, demolition permit had been applied for but had not been issued due to insufficient...On Sept 24 permit had been issued but approval by HARB. Becky Vose asked about status of irreparable or irreversible. Barry Fox stated the house would have been approved by HARB, but due to an error it was not obtained, the permit was issued and staff requested respondent to continue with demolish due to impending storm it could be a hazard. Attorney Whitehouse spoke on behalf of respondent and stated permit has now been secured, and requested property be found in compliance. Barry Fox stated that the owner was aware of the violation, Buddy Schauland stated that the owner was double feed for the permit.

ORDER
Ms. Vose provided the order as follows: found the property not in violation and the case was closed.

6. FINE ASSIGNMENT HEARING

6.A CE2024-0227
Bicknell Family Trust
Bicknell, Lee
19 Milton St
Ch. 19 Sec. 19-3- Unlawful conditions

Barry Fox provided case information and James Tomaselli gave testimony. Property was found in violation, case was tabled several times to allow for time for the property to continue with cleaning efforts.

ORDER
Ms. Vose provided the order as follows: Order Imposing a Fine, stating the property has 60 days to come into compliance and if not a fine of up to 250 per day will be issued.

7. FINE REDUCTION

7.A CE2024-0384
Stewart Luther C III
Stewart, Jodi Lynn
311 Anastasia Blvd
Ch. 3 Sec. 23- Sign regulations generally. (i) obsolete signs.

Barry Fox provided case information. May 14, 2024, stampedes sign remained after business closed. The Special Magistrate issued an Order Finding Violation and allowed 10 days to correct. Special Magistrate stated compliance as of August 1, 2024 and issued a fine for the 19 days out of compliance. Respondent applied for a Fine Reduction hearing. Respondent was present.

ORDER
Ms. Vose provided the order as follows: Order Reducing the Fine to $200 and must be paid in 30 days.

8. LIEN HEARING

8.A. CE2024-0393
Indigo Partners LLC
125 Spoonbill Point Ct
Ch. 25 Sec. 25-56- Tree removal and replacement.

Barry Fox provided case information and James Tomaselli provided additional information. Trees were removed without a permit. Order Finding Violation and issued fine of $500 and required replacement. James Tomaselli stated fine was not paid and trees have not been replaced. Property has transferred title. No respondent present.

ORDER
Ms. Vose provided the order as follows: Order Imposing Lien of $500.

9. COMPLIANCE HEARING

9.A. CE2024-0240
Sinclair Jason
Sinclair Kelley
208 Alcazar St
Ch. 8 Sec. 608- Permits required.

Barry Fox provided case information and James Tomaselli gave additional information. Requested permit update was accidentally submitted by staff to and old permit. Property now in compliance.

ORDER
Ms. Vose provided the order as follows: an Order Closing Case for Compliance

9.B. CE2024-0426
Smith Chad K
71 Masters Dr
Ch. 25 Sec. 25-56- Tree removal and replacement.

Barry Fox provided case information. Respondent has paid the fine, the property is in compliance.

ORDER

Ms. Vose provided the order as follows: Order Closing Case for Compliance.

9.C CE2024-0459
Paper Root Industries LLC
Ch. 17 Sec. 72- Engaging in business without a receipt.

Barry Fox requested that this case be tabled for further staff review.

ORDER

The Special Magistrate tables the case.

9.d CE2024-0503
160 Nix Boat Yard Rd
Ch. 19 Sec. 3- Unlawful conditions

Barry Fox provided case information. The truck was moved out of the right of way and Environmental Department stated diesel fuel leakage not a concern.

ORDER

Ms. Vose provided the order as follows: Order Closing Case for Compliance.

10. PREVIOUSLY HEARD CASES UPDATE

11. ITEMS BY CITY ATTORNEY

12. OTHER BUSINESS
Consideration of January 2025 hearing: January meeting cancelled

13. ADJOURNMENT

9:57am

Becky Vose, Special Magistrate