



Regular City Commission Meeting Agenda

150 NE 2nd Avenue | Deerfield Beach, FL, 33441 | 954-480-4200

Mayor Bill Ganz

Vice Mayor Bernie Parness

District 1 Commissioner Michael Hudak

District 2 Commissioner Ben Preston

District 4 Commissioner Todd Drosky

Tuesday

February 16, 2021

7:00 PM

CALL TO ORDER & ROLL CALL

MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

ACKNOWLEDGEMENT OF CITY BOARD MINUTES

Code Compliance Meeting Minutes

Attachment: October 6, 2020, October 21, 2020, November 3, 2020, November 18, 2020,
December 8, 2020

APPROVAL OF THE AGENDA

February 16, 2021

ZOOM MEETING

Join Zoom Meeting by clicking the below link:

<https://deerfield-beach.zoom.us/j/84275149809?pwd=bmhhejRuT3BRbEtvR3AvSXhmLy92dz09>

Join Zoom Meeting via telephone by dialing:

Call-in Number: (929) 205-6099

Meeting ID: 842 7514 9809#

Participant ID: #

Passcode: 999826#

For complete instructions on joining and/or participating during Public Comment, please click the following link or attend in person in the City Commission Chambers adhering to social distancing protocols, face covering requirements and temperature checks upon entry:

Attachment: Zoom Instructions

AWARDS & RECOGNITION

- 1. Certificate of Recognition presented to Maverick Entertainment Group for their accomplishments in the African American feature length film genre.**

Sponsor: Department of Economic Development

- 2. Presentation by Ihesha O'Neal, Mark Your Path Mentoring, regarding the Little Sidewalk Library.**

Sponsor: Commissioner Ben Preston

- 3. Proclamation presented to the City of Sunrise in recognition of American Heart Month.**

Sponsor: Commissioner Todd Drosky

4. **Presentation by Steve Biernoski regarding the Utility Service Partners Private Label Inc. d/b/a Service Line Warranties of America.**

Sponsor: Commissioner Todd Drosky and Department of Legislative and Community Affairs

Attachment: Service Line Warranties of America

5. **Certificate of Appreciation presented to Jethro Eliezaire and Cesar Osegueda for their hard work and outstanding service at the shredding event held on January 16, 2021.**

Sponsor: Commissioner Todd Drosky

6. **Certificate of Recognition presented to Suzan Scott for 17 years of dedicated service as the Administrative Assistant in the Department of Legislative & Community Affairs.**

Sponsor: Department of Legislative and Community Affairs

7. **Certificate of Recognition presented to Cassi Warren for 8 years of dedicated service as the Assistant Director of Parks & Recreation.**

Sponsor: Office of the City Manager

ADDENDUM

8. **Proclamation presented to Alliance for Eating Disorders in recognition of National Eating Disorder Awareness Week.**

Suggested Action:

Voting Requirement:

Sponsor: Mayor Bill Ganz

Attachment: None

PUBLIC HEARING - SECOND READING

- 9. P.H. 2021-033: ORDINANCE 2021/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, REZONING APPROXIMATELY .8688 GROSS ACRES LOCATED AT 111, 121, 131 & 141 SW 2ND TERRACE FROM RESIDENCE, SINGLE-FAMILY (RS-7) TO RESIDENCE, MULTI-FAMILY (RM-10) (APPLICATION 19-R-186); PROVIDING FOR A MAXIMUM OF EIGHT TOWNHOUSE DWELLING UNITS; PROVIDING FOR SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.**

Suggested Action: Commission to vote on Ordinance

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Department of Planning & Development Services

Attachment: Southern Dream Properties, LLC - Rezoning

QUASI-JUDICIAL PUBLIC HEARINGS

- 10. P.H. 2021-034: APPLICATION NO. 19-P-220 (Southern Dream Properties Plat Note Amendment)**

Applicant: Southern Dream Properties, LLC. represented by Kaitlyn Forbes of Mellgren Planning Group

Proposal: Plat Note Amendment Application requesting approval to amend the restrictive plat note on the "Laura & Glenda Estates" Plat (Plat Book 183, Page 100)

Location: The properties are generally described as several parcels of land in LAURA & GLENDA ESTATES 183-100 B LOTS 1,2,3, & 4 and located at 111,121, 131, & 141 S.W. 2nd Terrace.

Suggested Action: Commission to vote on Resolution

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Department of Planning & Development Services

Attachment: Southern Dream Properties, LLC - Plat Note Amendment

PUBLIC COMMENT

Persons addressing the Commission shall state his/her name and address and may speak for three (3) minutes unless extended for one (1) additional minute by the Mayor. All remarks made by the public at a Commission meeting on an agenda item shall be addressed to the Commission as a body and limited to the subject matter before the Commission at that particular time. No comments shall be made related to the personal life or personal qualities of any person and no language which would offend persons of ordinary sensibilities shall be permitted. The public shall be given an opportunity to speak on any substantive agenda item, subject to the aforementioned restrictions, prior to a vote on the matter by the City Commission. The Commission shall determine the appropriate time, prior to the vote, for the public to speak. For consent agenda items, the public shall be given an opportunity to speak prior to the approval of the consent agenda. The Commission may, by majority vote, determine that public input on an agenda item be tabled to a future meeting so long as the vote on the agenda item take place at the future meeting and that the public input take place prior to the Commission making any decision.

CONSENT - AGREEMENTS & EXPENDITURE REQUESTS

11. Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, extending the State of Local Emergency regarding COVID-19 until March 17, 2021; authorizing the City Manager to take appropriate actions; providing an effective date.

Suggested Action: Commission to vote on Resolution

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Office of the City Attorney

Attachment: State of Local Emergency Extension

- 12. Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the submission of an application to the Florida Inland Navigation District for the Waterways Assistance Program for Pioneer Park Boat Ramp Pier Replacement in the amount of \$151,631.00; authorizing execution of a Grant Agreement; and providing for an effective date.**

Suggested Action: Commission to vote on Resolution

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Department of Legislative and Community Affairs

Attachment: Waterways Assistance Program

- 13. Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, authorizing the purchase of a replacement engine for the number two emergency generator for the West Water Treatment Plant from Pantropic Power Products, Inc. in the amount of \$297,275.00; providing for execution and an effective date. (*Funds from Account #413-5000-536-60-31 - Improvements Other than Buildings*)**

Suggested Action: Commission to vote on Resolution

Voting Requirement: Adoption requires a 3/5 vote of the City Commission

Sponsor: Department of Environmental Services

Attachment: Pantropic Power, Inc.

COMMENTS BY ADMINISTRATION & LEGAL

CITY COMMISSION BUSINESS

- 14. Discussion regarding a potential city charter review and committee.**

Suggested Action: Direction from City Commission

Sponsor: Commissioner Michael Hudak

Attachment: City Charter Review and Committee

COMMENTS BY MAYOR & CITY COMMISSION

ADJOURNMENT

FUTURE CITY COMMISSION MEETINGS

Regular City Commission Meeting - Tuesday, March 2, 2021

Any person wishing to appeal any decision made by the City Commission with respect to any matter considered at such meetings or hearings will need a record of the proceedings, and for such purposes may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and the evidence upon which the appeal is made. The above notice is required by State Law (F.S. 286.0105). Anyone desiring a verbatim transcript shall have the responsibility, at his/her own expense, to arrange for the presence of a certified court reporter at the hearing.

CODE COMPLIANCE OF DEERFIELD BEACH

MINUTES OF A CODE COMPLIANCE HEARING

October 6, 2020

Eugene Steinfeld Presiding

Special Magistrate Eugene Steinfeld in the City Commission Room called the meeting to order at 9:30 AM.

PRESENT: Bernard Pita, Code Compliance Manager
Gregory Wienbarg, Code Compliance Inspector
Jean Placide, Code Compliance Inspector
Angelica Morales, Code Compliance Inspector
Silvio Baca, Code Compliance Inspector
Marcio Chavez, Code Compliance Inspector
Sheryl Salvage, Code Compliance Inspector
Maritza Martinez, Administrative Assistant

For the record Winlett Jordan-Banton, Special Magistrate Clerk, swore the attendees.

TAB#	Case Nr.	Owners Name	Property Address	Violation	Disposition
4	20020109	TJH PROPERTIES INC /PARKING PROHIBITIONS	1029 SE 13 CT, DEERFIELD BEACH, FL 33441	Chapter 66 - TRAFFIC AND VEHICLES Section 66-117.(b) - Parking prohibitions; enforcement	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10/2/2020 FOR \$100 PER DAY
5	20020118	WILLIAMS,ARTHUR EST	1260 SW 9 AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 10/30/2020 \$100 PER DAY \$80 PROSECUTION COST
7	20080044	ESCALANTE, CALEB / ANIMALS	904 SE 11 ST, DEERFIELD BEACH, FL 33441	Chapter 10 - ANIMALS Section 10-4(a) - Maintaining animals in general; limitation on number of pets; enforcement	RESPONDENT WAS PRESENT- CALEB ESCALANTE CONTINUED TO 11/3/2020

8	20060033	FARIAS,ELISABETH MELLO DE /VACATION RENTAL	1060 CRYSTAL LAKE DR, DEERFIELD BEACH, FL 33064 204	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10/2/2020 FOR \$100 PER DAY PER VIOLATION
9	20050018	381 THE COVE LLC /FIRE CODE VIOLATION	381 SE 15 AVE, DEERFIELD BEACH, FL 33441	FIRE PREVENTION CODE 1.1 Fire extinguisher(s) need service FIRE PREVENTION CODE 14.6 Clean debris or storage. FIRE PREVENTION CODE 2.1 Exit sign(s) needs service FIRE PREVENTION CODE 2.17 Lightweight truss sign required on exterior of building near main entrance	RESPONDENT WAS PRESENT - JASON FENSTER CASE WAS DISMISSED

				FIRE PREVENTION CODE 3.17 Handrail is in need of repair FIRE PREVENTION CODE 4.10 "Meter Room No Storage" sign required on exterior of meter room door. FIRE PREVENTION CODE 4.11 Remove storage from meter room. FIRE PREVENTION CODE 4.4 Extension cord not being used per it's listing FIRE PREVENTION CODE 4.5 Electrical wiring not to code. FIRE PREVENTION CODE 4.8 Circuit breaker box cover required	
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10	20050019	381 THE COVE LLC	381 SE 15 AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(3) - Exterior building and structure standards	RESPONDENT WAS PRESENT - JASON FENSTER FINAL ORDER ISSUED COMPLY BY 12/4/2020 \$150 PER DAY \$80 PROSECUTION COST
11	20070052	KARNER, ROSEMARY R/ VACATION RENTAL	808 SE 14 DR, DEERFIELD BEACH, FL 33441	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT CONTINUED TO 11/3/2020

12	20030056	GRISBY,BAXTER A /TREE PRESERVATION	4023 NW 1 PL, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(d)(1) - Tree preservation FIRE PREVENTION CODE F-103.2.9.5 Hurricane Protection Devices - Shutters Up After Storms	RESPONDENT WAS PRESENT- GRISBY, BAXTER FINAL ORDER ISSUED COMPLY BY 12/4/2020 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST
13	20030057	RUDNICK,JASON H/E RUDNICK,MICHAEL	4009 NW 1 PL, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(C)(3) - Landscape Requirements	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 10/30/2020 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST

14	20030025	ROCLAR CO	340 S FEDERAL HWY, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	RESPONDENT WAS PRESENT- ROCLAR CO. MANAGEMENT CO. FINAL ORDER ISSUED COMPLY BY 1/8/2021 \$100 PER DAY \$80 PROSECUTION COST
15	20080046	LOPES,TAINARA SANTANA DE SOUZA,EDER COSTA/BUILDING PERMITS	117 NW 2 ST, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-88.(b) - Off-street parking and loading	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 10/30/2020 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST

				Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	
16	20070012	RUDNICK,JASON H/E RUDNICK,MICHAEL	4009 NW 1 PL, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(d)(1) - Tree preservation	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 10/30/2020 \$100 PER DAY \$80 PROSECUTION COST
17	20080059	DENSMORE,JOEL R & MERILEE A	1300 SE 1 WAY, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1) - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 10/30/2020 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST

				14-106(b) - Minimum standards for yard and landscape areas Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading.	
19	20080063	ITZADANDY LLC	697 S FEDERAL HWY, DEERFIELD BEACH, FL 33441	Chapter 46 - OFFENSES Section 46-13 - Trees, bushes and shrubs— Encroaching on public right-of-way. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development Chapter 98 - LAND DEVELOPMENT	RESPONDENT NOT PRESENT CONTINUED TO 1/12/2021

				REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(N)(1) - Landscape Requirements	
21	20020051	FORBES, BRENTON H PENNACCHIO, FRANCINE M/ BUILDING PERMITS REQUIRED	3690 NW 2 CT, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS ARTICLE V. – ADMINISTRATION AND ENFORCEMENT Section 98-113 (a) Building Permits	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
22	20030039	DA SILVA,CARLA R DA SILVA,DENIELE	4323 NW 4 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10/2/2020 FOR \$100 PER DAY

23	20020083	PHD DEVELOPMENT LLC	911 SE 11 ST, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10/2/2020 FOR \$100 PER DAY
24	20020010	GONZALEZ,MARIA N H/E GONZALEZ,MICHAEL A	384 SW 32 AVE, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits FIRE PREVENTION CODE F-103.2.9.5 Hurricane Protection Devices - Shutters Up After Storms	RESPONDENT WAS PRESENT- LEON, DAVID SON OF OWNER CONTINUED TO 10/30/2020

25	20020062	KING,GAIL	4721 NE 2 TER, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS ARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14-105(8) - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT CONTINUED TO 11/3/2020
26	20020063	NERESTAN,ELIE /TREE PRESERVATION	300 NW 39 ST, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(L)(1)(a-g) - Tree preservation Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV.	RESPONDENT WAS PRESENT- ELIE, NERESTAN FINAL ORDER ISSUED COMPLY BY 1/8/2021 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST

				SUPPLEMENTARY REGULATIONS Sec. 98-80(N)(1) - Landscape Requirements	
27	16010043	DEERFIELD 21 CORP- LESSEE/Attorney Samuel Poole/LANDSCAPE	2096 NE 2 St DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(e). - Minimum standards for yard and landscape areas	RESPONDENT NOT PRESENT CONTINUED TO 1/12/2021
28	19040103	POITIER,SYLVIA /Attorney Thomas Connick	85 W HILLSBORO BLVD, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WAS PRESENT- FELICIA, POITIER/ ATTORNEY THOMAS CONNICK CONTINUED TO 12/8/2020
36	20050010	RAMCO-GERSHENSON PROPERTIES LP /BUSINESS TAX RECEIPT	1019 S FEDERAL HWY, DEERFIELD BEACH, FL 33441	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 10/30/2020 \$100 PER DAY \$80

					PROSECUTION COST
37	20030064	HARSH ACQUISITIONS LLC	1809 S POWERLINE RD, DEERFIELD BEACH, FL 33442 103	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IX. - CERTIFICATES OF USE Section 98-161(b) - Certificate of use permit requirements	RESPONDENT WAS PRESENT- JOE NEWMAN OPERATION MANAGER FINAL ORDER ISSUED COMPLY BY 10/30/2020 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST
39	20080067	HALBA LLC	324 SE 15 AVE, DEERFIELD BEACH, FL 33441	Chapter 102 - SIGNS Section 102-14.(b) - Maintenance, violations, enforcement and remedies Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section	RESPONDENT WAS PRESENT- CARL, D'ANNA CONTINUED TO 12/8/2020

				14-105(1) - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading	
42	20050030	PICTURE TWO LC	3200 W HILLSBORO BLVD, DEERFIELD BEACH, FL 33442	Chapter 102 - SIGNS Section 102-7. (3)- Certain sign or sign structures prohibited Chapter 102 - SIGNS Section 102-8.(c)(3)(a)(1) - Signs allowed	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST

43	20060039	KOSHER MARKET & DELI LLC	230 S POWERLINE RD, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(J)(1) - Landscape Requirements.	RESPONDENT NOT PRESENT EXTENDED TO 10/30/2020
44	20020085	LCR 2009 NE 2ND LLC	2009 NE 2 ST, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(J)(1) - Landscape Requirements.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10/2/2020 FOR \$100 PER DAY
45	20020093	ARCHDIOCESE OF MIAMI ST AMBROSE CHURCH	380 S FEDERAL HWY, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(d)(1) - Tree preservation. Chapter 98 - LAND DEVELOPMENT	RESPONDENT NOT PRESENT CONTINUED TO 1/12/2021

				REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(N)(1) - Landscape Requirements	
46	20020067	BARKER,ELIZABETH J & BARBER,JEAN B	123 NE 20 AVE, DEERFIELD BEACH, FL 33441	Chapter 102 - SIGNS Section 102-5.(a) – Permits Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 10/30/2020 \$100 PER DAY PER VIOLATION \$80 PROSECUTION
47	19050065	NEWCASTLE INVESTMENTS LLC	501 E SAMPLE RD, DEERFIELD BEACH, FL 33064	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE III. - ZONING	RESPONDENT WAS PRESENT- DONALD ANDERSON CONTINUED TO 11/3/2020

				DISTRICT REGULATIONS; Sec. 98-54(b)(1-38) - B-2 highway business, Permitted uses Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IX. - CERTIFICATES OF USE Section 98-161(b) - Certificate of use permit requirements	
48	20040027	SANDPIPER DEV L L C	377 S FEDERAL HWY, DEERFIELD BEACH, FL 33441	Chapter 102 - SIGNS Section 102-7. (3)- Certain sign or sign structures prohibited Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 10/30/2020 \$100 PER DAY PER VIOLATION \$80 PROSECUTION

				98 -88(j)(1) Off-street parking and loading Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IX. - CERTIFICATES OF USE Section 98-161(b) - Certificate of use permit requirements	
49	20070058	PETROLEUM INVESTMENTS INC	1900 S POWERLINE RD, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section	RESPONDENT WAS PRESENT- ATTORNEY IGNACIO URBIETA FINAL ORDER ISSUED COMPLY BY 12/4/2020 \$100 PER DAY PER VIOLATION \$80 PROSECUTION

				98 -88(j)(1) Off-street parking and loading	
51	20010201	I LEE REI LLC /BUILDING PERMITS REQUIRED	1278 SE 7 CT, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 10/30/2020 \$100 PER DAY \$80 PROSECUTION
53	20020045	LIMA, RONALDO LUIS DE	220 NW 41 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(6) - Exterior building and structure standards Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 10/30/2020 \$100 PER DAY PER VIOLATION \$80 PROSECUTION

				REGULATIONS Section 98 -88(j)(1) Off-street parking and loading	
54	20020050	TORCON USA INC	1273 SE 1 WAY, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS ARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14-105(8) - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1) - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND	RESPONDENT NOT PRESENT CONTINUED TO 1/12/2021

				BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 58 - SOLID WASTE ARTICLE I. - IN GENERAL Section 58-3. - Maintenance of area Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(L)(1)(a-g) - Tree preservation. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(C)(3) - Landscape Requirements.	
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				Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	
55	20090029	LOCK, WALKER MAE LE JOHNSON, TOBIAS & JOHNSON, BEVERLY	225 SW 3 ST, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-70.(f) - Preparation of bulky yard and vegetative wastes	RESPONDENT NOT PRESENT FINDING OF FACT ORDER. COST WAIVED
56	20090037	HALL, REGINA HALL, BRYRON HALL, KIMOTHY	183 SW 2 ST, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-70. (f) - Preparation of bulky yard and vegetative wastes. Chapter 58 - SOLID WASTE Section 58-70.(a) - PREPARATION OF BULKY YARD AND VEGETATIVE WASTES	RESPONDENT NOT PRESENT FINDING OF FACT ORDER. COST WAIVED

57	20090038	SPENCE, DONNA CANADY	200 SW 2 ST, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-70.(f) - Preparation of bulky yard and vegetative wastes	RESPONDENT NOT PRESENT FINDING OF FACT ORDER. COST WAIVED
58	20090023	CALDWELL, JERRY	356 NW 3 CT, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-70.(f) - Preparation of bulky yard and vegetative wastes	RESPONDENT NOT PRESENT FINDING OF FACT ORDER. COST WAIVED
60	20090036	ALLEN, MAMIE	500 NW 2 AVE, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-70.(f) - Preparation of bulky yard and vegetative wastes.	RESPONDENT NOT PRESENT FINDING OF FACT ORDER. COST WAIVED
63	20090042	JUDSON, CH HINDS, GILDA, JUDSON, F. JUDSON, S ETAL	110 NE 6 CT, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT NOT PRESENT NUISANCE ABATEMENT FINAL ORDER ISSUED CITY TO ABATE FOR 1 YEAR COMPLY BY 10/16/2020

					\$100 PER DAY \$80 PROSECUTION COST
65	20090051	NELSON, DAVID WAYNE	1010 SE 6 ST, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 10/16/2020 \$100 PER DAY PER VIOLATION \$80 PROSECUTION
66	20090053	BROOKS, ALTA LE MCDONALD, LINDA	1061 SW 11 CT, DEERFIELD BEACH, FL 33441#1-2	Chapter 58 - SOLID WASTE DIVISION 4. - COMMERCIAL REFUSE COLLECTION; Sec. 58-86 Responsibility of owners or agents for keeping areas free of garbage, recyclable materials, and trash, etc.	RESPONDENT NOT PRESENT FINDING OF FACT ORDER. COST WAIVED

67	20090055	HABITAT FOR HUMANITY OF BROWARD INC	171 SW 3 ST, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID WASTE DIVISION 4. - COMMERCIAL REFUSE COLLECTION; Sec. 58-86 Responsibility of owners or agents for keeping areas free of garbage, recyclable materials, and trash, etc.	RESPONDENT NOT PRESENT FINDING OF FACT ORDER. COST WAIVED
68	20090001	ISRAEL FAMILY 3401 DEER CRK LLC%KEI PROPERTIES	3401 DEER CREEK COUNTY CLUB BLVD	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10/3/2020 FOR \$135 PER DAY
A	20070056	M T H HOLDINGS VII LLC%CORE FOUR MANAGEMENT LLC/VACATION RENTAL	348 SE 18 AVE, DEERFIELD BEACH, FL 33441	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation	RESPONDENT NOT PRESENT VACATE ORDER ISSUED

				Rental Registration Requirement	
B	16080080	ANDREW J PILIERO	809 SE 4 STREET, DEERFIELD BEACH, FL	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(6). - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(8). - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b). - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT- ANDREW J PILIERO FINES MITIGATED FOR \$6,580 TO BE PAID BY 1/12/2021

C	16080051	TINOCO, RICHARD ELIAS/NEUSTADT, ESTER	201 NW 43 PL, DEERFIELD BEACH, FL	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b). - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT FINES MITIGATED FOR \$3,750 TO BE PAID BY 4/13/2021
D	18030020	NEUSTADT, ESTER	4330 NW 5 AVE, DEERFIELD BEACH, FL	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(L)(1)(a-g) - Tree preservation	RESPONDENT NOT PRESENT FINES MITIGATED FOR \$3,750 TO BE PAID BY 4/13/2021
E	19080195	BROWN, FELICIA & RICHIE	320 NW 37 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS ARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14-105(8) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum	RESPONDENT NOT PRESENT CONTINUED TO 11/3/2020

				standards for yard and landscape areas Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE IV. - JUNKED VEHICLES AND ABANDONED PROPERTY- Section 34-160 -Parking or storage for over 72 hours restricted Chapter 66 - TRAFFIC AND VEHICLES Section 66-61(b). - Parking of commercial vehicles on public streets and commercially zoned property Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading Chapter 98 - LAND DEVELOPMENT	
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				REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(b) - Off-street parking and loading.	
F	8-1255	GILSON, TRINDADE	1316 SE 3 AVE, DEERFIELD BEACH, FL 33441	Building Permits Required	RESPONDENT WAS PRESENT- GILSON, TRIDADE FINES MITIGATED FOR \$100 TO BE PAID BY 11/3/2020
G	17060035	GILSON, TRINDADE	1316 SE 3 AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT- GILSON, TRIDADE FINES MITIGATED FOR \$380 TO BE PAID BY 11/3/2020

H	20070025	THEODORE, CHRISTOPHER	812 SE 14 STREET, DEERFIELD BEACH, FL	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT IMPOSITION OF FINE AND CLAIM OF LIEN WAS VACATED
I	19040045	CERASUOLI, LUIGI	2745 W HILLSBORO LVD, DEERFIELD BEACH, FL	Chapter 102 - SIGNS Section 102-14.(a) - Maintenance, violations, enforcement and remedies. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT IMPOSITION OF FINE AND CLAIM OF LIEN WAS VACATED
J	19100062	DIGNON, GAVIN DIGNON, TARA	904 SE 12 ST, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-106 (d) (1) Vacation Rental Registration Requirement	RESPONDENT NOT PRESENT IMPOSITION OF FINE AND CLAIM OF LIEN WAS VACATED

K	16060204	SEGURA, SIMON D & BEATRIZ	1502 SW 3 TER, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-113(a) Building permits	RESPONDENT WAS PRESENT- SIMON, SEGURA FINES MITIGATED FOR \$280 TO BE PAID BY 10/30/2020
L	20030083	ZAMORA, ELIZABETH TREMINO, LESLIE A SOZA	1411 NE 43 ST, POMPANO BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-69.(g) - Preparation and storage of residential refuse	RESPONDENT NOT PRESENT IMPOSITION OF FINE AND CLAIM OF LIEN WAS VACATED

				Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-80.(u) - Landscape requirements Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(b) - Off-street parking and loading	
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SPECIAL MAGISTRATE MINUTES
CITY OF DEERFIELD BEACH, FLORIDA

Eugene Steinfeld, Special Magistrate

Date

CODE COMPLIANCE OF DEERFIELD BEACH

MINUTES OF A CODE COMPLIANCE HEARING

October 21, 2020

Eugene Steinfeld Presiding

Special Magistrate Eugene Steinfeld in the City Commission Room called the meeting to order at 9:30 AM.

PRESENT: Bernard Pita, Code Compliance Manager
Gregory Wienbarg, Code Compliance Inspector
Jean Placide, Code Compliance Inspector
Angelica Morales, Code Compliance Inspector
Silvio Baca, Code Compliance Inspector
Marcio Chavez, Code Compliance Inspector
Sheryl Salvage, Code Compliance Inspector
Maritza Martinez, Administrative Assistant

For the record Winlett Jordan-Banton, Special Magistrate Clerk, swore the attendees.

<u>Case Nr.</u>	<u>Owners Name</u>	<u>Property Address</u>	<u>Violation</u>	<u>Disposition</u>
19120024	ATTIS,MARIE /PARKING PROHIBITIONS	1300 SW 9 AVE, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE IV. - JUNKED VEHICLES AND ABANDONED PROPERTY- Section 34-160 -Parking or storage for over 72 hours restricted	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
20090043	KERTZMAN, KAREN ELLEN KAREN ELLEN KERTZMAN REV TR /TREE PRESERVATION	558 NW 39 AVE, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(L)(1)(a-g) - Tree preservation	RESPONDENT NOT PRESENT CONTINUED TO 1/27/2021

20070014	JAL DEVELOPMENT INC / LANDSCAPE	4337 NW 5 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 11/13/2020 FOR \$100 PER DAY \$80 PROSECUTION COST
20070015	BORGES,JOAO MARTINS	4339 NW 5 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 11/13/2020 FOR \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST

20010262	CARBONE,GINO & VIRNA / BUILDING PERMITS REQ.	3919 NW 1 DR, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section	RESPONDENT NOT PRESENT CONTINUED TO 11/18/2020
20020128	PEREIRA,ASSUERIO D & GISLAINE S	3996 NW 1 PL, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT	RESPONDENT WAS PRESENT ASSUERIO, PEREIRA EXTENDED TO 1/22/2021

			Section 98-113(a) Building permits	
20070031	DEETJEN, LARRY R & MADELINE A	2600 DEER CREEK LAKES DR, DEERFIELD BEACH, FL 33442	Chapter 46 - OFFENSES Section 46-13 - Trees, bushes and shrubs— Encroaching on public right-of-way Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(N)(1) - Landscape Requirements	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10/16/2020 FOR \$150 PER DAY PER VIOLATION \$80 PROSECUTION COST

20090028	SRA/ PALM TRAILS PLAZA,LLC	1101 S MILITARY TRL, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(A)(7) - Landscape Requirements Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV.	RESPONDENT NOT PRESENT CONTINUED TO 12/8/2020
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			SUPPLEMENTARY REGULATIONS Sec. 98-80(L)(2) - Landscape Requirements Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(N)(1) - Landscape Requirements	
20070006	MECCARIELLO FAMILY MANAGEMENT COMPANY LLC	805 SE 1 WAY, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas Chapter 46 - OFFENSES Section	RESPONDENT NOT PRESENT CONTINUED TO 12/8/2020

			46-13 - Trees, bushes and shrubs— Encroaching on public right-of-way Chapter 58 - SOLID WASTE ARTICLE I. - IN GENERAL Section 58-3. - Maintenance of area Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading	
20080027	13 SE 10TH STREET LLC	13 SE 10 ST, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. -	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 11/13/2020 FOR \$100 PER DAY

			ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	\$80 PROSECUTION COST
20080028	PICILLO,CATHY LE THOMPSON,JOHN JUSTIN & GLORIA	2432 SW 12 ST, DEERFIELD BEACH, FL 33442	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 11/13/2020 FOR \$100 PER DAY \$80 PROSECUTION COST
20080030	SUNSHINE REAL ESTATE HOLDINGS LLLP	2031 W SAMPLE RD, DEERFIELD BEACH, FL 33064	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 11/13/2020 FOR \$100 PER DAY \$80 PROSECUTION COST

20080034	JOE H SCOTT SR LIV TR SCOTT,JOE H & LORETTA A TRSTEE/ BUSINESS TAX/CU	200 LOCK RD, DEERFIELD BEACH, FL 33442	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IX. - CERTIFICATES OF USE Section 98-161(b) - Certificate of use permit requirements.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 11/13/2020 FOR \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST
20080035	JOE H.SCOTT SR LIV.TR & SCOTT,JOE & LORETTA, TRUSTEES	200 LOCK RD, DEERFIELD BEACH, FL 33442	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 11/13/2020 FOR \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST

			ARTICLE IX. - CERTIFICATES OF USE Section 98-161(b) - Certificate of use permit requirements	
20080039	INTERBOND CORP OF AMER	855 SW NATURA BLVD, DEERFIELD BEACH, FL 33441	Chapter 102 - SIGNS Section 102-14.(c) - Maintenance, violations, enforcement and remedies Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(4) - Exterior building and structure standards Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. -	RESPONDENT WAS PRESENT - ED, SWINDELL CONTINUED TO 1/27/2021

			DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development	
20050027	TONG,PHOUNG PHI	3280 W HILLSBORO BLVD, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(e) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT- PHI PHOUNG, TONG FINAL ORDER ISSUED COMPLY BY 1/22/2021 FOR \$100 PER DAY \$80 PROSECUTION COST
20060002	SOTO,MARK D	457 NW 2 WAY, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(3) - Exterior building and structure standards Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. -	RESPONDENT WAS PRESENT- MARK, SOTO CONTINUED TO 1/27/2021

			SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(b) - Off-street parking and loading	
20060006	805 HILLSBORO HOLDINGS LLC	805 E HILLSBORO BLVD, DEERFIELD BEACH, FL 33441	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IX. - CERTIFICATES OF USE Section 98-161(b) - Certificate of use permit requirements	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 11/13/2020 FOR \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST

20060045	BATMASIAN,JAMES H	1160 SW 1 WAY, DEERFIELD BEACH, FL 33441 A	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IX. - CERTIFICATES OF USE Section 98-161(b) - Certificate of use permit requirements Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-53(a) ARTICLE III. - ZONING DISTRICT REGULATIONS B-1 business, community	RESPONDENT WAS PRESENT- RAFAEL SALCEDO, ROBERT EISEN REP/LEGAL DEP. CONTINUED TO 11/18/2020
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20020104	DAMARVIC ENTERPRISE LLC	1239 E NEWPORT CENTER DR, DEERFIELD BEACH, FL 33442 112	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 11/13/2020 FOR \$100 PER DAY \$80 PROSECUTION COST
20030090	TOMAZ,ANTONIO ELIAS	4730 NE 1 TER, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT CONTINUED TO 11/18/2020
20030091	GATEWAY POWERLINE BP LLC %STOCKBRIDGE CAPITAL GROUP	4100 N POWERLINE RD, DEERFIELD BEACH, FL 33073 F1-F5	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required Chapter 98 - LAND DEVELOPMENT	RESPONDENT NOT PRESENT CONTINUED TO 12/8/2020

			REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IX. - CERTIFICATES OF USE Section 98-161(b) - Certificate of use permit requirements	
19100175	TIVOLI PARK MASTER ASSN INC %NEAL PROPERTY MANAGEMENT/BUILDING PERMITS	901 SW NATURA BLVD, DEERFIELD BEACH, FL 33441	Chapter 102 - SIGNS Section 102-5.(b) – Permits Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WAS PRESENT RAFAEL, SALCEDO- REPRESENTATIVE/ROBERT EISEN EXTENDED TO 11/13/2020

20080021	NEW LIFE CHURCH DEERFIELD BEACH INC	140 NE 5 AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(8) - Exterior building and structure standards	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10/16/2020 FOR \$250 PER DAY
20050014	MASSACHUSETTS CONDO ASSN INC PENNSYLVANIA CONDO ASSN INC ETAL/ MINIMUM HOUSING	SE 15 CT, DEERFIELD BEACH, FL 33441	Chapter 94 MIN HOUSE CHAPTER 94 HOUSING; Sec. 94-7. (a)- Minimum standards for maintenance of premises	RESPONDENT NOT PRESENT CONTINUED TO 11/18/2020
19060102	MCBRIEN,KEVIN D	915 SE 14 CT, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(b) - Off-street parking and loading Chapter 98 - LAND DEVELOPMENT REGULATIONS -	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 11/13/2020 FOR \$150 PER DAY PER VIOLATION \$80 PROSECUTION COST

			ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-80.(n)(1-2) - Landscape requirements	
20040011	KARTEL,ALLA	410 NE 6 AVE, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-91(a)(2) - Miscellaneous uses	RESPONDENT WAS PRESENT- KARTEL, ALLA CONTINUED TO 11/18/2020
20080036	MASCIARELLA,ANDREW M	330 SE 20 AVE, DEERFIELD BEACH, FL 33441 213	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT CONTINUED TO 11/18/2020

20010144	NELSON,DAVID WAYNE	1010 SE 6 ST, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT CONTINUED TO 11/18/2020
20030072	MORRIS,DENNISE & PATRICK	241 NW 41 ST, DEERFIELD BEACH, FL 33064	Chapter 94 MIN HOUSE CHAPTER 94 HOUSING; Sec. 94-6 (d) - Responsibilities of occupants	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10/16/2020 FOR \$250 PER DAY
19080252	SUAREZ,ERIC J MATOS,SHARICK/ BUILDING PERMITS	250 NW 43 PL, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10/16/2020 FOR \$125 PER DAY

			Section 98-113(a) Building permits	
19120075	VERRILLO,TERESA /BUILDING PERMITS	396 TILFORD S, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST

			Section 98-113(a) Building permits	
19120055	OLIVERIRA, TEODORO	201 NW 46 CT, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS ARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14-105(8) - Exterior building and structure standards Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT EXTENDED TO 1/22/2021

19120096	MERCADO, EDNA H/E MALDONADO, MIGUEL JR/BUILDING PERMITS	250 FARNHAM K, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WAS PRESENT- EDNA MERCADO CONTINUED TO 1/27/2021
20090074	HARDING FLA LLC	465 NW 3 WAY, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-70.(f) - Preparation of bulky yard and vegetative wastes. Chapter 58 - SOLID WASTE Section 58-	RESPONDENT NOT PRESENT FINDING OF FACT ORDER. COST WAIVED

			70.(a) - PREPARATION OF BULKY YARD AND VEGETATIVE WASTES	
20090076	TOLEDANO PROPERTIES LLC	100 NW 3 CT, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements	RESPONDENT NOT PRESENT NUISANCE ABATEMENT FINAL ORDER ISSUED CITY TO ABATE FOR 1 YEAR COMPLY BY 10/31/2020 \$200 PER DAY \$80 PROSECUTION COST
20100008	LA FITNESS	1000 E HILLSBORO BLVD, DEERFIELD BEACH, FL	Chapter 8 BROWARD EMERGENCY RESTRICTIONS Section 8-56 BROWARD COUNTY Code Emergency Order Violation	RESPONDENT NOT PRESENT FINES CERTIFIED AND PAID

20090058	PICTURE TWO LLC	3200 W HILLSBORO BLVD, DEERFIELD BEACH, FL	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-53(a) ARTICLE III. - ZONING DISTRICT REGULATIONS B-1 business, community	RESPONDENT WAS PRESENT- DENNY, SHUB REPEAT FINAL ORDER ISSUED REPEATED 9/6/2020, 9/12/2020 AND 10/3/2020 FOR 3 DAYS \$100 PER DAY FOR A TOTAL OF \$300 PLUS \$80 PROSECUTION COST
20090042	JUDSON, CH HINDS, GILDA , JUDSON, S ETAL	110 NE 6 CT, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10/16/2020 FOR \$100 PER DAY

20090051	NELSON. DAVID WAYNE	1010 SE 6 ST, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(C)(3) - Landscape Requirements	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10/16/2020 FOR \$100 PER DAY PER VIOLATION
20010148	DIVIAGGIO,CARUSSO	810 SE 12 CT, DEERFIELD BEACH, FL	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards.	RESPONDENT WAS PRESENT- DIVIAGGIO, CARUSSO FINES MITIGATED FOR \$580 TO BE PAID BY 4/18/2021

			Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(b) - Off-street parking and loading	
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18060055/\$80 COST	DIVIAGGIO,CARUSSO	810 SE 12 CT, DEERFIELD BEACH, FL	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas	RESPONDENT WAS PRESENT DIVIAGGIO, CARUSSO PROSECUTION COST FOR \$80 TO BE PAID BY 4/18/2021
16090112	WELCH, KATRINA	1261 SW 10 AVE DEERFIELD BEACH, FL	. Chapter 98 - LAND D ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading Chapter 58 - SOLID W DIVISION 3. - RESIDENTIAL COLLECTION Section 58-69.(g) - Preparation and storage of residential refuse Chapter 14 - BUILDIN Section 14-105(6). -	RESPONDENT WAS PRESENT KATRINA, WELSCH FINES MITIGATED FOR \$780 TO BE PAID BY 1/27/2021

			Exterior building and structure standards.	
19120018	DEERFIELD CENTRE LLC	700-708 S FEDERAL HWY, DEERFIELD BECH, FL	Chapter 102 - SIGNS Section 102-7. (3)- Certain sign or sign structures prohibited	RESPONDENT WAS PRESENT- PHILLIS ROBINSON FINES MITIGATED FOR \$7,580 TO BE PAID BY 11/18/2020
18020128	RANDALL, SCOTT M & BARBARA/ Attorney Steve Utrecht	4291 N DIXIE HWY, DEERFIELD BEACH, FL	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas	RESPONDENT WAS PRESENT- RANDAL, SCOTT/ATTORNEY STEVE UTRECHT FINES MITIGATED FOR \$1,080 TO BE PAID BY 11/18/2020

16080227	RANDALL, SCOTT M & BARBARA/ Attorney Steve Utrecht	4291 N DIXIE HWY, DEERFIELD BEACH, FL	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b). - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT RANDAL, SCOTT/ATTORNEY STEVE UTRECHT FINES MITIGATED FOR \$180 TO BE PAID BY 11/18/2020
18080007	PF RENTAL DEVELOPMENT 2018 LLC/Patricia Ferrer	5301 NE 8 AVE, DEERFIELD BEACH, FL	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT	RESPONDENT WAS PRESENT PATRICIA FERRER, MANAGER FINES MITIGATED FOR \$7,580 TO BE PAID BY 11/18/2020

			Section 98-113(a) Building permits	
20040016	ELLE SNAG LLC	1041 E HILLSBORO BLVD, DEERFIELD BEACH, FL	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT WAS PRESENT- ELLE SNAG FINES MITIGATED FOR \$780 TO BE PAID BY 11/18/2020
98-3485	ETCHELS, DOROTHY	57 NE 6 AVE, DEERFIELD BEACH, FL	34-91 Inoperative vehicle parking 98-88 parking-single & two family	RESPONDENT WAS PRESENT DOROTHY, ETCHELS FINES MITIGATED FOR \$500 TO BE PAID BY 1/12/2021

00-1219	ETCHELS, DOROTHY	57 NE 6 AVE, DEERFIELD BEACH, FL	34-91 Inoperative vehicle parking	RESPONDENT WAS PRESENT- DOROTHY, ETCHELS FINES MITIGATED FOR \$500 TO BE PAID BY 1/12/2021
3-2915 04-3691	ETCHELS, DOROTHY	57 NE 6 AVE, DEERFIELD BEACH, FL	34-91 Inoperative vehicle parking 34-57 (a) (1) Trash- It shall be a violation of this article for any owner or tenant to permit the accumulation of litter upon any parcel of land in the city owned, leased or otherwise in the possession of the owner or tenant within the adjoining right-of- way, and between the extensions of the side plot lines to the	RESPONDENT WAS PRESENT- DOROTHY, ETCHELS FINES MITIGATED FOR \$300 TO BE PAID BY 1/12/2021 FINES MITIGATED FOR \$600 TO BE PAID BY 1/12/2021

			centerline of the right-of-way. 34-91 Inoperative vehicle parking	
04-3692 07-1816	ETCHELS, DOROTHY	57 NE 6 AVE, DEERFIELD BEACH, FL	46-28 Front yard storage 34-57 (A) (1) Trash . It shall be a violation of this article for any owner or tenant to permit the accumulation of litter upon any parcel of land in the city owned, leased or otherwise in the possession of the owner or tenant within the adjoining right-of- way, and between the extensions of the side plot lines to the centerline of the right-of-way.	RESPONDENT WAS PRESENT- DOROTHY, ETCHELS FINES MITIGATED FOR \$200 TO BE PAID BY 1/12/2021 FINES MITIGATED FOR \$2,680 TO BE PAID BY 1/12/2021

SPECIAL MAGISTRATE MINUTES
CITY OF DEERFIELD BEACH, FLORIDA

Eugene Steinfeld, Special Magistrate

Date

CODE COMPLIANCE OF DEERFIELD BEACH

MINUTES OF A CODE COMPLIANCE HEARING

November 3, 2020

Eugene Steinfeld Presiding

Special Magistrate Eugene Steinfeld in the City Commission Room called the meeting to order at 9:30 AM.

PRESENT: Bernard Pita, Code Compliance Supervisor
Jean Placide, Code Compliance Inspector
Marcio Chavez, Code Compliance Inspector
Greg Wienbarg, Code Compliance Inspector
Sheryl Salvage, Code Compliance Inspector
Silvio Baca, Code Compliance Inspector
Maritza Martinez, Administrative Assistant

For the record Winlett Jordan –Banton, Special Magistrate Clerk, swore the attendees.

<u>Case Nr.</u>	<u>Owner Name</u>	<u>Property Address</u>	<u>Violation</u>	<u>Disposition</u>
18070315 to 18070351	BONNELLIO BELLISSIMO LLC	731 SE 1 WAY, DEERFIELD BEACH, FL 33441 C23	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-80(n) - Landscape requirements. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-80(r)(4) - Landscape requirements Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. -	RESPONDENT NOT PRESENT CONTINUED TO 1-12-2021

			SUPPLEMENTARY REGULATIONS Section 98- 80.(v) - Landscape requirements	
20080044	ESCALANTE, CALEB	904 SE 11 ST, DEERFIELD BEACH, FL 33441	Chapter 10 - ANIMALS Section 10-4(a) - Maintaining animals in general; limitation on number of pets; enforcement	RESPONDENT WAS PRESENT- CALEB ESCALANTE CONTINUED TO 12-8-2020
20020118	WILLIAMS,ARTHUR EST	1260 SW 9 AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10-30-2020 FOR \$100 PER DAY
20080017	PHILOPA, MARTYNAS	266 NE 44 ST, DEERFIELD BEACH, FL 33064	Chapter 66 - TRAFFIC AND VEHICLES Section 66-117.(a) - Parking prohibitions; enforcement.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10-31-2020 FOR \$150 PER DAY

20090030/post	MORENO,MARCELO MAIA	1321 SW 1 TER, DEERFIELD BEACH, FL 33441	Chapter 66 - TRAFFIC AND VEHICLES Section 66-117.(b) - Parking prohibitions; enforcement	RESPONDENT WAS PRESENT- MARCELO, MORENO FINAL ORDER ISSUED COMPLY BY 1-8-2021 \$100 PER DAY \$80 PROSECUTION COST
20090031/post	SILLATO,GREGORY A & CARA	1401 SW 1 TER, DEERFIELD BEACH, FL 33441	Chapter 66 - TRAFFIC AND VEHICLES Section 66-117.(b) - Parking prohibitions; enforcement	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 12-4-2020 \$100 PER DAY \$80 PROSECUTION COST
20090032/post	MCKEEVER,CATHERINE S & TIMOTHY D	362 SW 33 TER, DEERFIELD BEACH, FL 33442	Chapter 66 - TRAFFIC AND VEHICLES Section 66-117.(b) - Parking prohibitions; enforcement	RESPONDENT NOT PRESENT CONTINUED TO 2-9-2021

20020097	PADLAD,LEERON	320 NW 4 AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT CONTINUED TO 12-8-2020
20020010	GONZALEZ,MARIA N H/E GONZALEZ,MICHAEL A	384 SW 32 AVE, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98- 113(a) Building permits FIRE PREVENTION CODE F- 103.2.9.5 Hurricane Protection Devices - Shutters Up After Storms	RESPONDENTS WERE PRESENT- DAVID LEON SON OF OWNER MICHAEL GONZALEZ EXTENDED TO 12-4-2020
20030057	RUDNICK,JASON H/E RUDNICK,MICHAEL	4009 NW 1 PL, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98- 80(C)(3) - Landscape Requirements	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10-30-2020 FOR \$100 PER DAY

20070012	RUDNICK,JASON H/E RUDNICK,MICHAEL	4009 NW 1 PL, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98- 81(d)(1) - Tree preservation	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10-30-2020 FOR \$100 PER DAY
20080046	LOPES,TAINARA SANTANA DE SOUZA,EDER COSTA	117 NW 2 ST, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-88.(b) - Off-street parking and loading Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98- 113(a) Building permits	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10-30-2020 FOR \$100 PER DAY PER VIOLATION

20020067	BARKER,ELIZABETH J & BARBER,JEAN B	123 NE 20 AVE, DEERFIELD BEACH, FL 33441	Chapter 102 - SIGNS Section 102-5.(a) – Permits Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98- 113(a) Building permits	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10-30-2020 FOR \$100 PER DAY PER VIOLATION
20040027	SANDPIPER DEV LLC	377 S FEDERAL HWY, DEERFIELD BEACH, FL 33441	Chapter 102 - SIGNS Section 102-7. (3)- Certain sign or sign structures prohibited Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10-30-2020 FOR \$100 PER DAY PER VIOLATION

			REGULATIONS Section 98 - 88(j)(1) Off-street parking and loading Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IX. - CERTIFICATES OF USE Section 98-161(b) - Certificate of use permit requirements	
20050010/cm/cost	RAMCO-GERSHENSON PROPERTIES LP	1019 S FEDERAL HWY, DEERFIELD BEACH, FL 33441	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
20060039/cm/cost	KOSHER MARKET & DELI LLC	230 S POWERLINE RD, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS , ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(J)(1) - Landscape Requirements	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST

20070036/post	159 DEERFIELD INVESTMENTS, LLC	159 NW 1 ST, DEERFIELD BEACH, FL 33441 1	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required	RESPONDENT WAS PRESENT- DONALD ANDERSON PROPERTY MANAGER CONTINUED TO 12-8-2020
20070038/post	AJZ PROPERTIES LLC	1151 S POWERLINE RD, DEERFIELD BEACH, FL 33442	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(3) - Exterior building and structure standards Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(f) Off-street parking and loading Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(L)(2) - Landscape Requirements.	RESPONDENT WAS PRESENT- AMIR MOMIN PRINCIPAL CONTINUED TO 2-9-2021

20050011	EVANS,BRANDY EVANS,DEBORAH	5311 NE 10 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS ARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14-105(8) - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(4) - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(6) - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10-30-2020 FOR \$100 PER DAY PER VIOLATION

			standards for yard and landscape areas. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-74 - Display of street numbers on buildings Chapter 58 - SOLID WASTE ARTICLE I. - IN GENERAL Section 58-3. - Maintenance of area. Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-69.(g) - Preparation and storage of residential refuse Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 - 88(j)(1) Off-street parking and loading Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-	
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			80(A)(1)(a-i) - Landscape Requirements Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	
20100047/post	KOWALSKI, ANNE M EST	1313 SE 2 AVE, DEERFIELD BEACH, FL	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 11-13-2020 \$100 PER DAY \$80 PROSECUTION COST
20100026	INTERNATIONAL COMMUNITY FRUIT OF THE VINE INC	210 SW 1 CT, DEERFIELD BEACH, FL 33441, A-C	Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-70.(f) - Preparation of bulky yard and vegetative wastes.	RESPONDENT WAS PRESENT- LUANA CUNHA FINDING OF FACT ORDER. COST WAIVED

20100042	HABITAT FOR HUMANITY OF BROWARD INC	171 SW 3 ST, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID WASTE DIVISION 4. - COMMERCIAL REFUSE COLLECTION; Sec. 58-86 Responsibility of owners or agents for keeping areas free of garbage, recyclable materials, and trash, etc.	RESPONDENT NOT PRESENT REPEAT FINAL ORDER ISSUED REPEATED 10-14-2020, 10-15-2020, 10-19-2020 AND 10-20-2020 FOR 4 DAYS AT \$100 PER DAY FOR A TOTAL OF \$400 PLUS \$80 PROSECUTION COST
20010201	I LEE REI LLC	1278 SE 7 CT, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT EXTENDED TO 12-4-2020
20020045	LIMA, RONALDO LUIS DE	220 NW 41 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(6) - Exterior building and structure standards. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -	RESPONDENT NOT PRESENT EXTENDED TO 12-4-2020

			88(j)(1) Off-street parking and loading	
20020047/post	MORRIS,DENNISE & PATRICK	241 NW 41 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS ARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14-105(8) - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(4) - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE IV. - JUNKED VEHICLES AND ABANDONED PROPERTY- Section 34-160 - Parking or storage for over 72 hours restricted	RESPONDENT NOT PRESENT CONTINUED TO 12-8-2020

			Chapter 58 - SOLID WASTE ARTICLE I. - IN GENERAL Section 58-3. - Maintenance of area Chapter 66 - TRAFFIC AND VEHICLES Section 66-117.(a) - Parking prohibitions; enforcement Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 - 88(j)(1) Off-street parking and loading Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	
16010091	DIVITO ENTERPRISES LIMITED PARTNERSHIP/SHOPPES AT DEERFIELD LLC	718 S FEDERAL HWY, DEERFIELD BEACH, FL	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(6). - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS	RESPONDENT WAS PRESENT- WAYNE KAPLIN ATTORNEY

			Section 14-105(7). - Exterior building and structure standards Chapter 58 - SOLID WASTE ARTICLE I. - IN GENERAL Section 58-3. - Maintenance of area. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16. - Maintenance of development	FINES MITIGATED FOR \$2,080 TO BE PAID BY 1-12-2021
16010092	DIVITO ENTERPRISES LIMITED PARTNERSHIP/SHOPPES AT DEERFIELD LLC/	784 S FEDERAL HWY, DEERFIELD BEACH, FL	Chapter 102 - SIGNS Section 102-14.(a) - Maintenance, violations, enforcement and remedies Chapter 102 - SIGNS Section 102-14.(b) - Maintenance, violations, enforcement and remedies. Chapter 102 - SIGNS Section 102-7.(24) - Certain sign or sign structures prohibited Chapter 14 - BUILDINGS AND BUILDING REGULATIONS	RESPONDENT WAS PRESENT- WAYNE KAPLIN ATTORNEY FINES MITIGATED FOR \$2,090 TO BE PAID BY 1-12-2021

			Section 14-105(6). - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7). - Exterior building and structure standards Chapter 58 - SOLID WASTE ARTICLE I. - IN GENERAL Section 58-3. - Maintenance of area. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16. - Maintenance of development	
16010093	DIVITO ENTERPRISES LIMITED PARTNERSHIP/SHOPPES AT DEERFIELD LLC	814 S FEDERAL HWY, DEERFIELD BEACH, FL	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(6). - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7). - Exterior building and structure standards	RESPONDENT WAS PRESENT- WAYNE KAPLIN ATTORNEY FINES MITIGATED FOR \$2,080 TO BE PAID BY 1-12-2021

			Chapter 58 - SOLID WASTE ARTICLE I. - IN GENERAL Section 58-3. - Maintenance of area Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16. - Maintenance of development Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-113(a) Building permits	
16060003	JOYCE THOMPSON REV TR GRACE,ROBIN TRSTEE / GIL ATTIA	305 NW 7 CT, DEERFIELD BEACH, FL	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1). - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7). - Exterior building and structure standards.	RESPONDENT NOT PRESENT CASE MOVED TO 11-18-2020

19070014	JOYCE THOMPSON REV TR GRACE,ROBIN TRSTEE / GIL ATTIA	305 NW 7 CT, DEERFIELD BEACH, FL	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34- 144 - Maintenance requirements	RESPONDENT NOT PRESENT CASE MOVED TO 11-18-2020
16100006	SAMUEL, ETHEL EST/GMAX FL LLC	1370 SW 5 Ave DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Sec. 34-144. - Maintenance requirements	RESPONDENT WAS PRESENT- SOANNYS CUEVAS AGENT FINES MITIGATED FOR \$2,620 TO BE PAID BY 2-9-2021
16120026	SAMUEL, ETHEL EST/GMAX FL LLC	1370 SW 5 Ave DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Sec. 34-144. - Maintenance requirements	RESPONDENT WAS PRESENT- SOANNYS CUEVAS AGENT FINES MITIGATED FOR \$180 TO BE PAID BY 2-9-2021
18040107	CAMBRONNE, MIRIAM, PIERRE & GLADYS	761 NE 43 CT, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-74 - Display of street numbers on buildings. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY	RESPONDENT WAS PRESENT- GLADYS CAMBRONNE FINES MITIGATED FOR \$2,500 TO BE PAID BY 5-11-2021

			REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98- 88.(b) - Off-street parking and loading	
19080195	BROWN, FELICIA & RICHIE	320 NW 37 ST, DEERFIELD BEACH, FL	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS ARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14-105(8) - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas Chapter 14 - BUILDINGS AND BUILDING REGULATIONS ARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14-105(8) - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS	RESPONDENT NOT PRESENT DISMISSED WITHOUT PREJUDICE

			Section 14-106(b) - Minimum standards for yard and landscape areas Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE IV. - JUNKED VEHICLES AND ABANDONED PROPERTY- Section 34-160 - Parking or storage for over 72 hours restricted Chapter 66 - TRAFFIC AND VEHICLES Section 66-61(b). - Parking of commercial vehicles on public streets and commercially zoned property Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 - 88(j)(1) Off-street parking and loading.	
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			Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(b) - Off-street parking and loading.	
20090001	ISRAEL FAMILY 3401 DEER CRK LLC %KEI PROPERTIES	3401 DEER CREEK COUNTRY CLUB DR, DEERFIELD BEACH, FL 33442	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements	RESPONDENT NOT PRESENT IMPOSITION OF FINE AND CLAIM OF LIEN WAS VACATED

SPECIAL MAGISTRATE MINUTES
CITY OF DEERFIELD BEACH, FLORIDA

Eugene Steinfeld, Special Magistrate

Date

CODE COMPLIANCE OF DEERFIELD BEACH

MINUTES OF A CODE COMPLIANCE HEARING

November 18, 2020

Eugene Steinfeld Presiding

Special Magistrate Eugene Steinfeld in the City Commission Room called the meeting to order at 9:30 AM.

PRESENT: Bernard Pita, Code Compliance Manager
Gregory Wienbarg, Code Compliance Inspector
Jean Placide, Code Compliance Inspector
Angelica Morales, Code Compliance Inspector
Silvio Baca, Code Compliance Inspector
Marcio Chavez, Code Compliance Inspector
Sheryl Salvage, Code Compliance Inspector
Maritza Martinez, Administrative Assistant
Shariann Pearson, Special Magistrate Clerk

For the record Winlett Jordan-Banton, Special Magistrate Clerk, swore the attendees.

<u>Case Nr.</u>	<u>Owners Name</u>	<u>Property Address</u>	<u>Violation</u>	<u>Disposition</u>
20080025	HEINSOHN,JOY SMITH,MICHAEL	910 SE 10 CT, DEERFIELD BEACH, FL 33441	Chapter 66 - TRAFFIC AND VEHICLES Section 66-117.(a) - Parking prohibitions; enforcement.	RESPONDENT NOT PRESENT CONTINUED TO 1-27-2021
20030096/cm	BURKE,ELYSE LE DONNA BURKE REV LIV TR	420 SE 4 ST, DEERFIELD BEACH, FL 33441	Chapter 66 - TRAFFIC AND VEHICLES Section 66-117.(a) - Parking prohibitions; enforcement.	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
20100039	COOPER,H DOUGLAS COOPER,TATIANA	232 SE 18 AVE, DEERFIELD BEACH, FL 33441	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONSARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98-	RESPONDENT NOT PRESENT CONTINUED TO 1-27-2021

			106 (d) (1) Vacation Rental Registration Requirement	
20010199	PEARL CONDO 8427 LLC	1308 SE 1 TER, DEERFIELD BEACH, FL 33441	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONSARTICLE IV. - SUPPLEMENTARY REGULATIONS; Sec 98- 106 (d) (1) Vacation Rental Registration Requirement Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONSARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT CONTINUED TO 1-27-2021

20090047	MITCHELL, HENRY C	326 NW 2 WAY, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONSARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14-105(8) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONSSection 14-106(b) - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONSARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-75(1)(a,b,c.) - Residential walls, fences and hedges.	RESPONDENT NOT PRESENT CONTINUED TO 1-27-2021
20090063	MILLER,SHIRLENE A H/E MILLER,DAVID	561 SE 2 ST, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONSARTICLE IV. - SUPPLEMENTARY REGULATIONS Section	RESPONDENT WAS PRESENT- DUSTIN MERCURIO REALTOR CONTINUED TO 1-27-2021

			98-81(d)(1) - Tree preservation. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONSARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(N)(1) - Landscape Requirements.	
20100002	FONTIL,ROUBENTS	1230 SW 6 WAY, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. – NUISANCES ARTICLE VI. - NUISANCE ABATEMENT PROPERTY CODE DIVISION 1. - GENERALLY Section 34-121 - Declaration of nuisance.	RESPONDENT NOT PRESENT CONTINUED TO 1-27-2021
20100033	LOPES HOLDINGS USA LLC	1246 SE 7 CT, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONSSection 14-106(b) - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONSARTICLE V. - ADMINISTRATION	RESPONDENT NOT PRESENT CONTINUED TO 1-27-2021

			AND ENFORCEMENT Section 98-113(a) Building permits	
20070014	JAL DEVELOPMENT INC	4337 NW 5 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT EXTENDED TO 1-22-2021
20070015	BORGES,JOAO MARTINS	4339 NW 5 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading.	RESPONDENT NOT PRESENT EXTENDED TO 1-22-2021

19110011	ASSOCIATION OF MEADOWS CRYSTAL	2300 SW 17 CIR, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT NOT PRESENT CONTINUED TO 2-24-2021
20010262	CARBONE,GINO & VIRNA	3919 NW 1 DR, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WAS PRESENT- GINO CARBONE CONTINUED TO 1-22-2021
20080064	HIGHLANDS PLAZA INC & TMT PROPERTIES INC % PAUL BURREL	4801 N DIXIE HWY, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WAS PRESENT- MAGGIE FIGUEROA FINAL ORDER ISSUED COMPLY BY 1-22-2021 \$100 PER DAY \$80 PROSECUTION COST

20090013	CPE ASSOCIATES LANDSCAPE VIOLATION	1166 W NEWPORT CENTER DR, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONSARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT WAS PRESENT- JAMES YOUNG CONTINUED TO 2-24-2021
20080042	ASSANTES,ROBERT & MARY BTR	5001 N DIXIE HWY, DEERFIELD BEACH, FL 33064	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-22-2021 \$100 PER DAY \$80 PROSECUTION COST
20090070	NEWCASTLE INVESTMENTS LLC	501 E SAMPLE RD, DEERFIELD BEACH, FL 33064	Chapter 102 – SIGNS Section 102-8.(c)(3)(a)(1) - Signs allowed.	RESPONDENT WAS PRESENT- DONALD ANDERSON FINAL ORDER ISSUED COMPLY BY 1-22-2021 \$100 PER DAY \$80 PROSECUTION COST

20060006/dismissed	805 HILLSBORO HOLDINGS LLC	805 E HILLSBORO BLVD, DEERFIELD BEACH, FL 33441	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONSARTICLE IX. - CERTIFICATES OF USE Section 98-161(b) - Certificate of use permit requirements.	RESPONDENT NOT PRESENT VACATE ORDER ISSUED
20080028/cm/cost	PICILLO,CATHY LE THOMPSON,JOHN JUSTIN & GLORIA BTR	2432 SW 12 ST, DEERFIELD BEACH, FL 33442	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
20080030	SUNSHINE REAL ESTATE HOLDINGS LLLP BTR	2031 W SAMPLE RD, DEERFIELD BEACH, FL 33064	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-13-2020 FOR \$100 PER DAY

20080034/dismissed	JOE H SCOTT SR LIV TR SCOTT,JOE H & LORETTA A TRSTEE	200 LOCK RD, DEERFIELD BEACH, FL 33442	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONSARTICLE IX. - CERTIFICATES OF USE Section 98-161(b) - Certificate of use permit requirements	RESPONENT NOT PRESENT VACATE ORDER ISSUED
20080035/dismissed	JOE H.SCOTT SR LIV.TR & SCOTT,JOE & LORETTA, TRUSTEES	200 LOCK RD, DEERFIELD BEACH, FL 33442	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONSARTICLE IX. - CERTIFICATES OF USE Section 98-161(b) - Certificate of use permit requirements	RESPONDENT NOT PRESENT VACATE ORDER ISSUED

20020104	DAMARVIC ENTERPRISE	1239 E NEWPORT CENTER DR, DEERFIELD BEACH, FL 33442 112	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required.	RESPONDENT NOT PRESENT EXTENDED TO 1-22-2021
19100175	TIVOLI PARK MASTER ASSN INC %NEAL PROPERTY MANAGEMENT	901 SW NATURA BLVD, DEERFIELD BEACH, FL 33441	Chapter 102 – SIGNS Section 102-5.(b) - Permits. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONSNARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WAS PRESENT- DONALD ANDERSON FINES IMPOSED AS OF 11-13-2020 FOR \$100 PER DAY PER VIOLATION
20030090	TOMAZ,ANTONIO ELIAS	4730 NE 1 TER, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONSNARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WAS PRESENT- ANTONIO TOMAZ FINAL ORDER ISSUED COMPLY BY 1-22-2021 \$100 PER DAY \$80 PROSECUTION COST

20060045	BATMASIAN,JAMES H R	1160 SW 1 WAY, DEERFIELD BEACH, FL 33441 A	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IX. - CERTIFICATES OF USE Section 98-161(b) - Certificate of use permit requirements Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONSSec. 98- 53(a) ARTICLE III. - ZONING DISTRICT REGULATIONS B-1 business, community	RESPONDENT WAS PRESENT- DONALD ANDERSON CONTINUED TO 1-27-2021
20100044	MEREDITH FAM REV LIV TR	1241 SE 14 CT, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34- 144 - Maintenance requirements.	RESPONDENT NOT PRESENT NUISANCE ABATEMENT FINAL ORDER ISSUED CTIY TO ABATE FOR ONE YEAR

				COMPLY BY 11-30-2020 \$100 PER DAY \$80 PROSECUTION COST
20100065	BP FOUNDATION LAND TR KIRSCHBAUM LAW OFFICE LLC TRSTEE	275 W HILLSBORO BLVD, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. – NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34- 144 - Maintenance requirements.	RESPONDENT NOT PRESENT NUISANCE ABATEMENT FINAL ORDER ISSUED CTIY TO ABATE FOR ONE YEAR COMPLY BY 11-30-2020 \$100 PER DAY \$80 PROSECUTION COST
20100069	LAWSON, ELIZABETH EST	548 NW 2 TER, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. – NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34- 144 - Maintenance requirements.	RESPONDENT NOT PRESENT NUISANCE ABATEMENT FINAL ORDER ISSUED CTIY TO ABATE COMPLY BY 11-30-2020 \$100 PER DAY \$80 PROSECUTION COST

20110001	KAIZER, LLEWELLYN V EST.	1331 SW 8 AVE, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34- 144 - Maintenance requirements.	RESPONDENT NOT PRESENT NUISANCE ABATEMENT FINAL ORDER ISSUED CTIY TO ABATE COMPLY BY 11-30-2020 \$100 PER DAY \$80 PROSECUTION COST
19060102	MCBRIEN,KEVIN D	915 SE 14 CT, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(b) - Off-street parking and loading Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98- 80.(n)(1-2) - Landscape requirements.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-13-2020 FOR \$150 PER DAY PER VIOLATION

20040011	KARTEL,ALLA MISCELLANEOUS USE	410 NE 6 AVE, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-91(a)(2) - Miscellaneous uses	RESPONDENT WAS PRESENT - ALLA KARTEL CASE DISMISSED
20080024	DIAMOND KEY INVESTMENT LLC	431 NE 39 ST, DEERFIELD BEACH, FL 33064	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE IV. - JUNKED VEHICLES AND ABANDONED PROPERTY- Section 34- 160 -Parking or storage for over 72 hours restricted.	RESPONDENT NOT PRESENT CONTINUED TO 1-27-2021
20080069	RODRIGUEZ,MARIO A	4430 NE 3 TER, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT CONTINUED TO 2-24-2021

20090052	CYR,JEAN-PIERRE CYR,LINE	100 HARWOOD I, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT CONTINUED TO 2-24-2021
20090068	NMB PROPERTY GROUP LLC	151 FARNHAM G, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT CONTINUED TO 1-27-2021
20090069	RICE CAPITAL LLC	152 FARNHAM G, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WAS PRESENT- MICHELLE ROGERS AGENT CONTNUED TO 2-24-2021

20020031	MJR HOME IMPROVEMENTS CORP	670 NE 44 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS ARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14-105(8) - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT CONTINUED TO 1-27-2021
20010144	NELSON,DAVID WAYNE	1010 SE 6 ST, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-22-2021 \$100 PER DAY

				\$80 PROSECUTION COST
20030070	JOSEPH, JULIENNE & JOSEPH, PROSPER	231 NW 41 ST, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT CONTINUED TO 2-24-2021
20080036	MASCIARELLA, ANDREW M	330 SE 20 AVE, DEERFIELD BEACH, FL 33441#213	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT CONTINUED TO 2-24-2021
20100047	KOWALSKI, ANNE M EST	1313 SE 2 AVE, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-13-2020 \$100 PER DAY

20110008	MONROE, TRAVA TYRONE	209 SW 8 CT, DEERFIELD BEACH, FL 33441	Chapter 58 - SOLID WASTE DIVISION 4. - COMMERCIAL REFUSE COLLECTION; Sec. 58-86 Responsibility of owners or agents for keeping areas free of garbage, recyclable materials, and trash, etc.	RESPONDENT NOT PRESENT FINDING OF FACT ORDER COST WAIVED
20080059	DESMORE, JOEL R & MERILEE A	1300 SE 1 WAY, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1) - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 10-30-2020 FOR \$100 PER DAY PER VIOLATION

20110018	STROIA, MARILIA	501 SE 14 ST#505, DEERFIELD BEACH, FL	Chapter 10 - ANIMALS Section 10-4(a) - Maintaining animals in general; limitation on number of pets; enforcement	RESPONDENT NOT PRESENT REPEAT FINAL ORDER ISSUED REPEATED 10-6-2020 UNTIL COMPLIED \$80 PROSECUTION COST
16060003	JOYCE THOMPSON REV TR GRACE, ROBIN TRSTEE / GIL ATTIA	305 NW 7 CT, DEERFIELD BEACH, FL	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1). - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7). - Exterior building and structure standards Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-74. - Display of street numbers on building	RESPONDENTS WERE PRESENT- GIL ATTIA OWNER EYAL ELKAYAM REALTOR FINES MITIGATED FOR \$4,000 TO BE PAID BY 1-12-2021

19070014	JOYCE THOMPSON REV TR GRACE, ROBIN TRSTEE / GIL ATTIA	305 NW 7 CT, DEERFIELD BEACH, FL	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34- 144 - Maintenance requirements	RESPONDENTS WERE PRESENT- GIL ATTIA OWNER EYAL ELKAYAM REALTOR FINES MITIGATED FOR \$1,000 TO BE PAID BY 1-12-2021
20030039	DA SILVA, CARLA R DA SILVA, DENIELE	4323 NW 4 AVE, DEERFIELD BEACH, FL	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT WAS PRESENT- CARLA DA SILVA OWNER FINES MITIGATED FOR \$180 TO BE PAID BY 2-24-2021
20030095	1642 LLC	1624 SE 3 CT, DEERFIELD BEACH, FL 33441	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required.	RESPONDENT NOT PRESENT VACATED IMPOSITION OF FINE AND CLAIM OF LIEN

18060063	HEROIC HOMES LLC/BERNADINE JONES	187 SE 10 ST, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards	RESPONDENT WAS PRESENT- BERNADINE JONES PROPERTY MANAGER FINES MITIGATED FOR \$2,580 TO BE PAID BY 1-12-2021
15090206/\$80	HEROIC HOMES LLC/BERNADINE JONES	187 SE 10 ST, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE IV. - JUNKED VEHICLES AND ABANDONED PROPERTY-Section 34- 91.-Parking or storage for over 72 hours restricted	RESPONDENT WAS PRESENT- BERNADINE JONES PROPERTY MANAGER \$80 COST TO BE PAID BY 1-12-2021
15100224/\$80	HEROIC HOMES LLC/BERNADINE JONES	187 SE 10 ST, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(8). - Exterior building and structure standards	RESPONDENT WAS PRESENT- BERNADINE JONES PROPERTY MANAGER \$80 COST TO BE PAID BY 1-12-2021

17080147	HEROIC HOMES LLC/BERNADINE JONES	187 SE 10 ST, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34- 144 - Maintenance requirements	RESPONDENT WAS PRESENT- BERNADINE JONES PROPERTY MANAGER FINES MITIGATED FOR \$180 TO BE PAID BY 1-12-2021
19070041	HEROIC HOMES LLC/BERNADINE JONES	187 SE 10 ST, DEERFIELD BEACH, FL 33441	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34- 144 - Maintenance requirements.	RESPONDENT WAS PRESENT- BERNADINE JONES PROPERTY MANAGER FINES MITIGATED FOR \$1,480 TO BE PAID BY 1-12-2021
3-3799 and 5-842	HEROIC HOMES LLC/BERNADINE JONES	187 SE 10 ST, DEERFIELD BEACH, FL 33441	98-113 (a) Building Permits required 66-117 Rv Parking Prohibitions	RESPONDENT WAS PRESENT- BERNADINE JONES PROPERTY MANAGER FINES MITIGATED FOR \$100 FOR -3799 AND \$80 FOR 5-842 TO BE PAID BY 1-12-2021

20030072	MORRIS, DENNISE & PATRICK	241 NW 41 ST, DEERFIELD BEACH, FL	Chapter 94 MIN HOUSE CHAPTER 94 HOUSING; Sec. 94-6 (d) - Responsibilities of occupants	RESPONDENT NOT PRESENT VACATED IMPOSITION OF FINE AND CLAIM OF LIEN
19120018	DEERFIELD CENTRE, LLC	700-708 S FEDERAL HIGHWAY, DEERFIELD BEACH, FL	Chapter 102 - SIGNS Section 102-7. (3)- Certain sign or sign structures prohibited	RESPONDENT WAS PRESENT – PHYLLIS ROBINSON FINES MITIGATED FOR \$3,580 TO BE PAID BY 1-12-2021

CITY OF DEERFIELD BEACH, FLORIDA

Eugene Steinfeld, Special Magistrate

Date

CODE COMPLIANCE OF DEERFIELD BEACH

MINUTES OF A CODE COMPLIANCE HEARING

December 8, 2020

Douglas Gonzales

Presiding

Special Magistrate Douglas Gonzales in the City Commission Room called the meeting to order at 9:30 A.M.

PRESENT: Bernard Pita, Code Compliance Manager
Lenore Graber, Senior Code Compliance
Gregory Wienbarg, Code Compliance Inspector
Jean Placide, Code Compliance Inspector
Angelica Morales, Code Compliance Inspector
Marcio Chaves, Code Compliance Inspector
Sheryl Salvage, Code Compliance Inspector
Silvio Baca, Code Compliance Inspector
Maritza Martinez, Administrative Assistant

For the record Winlett Banton-Jordan, Special Magistrate Clerk, swore the attendees.

	<u>Case Nr.</u>	<u>Owner Name</u>	<u>Property Address</u>	<u>Violation</u>	<u>Disposition</u>
5	20080044/ animals, chickens	ESCALANTE, CALEB	904 SE 11 ST, DEERFIELD BEACH, FL 33441	Chapter 10 - ANIMALS Section 10-4(a) - Maintaining animals in general; limitation on number of pets; enforcement.	RESPONDENT WAS PRESENT – CALEB ESCALANTE SPECIAL SET TO BE RESCHEDULED
6	20090031	SILLATO,GREGORY A & CARA	1401 SW 1 TER, DEERFIELD BEACH, FL 33441	Chapter 66 - TRAFFIC AND VEHICLES Section 66- 117.(b) - Parking prohibitions; enforcement.	RESPONDENT NOT PRESENT IMPOSITION OF FINE & CLAIM OF LIEN VACATED
10	20100072/ Covid	PRAXIS VENTURE LP %MRK PARTNERS INC	1450 SW 11 WAY, DEERFIELD BEACH, FL 33441	Chapter 8 BROWARD EMERGENCY RESTRICTIONS Section 8-56 BROWARD COUNTY Code Emergency Order Violation	RESPONDENT NOT PRESENT \$500 CITATION PER COVID 19 HAS NOT BEEN PAID \$80 PROSECUTION COST
11	20050019/ landscape	381 THE COVE LLC	381 SE 15 AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(3)	RESPONDENT NOT PRESENT

				- Exterior building and structure standards.	CERTIFIED WITH \$80 PROSECUTION COST
13	20100019/ trees	STARBUCK,GARRETT	730 SW 11 CT, DEERFIELD BEACH, FL 33441	Chapter 46 - OFFENSES Section 46-13 - Trees, bushes and shrubs—Encroaching on public right-of-way.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-8-2021 \$125 PER DAY \$80 PROSECUTION COST
14	20100058/ landscape	SML DEERFIELD BEACH LLC % THE WINGS GROUP	2020 NE 2 ST, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT WAS PRESENT – NISSIM BARUCH CONTINUED TO 3-9-2021
16	20090061	MESKAUSKAS,MARIA PIA H/E MESKAUSKAS,MICHAEL	2409 SW 10 DR, DEERFIELD BEACH, FL 33442	Chapter 46 - OFFENSES Section 46-13 - Trees, bushes and shrubs—Encroaching on public right-of-way.	RESPONDENT WAS PRESENT – MICHAEL MESKAYSKAS CONTINUED TO 2-9-2021

18	19040103/ bldg	POITIER,SYLVIA / Atty. Thomas Connick	85 W HILLSBORO BLVD, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-8-2020 \$125 PER DAY \$80 PROSECUTION COST
20	20020113	WATERFORD COURTYARDS@CRYSTAL LK NORTH HOA INC %LUXE PROPERTY MGT	2911 SW 12 ST, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT WAS PRESENT – STEVEN ANDERSON CONTINUED TO 3-9- 2021
21	20020064	BUCKLEY,EDWARD	3350 SW 2 CT, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-8-2021 \$150 PER DAY

				SUPPLEMENTARY REGULATIONS Sec. 98- 80(C)(3) - Landscape Requirements.	\$80 PROSECUTION COST
22	20030056	GRISBY,BAXTER A	4023 NW 1 PL, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-81(d)(1) - Tree preservation. FIRE PREVENTION CODE F-103.2.9.5 Hurricane Protection Devices - Shutters Up After Storms	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 12-4-2020 FOR \$100 PER DAY PER VIOLATION
23	20020010	GONZALEZ,MARIA N H/E GONZALEZ,MICHAEL A	384 SW 32 AVE, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST

27	20090012/ business tax	3551-3555 W HILLSBORO BLVD LLC	3551 W HILLSBORO BLVD, DEERFIELD BEACH, FL 33442	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required.	RESPONDENT NOT PRESENT CONTINUED TO 1-27- 2021
28	20090014	CPE ASSOCIATES	1191 E NEWPORT CENTER DR, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT NOT PRESENT CONTINUED TO 3-9- 2021
29	20080055	WAYT, DAVID & DONNA	767 S DEERFIELD AVE, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-74 - Display of street numbers on buildings.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-8-2021 \$125 PER DAY PER VIOLATION \$80 PROSECUTON COST

				Chapter 66 - TRAFFIC AND VEHICLES ARTICLE II. BSO ENFORCED-STOPPING, STANDING, PARKING; DIVISION 3. - REGULATIONS, GENERALLY · Section 66-56(1)(L). - Prohibitions relative to stopping, standing or parking in specific places.	
30	20080056/ sign	VCC DEERFIELD BEACH LLC	20 SW 12 AVE, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. SUPPLEMENTARY REGULATIONS Sec. 98-80(N)(1) - Landscape Requirements.	RESPONDENT NOT PRESENT CONTINUED TO 2-9-2021
31	20100043/ business tax	NEWCASTLE INVESTMENTS LLC	501 E SAMPLE RD, DEERFIELD BEACH, FL 33064	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required.	RESPONDENT WAS PRESENT – DONALD ANDERSON CONTINUED TO 1-12-2021

32	20090077/ business tax	BATMASIAN JAMES H & MARTA T.	168 NW 1 ST, DEERFIELD BEACH, FL 33441	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-71(F)- Lot regulations Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WAS PRESENT –DONALD ANDERSON FINAL ORDER ISSUED COMPLY BY 1-8-2021 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST
33	20090066	MANCINI DEV CP LC	1913 NW 40 CT, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY	RESPONDENT NOT PRESENT

				REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	CONTINUED TO 2-9- 2021
34	20070058	PETROLEUM INVESTMENTS INC	1900 S POWERLINE RD, DEERFIELD BEACH, FL 33442	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE II. - DEERFIELD BEACH LAND DEVELOPMENT CODE Section 98-16 - Maintenance of development.	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
35	19100172	TRUE VINE CHURCH	408 NW 1 TER, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS -	RESPONDENT WAS PRESENT – WALLACE MCCLLOUD EXTENDED TO 3-5- 2021

				ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88(d) - Off-street parking and loading.	
38	20070036	159 DEERFIELD INVESTMENTS, LLC	159 NW 1 ST, DEERFIELD BEACH, FL 33441 1	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required.	RESPONDENT WAS PRESENT – DONALD ANDERSON CONTINUED TO 1-12- 2021
39	20030091/ CU	GATEWAY POWERLINE BP LLC %STOCKBRIDGE CAPITAL GROUP	4100 N POWERLINE RD, DEERFIELD BEACH, FL 33073 F1-F5	Chapter 38 - FINANCE AND TAXATION Section 38-263. - Local business tax receipt required. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IX. - CERTIFICATES OF USE Section 98-161(b) - Certificate of use permit requirements.	RESPONDENT WAS PRESENT- CRYSTAL CESAR CONTINUED TO 2-9- 2021

40		HALBA LLC	324 SE 15 AVE, DEERFIELD BEACH, FL 33441	Chapter 102 - SIGNS Section 102-14.(b) - Maintenance, violations, enforcement and remedies. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(1) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading.	RESPONDENT WAS PRESENT- CARL D'ANNA FINAL ORDER ISSUED COMPLY BY 3-5-2021 \$100 PER DAY PER VIOLATION \$80 PROSECUTION COST
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43	20110026/ lighting issue	ROBERTS,LYNETTE	280 NE 45 Ct	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98- 71(c)(7) - Lot regulations	RESPONDENT NOT PRESENT FINDING OF FACT ORDER ISSUED. COST WAIVED
45	20110004	NATTIEL,CORETHA	242 SW 1 CT, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(4) - Exterior building and structure standards.	RESPONDENT WAS PRESENT- EARNEST THOMSON NATTIEL CORETHA CONTINUED TO 2-9- 2021
46	19090104	STYLES,BETTYE	930 NE 51 ST, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS Sec. 98-80.(n)(1- 2) - Landscape requirements.	RESPONDENT NOT PRESENT EXTENDED TO 3-5- 2021
48	20110013	WOODSETTER RENTALS LLC	313 NW 47 ST, DEERFIELD BEACH, FL 33064	Chapter 58 - SOLID WASTE DIVISION 4. - COMMERCIAL REFUSE COLLECTION; Sec. 58-86 Responsibility of owners or agents for	RESPONDENT WAS PRESENT – WANESSA RODRIGUEZ

				keeping areas free of garbage, recyclable materials, and trash, etc.	FINDING OF FACT ORDER ISSUED. COST WAIVED
51	20020073/ bldg	LIMA, RONALDO LUIS	4348 NW 4 AVE, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-74 - Display of street numbers on buildings. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-8-2021 \$200 PER DAY PER VIOLATION \$80 PROSECUTION COST
53	20090019/ bldg	RAYMOND, CYNTHIA	1108 SE 10 CT, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. -	RESPONDENT NOT PRESENT

				SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	CONTINUED TO 3-9- 2021
55	20010154	ALVARADO,CLARA E	230 NW 43 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas.	RESPONDENT NOT PRESENT CONTINUED TO 3-9- 2021
56	18040057	MILLER,SHIRLENE A H/E MILLER,DAVID	561 SE 2 ST, DEERFIELD BEACH, FL 33441	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE	RESPONDENT NOT PRESENT CONTINUED TO 3-9- 2021

				IV. - JUNKED VEHICLES AND ABANDONED PROPERTY- Section 34-160 -Parking or storage for over 72 hours restricted. Chapter 46 - OFFENSES Section 46-13 - Trees, bushes and shrubs—Encroaching on public right-of-way. Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-69.(g) - Preparation and storage of residential refuse Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading.	
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58	20020036	DE PAULA,JOSE MARIA MELO,MARIA LUCIA	4334 NW 4 AVE, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT CONTINUED TO 3-9- 2021
60	20020043/ bldg	BRADLEY,PHILIP E	4330 NW 12 AVE, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT CONTINUED TO 3-9- 2021
61	20020047	MORRIS,DENNISE & PATRICK	241 NW 41 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS ARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14-105(8) - Exterior building and structure standards.	RESPONDENT NOT PRESENT FINAL ORDER ISSUED COMPLY BY 1-8-2021 \$250 PER DAY PER VIOLATION \$80 PROSECUTION COST

				Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(4) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(7) - Exterior building and structure standards. Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE IV. - JUNKED VEHICLES AND ABANDONED PROPERTY- Section 34- 160 -Parking or storage for over 72 hours restricted. Chapter 58 - SOLID WASTE ARTICLE I. - IN GENERAL Section 58-3. - Maintenance of area. Chapter 66 - TRAFFIC AND VEHICLES	
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				Section 66-117.(a) - Parking prohibitions; enforcement. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	
62	19120081	ALBURY,MARSHA J ALBURY,TANESHA	4183 CRYSTAL LAKE DR, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. -	RESPONDENT NOT PRESENT

				SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	NUISANCE ABATEMENT ORDER ISSUED COMPLY BY 12-18-2020 \$250 PER DAY \$80 PROSECUTION COST
63	20020045	LIMA, RONALDO LUIS DE	220 NW 41 ST, DEERFIELD BEACH, FL 33064	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-105(6) - Exterior building and structure standards. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 12-4-2020 FOR \$100 PER DAY
64	20010201	I LEE REI LLC	1278 SE 7 CT, DEERFIELD BEACH, FL 33441	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS	RESPONDENT NOT PRESENT

				ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	FINES IMPOSED AS OF 12-4-2020 FOR \$100 PER DAY
65	19120059	DUBOIS, IDETTE E	4110 NW 8 TER, DEERFIELD BEACH, FL 33064	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 12-4-2020 FOR \$100 PER DAY
66	20110001	KAIZER, LLEWELLYN V EST	1331 SW 8 AVE	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT NOT PRESENT CERTIFIED WITH \$80 PROSECUTION COST
67	20100069	LAWSON, ELIZABETH EST	548 NW 2 TER	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 -	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-30-2020 FOR \$100 PER DAY

				Maintenance requirements.	
68	20100065	BP FOUNDATION LAND TR KIRSCHBAUM LAW OFFICE LLC TRSTEE	275 W HILLSBORO BLVD	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT NOT PRESENT FINES IMPOSED AS OF 11-30-2020 FOR \$100 PER DAY
70	20110038	WHITE,JONATHAN JONATHAN WHITE REV TR	341 SE 3 PL	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT NOT PRESENT CONTINUED TO 1-12- 2021
71	20110039	HIGHLAND VILLAGE COMMERCIAL LLC	271 NE 48 ST	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT NOT PRESENT NUISANCE ABATEMENT FINAL ORDER ISSUED CITY TO ABATE FOR 1 YEAR COMPLY BY 12-18- 2020 \$200 PER DAY

					\$80 PROSECUTION COST
72	20110037	HOLDER,DOROTHY L EST	231 NW 40 CT	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT NOT PRESENT NUISANCE ABATEMENT FINAL ORDER ISSUED CITY TO ABATE FOR 1 YEAR COMPLY BY 12-18-2020 \$250 PER DAY \$80 PROSECUTION COST
73	20110033	ANNA T PATRICK EST	1450 SW 25 AVE	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT NOT PRESENT NUISANCE ABATEMENT FINAL ORDER ISSUED CITY TO ABATE FOR 1 YEAR COMPLY BY 12-18-2020 \$125 PER DAY \$80 PROSECUTION COST

78	20020038	FIDELE,GERARD	3911 NW 3 AVE	Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE V. - ADMINISTRATION AND ENFORCEMENT Section 98-113(a) Building permits	RESPONDENT WAS PRESENT – GERARD FIDELE CONTINUED TO 3-9-2021
79	20120001	YING,SEM PO % RAE FRANKS PA	164 SW 3 CT	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 - Maintenance requirements.	RESPONDENT NOT PRESENT NUISANCE ABATEMENT FINAL ORDER ISSUED CITY TO ABATE FOR 1 YEAR COMPLY BY 12-18-2020 \$250 PER DAY \$80 PROSECUTION COST
A	17110011	ORANGE TREE PROPERTIES INC / Ronen Yakuti	338 SW 1 TER	Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE VII. - ABANDONED REAL PROPERTY Section 34-144 -	RESPONDENT WAS PRESENT – RONEN HAZAN

				Maintenance requirements.	FINES MITIGATED FOR \$2,000 TO BE PAID BY 2-9-2021
B	19080195	BROWN,FELICIA & RICHIE	320 NW 37 ST	Chapter 14 - BUILDINGS AND BUILDING REGULATIONS ARTICLE IV. - PROPERTY EXTERIOR MAINTENANCE CODE; Section 14-105(8) - Exterior building and structure standards. Chapter 14 - BUILDINGS AND BUILDING REGULATIONS Section 14-106(b) - Minimum standards for yard and landscape areas. Chapter 34 - ENVIRONMENT - ARTICLE III. - NUISANCES ARTICLE IV. - JUNKED VEHICLES AND ABANDONED PROPERTY- Section 34-160 -Parking or storage for over 72 hours restricted.	RESPONDENT WAS A NO SHOW

				Chapter 66 - TRAFFIC AND VEHICLES Section 66-61(b). - Parking of commercial vehicles on public streets and commercially zoned property. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98 -88(j)(1) Off-street parking and loading. Chapter 98 - LAND DEVELOPMENT REGULATIONS - ARTICLE IV. - SUPPLEMENTARY REGULATIONS ARTICLE IV. - SUPPLEMENTARY REGULATIONS Section 98-88.(b) - Off-street parking and loading.	
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C	19100011 emailed	MOORER,MARGARET F MOORER,EPHRAIM ETAL	417 NE 1 AVE	Section 110.15 BUILDING SAFETY INSPECTIONS Sec 110.15 (B)(1) Building Safety Inspection 40 Year	RESPONDENT WAS PRESENT - EPHRAIM MOORER FINES MITIGATED FOR \$12,580 TO BE PAID BY 6-8-2021
D	16020024 emailed	JEAN,LOUIS JEAN,JULDAMENE	1240 SW 11 AVE	Chapter 58 - SOLID WASTE DIVISION 3. - RESIDENTIAL COLLECTION Section 58-69.(g) - Preparation and storage of residential refuse	RESPONDENTS WERE PRESENT – LOUIS JEAN, JULDAMENE JEAN FINES MITIGATED FOR \$1,000 TO BE PAID BY 2-9-2021
E	20050018	381 THE COVE LLC	381 SE 15 AVE	FIRE PREVENTION CODE 1.1 Fire extinguisher(s) need service. FIRE PREVENTION CODE 14.6 Clean debris or storage. FIRE PREVENTION CODE 2.1 Exit sign(s) needs service. FIRE PREVENTION CODE 2.17 Lightweight truss sign required on	RESPONDENT NOT PRESENT SPECIAL MAGISTRATE VACATED FINAL ORDER

				exterior of building near main entrance. FIRE PREVENTION CODE 3.17 Handrail is in need of repair. FIRE PREVENTION CODE 4.10 "Meter Room No Storage" sign required on exterior of meter room door. FIRE PREVENTION CODE 4.11 Remove storage from meter room. FIRE PREVENTION CODE 4.4 Extension cord not being used per it's listing. FIRE PREVENTION CODE 4.5 Electrical wiring not to code. FIRE PREVENTION CODE 4.8 Circuit breaker box cover required.	
F	91-6063 92-232	RON RICKARD MICHAEL PANNELL	458 N. RIVER DR 418 N. RIVER DR	TRASH, HOUSE BOAT BUSINESS LICENSE	

SPECIAL MAGISTRATE MINUTES
CITY OF DEERFIELD BEACH, FLORIDA

Douglas Gonzales, Special Magistrate

Date



City Commission Meeting - February 16, 2021

DEERFIELD BEACH - YOU ARE HEREBY NOTIFIED that the **Regular City Commission** meeting will be held on **Tuesday, February 16, 2021, at 7:00 PM in the City Commission Chambers located at the City Hall Complex, 150 NE 2nd Avenue, Deerfield Beach, Florida.** A quorum of the City Commission will be physically present at the meeting and the City will be utilizing communications media technology with most City staff participating through video conferencing.

The February 16, 2021, Regular City Commission meeting will proceed utilizing communications media technology; **however, the City Commission Chambers located at the City Hall Complex, 150 NE 2nd Avenue, Deerfield Beach, will be open to the public as an additional method** for speakers wishing to speak on items with such attendees required to adhere to temperature checks, wear facial coverings and maintain social distancing. A copy of the agenda for the February 16, 2021 meeting will be available at <http://www.deerfield-beach.com/1554/Meetings-Agendas>.

Attending and Viewing the City Commission Meeting:

This meeting will be broadcast live for members of the public. There are several options available to the public to attend/view the meeting:

- 1. In Person Attendance.** Attend in person in the City Commission Chambers adhering to social distancing protocols, face covering requirements and temperature checks at entry.
- 2. Zoom**
 - a. Via Zoom Online** - Access to the meeting will begin at 6:45 PM on February 16, 2021.
 - i. Use the following link below to access the meeting via Zoom:
<https://deerfield-beach.zoom.us/j/84275149809?pwd=bmhhejRuT3BRbEtvR3AvSXhmLy92dz09>
 - ii. The video camera display feature is disabled for public use
 - b. Via Zoom Telephone** - Join the meeting via telephone (audio only) using the Call-in number below, followed by the Meeting ID when prompted. No computer or access code is required.

Call-in Number: (929) 205-6099, Meeting ID: 842 7514 9809#, Participant ID: #, Passcode: 999826#

For more information on using Zoom, please visit Zoom Support at the following link:
<https://support.zoom.us/hc/en-us>.

3. YouTube

The meeting will also be available to the public via YouTube for audio and video access; however, public participation, i.e. comments are not possible. The link to watch the meeting via YouTube will be active no later than 6:45 PM on February 16, 2021, and can be found by clicking the camera icon in the Media column at <http://www.deerfield-beach.com/1554/Meetings-Agendas>.

Providing Public Comment:

Public participation is strongly encouraged. Your comments will be limited to three minutes per person. To participate, please choose the option best for you and remember to include your name and address for the record.

1. **In person** - Public comment may be given in the Commission chambers during the applicable public comment portion of the meeting.
2. **Via Email** - Public comments and documents may be submitted via email to web.clerk@dfb.city. Public comments will be read aloud during the meeting and added to the record. Emails can be submitted prior to the meeting or until the public hearing session is closed.
3. **Live Zoom Video Participation** - If attending via Zoom online, at the appropriate public comment period, click "raise hand" on the bottom of the "participants" tab, and your audio will be unmuted when you are recognized.
4. **Live Zoom Telephone Participation** - If attending via Zoom by telephone, at the appropriate public comment period, press *9 to "raise your hand" and your audio will be unmuted when you are recognized.

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT AND FLORIDA STATUTE 286.26, PERSONS WITH DISABILITIES NEEDING SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDING SHOULD CONTACT THE CITY CLERK NO LATER THAN 3 DAYS PRIOR TO THE MEETING AT (954) 480-4213 FOR ASSISTANCE.

Should you have any questions, please feel free to contact the City Clerk's Office at 954.480.4213. For additional information on the agenda items for the Commission meeting, please visit www.dfb.city.



City of Deerfield Beach

150 NE 2nd Ave
Deerfield Beach, FL
33441
954-480-4200

Face Sheet

File Number: I.D. 2021-469

Agenda Date: 2/16/2021

Status: DEPARTMENTAL BUSINESS

In Control: City Commission

Title

Presentation by Steve Biernoski regarding the Utility Service Partners Private Label Inc. d/b/a Service Line Warranties of America.

Background/History

June 3, 2015, the City entered into an agreement with Utility Services Partners Private Label d/b/a Service Line Warranties of America (SLWA) provides at no cost to municipalities, the National League of Cities (NLC) Service Line Warranty Program. The program offers coverage for buried, external water and sewer lines from the utility connection point to the home (including the portion buried under concrete slabs).

May 21, 2019, Resolution 2019/070, was executed amending the previous agreement to extend the terms of the agreement for three additional years. The SLWA program is a voluntary warranty program for city residents, there is a small monthly fee for residents who elect to participate. The products offered through the program are:

- External sewer line warranty- Scope is from the city main tap until line daylights inside home, of which includes the service line under the concrete floor.
- External water line warranty- Scope is from the meter and/or curb box until its daylights inside home, of which includes the service line under the concrete floor.
- In-home plumbing warranty- Scope covers residential in-home water supply lines and in-home sewer lines and all drain lines connected to the main sewer stack that are broken or leaking inside the home after the point of entry. Coverage includes broken or leaking water, sewer, or drain lines that may be embedded under the slab or basement floor. Coverage also includes repair of clogged toilets.

The program is administered by SLWA however the service/repairs are completed by licensed local contractors.

Current Activity

In accordance with Resolution 2019/070, SLWA is preparing for the Spring 2021 marketing campaign in the City and would like to present to the City Commission the services that are available to residents through SLWA.



City of Deerfield Beach

150 NE 2nd Ave
Deerfield Beach, FL
33441
954-480-4200

Face Sheet

File Number: I.D. 2021-471

Agenda Date: 2/16/2021

Status: PUBLIC HEARING - SECOND
READING

In Control: City Commission

Title

P.H. 2021-033: ORDINANCE 2021/ - AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, REZONING APPROXIMATELY .8688 GROSS ACRES LOCATED AT 111, 121, 131 & 141 SW 2ND TERRACE FROM RESIDENCE, SINGLE-FAMILY (RS-7) TO RESIDENCE, MULTI-FAMILY (RM-10) (APPLICATION 19-R-186); PROVIDING FOR A MAXIMUM OF EIGHT TOWNHOUSE DWELLING UNITS; PROVIDING FOR SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

Recommended Action

Commission to vote on Ordinance

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

The Applicant is requesting approval to rezone the subject parcels from RS-7 (Residence, Single Family) to RM-10 (Residence, Multi-Family) under the Deerfield Beach Land Development Code.

The Applicant intends to develop the subject property for eight (8) townhouse dwelling units. Although a site plan application has not been submitted for the property at this time, a conceptual plan has been provided by the applicant (attached) to demonstrate compliance with regulations set forth in the Land Development Code.

A trip generation analysis will be required with the submittal of the site plan application to develop the referenced parcels.

It should be noted that a plat note amendment application, No. 19-P-220, is also in review and subject to City Commission approval to accommodate the development and intent of the proposed rezoning for the property. If the first reading of the rezoning is approved by the City Commission, this plat note amendment will be heard by the City Commission at the 2nd reading of this rezoning application.

The Planning and Zoning Division is unaware of any historical significance of the property or prior historical activities associated with the site.

On January 7, 2021, the Planning and Zoning Board voted to recommend approval of the application.

ORDINANCE NO. 2021/

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, REZONING APPROXIMATELY .8688 GROSS ACRES LOCATED AT 111, 121, 131 & 141 SW 2ND TERRACE FROM RESIDENCE, SINGLE-FAMILY (RS-7) TO RESIDENCE, MULTI-FAMILY (RM-10) (APPLICATION 19-R-186); PROVIDING FOR A MAXIMUM OF EIGHT TOWNHOUSE DWELLING UNITS; PROVIDING FOR SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

WHEREAS, the City Commission, as the governing body of the City of Deerfield Beach, Florida, pursuant to the authority in Chapter 163 and Chapter 166, Florida Statutes, and the City of Deerfield Beach Code of Ordinances, is authorized and empowered to consider applications related to zoning and land development orders; and

WHEREAS, Southern Dream Properties, LLC (the “Applicant”) has applied for a rezoning of approximately .8688 gross acres of land consisting of four parcels generally described as LAURA & GLENDA ESTATES 183-100 B LOTS 1,2,3, & 4 and located at 111,121, 131, & 141 S.W. 2nd Terrace, Deerfield Beach, Florida, (collectively, the “Property”) from Residence, Single-Family (RS-7) to Residence, Multi-Family (RM-10) (the “Rezoning”); and

WHEREAS, the proposed use on the Property is a residential development of eight townhouse units; and

WHEREAS, the Rezoning Application is being processed concurrently with a Plat Note Amendment Application (Application #19-P-220) to restrict the Property to eight townhouse units; and

WHEREAS, the Deerfield Beach Planning and Zoning Board reviewed the Rezoning application on January 7, 2021, as required by Florida Statutes, and recommended approval; and

WHEREAS, the notice and hearing requirements have been satisfied; and

WHEREAS, the City Commission has considered the evidence and testimony presented by the Applicant and other interested parties and the recommendations of the various City of Deerfield Beach review agencies and staff; and

WHEREAS, the City Commission has determined that the proposed Rezoning is consistent with the City of Deerfield Beach Comprehensive Plan designation of Residential Moderate (10 dwelling units/acre) for the Property; and

WHEREAS, the City Commission of the City of Deerfield Beach finds it in the best interest of the City to Rezone the Property to Residence, Multi-Family (RM-10).

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above “WHEREAS” clauses are true and correct and are incorporated herein.

Section 2. The Rezoning of the Property from Residence, Single Family (RS-7) to Residence, Multi-Family (RM-10) is hereby approved, subject to the conditions set forth in the DRC report, dated December 14, 2020, which shall be satisfied by the Applicant.

Section 3. All sections or parts of the City Code of Ordinances, all ordinances or parts of ordinances and all resolutions or parts of resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 4. Should any section or provision of this ordinance or any portion thereof, any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder of this Ordinance.

Section 5. This Ordinance shall be in full force and effect immediately upon its passage and adoption on second reading.

PASSED 1ST READING ON THIS ____ DAY OF _____, 2021

PASSED 2ND READING ON THIS ____ DAY OF _____, 2021

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK



PUBLIC HEARING NOTICE

February 5, 2021

Dear Property Owner:

This is to notify you that the CITY COMMISSION of the City of Deerfield Beach, a municipal corporation of Florida, shall hear an application for:

P.H. 2021-033: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, REZONING APPROXIMATELY .8688 GROSS ACRES LOCATED AT 111, 121, 131 & 141 SW 2ND TERRACE FROM RESIDENCE, SINGLE-FAMILY (RS-7) TO RESIDENCE, MULTI-FAMILY (RM-10) (APPLICATION 19-R-186); PROVIDING FOR A MAXIMUM OF EIGHT TOWNHOUSE DWELLING UNITS; PROVIDING FOR SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

A public hearing will be held on **TUESDAY, FEBRUARY 16, 2021 at 7:00 p.m.** in the City Commission Chambers, City Hall, 150 NE 2nd Avenue, Deerfield Beach, Florida, and/or utilizing communications media technology with some elected officials and City staff participating through video conferencing via Zoom (virtual meeting). All interested parties may appear in person to offer evidence in support of or against the proposal. Further information may be obtained at www.deerfield-beach.com/agendas or from the Planning and Development Services Department during business hours in City Hall, 150 N.E. 2nd Avenue, Deerfield Beach, FL 33441, phone: (954) 480-4206.

At said meeting interested persons may appear and be heard with respect to the public hearing. Any person who decides to appeal any decision made by the City Commission with respect to any matter considered at this hearing would need a record of the proceedings. And for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The above notice is required by State Law (FS 286.0105). **Any person desiring a verbatim transcript shall have the responsibility, at his own expense, to arrange for the presence at the hearing of a certified court reporter.** A full transcript of the proceedings will be needed to appeal any decision of the City Commission.

Any person requiring auxiliary aids and services at this hearing may contact the City Clerk's Office at (954) 480-4213 at least 24 hours prior to the meeting. If you are hearing or speech impaired, please contact the Florida Relay Service by using the following numbers: 1-800-955-8770 or 1-800-955-8771.

Samantha Gillyard, CMC, City Clerk



Public Hearing Notice Map

Rezoning Application
No. 19-R-186

111, 121, 131, & 141 SW 2nd Ter.

For additional information
call the Planning Department at 954-480-4206
or visit www.deerfield-beach.com/boardagendas



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Feet



Development Review Committee Summary Report Development Plan Application Review

General Information

Application No.	19-R-186															
Applicant:	Southern Dream Properties, LLC															
Agent:	Kaitlyn Forbes of Mellgren Planning Group															
Requested Action/Description:	Rezoning application seeking approval to rezone approximately .8688 gross acres (.5940 net acres) from RS-7 (Residence, Single-Family) to RM-10 (Residence, Multi-Family)															
Location:	111,121, 131 & 141 SW 2 nd Terrace															
Legal Description:	The property is generally described as a parcel of land in LAURA & GLENDA ESTATES 183-100 B LOTS 1, 2, 3, & 4, more particularly described in the file, and located at 111, 121, 131 & 141 SW 2nd Terrace															
Size:	.8688 acres (gross) /.5940 acres (net)															
Existing Zoning:	RS-7 (Residence, Single-Family)															
Existing Land Use:	Vacant land															
Future Land Use Plan Designation:	Residential Moderate (10 du/ac)															
Surrounding Land Use and Zoning:																
	<table><tr><td></td><td><u>Existing Land Use</u></td><td><u>Zoning</u></td></tr><tr><td>North:</td><td>Single-Family/Multi-Family Residential</td><td>RS-7 (Residence, Single-Family)</td></tr><tr><td>East:</td><td>Vacant/ Single-Family Residential</td><td>RS-7 (Residence, Single-Family)</td></tr><tr><td>South:</td><td>Vacant/Multi-Family Residential</td><td>RS-7 (Residence, Single-Family)</td></tr><tr><td>West:</td><td>Single-Family Residential</td><td>RS-7 (Residence, Single-Family)</td></tr></table>		<u>Existing Land Use</u>	<u>Zoning</u>	North:	Single-Family/Multi-Family Residential	RS-7 (Residence, Single-Family)	East:	Vacant/ Single-Family Residential	RS-7 (Residence, Single-Family)	South:	Vacant/Multi-Family Residential	RS-7 (Residence, Single-Family)	West:	Single-Family Residential	RS-7 (Residence, Single-Family)
	<u>Existing Land Use</u>	<u>Zoning</u>														
North:	Single-Family/Multi-Family Residential	RS-7 (Residence, Single-Family)														
East:	Vacant/ Single-Family Residential	RS-7 (Residence, Single-Family)														
South:	Vacant/Multi-Family Residential	RS-7 (Residence, Single-Family)														
West:	Single-Family Residential	RS-7 (Residence, Single-Family)														
Applicable Regulations:	City of Deerfield Beach Land Development Code															
Plat Restrictions:	Proposed plat note amendment application will restrict development to															

the following: *"This plat is restricted to (8) townhouse units on Lots 1 through 4 and (4) single-family detached units on Lots 5 through 8."*

Department Comments & Requirements

REQUEST:

The request is to rezone the subject property from RS-7 (Residence, Single-Family) to RM-10 (Residence, Multi-Family) under the Deerfield Beach Land Development Code.

BACKGROUND:

The Applicant intends to develop the subject property for eight (8) townhouse dwelling units. Although a site plan application has not been submitted for the property at this time, a conceptual plan has been provided by the applicant (attached) to demonstrate compliance with regulations set forth in the Land Development Code.

A trip generation analysis will be required with the submittal of the site plan application to develop the referenced parcels.

It should be noted that Plat Note Amendment Application No. 19-P-220 is also in review and subject to City Commission approval to accommodate the development and intent of the proposed rezoning. If the first reading of the rezoning is approved by the City Commission, this plat note amendment will be heard by the City Commission at the 2nd reading of this rezoning application.

The Planning and Zoning Division is unaware of any historical significance of the property or prior historical activities associated with the site.

On January 7, 2021, the Planning and Zoning Board voted unanimously to recommend approval of the application.

SUMMARY OF DEVELOPMENT REVIEW COMMITTEE COMMENTS:

The application has been reviewed by the Development Review Committee (Planning & Zoning and Environmental Services). All staff comments have been addressed. The application is considered to be in compliance with the Land Development Code. Staff DRC comments are attached to this report.

PLANNING CONSIDERATIONS:

1. Compliance with the Comprehensive Plan.

The Future Land Use (FLU) Map designation identifies the site as Residential Moderate (10 du / ac). The rezoning to RM-10 (Residence, Multi-Family) will facilitate residential uses in compliance with the proposed Deerfield Beach Comprehensive Plan FLU designation. The request provides for additional housing opportunities within the City, consistent with the GOPs of the Deerfield Beach Comprehensive Plan.

2. Finding of compatibility of a proposed development with adjacent and neighboring (500 feet) uses and zoning.

The property is proposed to be rezoned to RM-10 (Residence, Multi-Family) and development thereon will be subject to regulations associated with the RM-10 zoning district. A site plan application is expected to be submitted following the approval of the rezoning and plat note amendment applications for the subject properties.

The predominant land use of the surrounding area, specifically within 500 feet of this property, is residential to the north, east and west, with several vacant lots to the immediate east and south. The proposed RM-10 zoning is compatible with the adjacent and neighboring uses and zoning.

Moreover, the rezoning of the property to the RM-10 multi-family zoning district will be consistent with the existing land use plan designation of Residential Moderate (10 du / ac) and the neighboring uses and zoning.

SUMMARY & REQUIREMENTS

Staff's review of Application No. 19-R-186 has determined that the rezoning of the subject property to RM-10 (Residence, Multi-Family) will further the goal of the City to make the zoning on the property compatible with the land use designation to Residential Moderate (10 du/ac). Furthermore, the proposed rezoning application is consistent with the goals, objectives and policies of the Future Land Use Element of the Deerfield Beach Comprehensive Plan and City Land Development Code.

This report contains the requirements of the Deerfield Beach Development Review Committee members relative to this site development plan application. If there are any questions or issues regarding compliance with any of the requirements in this report, the respective department should be contacted directly.

Development Plan Application Comments



DEVELOPMENT REVIEW COMMITTEE

Project Name:	Southern Dream Properties, LLC	Application No.:	19-R-186
Reviewer Name:	Jenna Lane	Project Address:	111, 121, 131, 141 SW 2nd Ter.
Department/Division:	Planning and Zoning		
Position:	Planner		
Date of Review:	12/9/20		
Submittal No.:	4		

A. APPLICATION / GENERAL COMMENTS:

1.	Per Code Section 98-35, Applicant is responsible for the public notice, advertising, and signage for City Commission. Staff will provide requirements once the item can be scheduled for hearing.
1a.	Comment acknowledged.
	NEW COMMENT 2/18/2020
1.	As previously mentioned by Staff during the last conference call to the Applicant, the Development Plan and Rezoning (Attachment E) applications have been updated and are required for resubmittal. Links to the Development Plan and Rezoning Application (Attachment E) are provided below. Note, one Development Plan application can be submitted with both Attachment E (Rezoning Application) and Attachment F (Plat Note Amendment Application). https://www.deerfield-beach.com/DocumentCenter/View/31/Development-Plan-Application https://www.deerfield-beach.com/DocumentCenter/View/33/Attachment-E---Application-for-Rezoning
1.a.	Comment addressed.

B. SURVEY:

1.	Submit legal descriptions for all affected properties, in hard copy and Word format.
1.a.	Comment not addressed. Applicant provided a response in resubmittal narrative but did not submit separate documents as requested. Submit legal descriptions in both word and hard copy for 111, 121, 131, and 141 SW 2 nd Ter.
1.b.	Comment addressed.
2.	Per Section 98-13(8)(b)(1) Provide a certified boundary survey, in conformance with Chapter 61G17, Florida Administrative Code, no more than one year old from the submittal date and extending to the center line of all adjacent streets,

Development Plan Application Comments

	which specifies gross and net acreage or square footage.
2.a.	Comment partially addressed. Gross and net site area in legal description are not consistent with data in square footage table. Ensure consistency with data in legal description and square footage table.
2.b.	Comment addressed.
3.	Per Section 98-13(8)(b)(5) Provide a title policy, title commitment, title search/exam, opinion of title or property information report current to within one year, identifying any encroachment, encumbrance, violation, or variance, as well as the date, policy number, issuers name, address and the disposition of all schedule B-II encumbrances.
3.a.	Comment acknowledged but not addressed. Director can not waive this requirement.
3.b.	Comment pending. Ownership and Encumbrance Report dated November 6, 2019, states: "This Report is not a Legal Opinion of Title and should not be construed as dealing with the Quality of Title, used as a Certified Abstract of Title, Title Insurance Commitment or Title Insurance Policy," which does not comply with Section 98-13 (8)(b)(5) as it does not provide for all schedule B-II encumbrances. Per 98-13(8)(b)(5), survey must include a title policy, title commitment, title search/exam, opinion of title, or property information report current to within one year, identifying any encroachment, encumbrance, violation, or variance, as well as the date, policy number, issuers name, address, and the disposition of all schedule B-II encumbrances.
3.c.	Comment partially addressed/pending. Survey must be updated to reflect the findings of the Opinion of Title. Provide (2) 24"x 36", (1) 11"x17", & (1) Electronic Copy of Current Boundary Survey with revised notation (Note #1) to reference Opinion of Title.
3.d.	Comment addressed.

C. ADDITIONAL COMMENTS:

1.	Provide a conceptual plan of the proposed development that demonstrates compliance with the applicable provisions of the Deerfield Beach Land Development Regulations (setbacks, off-street parking, etc.)								
1.a.	Comment partially addressed. Plan submitted does not clearly illustrate a conceptual plan for the townhomes. Per 98-13(8)(c) Provide a scaled conceptual master plan including clearly illustrating site boundaries, proposed buildings and other structures including use, height, dimensions, setbacks, lot coverage, and parking. Create a legend for all colors and hatching shown on the plan. The plan should also include a site data table with the following information: <table border="0"> <tr> <td>☐ Lot coverage</td><td>☐ Gross and net acreage of total site</td></tr> <tr> <td>☐ Total landscape (pervious) and impervious area</td><td>☐ Total percentage of landscaped open space</td></tr> <tr> <td>☐ Existing and proposed land uses and zoning designations</td><td>☐ Square footage of all existing and proposed uses</td></tr> <tr> <td>☐ Total number of dwelling units and bedroom count (if applicable)</td><td>☐ Minimum building setback to all property lines (existing, required and proposed)</td></tr> </table>	☐ Lot coverage	☐ Gross and net acreage of total site	☐ Total landscape (pervious) and impervious area	☐ Total percentage of landscaped open space	☐ Existing and proposed land uses and zoning designations	☐ Square footage of all existing and proposed uses	☐ Total number of dwelling units and bedroom count (if applicable)	☐ Minimum building setback to all property lines (existing, required and proposed)
☐ Lot coverage	☐ Gross and net acreage of total site								
☐ Total landscape (pervious) and impervious area	☐ Total percentage of landscaped open space								
☐ Existing and proposed land uses and zoning designations	☐ Square footage of all existing and proposed uses								
☐ Total number of dwelling units and bedroom count (if applicable)	☐ Minimum building setback to all property lines (existing, required and proposed)								

Development Plan Application Comments

	☐ Total number of parking spaces (existing, required, and proposed), including compact, and ADA accessible spaces
1.b.	Comment partially addressed. Master conceptual plan provides too much information. Remove floor plan details on Sheet A-1 and omit Sheets A-2 through A-5. Additionally, pursuant to Schedule B., 4-bedroom townhomes shall comply with the following parking requirements: 2 spaces per each 2-bedroom dwelling unit; and one-half space for each additional bedroom, <i>after 2 bedrooms</i>. Therefore, each townhome unit requires 3 spaces. Correct data table to demonstrate correct Code requirements.
1.c.	Comment acknowledged. Note, further discussion regarding parking calculations will occur during the site plan application review process.



DEVELOPMENT REVIEW COMMITTEE

Project Name:	Southern Dream Properties	Application No.:	19-R-186
Reviewer Name:	A. Orellana		
Department / Division:	Environmental Svcs.		
Position:	Plans Review Engineer		
Date of Review:	5-1-2019		
Submittal No.:	1		

A. APPLICATION / GENERAL COMMENTS:

1.	The Environmental Services Division has no objection to the proposed rezoning.
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B. ADDITIONAL ADVISORY COMMENTS:

1.	Per Code Sec. 98-19(5), Local Roads shall be not less than 60 feet in width. Existing right-of-way is 50 feet. For Site Plan approval a "Fee Simple," 5 feet Right-Of-Way dedication will be required from the land abutting the proposed development.
2.	The increase in population density resulting from the proposed rezoning will required a water and sewer service capacity evaluation. Applicant must provide water use calculations prepared by a Florida registered Professional Engineer following the guidelines established the Broward County Water
3.	The public gravity Sanitary Sewer collection system may require extension to service the proposed residential development.
4.	Per Code Sections 70-132 and 70-75, prior to issuance of an Engineering permit, all applicable Water and Sewer connection fees will be paid as stipulated in the.
5.	Per Code Sec. 98-32, the stormwater management needs of the site and existing public R/W will need to be addressed to meet minimum City of Deerfield Beach Level of Service criteria.
6.	All required approvals from all agencies having jurisdiction shall be obtained and submitted to the Engineering Department prior to issuance of an Engineering Permit.



DEVELOPMENT PLAN APPLICATION

PROVIDE IN FULL THE FOLLOWING INFORMATION (TYPE OR PRINT LEGIBLY)

One application may be submitted for multiple requests. Unless otherwise directed by staff, the following items with associated attachments are required for staff to determine the application is complete for processing by the City.

PROJECT INFORMATION:

TYPE OF REQUEST (check all that apply)

- | | |
|--|--|
| ☐ New Site Plan / Site Plan Modification (See Attachment A) | ☒ Plat or Plat Note Amendment (See Attachment F) |
| ☐ Community Appearance Board (See Attachment B) | ☐ Conditional Use (See Attachment G) |
| ☐ Variance (See Attachment C) | ☐ Vacation & Abandonment (See Attachment H) |
| ☐ Technical Deviation (See Attachment D) | ☐ ROW Variance (See Attachment I) |
| ☒ Rezoning (See Attachment E) | ☐ Sign Variance (See Attachment J) |

Project Name: Southern Dream Rezone + Plat Note Amendment

Property Owner: Southern Dream Properties, LLC

Applicant (if different from Owner): NA.

Agent (if different from Owner/Applicant): Kaitlyn Forbes, AICP, CNU-A

Address of Property: 111 + 121 + 131 + 141 SW 2 Terrace

Legal Description of Property (lot, block, tract, subdivision): Laura and Glenda Estates Lot 1, 2, 3 + 4

Description of Project: Rezone from RS-7 to RM-10 to provide consistency with Future Land Use Designation. Amend plat to reivse restrictive note.

New Development (Y/N):	<u>Yes</u> ☒	Modification to Existing Development (Y/N):	<u>No</u> ☐
Zoning District:	<u>RS-7 to RM-10</u>	Future Land Use Category:	<u>Res. Moderate</u>
Existing Use:	<u>Vacant</u>	Proposed Use:	<u>Residential</u>
Lot Area (acres):	<u>0.89 acres</u>	Number of Dwelling Units (proposed):	<u>8</u>
Sq. Ft. of Structure (existing):	<u>0</u>	Sq. Ft. of Structure (proposed):	<u>10,354 SF (ground floor)</u>

Agent Signature: Kaitlyn Forbes
Name Printed: Kaitlyn Forbes, AICP
Address: 3350 NW 53rd St. Ste 101
Telephone: 954.475.3070
Email: KForbes@Sepsiinc.com

Owner Signature: Glenda Lee Edwards
Name Printed: Glenda Lee Edwards
Address: 4134 Carambola Circle S #1403
Coconut Creek FL 33066
Telephone: 954-643-8813
Email: SouthernDreamproperties@gmail.com

THIS APPLICATION WILL NOT BE ACCEPTED WITHOUT A SPECIFIC STATEMENT IN RESPONSE TO EACH OF THE REQUIREMENTS ON THE FOLLOWING PAGES

A. PROPOSED REZONING

Current Zoning District(s): RS-7 Proposed Zoning District(s): RM-10

Site Area (Gross Acres): 0.89 Acre

Is this request in connection to a Development Plan Application? ☐ Yes ☒ No

Reason for the requested rezoning: Refer to attached narrative.

B. DEMONSTRATION OF COMPLIANCE WITH REZONING CRITERIA

(Attach additional page(s) if more space is needed).

The burden of proving that all of the requirements are met shall be on the applicant who shall be required to affirmatively demonstrate on the record, satisfaction of the necessary requirements set forth below.

1. That the petition for a change of zoning will not result in spot zoning or contract zoning:
Refer to attached narrative.

This image shows a blank sheet of white paper with horizontal ruling lines. The lines are evenly spaced and extend across the width of the page, providing a template for writing or drawing. There are no margins, text, or other markings on the paper.

2. That the proposed change is consistent with the Goals, Objectives and Policies of the City's Comprehensive Plan:
Refer to attached narrative.

This image shows a blank sheet of white paper with horizontal ruling lines. The lines are evenly spaced and extend across the width of the page. There are no margins, text, or other markings on the paper.

3. That conditions have substantially changed from the date the present zoning district classification was placed on the property, which make the passage of the proposed change necessary:

Refer to attached narrative.

This image shows a blank sheet of white paper with horizontal ruling lines. The lines are evenly spaced and extend across the width of the page. There are approximately 20 lines visible. A single purple line runs horizontally across the middle of the page, dividing it into two equal halves. The paper appears to be a standard notebook or worksheet.

4. That the proposed change will not adversely influence residential living conditions in the adjacent and neighboring (500 feet) communities:

Refer to attached narrative.

This image shows a blank sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

5. That the proposed change is compatible with the development(s) in the adjacent and neighboring (500 feet) uses and zoning:

Refer to attached narrative.

This image shows a blank sheet of white paper with horizontal ruling lines. The lines are evenly spaced and extend across the width of the page. There are no margins, text, or other markings on the paper.

Reset



3350 NW 53rd Street
Suite 101
Ft. Lauderdale, FL 33309
P. 954.475.3070
F. 954.475.9550

FLORIDAPLANNING.NET

October 23, 2020

Eric Power
Planning and Development Services Director
150 NE 2nd Avenue
Deerfield Beach, FL 33441

Dear Mr. Power:

The Mellgren Planning Group respectfully submits the following rezoning application, requesting a map amendment to change the zoning designation for the subject parcels (described herein) from RS-7 to RM-10.

Sincerely,

Kaitlyn Forbes, AICP, CNU-A
Project Manager + Urban Designer
The Mellgren Planning Group
954.475.3070
Kaitlyn@floridaplanning.net

PURPOSE FOR REZONING: Southern Dream, LLC is seeking a rezoning of its property located at 111, 121, 131, and 141 SW 2nd Terrace to develop the property in a manner that is consistent with the future land use designation. The property has a future land use designation of Residential Moderate, permitting up to ten (10) dwelling units per acre. The property is currently zoned RS-7, limiting the density to a maximum of seven (7) dwelling units per acre. Southern Dream proposes a rezoning of its property from RS-7 to RM-10.

REZONING CRITERION NO. 1: That the petition for a change of zoning will not result in spot zoning or contract zoning.

Response: Spot zoning is defined as, “the process of singling out a small parcel of land for a use classification *totally* different from that of the surrounding area for the benefit of the owner of such property and to the detriment of other owners.”¹ It can also be considered zoning that is not in accord with the comprehensive plan². The requested rezoning is consistent with the low-rise residential use of the surrounding neighborhood and the property’s residential future land use designation pursuant to the adopted comprehensive plan. This rezoning is inherently not spot zoning as it does not change the category of use, which is residential, and ensures the zoning is consistent with the future land use designated by the adopted comprehensive plan.

REZONING CRITERION NO. 2: That the proposed change is consistent with the Goals, Objectives, and Policies of the City’s Comprehensive Plan.

Response: The proposed rezoning is consistent with the future land use designation of the property and specifically promotes following Goals, Objectives, and Policies:

- Objective FLU 2.3: Discourage urban sprawl and encourage a separation of urban and rural land uses by directing new development into areas where necessary regional and community facilities and services exist.
 - The proposed rezoning would accommodate infill development within an established neighborhood.
- GOAL FLU 3.0: Redevelop blighted and deteriorated sections of the City to provide adequate and affordable housing for a variety of income and ethnic groups, promote local businesses to support those residents, increase employment, decrease crime and expand the tax base.
 - The existing neighborhood has experienced recent redevelopment, but largely it still suffers from vacancies and structures that are becoming obsolete. The proposed rezoning would accommodate development of modern townhome or villa style units. Inherently these types of units are more affordable than traditional single family units and provide an opportunity for entry level home ownership and smaller households.
- Policy HS 1.1.6: In accordance with the South Florida Regional Planning Council’s Strategic Regional Policy Plan, the City shall promote increased use of mixed densities and housing product types within residential zoning and individual parcels to encourage the planning and construction of a greater diversity of housing choices.
 - The proposed rezoning would accommodate a townhome or villa-style housing units. This housing typology would serve as a best-practice model transition from the neighboring highway oriented commercial uses to the traditional single family development established in the existing neighborhood core.

¹ Anderson's American Law of Zoning, 4th Edition

² Urban Planning and Land Development Control Law, 2nd Edition

- Policy HS 1.1.7: The City shall encourage infill development on vacant or underused sites within residential areas.
 - As noted, the proposed rezoning would accommodate redevelopment of a vacant block face. This block face is an important gateway area into the neighborhood. Development of this block face would help establish an attractive and activated entrance into the neighborhood.

REZONING CRITERION NO. 3: That conditions have substantially changed from the date the present zoning district classification was placed on the property, which make the passage of the proposed change necessary.

Response: Market changes have primarily been the driver of the requested rezoning. As Broward Co. remains one of the highest cost-burden counties in the country, in terms of housing, multifamily developments and smaller units have become an attractive option for those seeking to rent or own in South Florida. The subject parcels have remained vacant, but there has been recent positive redevelopment in the neighborhood. In fact, the property owner Southern Dream LLC, has recently completed two new single family homes in this exact neighborhood. A combination of recent reinvestment in the neighborhood, along with the siting of the property at the entrance to the community, makes the rezoning necessary to establish a transition zone from the commercial strip to the traditional single family neighborhood; while also providing an additional housing typology that lends itself to be more a more affordable alternative for local residents when compared to traditional single family development.

REZONING CRITERION NO. 4: The proposed change will not adversely influence residential living conditions in the adjacent and neighboring (500 feet) communities.

Response: The properties located in a 500 foot radius of the subject area are largely original single family construction. The subject site comprises the entirety of the western block face at the entrance to the neighborhood. This block face is unique, providing the property owner the opportunity to develop an attractive block face, with front facades facing the street, rather than side yards. With the exception of the property across the street, no other block faces in the neighborhood have this condition. Infill residential development within this neighborhood will have a positive aesthetic and economic impact on the entrance to the neighborhood. Rather than vacant scrub lots, residents will be welcomed into their community by an attractive and activated street front. As the first residential block behind the commercial development lining Hillsboro Boulevard, the block serves as a transition from the highway-oriented commercial development to the single family neighborhood. Best planning practices incorporate the concept of transition zones, and a typical transect includes a shift from commercial to attached dwelling units to single family dwelling units. Attached dwellings (townhomes and villas) are compatible with single family detached dwellings and provide an ideal transition from highway commercial into the neighborhood. Infill of residential communities with compatible unit types is a positive sign of community development and contributes to the safety and perceived quality of neighborhood.

REZONING CRITERION NO. 5: That the proposed change is compatible with the development(s) in the adjacent and neighboring (500 feet) uses and zoning.

Response: Properties within 500 feet of the subject site are zoned B-1 Commercial and RS-7 residential. As noted above, the subject block face serves as a transition from the commercial frontage along Hillsboro Boulevard into the single family neighborhood behind. Townhome and villa development, as would be accommodated by the RM-10 zoning district, is the ideal transition between the strip commercial and the traditional neighborhood established further into the RS-7 zoning district area.





DEVELOPMENT PERMIT APPLICATION DISCLOSURE AFFIDAVIT

The City of Deerfield Beach requires all applicants, and persons and/or entities doing business with the City, to disclose any potential for or conflict of interest as stated below. Per Ordinance No. 2009/006 of the City of Deerfield Beach, the adopted Ethics Code contains the following:

Section 5. Disclosure and Behavior Requirements of Applicants and Persons/Entity seeking a City contract or currently doing business with the City.

Any applicant for a land use change or development permit requiring approval of the City Commission, or any person/entity seeking a City contract through a request for proposal, request for qualification, or sealed bid process (all referred to as applicant):

- A. Shall not induce, attempt to offer, solicit or knowing assist any person in violating the Ethics Code.
- B. All applicants shall include the following with their application, proposal, or bid:

(Attach additional sheets as needed for each item.)

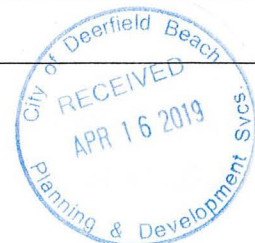
- 1. A listing of all campaign contributions to sitting City Commissioners in the past four (4) years, as well as contributions of all officers, directors, shareholders of a corporation if the application is a corporation, or partners if the applicant is a partnership, or members, whether general or limited, if it is a limited liability company.

None

- 2. Disclose all those items that a regulated officer is required to disclose concerning any conflict, whether actionable or non-actionable.

None

PLANNING & DEVELOPMENT SERVICES
150 NE 2 Avenue, Deerfield Beach, Florida 33441
954.480.4206 web.planning@deerfield-beach.com



3. Disclose any action that is a violation of the Ethics Code by a regulated office (in reference to the application) with the applicant and/or the applicant's agents, and what was done to rectify the violation (for example: if a gift was given, when demand was made for return of the gift.)

None

4. An applicant shall fully, completely, accurately, and not misleadingly report and file all disclosures required by this Ethics Code, and shall fully, completely, accurately, and not misleadingly make all disclosures referenced in this Ethics Code and not omit material information, and/or file misleading and/or deceitful information in the disclosure.
5. An applicant has a continuing duty to report any violation of this Ethics Code related to their application.
6. Failure to disclose in compliance with this Section shall be a violation of this Ethics Code and shall be grounds for the City Commission to void or rescind any approval or contract.

- C. No applicant shall, directly or indirectly, induce, encourage, or aid anyone to violate any provision of this Code.

I, Glenda Lee Edwards have received a copy of the ordinance and understand the ordinance requirements.
Applicant

[Signature]

Signature

4/16/2019

Date

Sworn to and subscribed before me this 16 day of April, 20 19.

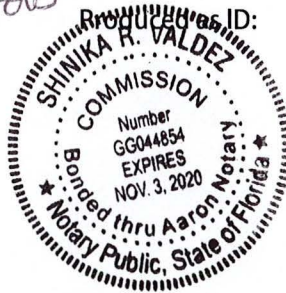
By: Glenda Lee Edwards

Produced as ID:

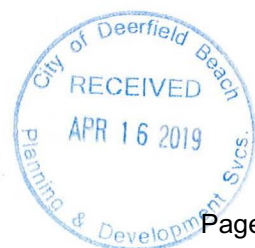
Known

[Signature]

Notary Public, State of Florida



PLANNING & DEVELOPMENT SERVICES
150 NE 2 Avenue, Deerfield Beach, Florida 33441
954.480.4206 web.planning@deerfield-beach.com





-AGENT COPY-

DEVELOPMENT PERMIT APPLICATION DISCLOSURE AFFIDAVIT

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- A. Shall not induce, attempt to offer, solicit or knowing assist any person in violating the Ethics Code.
- B. All applicants shall include the following with their application, proposal, or bid:

(Attach additional sheets as needed for each item.)

- 1. A listing of all campaign contributions to sitting City Commissioners in the past four (4) years, as well as contributions of all officers, directors, shareholders of a corporation if the application is a corporation, or partners if the applicant is a partnership, or members, whether general or limited, if it is a limited liability company.

NA.

- 2. Disclose all those items that a regulated officer is required to disclose concerning any conflict, whether actionable or non-actionable.

NA.

PLANNING & DEVELOPMENT SERVICES
150 NE 2 Avenue, Deerfield Beach, Florida 33441
954.480.4206 web.planning@deerfield-beach.com



3. Disclose any action that is a violation of the Ethics Code by a regulated office (in reference to the application) with the applicant and/or the applicant's agents, and what was done to rectify the violation (for example: if a gift was given, when demand was made for return of the gift.)

NA.

4. An applicant shall fully, completely, accurately, and not misleadingly report and file all disclosures required by this Ethics Code, and shall fully, completely, accurately, and not misleadingly make all disclosures referenced in this Ethics Code and not omit material information, and/or file misleading and/or deceitful information in the disclosure.
5. An applicant has a continuing duty to report any violation of this Ethics Code related to their application.
6. Failure to disclose in compliance with this Section shall be a violation of this Ethics Code and shall be grounds for the City Commission to void or rescind any approval or contract.

- C. No applicant shall, directly or indirectly, induce, encourage, or aid anyone to violate any provision of this Code.

I, Kaitlyn Forbes, have received a copy of the ordinance and understand the ordinance requirements.
Applicant

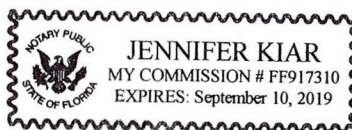
Kaitlyn Forbes
Signature

3/13/19
Date

Sworn to and subscribed before me this 13th day of March, 20 19.

By: Kaitlyn Forbes Produced as ID: personally known to me

[Signature]
Notary Public, State of Florida



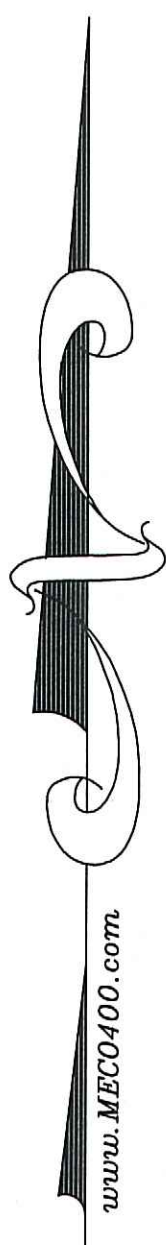
PLANNING & DEVELOPMENT SERVICES
150 NE 2 Avenue, Deerfield Beach, Florida 33441
954.480.4206 web.planning@deerfield-beach.com



1700 N.W. 64th STREET, SUITE 400
FORT LAUDERDALE, FLORIDA 33309
PHONE: (954) 763-7611
FAX: (954) 763-7615



(IN FEET)
1 inch = 20 ft.



W. HILLSBORO BLVD.

THIS SURVEY

S.W. 1st STREET

S.W. 1st COURT

S.W. 2nd TERRACE

Location Sketch

Not To Scale

Lots 1, 2, 3, and 4, LAURA & GLENDA ESTATES, according to the plat thereof, as recorded in Plat Book 183, Page 100, of the public records of Broward County, Florida.

Said land situate, lying and being in the City of Deerfield Beach, Broward County, Florida and containing 25,874 square feet or 0.5940 acres (Lots 1 through 4), more or less and 38,920 square feet or 0.8688 (Boundary extension to centerlines) more or less.

1) Property = 25,874 Square feet

2) Property including right-of-way to centerline = 38,920 Square Feet

There are no other easements, road reservations, or Rights of Ways of record affecting this property per Option of Title per Babnik Law, PLLC, dated August 27th, 2020.

- 1) *Right of Way per O.R. 9111, Page 424, B.C.R. affects this property as shown.*
- 2) *Additional Right of Way per Instrument #114395265, B.C.R. does not affect this property.*

We hereby certify that this survey meets the "Standards of Practice" as set forth by the Florida Board of Professional Surveyors and Mappers in Chapter 5J-17.05 Florida Administrative Code, pursuant to Section 472.027, Florida Statutes.

Dated at Fort Lauderdale, Florida, this 23rd day of July, 2019.
General revisions made this 1st day of November, 2019.
General revisions made this 7th day of December, 2020.


JERALD A. McLAUGHLIN
Registered Land Surveyor No. 5269
State of Florida.

FIELD BOOK NO. EFB, LB# 378/67

JOB ORDER NO. V-4469 V5651

CHECKED BY:

DRAWN BY: RT

REF. DWG.: 1-2-052

Revisions: 12-12-19
04-17-20

FLORIDA PROFESSIONAL ENGINEER NO 25626
2831-A EXCHANGE COURT
WEST PALM BEACH, FLA. 33409
OFF. ANNEX (561) 541-7512

MULTI FAMILY RESIDENCES FOR:
SOUTHERN DREAM PROPERTIES
111, 121, 131, 141 S.W. AVENUE
DEERFIELD BEACH,
FLORIDA

GD&F
378 NORTHLAKE BLVD. #242, NORTH PALM BEACH, FLORIDA 33408
OFF (561)641-7572

55

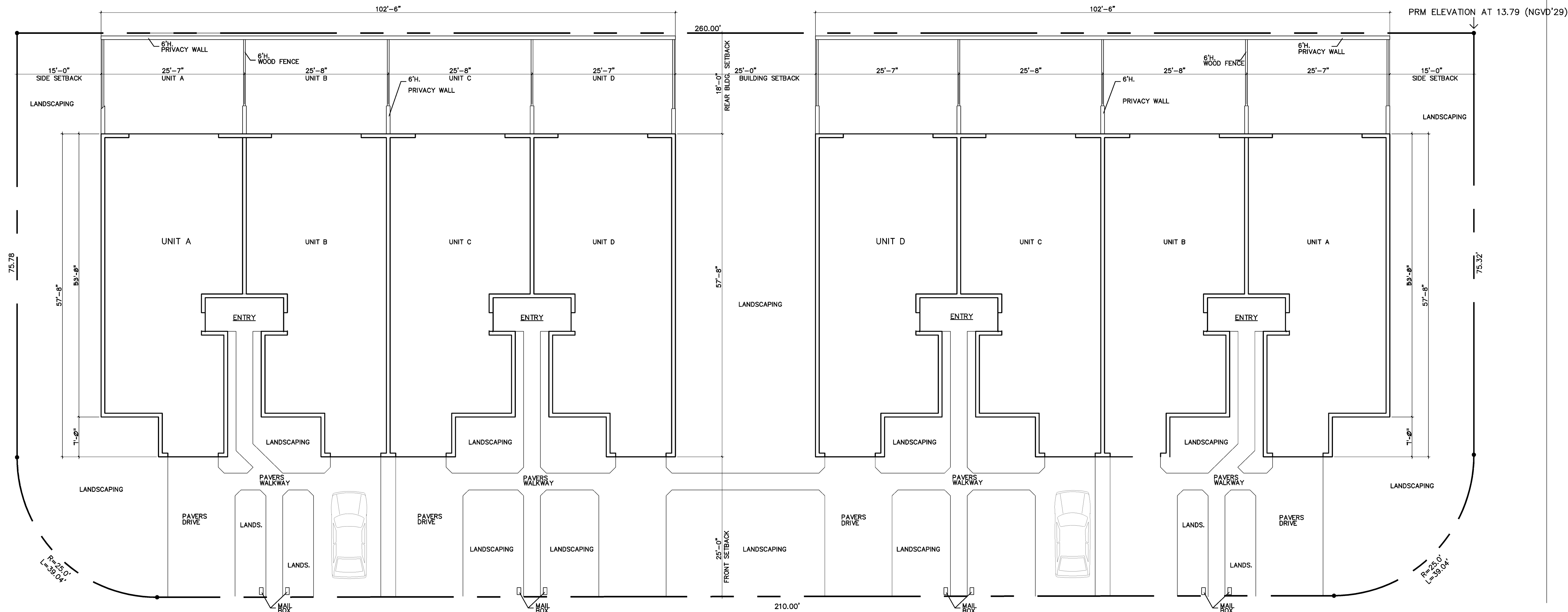
SITE DATA				
	REQUIRED	EXISTING	PROPOSED	ACRE
ZONING USE		RS 7 SINGLE FAMILY	RM 10 MULTI FAMILY	
LOT AREA		25,874.00 SQ.FT.		0.595 > 100%
LOT WIDTH		280.00 FT.		
LOT DEPTH		100'-8" FT.		
FRONT SETBACK	25 FT.		25 FT.	
REAR SETBACK	15 FT.		15 FT.	
SIDE SETBACK	15 FT.		15 FT.	
BUILDING LOT COVERAGE			10,354.00 SQ.FT. - 40.0%	0.480
OPEN SPACE			15,520.00 SQ.FT. - 60.0%	0.600 > 100%
LANDSCAPE AREA			11,518.00 SQ.FT. - 74.2%	0.742
HARDSCAPE AREA			4,002.00 SQ.FT. - 25.8% = OPEN SPACE	0.258 > 100%
BUILDING HEIGHT			35'-0" MAXIMUM	
PARKING	2 SPACES PER UNIT		2 SPACES PER UNIT	

LOTS 1, 2, 3, AND 4,, LAURA AND GLENDA PLAT,
ACCORDING TO THE PLAT THEREOF
AS RECORDED IN PLAT BOOK 183, PAGE(S) 100 THRU 102
OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA

<u>LOT AREA</u>		
GROSS AREA	38,920 SQ. FT.	0.89 ACRE
NET AREA	25,874 SQ. FT.	0.59 ACRE

FLOOD ZONE 'X'
PRM ELEVATION AT 13.79 (NGVD'29)

NUMBER OF BUILDINGS	2 BUILDINGS	
NUMBER OF UNITS	4 PER BUILDING	TOTAL OF 8
NUMBER OF BEDROOMS PER UNITS	4 BEDROOMS PER UNIT	



S.W. 1st. STREET
 (50' RIGHT OF WAY)

S.W. 2nd. T E R R A C E

(50' RIGHT OF WAY)

SITE PLAN

$$1'' = 10' - 0''$$




City of Deerfield Beach

150 NE 2nd Ave
Deerfield Beach, FL
33441
954-480-4200

Face Sheet

File Number: I.D. 2021-483

Agenda Date: 2/16/2021

Status: QUASI-JUDICIAL PUBLIC
HEARINGS

In Control: City Commission

Title

P.H. 2021-034: APPLICATION NO. 19-P-220 (Southern Dream Properties Plat Note Amendment)

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

The applicant is requesting approval to amend the restrictive note on the "Laura and Glenda Estates" Plat (Plat Book 183, Page 100) to accommodate the development of eight (8) townhouse dwelling units on Lots 1 through 4.

The applicant is requesting to amend the restrictive note as follows:

Existing Note:

"This plat is restricted to eight (8) single family detached units."

Proposed Note:

"This plat is restricted to 8 townhouse units on Lots 1 through 4 and 4 single-family detached units on Lots 5 through 8."

Although a site plan application has not been submitted at this time, it should be noted that Rezoning Application 19-R-186 is also being considered on second reading at the February 16, 2021 City Commission meeting to rezone the subject properties to RM-10 (Residence, Multi-Family) to accommodate the proposed development, which meets the intent of the requested plat note amendment.

Per Broward County platting requirements, no local government may grant an application for a building permit for the construction of a principal building on a parcel of land unless a plat, including the parcel for the permit, has been approved by the Broward County Commission.

The County requires approval from the City as part of their approval process for the plat.

The Planning and Zoning Division is unaware of any historical significance of the property or prior historical activities associated with the site.

RESOLUTION NO. 2021/

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF
DEERFIELD BEACH, FLORIDA, APPROVING THE PLAT
APPLICATION SUBMITTED BY SOUTHERN DREAM PROPERTIES,
LLC TO AMEND THE RESTRICTIVE PLAT NOTE ON THE LAURA &
GLENDA ESTATES PLAT TO RESTRICT LOTS 1 THROUGH 4 TO
EIGHT TOWNHOUSE UNITS FOR THE PROPERTY LOCATED AT 111,
121, 131 & 141 SW 2ND TERRACE (APPLICATION NO. 19-P-220);
PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE
DATE**

WHEREAS, Application No. 19-P-220 (the “Plat Application”) has been submitted to the City by Southern Dream Properties, LLC (the “Applicant”) to amend the restrictive plat note on the Laura & Glenda Estates Plat to restrict Lots 1 through 4 to eight townhouse units to provide for the Applicant’s proposed 8 townhouse unit development for the property located at 111, 121, 131 & 141 SW 2nd Street (the “Development”); and

WHEREAS, the site for the proposed Development is approximately .8688 gross acres legally described as LAURA & GLENDA ESTATES 183-100 B LOTS 1, 2, 3, & 4, as more particularly described in the file and located at 111, 121, 131 & 141 SW 2nd Street, Deerfield Beach, Florida (the “Property”); and

WHEREAS, the Property is located at the southwest corner of SW 1st Street and SW 2nd Street and is currently undeveloped vacant land; and

WHEREAS, the Laura & Glenda Estates Plat consists of Lots 1 through 8 and the existing Plat note restricts the entire Plat to eight single family detached units; and

WHEREAS, the Plat Application proposes to modify the note to read “This plat is restricted to 8 townhouse units on Lots 1 through 4 and 4 single-family detached units on Lots 5 through 8.”; and

WHEREAS, the Plat Application is being processed concurrently with a Rezoning Application (19-R-186) to rezone the Property to RM-10 (Residence, Multi-Family) to accommodate the proposed Development; and

WHEREAS, the Plat Application for the Development was reviewed by pertinent City staff; and

WHEREAS, the City Commission has considered the evidence and testimony presented by the Applicant and other interested parties and the recommendations of the various City of Deerfield Beach review agencies and staff; and

WHEREAS, the City Commission has determined that the Plat Application meets all departmental and Land Development Code requirements and finds it in the best interest of the City to approve the Plat Application.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above referenced “Whereas” clauses are true and correct and made a part hereof.

Section 2. The Plat Application is hereby approved, subject to the conditions set forth in the Plat Application and the Development Review Comments dated January 14, 2021, which conditions are hereby incorporated herein by this reference.

Section 3. All resolutions or parts of resolutions in conflict with this Resolution are hereby repealed to the extent of such conflict.

Section 4. Should any section or provision of this Resolution or any portion thereof, any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or part thereof other than the part declared to be invalid.

Section 5. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2021.

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK

RESOLUTION NO. 2021/

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, DENYING THE PLAT APPLICATION SUBMITTED BY SOUTHERN DREAM PROPERTIES, LLC TO AMEND THE RESTRICTIVE PLAT NOTE ON THE LAURA & GLENDA ESTATES PLAT TO RESTRICT LOTS 1 THROUGH 4 TO EIGHT TOWNHOUSE UNITS FOR THE PROPERTY LOCATED AT 111, 121, 131 & 141 SW 2ND TERRACE (APPLICATION NO. 19-P-220); PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE

WHEREAS, Application No. 19-P-220 (the “Plat Application”) has been submitted to the City by Southern Dream Properties, LLC (the “Applicant”) to amend the restrictive plat note on the Laura & Glenda Estates Plat to restrict Lots 1 through 4 to eight townhouse units to provide for the Applicant’s proposed 8 townhouse unit development for the property located at 111, 121, 131 & 141 SW 2nd Street (the “Development”); and

WHEREAS, the site for the proposed Development is approximately .8688 gross acres legally described as LAURA & GLENDA ESTATES 183-100 B LOTS 1, 2, 3, & 4, as more particularly described in the file and located at 111, 121, 131 & 141 SW 2nd Street, Deerfield Beach, Florida (the “Property”); and

WHEREAS, the City Commission has reviewed the Plat Application and finds that the Plat Application fails to satisfy the requirements of _____.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above referenced “Whereas” clauses are true and correct and made a part hereof.

Section 2. The Plat Application is hereby denied based upon the failure to meet the requirements of _____.

Section 3. All resolutions or parts of resolutions in conflict with this Resolution are hereby repealed to the extent of such conflict.

Section 4. Should any section or provision of this Resolution or any portion thereof, any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or part thereof other than the part declared to be invalid.

Section 5. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2021.

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK



PUBLIC HEARING NOTICE

February 5, 2021

Dear Property Owner:

This is to notify you that the CITY COMMISSION of the City of Deerfield Beach, a municipal corporation of Florida, shall hear an application for:

P.H. 2021-034: APPLICATION NO. 19-P-220

Applicant: Southern Dream Properties, LLC. represented by Kaitlyn Forbes of Mellgren Planning Group.

Proposal: Plat Note Amendment Application requesting approval to amend the restrictive plat note on the "Laura & Glenda Estates" Plat (Plat Book 183, Page 100)

Location: The properties are generally described as several parcels of land in LAURA & GLENDA ESTATES 183-100 B LOTS 1,2,3, & 4 and located at **111,121, 131, & 141 S.W. 2nd Terrace.**

A public hearing will be held on **TUESDAY, FEBRUARY 16, 2021 at 7:00 p.m.** in the City Commission Chambers, City Hall, 150 NE 2nd Avenue, Deerfield Beach, Florida, and/or utilizing communications media technology with some elected officials and City staff participating through video conferencing via Zoom (virtual meeting). All interested parties may appear in person to offer evidence in support of or against the proposal. Further information may be obtained at www.deerfield-beach.com/agendas or from the Planning and Development Services Department during business hours in City Hall, 150 N.E. 2nd Avenue, Deerfield Beach, FL 33441, phone: (954) 480-4206.

At said meeting interested persons may appear and be heard with respect to the public hearing. Any person who decides to appeal any decision made by the City Commission with respect to any matter considered at this hearing would need a record of the proceedings. And for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The above notice is required by State Law (FS 286.0105). **Any person desiring a verbatim transcript shall have the responsibility, at his own expense, to arrange for the presence at the hearing of a certified court reporter.** A full transcript of the proceedings will be needed to appeal any decision of the City Commission.

Any person requiring auxiliary aids and services at this hearing may contact the City Clerk's Office at (954) 480-4213 at least 24 hours prior to the meeting. If you are hearing or speech impaired, please contact the Florida Relay Service by using the following numbers: 1-800-955-8770 or 1-800-955-8771.

Samantha Gillyard, CMC, City Clerk



Public Hearing Notice Map

Rezoning Application No. 19-R-186

Plat Note Amendment Application No. 19-P-220

111, 121, 131, 141 SW 2 Ter.



For additional information
call the Planning Department at 954-480-4206
or visit www.deerfield-beach.com/boardagendas

0 180 360
Feet



Development Review Committee Summary Report Development Plan Application Review

General Information

Application No.	19-P-220															
Project Name:	Southern Dream Properties Plat Note Amendment															
Applicant:	Southern Dream Properties, LLC															
Agent:	Kaitlyn Forbes of Mellgren Planning Group															
Requested Action/Description:	Plat note amendment application requesting approval to amend the restrictive plat note on the "Laura & Glenda Estates" Plat (Plat Book 183, Page 100)															
Location:	111,121, 131 & 141 SW 2 nd Terrace															
Legal Description:	The properties are generally described as a parcel of land in LAURA & GLENDA ESTATES 183-100 B LOTS 1, 2, 3, & 4, more particularly described in the file, and located at 111, 121, 131 & 141 SW 2nd Terrace															
Size:	.8688 acres (gross) /.5940 acres (net)															
Existing Zoning:	RS-7 (Residence, Single-Family)															
Existing Land Use:	Vacant land															
Future Land Use Plan Designation:	Residential Moderate (10 du/ac)															
Surrounding Land Use and Zoning:																
	<table><tr><td></td><td><u>Existing Land Use</u></td><td><u>Zoning</u></td></tr><tr><td>North:</td><td>Single-Family/Multi-Family Residential</td><td>RS-7 (Residence, Single-Family)</td></tr><tr><td>East:</td><td>Vacant/ Single-Family Residential</td><td>RS-7 (Residence, Single-Family)</td></tr><tr><td>South:</td><td>Vacant/Multi-Family Residential</td><td>RS-7 (Residence, Single-Family)</td></tr><tr><td>West:</td><td>Single-Family Residential</td><td>RS-7 (Residence, Single-Family)</td></tr></table>		<u>Existing Land Use</u>	<u>Zoning</u>	North:	Single-Family/Multi-Family Residential	RS-7 (Residence, Single-Family)	East:	Vacant/ Single-Family Residential	RS-7 (Residence, Single-Family)	South:	Vacant/Multi-Family Residential	RS-7 (Residence, Single-Family)	West:	Single-Family Residential	RS-7 (Residence, Single-Family)
	<u>Existing Land Use</u>	<u>Zoning</u>														
North:	Single-Family/Multi-Family Residential	RS-7 (Residence, Single-Family)														
East:	Vacant/ Single-Family Residential	RS-7 (Residence, Single-Family)														
South:	Vacant/Multi-Family Residential	RS-7 (Residence, Single-Family)														
West:	Single-Family Residential	RS-7 (Residence, Single-Family)														
Applicable Regulations:	City of Deerfield Beach Land Development Code															

Plat Restrictions:

Existing: *This plat is restricted to eight (8) single family detached units.*

Proposed: *This plat is restricted to (8) townhouse units on Lots 1 through 4 and (4) single-family detached units on Lots 5 through 8.*

Department Comments & Requirements

REQUEST:

The applicant is requesting approval to amend the restrictive note on the “Laura and Glenda Estates” Plat (Plat Book 183, Page 100) to accommodate the development of eight (8) townhouse dwelling units on Lots 1 through 4, as follows:

Existing Note:

“This plat is restricted to eight (8) single family detached units.”

Proposed Note:

“This plat is restricted to (8) townhouse units on Lots 1 through 4 and (4) single-family detached units on Lots 5 through 8.”

BACKGROUND:

The subject properties are approximately .8688 acres (combined) and currently undeveloped. The properties are generally located at the southwest corner of SW 1st Street and SW 2nd Terrace. The plat was originally approved by Broward County on January 12th, 2016.

Although a site plan application has not been submitted at this time, it should be noted that Rezoning Application 19-R-186 is also being considered on second reading at the February 16, 2021 City Commission meeting to rezone the subject properties to RM-10 (Residence, Multi-Family) to accommodate the proposed development, which meets the intent of the requested plat note amendment.

Per Broward County platting requirements, no local government may grant an application for a building permit for the construction of a principal building on a parcel of land unless a plat, including the parcel for the permit, has been approved by the Broward County Commission. The County requires approval from the City as part of their approval process for the plat.

The Planning and Zoning Division is unaware of any historical significance of the property or prior historical activities associated with the site.

SUMMARY OF DEVELOPMENT REVIEW COMMITTEE COMMENTS:

The application has been reviewed by the Development Review Committee (Planning & Zoning). All staff comments have been addressed. The application is considered to be in compliance with the Land Development Code. Staff DRC comments are attached to this report.

Development Plan Application Comments



DEVELOPMENT REVIEW COMMITTEE

Project Name:	Southern Dream Properties, LLC	Application No.:	19-P-220
Reviewer Name:	Jenna Lane		
Department / Division:	Planning & Zoning		
Position:	Planner		
Date of Review:	11/24/20		
Submittal No.:	4		

A. APPLICATION / GENERAL COMMENTS:

1.	Include street address per BCPA for all parcels within the Plat that are subject to the plat note amendment (110,111, 120, 121, 130, 131, 140, and 141 NW 2nd Terrace).
1.a.	Comment not addressed. Application contains the following "111,141,131, 141 SW 2 Ter." All properties affected by the plat note amendment must be included. The proposed note does not specify which lots are affected by the note amendment; therefore, all properties must be accounted for in application must be accounted for in application.
1.b.	Comment pending. As previously mentioned by Staff during the last conference call to the Applicant, the Development Plan and Plat Note (Attachment F) applications have been updated and are required for resubmittal. Links to the Development Plan and Plat Note Amendment Application (Attachment F) are provided below. Note, one Development Plan application can be submitted with both Attachment E (Rezoning Application) and Attachment F (Plat Note Amendment Application) https://www.deerfield-beach.com/DocumentCenter/View/31/Development-Plan-Application https://www.deerfield-beach.com/DocumentCenter/View/34/Attachment-F--Application-for-Plat-or-Plat-Note-Amendment
1.c.	Comment addressed.
2.	Include correct zoning for the Laura and Glenda Estate Plat Parcels.
2.a.	Comment pending. Applicant shall submit updated application with the correct attachments.
2.b.	Comment addressed.
3.	Include correct number of dwelling units proposed.

Development Plan Application Comments

3.a.	Comment not addressed. Total number of dwelling units for plat exists as 8; the note amendment is proposing 8 townhomes and 4 single family detached units; therefore, the total number of proposed dwelling units for the plat is 12. You may provide additional detail if desired in the letter of intent (i.e. which lots are proposed to have townhomes, single family detached, etc.,) but the application must be filled out to reflect the changes.
3.b.	Comment pending. Applicant shall submit updated application with the correct attachments.
3.c.	Comment addressed.
4.	Include the total acreage for all the parcels within the plat (lots 1-8).
4.a.	Comment pending. Applicant shall submit updated application with the correct attachments.
4.b.	Comment addressed. Acreage only needed for portion of plat affected by plat note amendment application.
NEW COMMENT 2/18/2020	
1.	All resubmittals shall be provided with a written narrative responding to all comments. Should the applicant choose to utilize the DRC comments provided by Staff as a template to respond, the Applicant must ensure the response document is appropriately titled with date and contact information.
1.a.	Comment addressed.

B.

COVERPAGE:	
1.	Cover letter shall list all parcels affected by the plat note amendment application, not only lots 1-4.
1.a.	Comment not addressed. Refer to 1a. of Application/General Comments table.
1.b.	Comment addressed.
2.	Clearly reference the folios, zoning, and FLU of all affected properties.
2.a.	Comment not addressed. Refer to comment 1a. and provide the zoning, FLU, and folios of all affected properties.
2.b.	Comment addressed.
3.	The existing plat note referenced in the cover letter is inconsistent with the plat note as recorded in the Plat Book. Revise the cover letter to include the correct existing plat note as follows: "This plat is restricted to eight (8) single family detached units."
3.a.	Comment addressed.

C.

SURVEY:	
1.	Per Section 98-13(8)(b)(1), provide a certified boundary survey, in conformance with Chapter 61G17, Florida Administrative Code, no more than one year old from the submittal date and extending to the center line of all adjacent streets, which specifies gross and net acreage or square footage.
1.a.	Comment partially addressed. Gross and net site area in legal description are not consistent with data in square footage table. Ensure consistency with data in legal description and square footage table.
1.b.	Comment addressed.

Development Plan Application Comments

2.	Per Section 98-13(8)(b)(5), provide a title policy, title commitment, title search/exam, opinion of title, or property information report current to within one year, identifying any encroachment, encumbrance, violation, or variance, as well as the date, policy number, issuers name, address, and the disposition of all schedule B-II encumbrances.
2.a.	Comment acknowledged but not addressed. Director cannot waive this requirement.
2.b.	Comment pending. Ownership and Encumbrance Report dated November 6, 2019, states: "This Report is not a Legal Opinion of Title and should not be construed as dealing with the Quality of Title, used as a Certified Abstract of Title, Title Insurance Commitment or Title Insurance Policy," which does not comply with Section 98-13(8)(b)(5) as it does not provide for all schedule B-II encumbrances. Per 98-13(8)(b)(5), survey must include a title policy, title commitment, title search/exam, opinion of title, or property information report current to within one year, identifying any encroachment, encumbrance, violation, or variance, as well as the date, policy number, issuers name, address, and the disposition of all schedule B-II encumbrances.
2.c.	Comment acknowledged. Refer to Rezoning application for additional detail.

D. **ADDITIONAL COMMENTS:**

1.	Submit legal descriptions for all affected properties in hard copy and word format.
1.a.	Comment not addressed. Applicant states "See attached." for portion of application requiring legal description for properties. Legal descriptions were not provided in hard copy or in word format. Provide legal descriptions for all affected properties in both hard copy and word format.
1.b.	Comment partially addressed.
1.c.	Comment addressed.
2.	Laura Parrish is a property owner of the parcels within the subject plat. Provide a disclosure affidavit and owner consent for the submitted plat note amendment application.
2.a.	Comment addressed based on Comment 1b. of Application/General Comments table.
3.	Provide evidence that County staff has agreed to the proposed language for the application.
3.a.	Comment partially addressed. Email correspondence that was provided is not complete thread. Please provide the complete email correspondence between Jean-Paul Perez and Kaitlyn Forbes from dated September 11-13, 2019.
3.b.	Comment addressed. Complete email thread provided from August until November 15, 2019.



DEVELOPMENT PLAN APPLICATION

PROVIDE IN FULL THE FOLLOWING INFORMATION (TYPE OR PRINT LEGIBLY)

One application may be submitted for multiple requests. Unless otherwise directed by staff, the following items with associated attachments are required for staff to determine the application is complete for processing by the City.

PROJECT INFORMATION:

TYPE OF REQUEST (check all that apply)

- | | |
|--|--|
| ☐ New Site Plan / Site Plan Modification (See Attachment A) | ☒ Plat or Plat Note Amendment (See Attachment F) |
| ☐ Community Appearance Board (See Attachment B) | ☐ Conditional Use (See Attachment G) |
| ☐ Variance (See Attachment C) | ☐ Vacation & Abandonment (See Attachment H) |
| ☐ Technical Deviation (See Attachment D) | ☐ ROW Variance (See Attachment I) |
| ☒ Rezoning (See Attachment E) | ☐ Sign Variance (See Attachment J) |

Project Name: Southern Dream Rezone + Plat Note Amendment

Property Owner: Southern Dream Properties, LLC

Applicant (if different from Owner): NA.

Agent (if different from Owner/Applicant): Kaitlyn Forbes, AICP, CNU-A

Address of Property: 111 + 121 + 131 + 141 SW 2 Terrace

Legal Description of Property (lot, block, tract, subdivision): Laura and Glenda Estates Lot 1, 2, 3 + 4

Description of Project: Rezone from RS-7 to RM-10 to provide consistency with Future Land Use Designation. Amend plat to reivse restrictive note.

New Development (Y/N):	<u>Yes</u> ☒	Modification to Existing Development (Y/N):	<u>No</u> ☒
Zoning District:	<u>RS-7 to RM-10</u>	Future Land Use Category:	<u>Res. Moderate</u>
Existing Use:	<u>Vacant</u>	Proposed Use:	<u>Residential</u>
Lot Area (acres):	<u>0.89 acres</u>	Number of Dwelling Units (proposed):	<u>8</u>
Sq. Ft. of Structure (existing):	<u>0</u>	Sq. Ft. of Structure (proposed):	<u>10,354 SF (ground floor)</u>

Agent Signature:

Owner Signature:

Name Printed: Kaitlyn Forbes, AICP

Name Printed: Glenda Lee Edwards

Address: 3350 NW 53rd St. Ste 101

Address: 4134 Carambola Circle S #H403
Coconut Creek FL 33066

Telephone: 954.475.3070

Telephone: 954-643-8813

Email: KForbes@Sepsiinc.com

Email: SouthernDreamproperties@gmail.com

PROPOSED NOTE AMENDMENT (To be completed for plat note amendment applications only.)

Existing Plat Note: This plat is restricted to eight (8) single family detached units.

Proposed Plat Note: This plat is restricted to (8) townhouse units on Lots 1 through 4 and (4) single-family detached units on Lots 5 through 8.

Public Notice and Advertising Requirements

Pursuant to Code Section 98 35(1), prior to any public hearing of the city commission for a development permit as described in section 98 12 of this Code, the applicant shall provide proper notification to the public in compliance with this section and all applicable county, state and federal law.



DEVELOPMENT PERMIT APPLICATION DISCLOSURE AFFIDAVIT

The City of Deerfield Beach requires all applicants, and persons and/or entities doing business with the City, to disclose any potential for or conflict of interest as stated below. Per Ordinance No. 2009/006 of the City of Deerfield Beach, the adopted Ethics Code contains the following:

Section 5. Disclosure and Behavior Requirements of Applicants and Persons/Entity seeking a City contract or currently doing business with the City.

Any applicant for a land use change or development permit requiring approval of the City Commission, or any person/entity seeking a City contract through a request for proposal, request for qualification, or sealed bid process (all referred to as applicant):

- A. Shall not induce, attempt to offer, solicit or knowing assist any person in violating the Ethics Code.
- B. All applicants shall include the following with their application, proposal, or bid:

(Attach additional sheets as needed for each item.)

- 1. A listing of all campaign contributions to sitting City Commissioners in the past four (4) years, as well as contributions of all officers, directors, shareholders of a corporation if the application is a corporation, or partners if the applicant is a partnership, or members, whether general or limited, if it is a limited liability company.

None

- 2. Disclose all those items that a regulated officer is required to disclose concerning any conflict, whether actionable or non-actionable.

None

PLANNING & DEVELOPMENT SERVICES
150 NE 2 Avenue, Deerfield Beach, Florida 33441
954.480.4206 web.planning@deerfield-beach.com



3. Disclose any action that is a violation of the Ethics Code by a regulated office (in reference to the application) with the applicant and/or the applicant's agents, and what was done to rectify the violation (for example: if a gift was given, when demand was made for return of the gift.)

None

4. An applicant shall fully, completely, accurately, and not misleadingly report and file all disclosures required by this Ethics Code, and shall fully, completely, accurately, and not misleadingly make all disclosures referenced in this Ethics Code and not omit material information, and/or file misleading and/or deceitful information in the disclosure.
5. An applicant has a continuing duty to report any violation of this Ethics Code related to their application.
6. Failure to disclose in compliance with this Section shall be a violation of this Ethics Code and shall be grounds for the City Commission to void or rescind any approval or contract.

- C. No applicant shall, directly or indirectly, induce, encourage, or aid anyone to violate any provision of this Code.

I, Glenda Lee Edwards have received a copy of the ordinance and understand the ordinance requirements.
Applicant

[Signature]

Signature

4/16/2019

Date

Sworn to and subscribed before me this 16 day of April, 20 19.

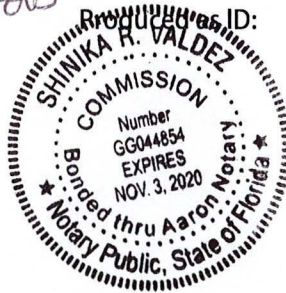
By: Glenda Lee Edwards

Produced as ID:

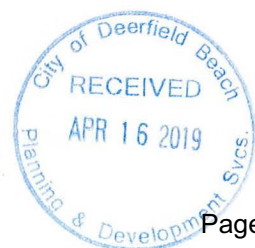
Known

[Signature]

Notary Public, State of Florida



PLANNING & DEVELOPMENT SERVICES
150 NE 2 Avenue, Deerfield Beach, Florida 33441
954.480.4206 web.planning@deerfield-beach.com





-AGENT COPY-

DEVELOPMENT PERMIT APPLICATION DISCLOSURE AFFIDAVIT

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- B. All applicants shall include the following with their application, proposal, or bid:

(Attach additional sheets as needed for each item.)

- 1. A listing of all campaign contributions to sitting City Commissioners in the past four (4) years, as well as contributions of all officers, directors, shareholders of a corporation if the application is a corporation, or partners if the applicant is a partnership, or members, whether general or limited, if it is a limited liability company.

NA.

- 2. Disclose all those items that a regulated officer is required to disclose concerning any conflict, whether actionable or non-actionable.

NA.

PLANNING & DEVELOPMENT SERVICES
150 NE 2 Avenue, Deerfield Beach, Florida 33441
954.480.4206 web.planning@deerfield-beach.com



3. Disclose any action that is a violation of the Ethics Code by a regulated office (in reference to the application) with the applicant and/or the applicant's agents, and what was done to rectify the violation (for example: if a gift was given, when demand was made for return of the gift.)

NA.

4. An applicant shall fully, completely, accurately, and not misleadingly report and file all disclosures required by this Ethics Code, and shall fully, completely, accurately, and not misleadingly make all disclosures referenced in this Ethics Code and not omit material information, and/or file misleading and/or deceitful information in the disclosure.
5. An applicant has a continuing duty to report any violation of this Ethics Code related to their application.
6. Failure to disclose in compliance with this Section shall be a violation of this Ethics Code and shall be grounds for the City Commission to void or rescind any approval or contract.

- C. No applicant shall, directly or indirectly, induce, encourage, or aid anyone to violate any provision of this Code.

I, Kaitlyn Forbes, have received a copy of the ordinance and understand the ordinance requirements.
Applicant

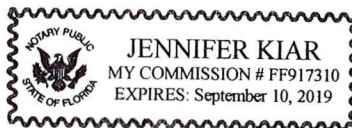
Kaitlyn Forbes
Signature

3/13/19
Date

Sworn to and subscribed before me this 13th day of March, 20 19.

By: Kaitlyn Forbes Produced as ID: personally known to me

[Signature]
Notary Public, State of Florida



PLANNING & DEVELOPMENT SERVICES
150 NE 2 Avenue, Deerfield Beach, Florida 33441
954.480.4206 web.planning@deerfield-beach.com



LAURA & GLENDA ESTATES
A PORTION OF SECTION 1, TOWNSHIP 48 SOUTH, RANGE 42 EAST.
DEERFIELD BEACH, BROWARD COUNTY, FLORIDA

INSTR # 114497845,Plats 183/100
Page 1 of 3
Recorded 07/13/2017 at 08:37 AM

LEGAL DESCRIPTION:

ALL THAT PART OF GOVERNMENT LOT 1, LYING IN SECTION 1, TOWNSHIP 48 S., RANGE 42 E.; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

COMMENCING AT THE S.E. CORNER OF SAID GOVERNMENT LOT 1, THENCE S 89°28'15" W ALONG THE SOUTH LINE OF SAID GOVERNMENT LOT 1, A DISTANCE OF 540.80 FEET; THENCE N 00°00'00" E ALONG THE PROJECTION SOUTHWARD OF THE WEST LINE OF BLOCK 2 OF THE PLAT OF CARVER HEIGHTS AS RECORDED IN PLAT BOOK 25, PAGE 41 OF THE PUBLIC RECORDS OF BROWARD COUNTY FLORIDA, A DISTANCE OF 330.00 FEET TO THE POINT OF BEGINNING OF THIS DESCRIPTION, SAID POINT ALSO BEING THE S.W. CORNER OF LOT 11, BLOCK 2 OF SAID CARVER HEIGHTS; THENCE S 89°28'15" W ALONG THE NORTH RIGHT-OF-WAY LINE OF S.W. 1ST COURT A DISTANCE OF 77.15 FEET TO A POINT OF CURVATURE THENCE NORTHWESTERLY ALONG THE ARC OF A CIRCULAR CURVE CONCAVE TO THE NORTHEAST WHOSE RADIUS POINT FALLS ON A BEARING OF N 0°31'45" W HAVING A RADIUS OF 25.00 FEET, THROUGH A CENTRAL ANGLE OF 90°31'45", AN ARC DISTANCE OF 39.50 FEET TO A POINT OF TANGENCY, SAID POINT BEING ON THE EAST RIGHT OF WAY LINE OF S.W. 2ND TERRACE; THENCE N 0°00'00" E ALONG THE EAST RIGHT OF WAY LINE OF S.W. 2ND TERRACE, A DISTANCE OF 210.00 FEET TO A POINT OF CURVATURE; THENCE NORTHEASTERLY ALONG THE ARC OF A CIRCULAR CURVE CONCAVE TO THE SOUTHEAST WHOSE RADIUS POINT FALLS ON A BEARING OF N 90°00'00" E AT A RADIUS DISTANCE OF 25.00 FEET, THROUGH A CENTRAL ANGLE OF 89°28'15", AN ARC DISTANCE OF 39.04 FEET TO A POINT OF TANGENCY; THENCE N 89°28'15" E ALONG THE SOUTH RIGHT OF WAY LINE OF S.W. 1ST STREET A DISTANCE OF 77.55 FEET TO THE NORTHWEST CORNER OF LOT 10, BLOCK 2 OF SAID CARVER HEIGHTS; THENCE S 00°00'00" W ALONG THE WEST LINES OF LOTS 10 AND 11, BLOCK 2 OF SAID CARVER HEIGHTS A DISTANCE OF 260.00 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH THE FOLLOWING DESCRIBED PROPERTY:

ALL THAT PART OF GOVERNMENT LOT 1, LYING IN SECTION 1, TOWNSHIP 48 S., RANGE 42 E.; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

COMMENCING AT THE S.E. CORNER OF SAID GOVERNMENT LOT 1, THENCE S 89°28'15" W ALONG THE SOUTH LINE OF SAID GOVERNMENT LOT 1, A DISTANCE OF 540.80 FEET; THENCE N 00°00'00" E ALONG THE PROJECTION SOUTHWARD OF THE WEST LINE OF BLOCK 2 OF THE PLAT OF CARVER HEIGHTS AS RECORDED IN PLAT BOOK 25, PAGE 41 OF THE PUBLIC RECORDS OF BROWARD COUNTY FLORIDA, A DISTANCE OF 330.00 FEET SAID POINT ALSO BEING THE S.W. CORNER OF LOT 11, BLOCK 2 OF SAID CARVER HEIGHTS; THENCE S 89°28'15" W ALONG THE NORTH RIGHT-OF-WAY LINE OF S.W. 1ST COURT A DISTANCE OF 177.15 TO A POINT OF TANGENCY, SAID POINT ALSO BEING THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE CONTINUE S 89°28'15" W ALONG THE NORTH RIGHT-OF-WAY OF S.W. 1ST COURT A DISTANCE OF 75.78 FEET TO THE SOUTHEAST CORNER OF LOT 17, BLOCK 1, PALM CREST GARDENS ADDITION AS RECORDED IN PLAT BOOK 53, PAGE 48 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.; THENCE N 00°00'00" E ALONG THE EAST LINE OF SAID PALM CREST GARDENS A DISTANCE OF 260.00 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF S.W. 1ST STREET SAID LINE ALSO BEING A LINE 25.00 FEET SOUTH OF THE SOUTH LINE OF THE PLAT OF WESTWOOD GARDENS; RB. 23, PG. 20, B.C.R. THENCE N 89°28'15" E ALONG THE SOUTH RIGHT-OF-WAY LINE OF S.W. 1ST STREET A DISTANCE OF 75.32 FEET TO A POINT OF CURVATURE; THENCE SOUTHEASTERLY ALONG THE ARC OF A CIRCULAR CURVE CONCAVE TO THE SOUTHWEST WHOSE RADIUS POINT FALLS ON A BEARING OF S 00°31'45" E, AT A RADIUS DISTANCE OF 25.00 FEET, THROUGH A CENTRAL ANGLE OF 90°31'45", AN ARC DISTANCE OF 39.50 FEET TO A POINT OF TANGENCY; THENCE S 00°00'00" W ALONG THE WEST RIGHT OF WAY LINE OF S.W. 2ND TERRACE A DISTANCE OF 210.00 FEET TO A POINT OF CURVATURE; THENCE SOUTHWESTERLY ALONG THE ARC OF CIRCULAR CURVE CONCAVE TO THE NORTHWEST WHOSE RADIUS POINT FALLS ON A BEARING OF N 90°00'00" W AT A RADIUS DISTANCE OF 25.00 FEET, THROUGH A CENTRAL ANGLE OF 89°28'15", AN ARC DISTANCE OF 39.04 FEET TO THE POINT OF BEGINNING OF THIS DESCRIPTION.

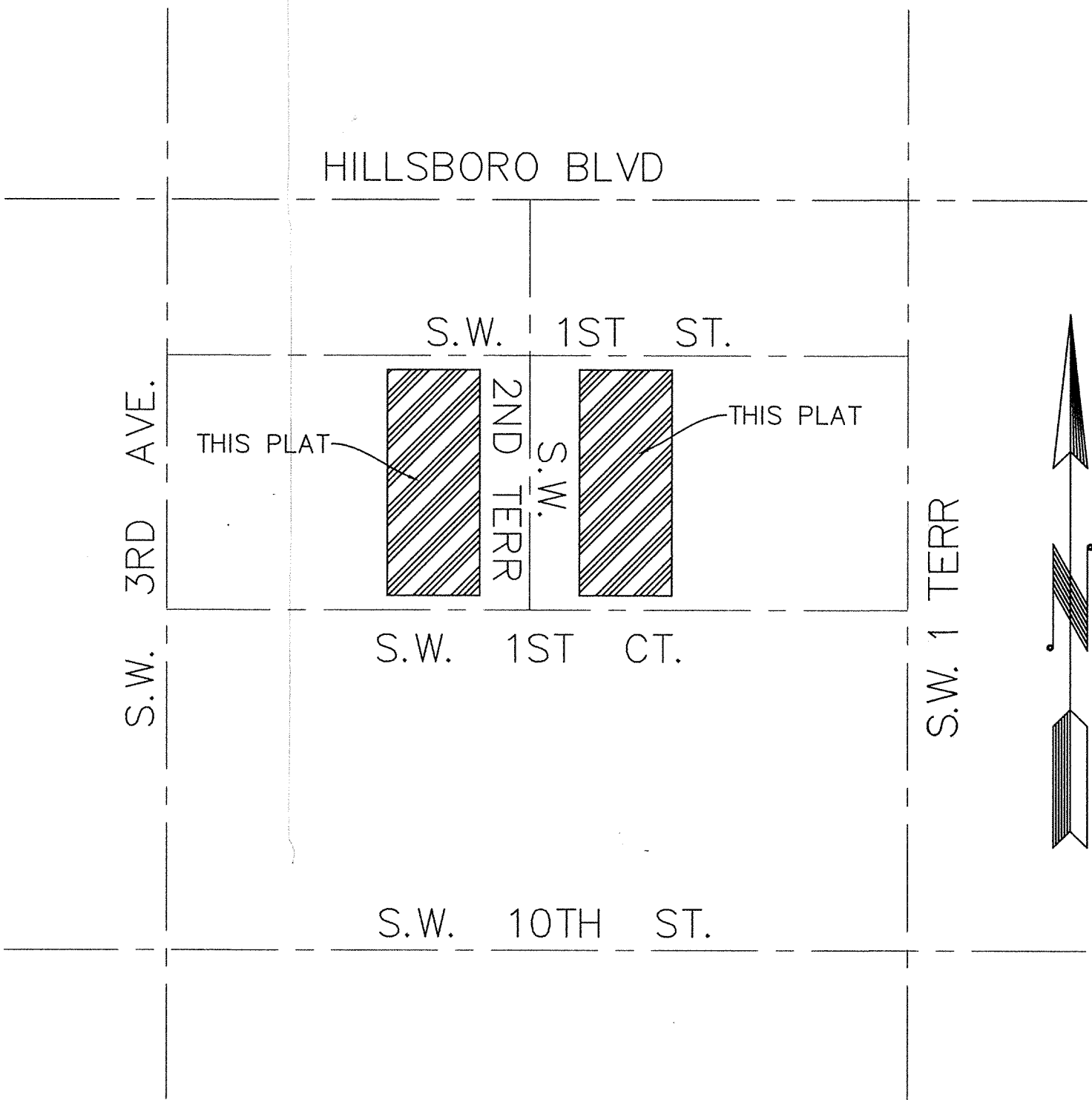
SAID LAND SITUATE LYING AND BEING IN THE CITY OF DEERFIELD BEACH , BROWARD COUNTY, FLORIDA.

CONTAINING 52,224.98 SQUARE FEET MORE OR LESS

THIS INSTRUMENT PREPARED BY:
PAUL A. DAVIS INC.

L.B.# 7219

2091 N.E. 36TH STREET #50234 LIGHTHOUSE POINT
FLORIDA 33064 TEL. (954) 263-3102 D & P JOB NO. 13-0005



LOCATION MAP:
(NOT TO SCALE)

PLAT RESTRICTION

THIS PLAT IS RESTRICTED TO EIGHT (8) SINGLE FAMILY DETACHED UNITS.

THIS NOTE IS REQUIRED BY CHAPTER 5, ARTICLE IX, BROWARD COUNTY CODE OF ORDINANCES, AND MAY BE AMENDED BY APPROVAL OF THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS.

THE NOTATION AND ANY AMENDMENTS THERETO ARE SOLELY INDICATING THE APPROVED DEVELOPMENT LEVEL FOR PROPERTY LOCATED WITHIN THE PLAT AND DO NOT OPERATE AS A RESTRICTION IN FAVOR OF ANY PROPERTY OWNER INCLUDING AN OWNER OR OWNERS OF PROPERTY WITHIN THIS PLAT WHO TOOK TITLE TO THE PROPERTY WITH REFERENCE TO THIS PLAT.

IF A BUILDING PERMIT FOR A PRINCIPAL BUILDING (EXCLUDING DRY MODELS, SALES AND CONSTRUCTION OFFICES) AND FIRST INSPECTION APPROVAL ARE NOT ISSUED BY JANUARY 12, 2021, THEN THE COUNTY'S FINDING OF ADEQUACY SHALL EXPIRE AND NO ADDITIONAL BUILDING PERMITS SHALL BE ISSUED UNTIL SUCH TIME AS BROWARD COUNTY SHALL MAKE A SUBSEQUENT FINDING THAT THE APPLICATION SATISFIES THE ADEQUACY REQUIREMENTS SET FORTH WITHIN THE BROWARD COUNTY DEVELOPMENT CODE.THE OWNER OF THE PROPERTY OR THE AGENT OF THE OWNER SHALL BE RESPONSIBLE FOR PROVIDING EVIDENCE TO BROWARD COUNTY FROM THE APPROPRIATE GOVERNMENTAL ENTITY, DOCUMENTING COMPLIANCE WITH THIS REQUIREMENT WITHIN THE ABOVE REFERENCED TIME FRAME
AND/OR

IF CONSTRUCTION OF PROJECT WATER LINES, SEWER LINES, DRAINAGE, AND THE ROCK BASE OF INTERNAL ROADS HAVE NOT BEEN SUBSTANTIALLY COMPLETED BY JANUARY 12, 2021, THEN THE COUNTY'S FINDING OF ADEQUACY SHALL EXPIRE AND NO ADDITIONAL BUILDING PERMITS SHALL BE ISSUED UNTIL SUCH TIME AS BROWARD COUNTY SHALL MAKE A SUBSEQUENT FINDING THAT THE APPLICATION SATISFIES THE ADEQUACY REQUIREMENTS SET FORTH WITHIN THE BROWARD COUNTY DEVELOPMENT CODE.THE OWNER OF THE PROPERTY OR THE AGENT OF THE OWNER SHALL BE RESPONSIBLE FOR PROVIDING EVIDENCE TO BROWARD COUNTY FROM THE APPROPRIATE GOVERNMENTAL ENTITY, DOCUMENTING COMPLIANCE WITH THIS REQUIREMENT WITHIN THE ABOVE REFERENCED TIME FRAME

LAURA & GLENDA ESTATES
A PORTION OF SECTION 1, TOWNSHIP 48 SOUTH, RANGE 42 EAST.
DEERFIELD BEACH, BROWARD COUNTY, FLORIDA

INSTR #114497845
Plats 183/100
Page 2 of 3

THIS INSTRUMENT PREPARED BY:
PAUL A. DAVIS, INC.

L.B.# 7219

2091 N.E. 36TH STREET #50234 LIGHTHOUSE POINT
FLORIDA 33074 TEL. (954) 263-3102 D & P JOB NO. 13-0005

CITY COMMISSION

THIS IS TO CERTIFY: THAT THIS PLAT HAS BEEN ACCEPTED AND APPROVED FOR RECORD BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, IN END BY RESOLUTION No. 2013/184, ADOPTED BY SAID CITY COMMISSION ON THIS 3rd DAY OF Sept., A.D., 2013.
IN WITNESS WHEREOF: THE SAID CITY COMMISSION HAS CAUSED THESE PRESENTS TO BE ATTESTED BY ITS CITY CLERK AND THE CORPORATE SEAL OF SAID CITY TO BE AFFIXED ON THIS 10th DAY OF August, A.D. 2015.

NO BUILDING PERMITS SHALL BE ISSUED FOR CONSTRUCTION, EXPANSION, AND/OR CONVERSION OF THE BUILDING WITHIN THIS PLAT UNTIL SUCH TIME AS THE DEVELOPER PROVIDES THIS MUNICIPALITY WITH WRITTEN CONFIRMATION FROM BROWARD COUNTY THAT ALL APPLICABLE IMPACT FEES HAVE BEEN PAID OR ARE NOT DUE.

BY: [Signature] 8/10/15
CITY CLERK DATE

CITY PLANNING AND ZONING BOARD

THIS IS TO CERTIFY: THAT THE CITY PLANNING AND ZONING BOARD OF DEERFIELD BEACH, FLORIDA, APPROVED AND ACCEPTED THIS PLAT FOR RECORD ON THE 6th DAY OF August, A.D. 2015.

BY: [Signature] 8-6-15
BY: Todd Drosky DATE:
CHAIR
CITY OF DEERFIELD BEACH

CITY ENGINEER

I HEREBY APPROVE THIS PLAT FOR RECORD THIS 7 DAY OF August, A.D. 2015.

BY: [Signature]
CHARLES DABRUSCO, P.E.
CITY OF DEERFIELD BEACH
PROFESSIONAL ENGINEER
REGISTRATION NUMBER 42532
STATE OF FLORIDA

BROWARD COUNTY ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT DEPARTMENT

THIS IS TO CERTIFY: THAT THIS PLAT HAS BEEN APPROVED AND ACCEPTED FOR RECORD THIS 5th DAY OF July, A.D., 2017.

BY: [Signature]
DIRECTOR/DESIGNEE

BROWARD COUNTY PLANNING COUNCIL

THIS IS TO CERTIFY THAT THE BROWARD COUNTY PLANNING COUNCIL APPROVED THIS PLAT SUBJECT TO ITS COMPLIANCE WITH THE DEDICATION OF RIGHTS-OF-WAY FOR TRAFFICWAYS THIS 22nd DAY OF January, A.D. 2015.

BY: [Signature]
CHAIRPERSON

THIS PLAT COMPLIES WITH THE APPROVAL OF THE BROWARD COUNTY PLANNING COUNCIL OF THE ABOVE DATE AND IS APPROVED AND ACCEPTED FOR RECORD THIS 11th DAY OF July, A.D. 2017.

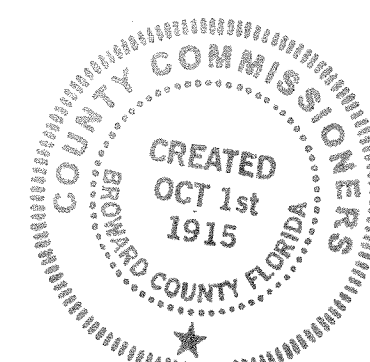
BY: [Signature]
EXECUTIVE DIRECTOR OR DESIGNEE

BROWARD COUNTY FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT COUNTY RECORDS DIVISION MINUTES SECTION

THIS IS TO CERTIFY THAT THIS PLAT COMPLIES WITH THE PROVISIONS OF CHAPTER 177, FLORIDA STATUTES AND WAS ACCEPTED FOR RECURRENT RECORD BY THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY FLORIDA THIS 12th OF JANUARY, A.D. 2016.

ATTESTED: BERTHA HENRY, COUNTY ADMINISTRATOR

BY: [Signature] BY: [Signature]
DEPUTY MAYOR, COUNTY COMMISSION



DEDICATION

STATE OF FLORIDA S.S.
COUNTY OF BROWARD

KNOW ALL MEN BY THESE PRESENTS: THAT Casian Noel, Kent Edwards, Glenda Edwards THE OWNER'S IN FEE SIMPLE OF THE LAND SHOWN AND DESCRIBED HERE ON AND TO BE KNOWN AS "LAURA & GLENDA ESTATES", A PLAT.

THE UTILITY EASEMENTS SHOWN HERE ON ARE HEREBY DEDICATED TO THE PUBLIC FOR THE INSTALLATION AND MAINTENANCE OF PUBLIC UTILITIES.

WITNESSES:

WITNESS: [Signature]
PRINTED NAME: Laura A. Parrish
WITNESS: [Signature]
PRINTED NAME: Sharon DeVitoria

[Signature]
CASIAN NOEL
[Signature]
KENT EDWARDS (HUSBAND)
[Signature]
GLENDA EDWARDS (WIFE)

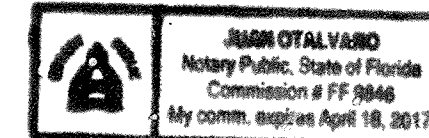
ACKNOWLEDGMENT

STATE OF FLORIDA S.S.
BROWARD COUNTY

I HEREBY CERTIFY: THAT ON THIS DAY PERSONALLY APPEARED TO ME, CASIAN NOEL, KENT EDWARDS, AND GLENDA EDWARDS, KNOWN TO ME TO BE THE PERSONS DESCRIBED IN AND WHO ACKNOWLEDGED BEFORE ME THAT HE/SHE EXECUTED THE SAME FREELY AND VOLUNTARILY FOR THE USES AND PURPOSES THEREIN EXPRESSED, AND DID TAKE AN OATH.

WITNESS: MY HAND AND OFFICIAL SEAL THIS 14 DAY OF, A.D., 2015.

COMMISSION # FF 9846
NOTARY PUBLIC, STATE OF FLORIDA
MY COMMISSION EXPIRES: 4-18-2017 PRINTED NAME: Jim Chalvarro



SURVEYORS CERTIFICATE

I HEREBY CERTIFY THAT THE ATTACHED PLAT IS A TRUE AND CORRECT REPRESENTATION OF THE LANDS RECENTLY SURVEYED, SUBDIVIDED AND PLATTED UNDER MY RESPONSIBLE DIRECTION AND SUPERVISION, THAT THE SURVEY DATA COMPLIES WITH THE APPLICABLE REQUIREMENTS OF CHAPTER 177, PART 1, FLORIDA STATUTES AND WITH THE APPLICABLE SECTION OF CHAPTER 5J - 17, FLORIDA ADMINISTRATIVE CODE, AND FURTHER THAT THE REFERENCE MONUMENTS WERE SET ON THIS DAY 18 DAY OF FEBRUARY, 2013, IN ACCORDANCE WITH SECTION 177.091 OF SAID CHAPTER 177. THE BENCHMARKS SHOWN HERE ON ARE REFERENCED TO THE NATIONAL GEODETIC VERTICAL DATUM AND CONFORM TO THE STANDARDS FOR THIRD ORDER WORK. THE PERMANENT CONTROL POINTS WILL BE SET WITHIN ONE YEAR OF THE DATE THIS PLAT IS RECORDED OR PRIOR TO THE EXPIRATION OF THE BOND OR OTHER SURETY ENSURING CONSTRUCTION OF THE REQUIRED SUBDIVISION IMPROVEMENTS.

[Signature]
PAUL A. DAVIS
PROFESSIONAL SURVEYOR & MAPPER
CERTIFICATE REG. NO. 4531
STATE OF FLORIDA
2091 N.E. 36TH STREET # 50234 LIGHTHOUSE POINT FLORIDA 33064

BROWARD COUNTY FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT COUNTY RECORDS DIVISION - RECORDING SECTION

THIS IS TO CERTIFY: THAT THIS PLAT WAS FILED FOR RECORD ON THIS 13th DAY OF July, 2017 A.D. RECORDED IN PLAT BOOK 183 AT PAGE 100, RECORD VERIFIED.

ATTESTED: BERTHA HENRY, COUNTY ADMINISTRATOR
BY: [Signature]
DEPUTY



BROWARD COUNTY HIGHWAY CONSTRUCTION AND ENGINEERING DIVISION

THIS IS TO CERTIFY: THAT THIS PLAT HAS BEEN REVIEWED AND CONFORMS WITH CHAPTER 177 PART ONE FLORIDA STATUTES AND APPROVED AND ACCEPTED FOR RECORD.

BY: [Signature] DATE: 7/6/17
ROBERT P. LEGG, JR.
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA REGISTRATION NUMBER LS4030

BY: [Signature] DATE: 7/11/17
RICHARD TORNESE
DIRECTOR
FLORIDA PROFESSIONAL
ENGINEERING REGISTRATION NUMBER 40263

MORTGAGEE'S DEDICATION

STATE OF FLORIDA S.S.
COUNTY OF BROWARD

THE UNDERSIGNED HEREBY CERTIFIES THAT IT IS THE HOLDER OF MORTGAGE UPON THE PROPERTY DESCRIBED HEREON AND DOES HEREBY JOIN AND CONSENT THE DEDICATION OF THE LAND DESCRIBED IN SAID DEDICATION BY THE OWNER THEREOF AND AGREES THAT ITS MORTGAGE WHICH IS RECORDED IN OFFICIAL RECORD BOOK 50493 AT PAGE 406 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA SHALL BE SUBORDINATED TO THE DEDICATIONS SHOWN HEREON.

IN WITNESS WHEREOF, CAROLYN GOLDBERG, HAS CAUSED THESE PRESENTS TO BE SIGNED THIS 24th DAY OF September, 2015.

WITNESS: [Signature] BY: CAROLYN GOLDBERG

PRINT NAME: Carolyn Goldberg
CORPORATE REPRESENTATIVE

WITNESS: [Signature]
PRINT NAME: Laura Parrish

ACKNOWLEDGEMENT

STATE OF FLORIDA
COUNTY OF BROWARD
BEFORE ME PERSONALLY APPEARED Carolyn Goldberg WHO IS PERSONALLY KNOWN TO ME OR HAS PRODUCED FL DL AS IDENTIFICATION, AND WHO EXECUTED THE FOREGOING INSTRUMENT, AND SEVERALLY ACKNOWLEDGED TO AND BEFORE ME THAT SHE/HIS EXECUTED SUCH INSTRUMENT

AND THAT SAID INSTRUMENT IS THE FREE ACT AND DEED OF SAID PERSON.

WITNESS MY HAND AND OFFICIAL SEAL THIS 24th DAY OF September, 2015.

MY COMMISSION EXPIRES: April 25th 2017
NOTARY PUBLIC
NAME: Emile Mabien
COMMISSION NO. FF 12370



DEDICATION ACKNOWLEDGEMENT	PLATTING SURVEYOR <u>[Signature]</u> PAUL A. DAVIS PROFESSIONAL SURVEYOR & MAPPER CERTIFICATE REG. NO. 4531 STATE OF FLORIDA	CITY ENGINEER <u>[Signature]</u> CHARLES DABRUSCO PROFESSIONAL ENGINEER REGISTRATION NUMBER 42532 STATE OF FLORIDA	COUNTY SURVEYOR <u>[Signature]</u> ROBERT P. LEGG, JR. PROFESSIONAL SURVEYOR AND MAPPER FLORIDA REGISTRATION NUMBER LS4030	COUNTY ENGINEER <u>[Signature]</u> RICHARD TORNESE DIRECTOR FLORIDA PROFESSIONAL ENGINEERING REGISTRATION NUMBER 40263
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LAURA & GLENDA ESTATES
A PORTION OF SECTION 1, TOWNSHIP 48 SOUTH, RANGE 42 EAST.
DEERFIELD BEACH, BROWARD COUNTY, FLORIDA

THIS INSTRUMENT PREPARED BY:
PAUL A. DAVIS, INC.
L.B.# 7219
2091 N.E. 36TH STREET #50234 LIGHTHOUSE PIONT
FLORIDA 33074 TEL. (954) 263-3102 D & P JOB NO. 13-0005

SURVEYOR'S NOTES

NOTICE: THIS PLAT, AS RECORDED IN ITS GRAPHIC FORM, IS THE OFFICIAL DEPICTION OF THE SUBDIVIDED LANDS DESCRIBED HEREIN AND WILL IN NO CIRCUMSTANCES BE SUPPLANTED IN AUTHORITY BY ANY OTHER GRAPHIC OR DIGITAL FORM OF THE PLAT. THERE MAY BE ADDITIONAL RESTRICTIONS THAT ARE NOT RECORDED ON THIS PLAT THAT MAY BE FOUND IN THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.

REFERENCE BENCHMARK: BROWARD COUNTY BENCHMARK NO. 2989 SECTION-TOWNSHIP-RANGE 1-48-42 WITH AN ELEVATION = 12.509 N.G.V.D. (10.94 N.A.V.D.); SQUARE CUT ON BULLNOSE AT CENTERLINE OF STATE ROAD 810, 30' +/- WEST OF SOUTHWEST 3RD AVE

SET PERMANENT REFERENCE MARKERS AT ALL BOUNDARY CORNERS (P.R.M.) = (4"x4"x24") CONCRETE POST WITH ENCASED METAL ROD AND 1-1/8" METAL CAP, STAMPED DAVIS & PURMORT - P.R.M. LB#7219.

BEARINGS, AS SHOWN HEREON, REFER TO THE WEST LINE OF LOTS 10 AND 11, BLOCK 2 CARVER HEIGHTS PLAT BOOK 25, PAGE 41, OF THE BROWARD COUNTY RECORDS.

BEARING HEREON ARE BASED ON ASSUMED DATUM

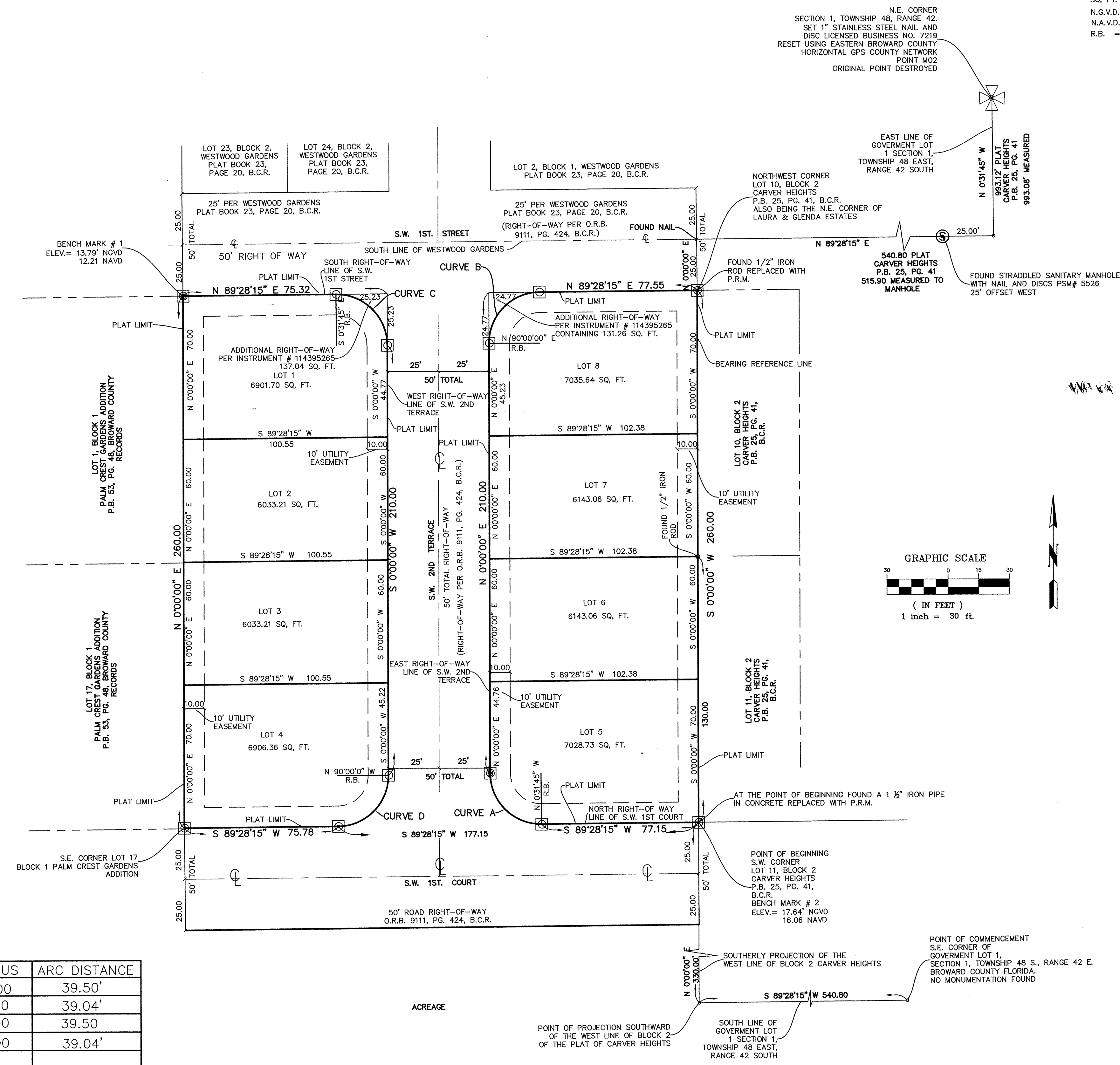
ALL RECORDINGS IN OFFICIAL RECORD BOOKS, RECORDED IN BROWARD COUNTY, UNLESS NOTED OTHERWISE.

THE FOLLOWING NOTE IS REQUIRED BY THE BROWARD COUNTY SURVEYOR PURSUANT TO CHAPTER 177.091, SUBSECTION (28), FLORIDA STATUTES. PLATTED UTILITY EASEMENTS ARE ALSO EASEMENTS FOR CONSTRUCTION, INSTALLATION, MAINTENANCE, AND OPERATION OF CABLE TELEVISION SERVICES SHALL INTERFERE WITH THE FACILITIES AND SERVICES OF AN ELECTRIC, TELEPHONE, GAS, OR OTHER PUBLIC UTILITY. IT SHALL BE SOLELY RESPONSIBLE FOR THE DAMAGES. THIS NOTE DOES NOT APPLY TO PRIVATE EASEMENTS GRANTED TO OR OBTAINED BY A PARTICULAR ELECTRIC, TELEPHONE, GAS, OR OTHER PUBLIC UTILITY. SUCH CONSTRUCTION, INSTALLATION, MAINTENANCE, AND OPERATION SHALL COMPLY WITH THE NATIONAL ELECTRIC SAFETY CODE AS ADOPTED BY THE FLORIDA PUBLIC SERVICE COMMISSION.

AT THE POINT OF BEGINNING FOUND A 1 1/2" IRON PIPE IN CONCRETE RESET WITH A 4"x4" PERMANENT REFERENCE MONUMENT AND STAINLESS DISC., LICENSED BUSINESS NO. 7219

N.E. CORNER SECTION 1, TOWNSHIP 48, RANGE 42. SET 1" STAINLESS STEEL NAIL AND DISC LICENSED BUSINESS NO. 7219 RESET USING EASTERN BROWARD COUNTY HORIZONTAL GPS COUNTY NETWORK POINT M02

- LEGEND:
- P.R.M. = SET PERMANANT REFERENCE MARKER (4"x4"x24") CONCRETE POST WITH ENCASED METAL ROD AND 1-1/8" METAL CAP, STAMPED L.B.# 7219 (UNLESS NOTED OTHERWISE).
 - # = NUMBER
 - P.B. = PLAT BOOK
 - B.C.R. = BROWARD COUNTY RECORDS
 - PG. = PAGE
 - O.R.B. = OFFICIAL RECORD BOOK
 - CL = CENTERLINE
 - ELEV. = ELEVATION
 - R = RADIUS
 - L = LENGTH
 - N = NORTH
 - S = SOUTH
 - E = EAST
 - W = WEST
 - SQ. FT. = SQUARE FEET
 - N.G.V.D. = NATIONAL GEODETIC VERTICAL DATUM
 - N.A.V.D. = NORTH AMERICAN VERTICAL DATUM
 - R.B. = RADIAL BEARING



CURVE TABLE

CURVE	RADIAL BEARING	DELTA	RADIUS	ARC DISTANCE
A	N 00°31'45" W	90°31'45"	25.00	39.50'
B	N 90°00'00" E	89°28'15"	25.00	39.04'
C	S 00°31'45" E	90°31'45"	25.00	39.50
D	N 90°00'00" W	89°28'15"	25.00	39.04'



City of Deerfield Beach

150 NE 2nd Ave
Deerfield Beach, FL
33441
954-480-4200

Face Sheet

File Number: I.D. 2021-492

Agenda Date: 2/16/2021

Status: CONSENT - AGREEMENTS &
EXPENDITURE REQUESTS

In Control: City Commission

Title

Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, extending the State of Local Emergency regarding COVID-19 until March 17, 2021; authorizing the City Manager to take appropriate actions; providing an effective date.

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

Novel Coronavirus Disease 2019 ("COVID-19") is a severe acute respiratory illness that can spread among humans through respiratory transmission and presents with symptoms similar to those of influenza. On March 9, 2020, Governor DeSantis issued Executive Order 20-52 declaring a State of Emergency in the State of Florida due to COVID-19. On March 10, 2020, Broward County (the "County") declared a local state of emergency.

Section 30-28 of the City of Deerfield Beach Code of Ordinances (the "City Code") empowers the Mayor to declare a state of local emergency by executive order if the Mayor finds that an emergency, as defined in Section 252.34, Fla. Stat., has occurred in the City or that the threat thereof is imminent. COVID-19 poses an imminent threat that may result in substantial injury or harm to the population.

On March 13, 2020, the Mayor issued an Executive Order declaring a State of Local Emergency in the City of Deerfield Beach (the "State of Local Emergency"). Pursuant to Section 30-28 of the City Code, the maximum period of any state of local emergency declared by the Mayor shall be 7 days, but the City Commission may extend the state of local emergency for additional periods of up to 30 days each.

Since March 2020, the Governor, the County, and the City Manager have issued various emergency orders designed to curb the spread of COVID-19.

On November 3, 2020, Governor DeSantis issued Executive Order 20-276, extending the State of Emergency in the State of Florida due to COVID-19 until January 3, 2021.

Current Activity

The City Commission's most recent extension of the State of Local Emergency is set to expire on February 17, 2021, unless further extended. The Governor has issued an Executive Order extending the State of Emergency in the State of Florida due to COVID-19 through March 1, 2021, which date may be further extended. The enclosed Resolution extends the State of Local Emergency until March 17, 2021. Due to the evolving nature of the COVID-19 emergency, continued CDC recommendations regarding social distancing and large gatherings, and the reopening of businesses, establishments and amenities, a further extension of the Local State of Emergency until March 17, 2021 is proposed.

Recommendation

Staff recommends approval.

RESOLUTION NO. 2021/

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF
DEERFIELD BEACH, FLORIDA, EXTENDING THE STATE OF LOCAL
EMERGENCY REGARDING COVID-19 UNTIL MARCH 17, 2021;
AUTHORIZING THE CITY MANAGER TO TAKE APPROPRIATE
ACTIONS; PROVIDING AN EFFECTIVE DATE**

WHEREAS, Novel Coronavirus Disease 2019 (“COVID-19”) is a severe acute respiratory illness that can spread among humans through respiratory transmission and presents with symptoms similar to those of influenza; and

WHEREAS, on March 9, 2020, Governor DeSantis issued Executive Order 20-52 declaring a State of Emergency in the State of Florida due to COVID-19; and

WHEREAS, on March 10, 2020, Broward County (the “County”) declared a local state of emergency; and

WHEREAS, Section 30-28 of the City of Deerfield Beach Code of Ordinances (the “City Code”) empowers the Mayor to declare a state of local emergency by executive order if the Mayor finds that an emergency, as defined in Section 252.34, Fla. Stat., has occurred in the City or that the threat thereof is imminent; and

WHEREAS, Section 252.34(4), Fla. Stat., defines an “emergency” to mean “any occurrence, or threat thereof, whether natural, technological, or manmade, in war or in peace, which results or may result in substantial injury or harm to the population or substantial damage to or loss of property”; and

WHEREAS, COVID-19 poses an imminent threat that may result in substantial injury or harm to the population; and

WHEREAS, on March 13, 2020, the Mayor issued an Executive Order declaring a State of Local Emergency in the City of Deerfield Beach (the “State of Local Emergency”); and

WHEREAS, pursuant to Section 30-28 of the City Code, the maximum period of any state of local emergency declared by the Mayor shall be 7 days, but the City Commission may extend the state of local emergency for additional periods of up to 30 days each; and

WHEREAS, since March 2020, the Governor, the County, and the City Manager have issued various emergency orders designed to curb the spread of COVID-19; and

WHEREAS, on December 29, 2020, Governor DeSantis issued Executive Order 20-316, extending the State of Emergency in the State of Florida due to COVID-19 until March 1, 2021; and

WHEREAS, the City Commission has extended the State of Local Emergency until February 17, 2021; and

WHEREAS, the City is aware of an increase in confirmed cases of COVID-19 within its jurisdictional boundaries, the confirmed cases within Broward County continue to increase daily, and the United States has more total reported cases than any other country; and

WHEREAS, due to the evolving nature of the COVID-19 emergency, continued CDC recommendations regarding social distancing and large gatherings, and the continued phased reopening of businesses, establishments and amenities, the City Commission deems it in the best interest of the City to further extend the State of Local Emergency until March 17, 2021.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above referenced “Whereas” clauses are true and correct and made a part of this Resolution.

Section 2. Pursuant to Section 30-28 of the City Code, the City Commission hereby extends the State of Local Emergency until March 17, 2021, unless terminated earlier by a vote of four members of the City Commission.

Section 3. The City Manager is hereby authorized to do all things necessary to prepare the City for the State of Local Emergency and to respond to the emergency, including but not limited to exercising the City Manager’s emergency powers provided for in Section 30-29 of the City Code.

Section 4. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2021.

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK



City of Deerfield Beach

150 NE 2nd Ave
Deerfield Beach, FL
33441
954-480-4200

Face Sheet

File Number: I.D. 2021-497

Agenda Date: 2/16/2021

Status: CONSENT - AGREEMENTS &
EXPENDITURE REQUESTS

In Control: City Commission

Title

Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, approving the submission of an application to the Florida Inland Navigation District for the Waterways Assistance Program for Pioneer Park Boat Ramp Pier Replacement in the amount of \$151,631.00; authorizing execution of a Grant Agreement; and providing for an effective date.

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Background/History

The City of Deerfield Beach would like to submit an application to the Florida Inland Navigation District (the "District") for the Waterways Assistance Program (the "Program"), which was established by the Florida Legislature and the District for the purpose of financially cooperating with local governments to alleviate problems associated with the Atlantic Intracoastal Waterway and associated waterways within the District. The Program is competitive and eligible projects include public navigation, public waterway access, waterfront parks, environmental education and boating safety projects. Matching funds of up to 50% may be required.

The City's Pioneer Park Boat Ramp has aging infrastructure. The structural condition of the entire dock and pier system is deteriorating and requires replacement. The estimated construction cost to replace the aging infrastructure at Pioneer Park Boat Ramp piers 1, 2 and 3 (the "Project") is \$303,262 (the "Total Cost"). Due to budget constraints, grant funding is essential to complete the Project.

Consequently, the City submitted a grant proposal (the "Proposal") to the Broward Boating Improvement Program ("BBIP") to fund 50% (\$151,631) of the Project Total Cost in September 2020. The Proposal was reviewed, ranked, and recommended for funding by the Broward County Marine Advisory Committee with final approval pending from the Broward County Board of Commissioners. The City anticipates receiving the BBIP grant award in FY 22 (October 2021) for 50% of the Total Cost.

Current Activity

The estimated Total Cost is \$303,262. The City's estimated local share of the Project cost is \$151,630 (the "Local Share"). The City is now seeking funding in the amount of \$151,630 (the "Grant Funds") from the Program to fund the Local Share. The Program requires up to 50% matching funds of the Total Cost and will allow the BBIP grant as the sole match. The scope of work for the Project will include demolition of the existing

piers and reconstruction of the planned, free standing piers in accordance with the design documents. The City intends to complete the design in FY21, positioning the Project for construction in FY 22 when the Grant Funds will be available.

Funding through the Program will allow the City to leverage public funds and shorten the time span for full replacement of the entire dock and pier system. The Program grant application is due to the District by March 29, 2021. All applications must be reviewed by the local Florida Inland Navigation District Commissioner before submission. The City is currently developing the application to meet all required due dates.

Recommendation

It is recommended that City Commission authorize submission of the application to the Florida Inland Navigation District 2021 Waterways Assistance Program for the Project and execution of the grant agreement, if awarded.

RESOLUTION NO. 2021/

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, APPROVING THE SUBMISSION OF AN APPLICATION TO THE FLORIDA INLAND NAVIGATION DISTRICT FOR THE WATERWAYS ASSISTANCE PROGRAM FOR PIONEER PARK BOAT RAMP PIER REPLACEMENT IN THE AMOUNT OF \$151,631.00; AUTHORIZING EXECUTION OF A GRANT AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Florida Inland Navigation District (the “District”) for the Waterways Assistance Program (the “Program”) was established by the Florida Legislature and the District for the purpose of financially cooperating with local governments to alleviate problems associated with the Atlantic Intracoastal Waterway and associated waterways within the District; and

WHEREAS, the Program is competitive and eligible projects include public navigation, public waterway access, waterfront parks, environmental education and boating safety projects; and

WHEREAS, the City’s Pioneer Park Boat Ramp has aging infrastructure and the structural condition of the entire dock and pier system is deteriorating and requires replacement; and

WHEREAS, estimated construction cost to replace the aging infrastructure at Pioneer Park Boat Ramp piers 1, 2 and 3, including demolition of the existing piers and reconstruction of the planned, free standing piers in accordance with the design documents (the “Project”) is \$303,262.00 (the “Total Cost”); and

WHEREAS, the City has submitted a grant application to the Broward Boating Improvement Program (“BBIP”) to fund 50% of the Project Total Cost; and

WHEREAS, the City is seeking funding in the amount of \$151,631.00 (the “Grant”) from the Program to fund 50% of the Project Total Cost; and

WHEREAS, the Program requires up to 50% matching funds and allows for the BBIP grant funds to meet the match requirements; and

WHEREAS, the District’s financial assistance is required to assist the City in completing the Project; and

WHEREAS, staff recommends the City Commission approve the submission of a grant application to the District for the Grant (the “Grant Application”), and authorize execution of a grant agreement, if the Grant is awarded.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above referenced “Whereas” clauses are true and correct and made a part of this Resolution.

Section 2. The City Commission is in agreement with the Grant Application and acknowledges that the City will carry out the Project in the manner described in the Grant Application and any plans and specifications attached thereto, unless prior approval for any change has been received from the District.

Section 3. The City Commission hereby approves the submission of the Grant Application to the District for the Grant in the amount of \$151,630.00 for the Project. The City Manager is authorized to sign and submit the Grant Application.

Section 4. The City Commission hereby accepts the terms and conditions set forth in District Rule 66B-2 in the Florida Administrative Code, which will be a part of the Grant agreement, if awarded, for any assistance awarded under the Grant Application.

Section 5. If the Grant is awarded, the City Commission hereby authorizes the appropriate City officials to execute a Grant agreement with the District, subject to the terms of the Grant agreement being acceptable to the City Manager and approved as to form and legal sufficiency by the City Attorney.

Section 6. The City has the ability and intention to finance its share of the cost of the Project and the Project will be operated and maintained at the City’s expense for public use.

Section 7. The City will not discriminate against any person on the basis of race, color, or national origin in the use of any property or facility acquired or developed pursuant to the Project, and shall comply with the terms and intent of the Title VI of the Civil Rights Act of 1964, P.L. 88-351 (1964), and will design and construct all facilities to comply fully with statutes relating to accessibility by persons with disabilities, as well as other applicable federal, state, and local laws, rules, and requirements.

Section 8. The City will maintain adequate financial records on the Project to substantiate claims for reimbursement.

Section 9. The City will make available to the District, if requested, a post-audit of expenses incurred on the Project prior to, or in conjunction with, the City’s request for the final 10% of the funding agreed to by the District.

Section 10. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2021.

CITY OF DEERFIELD BEACH

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK



City of Deerfield Beach

150 NE 2nd Ave
Deerfield Beach, FL
33441
954-480-4200

Face Sheet

File Number: I.D. 2021-499

Agenda Date: 2/16/2021

Status: CONSENT - AGREEMENTS &
EXPENDITURE REQUESTS

In Control: City Commission

Title

Resolution 2021/ - A Resolution of the City Commission of the City of Deerfield Beach, Florida, authorizing the purchase of a replacement engine for the number two emergency generator for the West Water Treatment Plant from Pantropic Power Products, Inc. in the amount of \$297,275.00; providing for execution and an effective date. (Funds from Account #413-5000-536-60-31 - Improvements Other than Buildings)

Recommended Action

Commission to vote on Resolution

Voting Requirement

Adoption requires a 3/5 vote of the City Commission

Fiscal Impact

Costs: \$297,275.00

Account Name: IMPR OTHER THAN BUILDINGS

Account Number: 413-5000-536-60-31

Background/History

On December 8, 2020, the number two generator at the West Water Treatment Plant experienced catastrophic failure on the number three cylinder. This caused severe internal damage to the entire engine and created a hole in the side of the engine block, rendering the engine portion of the generator useless. This generator is used in unison with a second identical generator to provide emergency power to the water treatment plant. The Florida Administrative Code (the "FAC") 62-555.350(7) requires that suppliers of water maintain a minimum gauge pressure of 20 pounds per square inch throughout their drinking water distribution system up to each customer's point of connection to the water supplier's distribution system. The dual power of both generators ensures the City meets this requirement. The City also participates in the FP&L load sharing program, which is a way for our electrical provider to shed load under heavy load conditions, i.e. extremely hot or cold times when consumer's air conditioning and heaters are running. The City participates in this program to receive cheaper rates for our energy.

Staff maintains a log and performs routine maintenance, inspection, and operational testing of the emergency generators and associated components on a monthly basis. Staff performed failure analysis on the number two generator and discovered an internal engine failure that could not be predicted by routine maintenance and testing, and determined that the engine needs to be replaced. The only authorized vendor that is capable of replacing the engine is Pantropic Power. Products, Inc.

("Pantropic"). The proposal provided by Pantropic provides for replacement of the engine with a used certified engine type (3512) and labor cost associated with the installation for an amount of \$297,275. It is of the utmost importance that the replacement engine be an identical match to what is currently installed because it must have the same Revolutions Per Minute (RPM), rotation, pitch, frame size, voltage, and bolt arrangement for the existing exhaust and generator section. This is the main reason staff has opted for a used engine, as a new Engine with an exact match is not available. Furthermore, the unit must be able to sync/parallel with the number one generator for safe and optimum plant and switch gear operations. This purchase will be funded from the Water and Sewer Renewal and Replacement Fund.

Current Activity

This purchase falls under Procurement Code Section 38-133(1)(e), which exempts the "purchase of goods or services where licensing, warranty or compatibility requirements limit the selection to the original equipment manufacturer..." from competitive solicitation requirements. The current generator in service is manufactured by Caterpillar, Inc. ("Caterpillar") and sold specifically by Pantropic in this region of Florida. The existing unit cannot be synced to a newer model or one from a different manufacturer. Pantropic proposed replacement of the exact generator model with a certified used unit with a 3 year warranty.

Recommendation

It is recommended that the City Commission approve the resolution approving the purchase of a replacement engine for the emergency generator at the West Water Treatment Plant from Pantropic Power Products, Inc. in the amount of \$297,275.

RESOLUTION NO. 2021/

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AUTHORIZING THE PURCHASE OF A REPLACEMENT ENGINE FOR THE NUMBER TWO EMERGENCY GENERATOR FOR THE WEST WATER TREATMENT PLANT FROM PANTROPIC POWER PRODUCTS, INC. IN THE AMOUNT OF \$297,275.00; PROVIDING FOR EXECUTION AND AN EFFECTIVE DATE

WHEREAS, the West Water Treatment Plant (“WWTP”) contains two identical generators that are used in unison to provide emergency power to WWTP; and

WHEREAS, on December 8, 2020, the number two generator at WWTP experienced catastrophic failure on the number three cylinder, causing severe internal damage to the entire engine and creating a hole in the side of the engine block, rendering the engine portion of the generator useless and requiring a replacement engine; and

WHEREAS, Florida Administrative Code (the “FAC”) Section 62-555.350(7) requires that suppliers of water maintain a minimum gauge pressure of 20 pounds per square inch throughout the drinking water distribution system up to each customer’s point of connection to the water supplier’s distribution system; and

WHEREAS, the generator engine requires replacement in order to satisfy the FAC requirement; and

WHEREAS, it is essential that the replacement engine be an identical match to the current engine because it must have the same revolutions per minute, rotation, pitch, frame size, voltage, and bolt arrangement for the existing exhaust and generator section; and

WHEREAS, due to needing an identical match, staff has determined that purchasing a used engine is the best option; and

WHEREAS, the current generator is manufactured by Caterpillar, Inc. (“Caterpillar”) and sold by Pantropic Power Products, Inc. (“Pantropic”) in this region of Florida; and

WHEREAS, Caterpillar provided correspondence to the City indicating that Pantropic is an authorized dealer of Caterpillar branded machines, equipment, engines, oils, and spare products and is the only Caterpillar dealer with approved business locations in Broward County; and

WHEREAS, Section 38-133(1)(e) of the City Code exempts the purchase of goods from competitive solicitation requirements where compatibility requirements limit the selection to the original equipment manufacturer, manufacturer’s service representative, or distributor of manufacturer’s equipment; and

WHEREAS, City staff recommends that the City Commission authorize the purchase of a replacement engine for the emergency generator at WWTP from Pantropic in the amount of \$297,275.00 (the “Engine Purchase”); and

WHEREAS, the City Commission finds that it is in the best interest of the City to authorize the Purchase and to authorize the City Manager to execute any appropriate documents necessary to effectuate the Engine Purchase.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DEERFIELD BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above referenced “Whereas” clauses are true and correct and made a part hereof.

Section 2. The City Commission hereby authorizes the Engine Purchase from Pantropic in the amount of \$297,275.00.

Section 3. The City Manager is authorized to execute the necessary documents to effectuate the Engine Purchase.

Section 4. The appropriate City officials are authorized to do all things necessary to carry out the aims of this Resolution.

Section 5. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2021.

BILL GANZ, MAYOR

ATTEST:

SAMANTHA GILLYARD, CMC, CITY CLERK



Caterpillar Inc.

100 NE Adams Street
Peoria, IL 61629

May 20, 2020

City of Deerfield Beach
Jovan Selvon
290 Goolsby Blvd
Deerfield Beach, FL 33442

RE: Authorized Cat Dealer

Dear Jovan Selvon:

Pantropic Power Products Inc, with its primary offices at 8205 NW 58th St, Miami, FL 33166 ("Dealer"), is an authorized independent dealer of various models of Cat® branded machines, equipment, engines, oils and spare parts ("Cat® products"). As an authorized Cat dealer, Dealer provides prompt, competent services for Cat® products in the following counties in the state of Florida: Indian River, Okeechobee, Glades, Charlotte, Lee, Hendry, Collier, Monroe, Dade, Broward, Palm Beach, Martin, and St. Lucie (the "Service Territory"). Dealer is the only Cat dealer with approved business locations in the Service Territory, however, Cat dealers may sell or service Cat® Products outside their respective Service Territory.

In the event Dealer ceases to be an authorized Cat dealer, support for Equipment will be available from either a newly appointed dealer or another Cat dealer in Caterpillar's dealer network.

If you have any questions concerning Caterpillar or Cat dealers, or require additional information, please contact me at the number below.

Sincerely,

A handwritten signature in dark ink that reads "Juana T. Soto". The signature is written in a cursive, flowing style.

Juana T. Soto
Region Finance Representative
Americas Distribution
Phone: (309) 675-6164



ONE SOURCE-ONE CALL-ONE SOLUTION™
www.PantropicPower.com

Miami West Palm Bch Ft. Myers Ft. Lauderdale Stuart
305-592-4944 561-640-0818 239-337-4222 954-797-7972 772-692-3442

Estimate

Quotation No..... :1-21-2021ER
Service Call.....
Quotation Date..... :01/21/2021
Customer No.....

Expiry Date

Sold To: City of Deerfield Beach
290 Goolsby Blvd
Deerfield Beach, Fl. 33442
Jovan Selvon

Ship To:
City of Deerfield Beach
290 Goolsby Blvd
Deerfield Beach, Fl. 33442

Pantropic Power Contact	Phone No.	Division	Department
Ed Riveron (SN#303)	954-214-1277	EPG	Service-IN#

Model	Serial No.	ID No.	Customer Equipment No.	Service Meter
3512	CMJ00152		#2	1476.00 HOURS

The following is formal estimates to purchase a 1999 CAT Model 3512 S#24Z09390 SMU/Hours 500 24V CAT ELEC STARTER; *480/277 VOLTS 3-PHASE 60HZ 180; *CONTROL PANEL-EMCP ; CAT BRAND GENSET; DIESEL; ENGINE DRIVEN ,RADIATOR; GENERATORS; STANDBY. Remove Unit and Transport to Pantropic Lock out tag out electrical Disconnect electrical and control wiring and Batteries Remove back end unit Remove Exhaust piping and Insulation between engine and catalyst muffler Drain Fluids (oil and coolant) Disconnect radiator from aluminum Shroud. Remove engine from room on skates Load engine and radiator and set at customer site. I am not sure what the customer will do with the damage generator set. Re-Install new Unit from New Unit delivered to customer site. Remove unit from flatbed and re-install on existing pad (New isolator pads, Modify existing aluminum Shroud and re-attach to new radiator unit. Modify the Doghouse and bus bar and Re-connect existing electrical conductors and control wiring. New ELC coolant and batteries Re-install Exhaust piping and Insulation. Will have an engineer to run some test and make sure both units can sync together and is able to share load with one another. Install new CDVR voltage regulator on both units. Vibration Test, laser alignment & rear main sea . Load bank new generator set and perform start up. We will be using the same generator back-end from the customer. Due to the age of the units, it is hard to find a back-end with the pitch and frame size as unit number #1. Both must match to sync & paralleling

Please Note: We will be using the same cables coming from the Switch to the generator set. We are trying our best not install new cables if it is not necessary. IF we have to we will provide price and do a pass through.

Warranty -36 months / 1500 hrs / 0 deductible/ platinum plus
Total-\$297,275.00

NOTES:

Jovan Selvon
jselvon@deerfield-beach.com
Tax is not included

TOTAL:
Approver's signature

Jovan Selvon



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Miami West Palm Bch Ft. Myers Ft. Lauderdale Stuart
305-592-4944 561-640-0818 239-337-4222 954-797-7972 772-692-3442

Estimate

Quotation No.... :1-21-2021ER
Service Call.....
Quotation Date... :01/21/2021
Customer No.... :

Expiry Date

Sold To: City of Deerfield Beach
290 Goolsby Blvd
Deerfield Beach, Fl. 33442
Jovan Selvon

Ship To:
City of Deerfield Beach
290 Goolsby Blvd
Deerfield Beach, Fl. 33442

Pantropic Power Contact	Phone No.	Division	Department
Ed Riveron (SN#303)	954-214-1277	EPG	Service-IN#

Model	Serial No.	ID No.	Customer Equipment No.	Service Meter
3512	CMJ00152		#2	1476.00 HOURS

We will provide a Pre-estimate prior to dismantle & evaluation. Final price is subject to inspection. Caterpillar Generator Set : 2000KVA-1600KW, 480 Volts, 3 Phase, AMPS 2405, Frame 824, Serial no. 5WN01889, Arraignment no. 144-1820 , Group No. 144-1819, 60 Hz, Minor Recondition Work Scope. Dismantle unit , inspect and perform electrical and mechanical evaluation. Record ground and surge test to all windings prior to clean and bake . Steam clean and bake windings and parts. Record and re-test all windings including main rotor voltage drop test. Re-insulate as necessary. Dynamic balance main rotor assembly @ 1800 RPM, replace bearing housing wear sleeve & OEM rectifier assembly. Install new premium brand ball bearing and grease seal, re-assemble and paint. Once the repairs are done we will test your generator and make sure it is running in satisfactory condition

Disconnect generator end and reconnect to engine after the Dip & Bake is done

NOTES:

Jovan Selvon
jselvon@deerfield-beach.com
Tax is not included

TOTAL:

Approver's signature

Jovan Selvon

Per Customer request, Pantropic Power Inc. ("PANTROPIC") has estimated repairs on the equipment (includes all components, machines, or other miscellaneous items) listed herein. A repair description with labor and/or parts is stated herein. Upon disassembly of the equipment to be repaired, additional parts and labor may be necessary. If so, an estimate for additional repairs will be forwarded to Customer for approval. Note: by accepting this Estimate in writing, verbally, or by signing a corresponding "AUTHORIZATION FOR SERVICE WORK", Customer agrees to all terms and conditions set forth herein. **NOTE: TERMS AND CONDITIONS SET FORTH HEREIN PREVAIL OVER CUSTOMER PURCHASING TERMS.**

1. **Authority to Perform Repairs:** It is understood that, "upon receipt" of any item of equipment for repair, maintenance or other work, PANTROPIC may examine the item of equipment as to work which PANTROPIC may suggest to be performed in addition to whatever work, if any, might have been requested by customer. All work (requested by customer or suggested by PANTROPIC) to be noted on a form as supplied by PANTROPIC.
 - a. **Time and Material Work:** PANTROPIC will proceed with the work agreed upon as set forth herein.
 - b. **Firm Price:** If requested, a firm price in writing will be given to the customer for labor and/or parts to do a specific repair. Any agreed upon repair order not covered by a firm written proposal will be billed at current time and material prices.
 - c. **Unforeseen Problems or Additional Repairs: PLEASE BE ADVISED: UNFORESEEN ISSUES/PROBLEMS AND UNANTICIPATED CONDITIONS MAY CAUSE REPAIR PRICE TO INCREASE.** In the event that during the course of the work, additional repair work (due to continuous use, unknown problems, working conditions, dirty Equipment, waiting on Customer approved support, parts exchange cores that do not meet 100% core refund criteria, conditions out of PANTROPIC's control, and items found in need of repair or replacement during disassembly that are not covered herein) is found to be necessary pursuant to Pantropic's examination and inspection of the Machine, then in such event PANTROPIC will attempt to communicate with the Customer as to the additional repair work; provided, however, that in the event Pantropic is unable to communicate with the Customer, then Pantropic, at its sole discretion, shall have the absolute right to cease any and all repairs on the Equipment until such time as the additional repairs are discussed with the Customer. In the event the Customer consents to the additional repairs, PANTROPIC shall have the right to proceed with the repair of the same without further communication with the Customer and any and all additional repairs will be charged to the Customer at current time and material prices.
 - d. **Authority of Customer Personnel:** Unless Customer notifies PANTROPIC in writing, any Customer personnel communicating with PANTROPIC shall have the full authority to authorize repairs. All instructions to PANTROPIC by Customer regarding authority of Customer's personnel to bind (authorize repairs) Customer shall be in writing (via e-mail, courier, or U.S. Mail).
 - e. **Purchase Order:** In the event that a purchase order number is required by Customer, Customer shall provide such purchase order number within 10 business days of receiving a Proforma Invoice from PANTROPIC. If Customer fails to provide such purchase order number within such time period (10 business days of Proforma Invoice), PANTROPIC shall have the right to Invoice the Customer without a purchase order number, and Customer thereby additionally forfeits any rights to dispute such Invoice.
2. ~~**Old Harmless Agreement for Customer Participation in Service Work:** In the event Customer or Customer's personnel assists PANTROPIC personnel in performing service work, Customer agrees to hold harmless and fully indemnify PANTROPIC for injuries or damages to anyone arising out of Customer assisting PANTROPIC personnel in servicing or repairing Customer's equipment.~~
3. **Corporate Discount:** No additional corporate discounts may be applied to the above estimated price.
4. **Warranty:** PANTROPIC warrants the work performed to be free from defects in material and workmanship for a period of ninety days. PANTROPIC's obligation under this warranty shall be limited to the repair or replacement at PANTROPIC's premises of those new parts previously installed or labor previously performed demonstrated to be defective. **SUCH REMEDY SHALL CONSTITUTE CUSTOMER'S SOLE AND EXCLUSIVE REMEDY AND CUSTOMER HEREBY AGREES THAT NO OTHER REMEDY (INCLUDING, BUT NOT LIMITED TO CLAIMS FOR INCIDENTAL, CONSEQUENTIAL OR SPECIAL DAMAGES, OR ANY CAUSE, LOSS, ACTION, CLAIM OR DAMAGE, INCLUDING LOSS OF TIME, WHATSOEVER, OR INJURY TO PERSON OR PROPERTY OR ANY OTHER CONSEQUENTIAL DAMAGE OR INCIDENTAL OR ECONOMIC LOSS) SHALL BE AVAILABLE TO CUSTOMER. THIS WARRANTY IS EXPRESSLY IN LIEU OF ALL OTHER WARRANTIES, EXPRESS OR IMPLIED, INCLUDING ANY WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE. SUBSTANDARD REPAIR WORK MAY BE PROVIDED UPON REQUEST OF CUSTOMER AND ACCORDING TO CUSTOMER'S INSTRUCTIONS BUT SUCH WORK WILL CARRY ABSOLUTELY NO WARRANTY WHATSOEVER. CUSTOMER FURTHER ACKNOWLEDGES AND AGREES THAT NO VERBAL CONTRACTS, AGREEMENTS OR WARRANTIES OTHER THAN WHAT IS SET FORTH HEREIN HAVE BEEN RECEIVED OR GIVEN.**
5. **Cores:** Customer assumes liability for Lost or Damaged Cores. All Core charges shall be the responsibility of the Customer. PANTROPIC assumes ownership of all take off items removed from Machine(s) not reinstalled during the repair process.
6. **Price Adjustments:** This proposal is based on current parts and labor pricing. Customer shall assume the price increases incurred.
7. **Miscellaneous:** This proposal is prepared with the most current information available to PANTROPIC.
 - a. The following charges are not included unless stated in this proposal: (State, local, indigent care, Environmental, taxes, freight, etc.) All prices are subject to all federal, state, local sales, use, excise and other taxes on the production, sale, use, or shipment of the goods sold, now or subsequently becoming effective, and if not included in the invoice for the goods, that amount may be invoiced later.
 - b. This is the entire agreement between the parties and may not be modified or amended except by a written document signed by the party against whom enforcement is sought.
8. **Risk of Loss:** All risk of loss and damage not covered by insurance (including any deductibles) shall be borne solely by owner of equipment.
9. **Severability:** Any provisions herein found to be prohibited by law shall be immediately ineffective to the extent of such prohibition without invalidating the rest of this agreement.
10. ~~**Statutory lien:** Customer hereby waives its rights to possession under Fla. Stat. 713.74, and agrees that PANTROPIC is entitled to a possessory lien in connection with the equipment identified herein until it is paid in full for any and all parts, labor, and/or services.~~
11. **Choice of law, forum and expenses:** Customer shall pay PANTROPIC for reasonable costs, fees and expenses (including attorney's fees and court costs incurred through appellate levels and any post judgment expenses and interest incurred), incurred by PANTROPIC in the event of a controversy regarding this transaction, or in collecting monies due or to become due or incurred in replevying the equipment as a result of Customer ordering equipment and property from PANTROPIC or as a result of a breach by Customer of any of its obligations hereunder. In the event litigation arises, the right of trial by jury is waived by both parties and Customer agrees that the suit may be brought only in Miami-Dade or Broward County. These terms and conditions shall be governed and construed in accordance with the laws of the State of Florida.

Items 2 & 10 above have been redacted from the agreement as requested by the City of Deerfield Beach.

Summary of Comments on Invoice - Report

Page: 3

Number: 1	Author: rxsanche	Subject: Cross-Out	Date: 2/5/2021 9:32:46 AM
Number: 2	Author: rxsanche	Subject: Cross-Out	Date: 2/5/2021 9:32:55 AM



City of Deerfield Beach

150 NE 2nd Ave
Deerfield Beach, FL
33441
954-480-4200

Face Sheet

File Number: I.D. 2021-500

Agenda Date: 2/16/2021

Status: CITY COMMISSION
BUSINESS

In Control: City Commission

Title

Discussion regarding a potential city charter review and committee.

Recommended Action

Direction from City Commission

Background/History

Article IX of the City Charter includes provisions that address the method for considering and adopting amendments to the City Charter. Generally, the process for voter consideration of Charter amendments includes initiation by an Ordinance adopted by the City Commission or by initiation by petition of a certain percentage of electors. In order for proposed Charter Amendments to become effective, they need to receive an affirmative vote of the electors of the City at a general election, city election or special election called for such purpose. A copy of City Charter Article IX is enclosed for reference.

Current Activity

The last time the City appointed a Charter Review Board to review the City Charter and propose amendments for consideration was approximately 15 years ago back in 2006. Many of the proposals and recommendations from the Board were ultimately adopted by the City electors. A copy of a Memo summarizing the Board's Recommendations from 2006 is enclosed.

The current City Charter does not provide a time frame or frequency in which a City Charter Review Board should meet to review the Charter, nor does it include the qualifications for service on the Charter Review Board. Many municipalities have requirements in their Charter for a charter review board/committee to meet every so often to consider and propose amendments to their city charter (ex. The board shall meet at least once every seven years, or ten years, etc.). Enclosed with this item are examples from other municipal Charters that provide for such review and include provisions on the composition of the Board and qualifications for charter review board members in terms of residency.

Recommendation

Consideration and direction from the City Commission.

ARTICLE IX. - CHARTER AMENDMENTS^[6]

Footnotes:

--- (6) ---

State Law reference— Charter amendments, F.S. § 166.031.

Section 9.01. - Charter amendment.

- (1) *Initiation by ordinance.* The commission may, by ordinance, propose amendments to any part or all of this Charter, except article II prescribing boundaries, and upon passage of the initiating ordinance, shall place the proposed amendment to a vote of the electors at the next regular city or general election held within the city or at any special election called for such purpose. Amendment of article II resulting from annexation done in accordance with general law shall be by ordinance of the commission and shall not be subject to a vote of the electors, except as provided by general law.
- (2) *Initiation by petition.* The electors of the city may propose amendments to this Charter by a petition signed by the percentage of the registered electors of the city, as of the last preceding municipal general election, as required by Florida State Law and in accordance with Chapter 166, Florida Statutes, as amended.
 - (a)—(c) [Reserved.]
 - (d) *Time for filing Charter amendment petitions.* Charter amendment petitions in completed form must be filed with the city clerk within ninety (90) days after the commencement of proceedings according to section 9.01(2)(a).
 - (e) [City attorney.] The sole responsibility of the city attorney with reference to Charter amendment provisions shall be to offer an opinion on the legal sufficiency of the petition language.

(Ord. No. 1990/60, § 1, 9-5-90/11-6-90; Ord. No. 2006/018, § 8, 6-20-06/11-7-06)

Section 9.02. - Procedure for filing charter amendments.

- (1) *Certificate of clerk; amendments.* Within forty-five (45) days after a Charter amendment petition is filed, the city clerk or other official designated by law or the commission shall complete a certificate as to its sufficiency, specifying, if it is insufficient, the particulars wherein it is defective and shall promptly send a copy of the certificate to the petitioners' committee by certified mail. Grounds for insufficiency are only those specified in section 9.01. A petition certified insufficient for lack of the required number of valid signatures may be amended once if the petitioners' committee files a notice of intention to amend it with the clerk or other official designated by the commission within three (3) days after receiving the copy of the certificate and files a supplementary petition upon additional papers within fifteen (15) days after receiving the copy of such certificate. Such supplementary petition shall comply with the requirements of section 9.01 and within five (5) days after it is filed the city clerk shall complete a certificate as to the sufficiency of the petition as amended and promptly notify the petitioners' committee by certified mail as in the case of an original petition. If a petition or amended petition is certified sufficient, or if a petition or amended petition is certified insufficient and the petitioners' committee does not elect to amend or request commission review under subsection (2) of this section within the time required, the clerk or other official designated by the commission shall promptly present his certificate to the commission.
- (2) *Commission review.* If a petition has been certified insufficient and the petitioners' committee does not file notice of intention to amend it or if an amended petition has been certified insufficient, the

committee may, within three (3) days after receiving the copy of such certificate, file a request that it be reviewed by the commission. The commission shall review the certificate at its next meeting following the filing of such request and approve or disapprove it, and the commission's determination shall then be a final determination as to the sufficiency of the petition.

Section 9.03. - Action on petitions.

- (1) *Action by commission.* When a Charter amendment petition has been finally determined sufficient, the commission shall take steps to hold an election on the proposal. Such election shall be held not less than forty-five (45) days and not later than one hundred eighty (180) days from the date of the final sufficiency of the petition. If no regular city or general election is to be held within the period described in this subsection, the commission shall provide for a special election, except that the commission may, in its discretion provide for a special election at an earlier date. Copies of the proposed amendment shall be published at least once by title only ten (10) days before any such election in a newspaper of general circulation in the city and shall be made available in full at the city hall and at the polls.
- (2) *Withdrawal of petitions.* A Charter amendment petition may be withdrawn at any time prior to the day preceding the day scheduled for a vote of the city by filing with the city clerk or other official designated by the commission a request for withdrawal signed by the chairperson and at least fifty-one (51) members of the petitioners' committee. Upon the filing of such request the petition shall have no further force or effect and all proceedings thereon shall be terminated.
- (3) *Withdrawal of signatures.* Any elector signing such petition may file a demand in writing with the city clerk to have his/her name stricken and deleted from the petition and such demand shall be honored and the name deleted by the city clerk. No signature may be stricken after the clerk has certified the total of electors to the commission.
- (4) *End of petitions process.* The petitions process may be declared null, void and at an end if petitions with a sufficient number of signatures have not been submitted to the city clerk within the required time limits according to section 9.01(2)(d).

Section 907. - Charter Review; Charter Review Board.

In January, 1980, and every five (5) years thereafter, the Commission shall in January appoint a Charter Review Board consisting of five (5) electors of the City, one (1) from each district, holding no other office, appointment or employment in the government of the City of Coconut Creek except on advisory bodies of the City. In addition, the Commission may appoint a Charter Review Board at any other time as it may deem necessary or desirable. Such Board shall review the Municipal Charter, and within one hundred twenty (120) days after such appointment, submit to the Commission such alteration, revisions, and amendments, if any, to this Charter, as in its judgment are desirable. The Commission shall submit to the electors not later than the next succeeding general election or municipal election any such proposed alterations, revisions, or amendments. The members appointed to said Board shall serve without compensation and their terms shall expire one hundred twenty (120) days after their appointment.

(Ref. of 11-6-90; Ref. 3-9-93; Ref. of 3-12-96; Ref. of 11-2-10; Ref. of 11-06-16)

CITY OF WESTON

Section 7.05. Charter revision.--

- (a) The Charter will be reviewed in 2004 and at least every ten years thereafter.
- (b) A five-member Charter Review Board shall be appointed and funded by the City Commission . Each City Commissioner, and the Mayor, shall submit the name of one individual for appointment to the Charter Review Board. Appointees by each Commissioner shall reside within the Residential Area of that Commissioner. The appointee of the Mayor shall reside within the City. The Charter Review Board shall be appointed at least 360 days before the next scheduled election and complete its work and present any recommendations for change no later than 180 days before the election.
- (c) The City Commission shall hold a minimum of two public hearings on the proposed changes to the Charter prior to placing the proposed changes on the scheduled election ballot.

(Am. Ord. 2014-15, certified 11-4-2014)

14.01 - [Charter Review Board.]

There shall be a Charter Review Board appointed by the City Commission in May of 2011 and every six years thereafter. The Charter Review Board shall consist of seven regular members and two alternate members appointed by the City Commission. Each commissioner shall have the right to appoint one member and the Commission shall appoint two at-large members and two alternates. The Board shall serve for a term of one year; provided that the terms may be extended for an additional six months in the sole discretion of the City Commission. The Board shall meet to review the Charter and make recommendations for amendments. All members of the Charter Review Board shall be residents of the City of Parkland. The Board shall elect a chair and vice chair from among its members and adopt rules of procedure for its operation. The Board's recommendations shall be nonbinding and the City Commission shall have sole discretion to determine which amendments, if any, it places on the ballot, the final wording of any amendments, and the timing of any election on Charter amendments. Nothing set forth herein shall limit the ability of the City Commission to offer amendments on its own initiative.

(Ord. No. 2006-19, § 9, 8-9-2006)

Section 7.01. - Periodic review of Charter.

- A. At its first regular meeting in March, 2013, and every tenth year thereafter, the Commission may appoint a Charter review committee consisting of fifteen (15) individuals, who are not members of the Commission, to serve in an advisory capacity to the Commission. Each Commission member shall recommend and nominate three (3) individuals to serve on the committee as regular members, which appointments shall be approved by a majority vote of the Commission. Individuals appointed to the Charter review committee shall be citizens of the City of Coral Springs. The City Clerk and the City Attorney shall advise the Commission in advance of the date when such appointments may be made.
- B. If appointed, the Charter review committee shall commence its proceedings within thirty (30) days after the committee is appointed by the Commission. The committee shall review the Charter and provide input to the Commission to modernize, and improve the Charter. The public shall be given an opportunity to speak and participate at Charter review committee meetings in accordance with the rules of the Charter review committee. All recommendations by the Charter review committee shall be forwarded to the Commission in ordinance form for consideration not later than March 1 of the year following the appointment of the Charter review committee and in time for any recommendations to be considered by the Commission as provided in subsection C below.
- C. The Commission shall consider the recommendations of the Charter review committee at the second regular meeting in November and the first regular meeting in December of the year following appointment of the Charter review committee.

(Ord. No. 2002-126, § 2, election of 3-9-04; Ord. No. 2014-109, § 2, 5-7-14, election of 11-4-14)

Sec. 4. - Charter review board.

There shall be a Charter Review Board appointed by the members of the town council by April 2004, and at least every seven (7) years thereafter. Each councilmember shall select two (2) members to the Charter Review Board. The terms of the members shall commence upon their appointments and shall terminate upon the acceptance by the town council of the board's report.

Any vacancy occurring shall be filled by the appointing member of the town council for the remainder of the board member's unexpired term. All members of the Charter Review Board shall be electors of the town.

The Charter Review Board shall be empowered to conduct a comprehensive study of all phases of the Charter with the exception of district boundaries. Upon appointment of the Charter Review Board members, the board shall prepare a recommendation to the town council as to proposed amendments to the Charter. The board shall submit its report of recommendations to the town council within one hundred twenty (120) days from the first meeting at which a quorum is established.

In the event the Charter Review Board fails to submit its report to the town council within one hundred twenty (120) days from the first meeting at which a quorum is established, the council may submit for referendum amendments to the Charter without the recommendation of the Charter Review Board.

(Ord. No. 97-7, §§5, 10, 1-15-97)

1925 - 2000



CITY OF DEERFIELD BEACH

MEMORANDUM

TO: City Commission
Larry R. Deetjen, City Manager

FROM: Andrew S. Maurodis, City Attorney 

DATE: March 28, 2006

SUBJECT: Deerfield Beach Charter Review Board

On March 27, 2006, the Charter Review Board held its final meeting at which they voted to transmit the attached proposed amendments to the City of Deerfield Beach Charter. The Charter Review Board held numerous meetings and carefully debated each and every one of these points.

I will summarize the amendments being proposed:

1. The City Commission has proposed a procedure to create staggered terms for City Commissioners, beginning with the election of March 2009. Additionally, the Charter Review Board is recommending that all redistricting be concluded at least ninety days prior to the regular City Commission election.

2. The Board is also recommending a change to Section 3.04(3) of the Charter. The change would allow a sitting commissioner, who is barred by term limits under the present Charter, to run for Mayor. It also provides that the sitting mayor at the time of adoption of the Charter amendment can run for one additional term as mayor without going through the petition procedure. Additionally, the provision for avoiding term limits through the petition method is proposed to be eliminated.

3. The Board is proposing a housekeeping amendment to Section 3.10 with regard to the filling of vacancies.

4. The Board is proposing housekeeping amendments in Section 3.15 relating to procedures and meetings.

5. The Board is proposing an amendment to Sections 3.16, 4.05, and 10.01 which would have the effect of authorizing the City Commission to amend Ordinance No. 617 (Fire Civil Service) and Ordinance No. 651 (General Employees Civil Service) by a four/fifth vote of the City Commission. Presently, those two 1968 ordinances may not be amended except by referendum vote.

6. The Board is recommending that Section 4.01 be amended to provide for appointment of the city manager by a majority vote.

7. The Board is recommending an amendment to Section 4.02 relating to the removal of the city manager. It is replacing the present process with a process modeled after the City of Pompano Beach. The city manager under this process may be terminated by a majority vote. The process would require a motion to terminate the city manager and then a subsequent resolution adopted at a meeting no less than ten, nor more than twenty-one days thereafter. This provision is to be implemented as of June 1, 2007.

8. Section 6.04 is to be amended to eliminate a reference to primary election.

9. Section 7.01 is to be amended to delete an antiquated statutory reference.

10. Section 7.05 is amended to provide for petitions by ten percent of the vote to be consistent with Florida Statutes.

11. Section 9.01 is amended to assure that the procedure for a Charter amendment mirrors the exclusive procedure provided by Chapter 166, Florida Statutes.

12. A new amendment is being recommended to limit the exercise of the City's powers of eminent domain. Eminent domain would not be permitted for the purposes of economic development. Economic development would be indicated where the City is condemning the property for the purposes of transferring it to a non-governmental entity.

As indicated, the Charter Review Board has spent considerable time on each and every one of these and was very dedicated to its chore. All matters were vigorously debated by the Board. My recommendation is that the City Commission review these recommendations at the meeting scheduled for April 18, 2006 so that the process can be moved along. Ada will inform you as to the schedule of the Supervisor of Elections, but I believe that all proposed amendments have to be submitted by July. We set these referendum elections by ordinance so that will require two hearings. It would also be my recommendation that the City Manager invite the Charter Review Board to attend this meeting on April 18, should the Commission have any questions. I think the April 18 meeting would be an opportunity for the Commission to decide, based on policy, which particular amendments it would like to see placed in an ordinance for its consideration.

ASM:jms
Attachment

cc: Charter Review Board
Ada Graham-Johnson, City Clerk

§3.04

(3) No person may appear on the ballot for re-election to the Deerfield Beach City Commission (as defined in Section 3.01) if, by the end of the current term of office the person will have served (or, but for resignation, would have served) as a member of the Deerfield Beach City Commission for eight (8) consecutive years; provided that a commissioner subject to these term limitations by virtue of prior service as a commissioner shall be permitted to run for mayor and may serve as mayor if elected with the same restrictions as applied to commissioner service being applied to mayoral service; provided further that should the person serving as mayor on the date this amendment is approved wishes to appear on the ballot for re-election as mayor at the March 2009 election he shall be permitted to do so and may serve only that term and shall be barred from appearing on the ballot for a position on the City Commission in the March 2013 election. ~~This amendment shall take effect on the day it is approved by the electorate, but no service as a member of the Deerfield Beach City Commission which commenced prior to the effective date of this subsection will be counted against the limit in the prior sentence. Terms of office beginning before amendment approval are not counted.~~

~~(4) The restrictions contained in subsection (3) above relating to appearance on the ballot for election shall not apply where a valid petition certified by the city clerk is timely submitted and certified pursuant to the following guidelines:~~

- ~~a) For district commissioners: A petition executed by ten (10) percent of the registered electors residing in the district (as measured by the last preceding municipal election for city commission).~~
- ~~b) For mayor: A petition executed by five (5) percent of the registered electors residing in the city (as measured by the last preceding municipal election for city commission).~~
- ~~c) The petition must bear the following typed statement on the top of each signature page: "I SUPPORT THE APPEARANCE OF (name of Commissioner or Mayor) ON THE BALLOT FOR ELECTION TO THE OFFICE OF (City Commissioner/Mayor)." Each signature page shall also bear the name, address and phone number of the person responsible for distribution of the petition and contain an affirmation by that person that the individual witnessed the signatures contained on that page. Each signature should bear the address of each signatory. All persons seeking to distribute such a petition shall first register their names, address and telephone numbers with the city clerk, together with a statement of intent to utilize the provisions of this section and the name of the commissioner for whom the petitions are being distributed. The city clerk shall promulgate procedures to implement this section.~~

Section 3.04. Election and terms.

(1) *Regular election.* There shall be no primary election. All candidates who qualify for an elective office in the city shall run in the regular quadrennial election. When there is only one (1) candidate, the candidate shall be deemed to have voted for himself/herself and the person's name shall not appear on the ballot. The regular quadrennial election of the mayor and city commissioners shall be held pursuant to the Laws of Florida and Broward County. ~~each fourth year, on the second Tuesday in March commencing in 1989.~~ Beginning in March 2009 and continuing thereafter, city commission elections shall be held every two (2) years. In March 2009 all four (4) commission seats and the mayor shall be on the ballot for election. The mayor shall stand for a four (4) year term. At least ninety (90) days prior to that election the city commission shall draw lots to determine the other two (2) commission districts which shall be for a four (4) year term. The two (2) districts chosen shall stand for four (4) year terms; the two (2) districts not chosen shall stand for a two (2) year term and consequently shall be up for election in March 2011. Thereafter all terms shall be four (4) years.

The candidate receiving the greatest number of votes for mayor shall be elected as mayor. The candidate receiving the greatest number of votes in the district in which he/she ran shall be elected as the commissioner from that district. The mayor and commissioners shall be chosen for a term of four (4) years (except for the two (2) seats transitioning to staggered terms as noted above) and shall hold office until their successors are elected and qualified or until the office is forfeited or until a person resigns or until a person is removed from office as provided elsewhere.

(2) *District representation.* At least ~~sixty (60)~~ ninety (90) days prior to ~~each~~ the regular city commission election to be held in March 2009 and the city commission election every four (4) years thereafter, the commission shall divide the city into four (4) districts (District 1,2,3 and 4) for the purpose of electing one (1) commissioner from each district. The division of the city into four (4) districts shall be as nearly as practicable on an equal population basis by contiguous boundaries.

~~The completed petition shall be submitted to the city clerk for verification at least thirty (30) days prior to the date set for the opening of qualifying for the office sought for election. The city clerk shall complete verification of signatures within twenty-five (25) days of receipt of a petition. Upon conclusion of this review by the city clerk, the person responsible shall be notified in writing of the results of the certification process.~~

Section 3.10. Vacancies, forfeiture of office, filling of vacancies.

(3) *Filling of vacancies: Mayor, vice-mayor, commissioner.* A vacancy or vacancies in the city commission shall be filled as provided in the following:

- (a) *Appointment.* Whenever there is a vacancy in the office of mayor and there are less than nine (9) months remaining before the next regular city election, the vice-mayor shall succeed to the office of mayor until that election. The commissioners shall then elect a vice-mayor from the remaining members.

Whenever there is a vacancy or vacancies in the office of commissioner and there are less than nine (9) months remaining before the next regular city election, the remaining commissioners shall each propose the name of one qualified successor to fill each vacancy, and the remaining commissioners shall then select a qualified successor (more than one commissioner may propose the same name) or successors from among those names to serve until that election. If a majority of the remaining commissioners are unable to fill a vacancy after two (2) regular meetings have been held, then such officer or officers shall be chosen from among the same proposed names only, by lot (with the nominee of each commissioner getting a lot even if that results in one nominee getting two lots), conducted in public by the city clerk who shall certify the result.

Section 3.15. Procedure and meetings.

(1) *Organization.* At the next regular meeting following each regular election, and certification by the supervisor of elections, or as soon as may be practicable thereafter if there has been a disputed election, the commission shall meet in its usual meeting place. At this time, the newly-elected commissioners shall take the oath of office and assume the duties of their office.

(2) *Regular.* The commission shall meet regularly ~~not less than once each month and at such times and places as shall be specified by resolution:~~ deemed appropriate by the commission to carry out its responsibilities. All meetings, formal or informal, of the city commission, all committees and all boards, elective or appointive, administrative or advisory, shall be conducted in open session and the press and public shall be permitted to attend any of such meetings, except such private, executive sessions as may be permitted by law.

(3) *Special.* Special meetings may be held on the call of the mayor or of a majority of the members of the commission, upon no less than six (6) hours notice to each member, the city manager, city clerk, city attorney and the public.

(4) *Workshop.* In addition to regular and special meetings, the mayor, or the commission by a majority vote, may decide to hold workshop meetings for information on, and discussion of, municipal and related matters, which meetings may be conducted like regular meetings except that no resolution or ordinance may be adopted at a workshop meeting.

(5) *Emergency.* Emergency meetings may be held on the call of the mayor or of a majority of the members of the commission whenever there is a public emergency affecting life, health, property or the public peace, and whenever practicable, upon no less than one (1) hour's notice to each member and the public.

(6) *Rules and journal.* The commission shall determine its own rules and order of business and shall provide for keeping a written record or journal of its proceedings. The journal shall be a public record.

(7) *Voting.* Voting on ordinances and resolutions shall be by roll call or voice vote and shall be recorded in the journal. A majority of the commission shall constitute a quorum; but a smaller number may adjourn from time to time and may compel the attendance of absent members in the manner and subject to the penalties prescribed by the rules of the commission; said rules may provide for censure of members who refuse to attend without a valid excuse. No action of the commission, except as otherwise provided in this Charter, in the preceding sentence, and in section 3.10(3), shall be valid or binding unless adopted by the affirmative vote of the majority of the commission.

Section 3.16. Ordinances and resolutions.

"Ordinance" means an official, legislative action of the commission, which action is a regulation of a general and permanent nature and enforceable as a local law. A "resolution" is an expression of the commission on matters of official concern, opinion, or administration, of a temporary character, or a provision for the disposition of a particular item of the administrative business of the governing body.

- (1) *Form.* Each ordinance or resolution shall be introduced in writing and shall embrace but one subject and matters properly connected therewith. The subject shall be clearly stated in the title. No ordinance shall be revised or amended by reference to its title only. Ordinances to revise or amend shall set out in full the revised or amended act, section, subsection, or paragraph of a section or subsection.
- (2) *Procedure.* A proposed ordinance shall be read by title or in full on the first reading, and by title or in full on the second reading on at least two (2) separate days, at either regular or special meetings of the commission. Prior to second reading, a proposed ordinance shall be advertised, as required by Florida State law, in a newspaper of general circulation in the city. The notice of proposed enactment shall state the date, time, and place of the meeting, the title or titles of proposed ordinances and the place or places within the city where such proposed ordinances may be inspected by the public. Said notice shall also advise that interested parties may appear at the meeting and be heard with respect to the proposed ordinance.
- (3) *Effective date.* Except as otherwise provided in this Charter, every adopted ordinance shall become effective upon adoption or as otherwise specified herein, provided that Ordinances No. 617 and No. 651 shall remain in effect and shall not be subjected to change unless said changes have been authorized by a referendum vote said change is approved by a 4/5 vote of the city commission.
- (4) *Action requiring an ordinance.* In addition to other acts required by law or by specific provision of this Charter to be done by ordinance, those acts of the city commission shall be by ordinance which:
 - (a) Adopt or amend an administrative code or whenever deemed necessary, the commission may by ordinance temporarily or permanently combine any of the departments, divisions or agencies of the city, and assign additional functions and duties to any department, division and agency of the city;

- (b) Establish a rule or regulation the violation of which carries a penalty;
- (c) Levy taxes authorized by general law;
- (d) Grant, renew or extend a franchise;
- (e) Authorize the borrowing of money not inconsistent with the limitations in the constitution and general law of the state;
- (f) Leases or authorizes by administrative action the lease of any lands of the city for a period to exceed five (5) years;
- (g) Adopt with or without amendment ordinances proposed under the initiative power.

New Section _____.

The City of Deerfield Beach shall not use its powers of eminent domain to acquire property solely for the purposes of economic development. "For the purposes of economic development" shall be construed to mean acquisition of property for the purposes of transferring it to a third party which is not a governmental entity, or for the purposes of setting aside that property for use by a non-governmental entity.

Section 4.01. City manager; appointment, qualifications, terms and compensation.

The city commission shall by a ~~four-fifths~~ (4/5) majority vote of the commission appoint a city manager. The city manager shall serve such term and receive such compensation as the commission may fix and determine. The manager shall be chosen on the basis of executive and administrative qualifications without regard to political beliefs, shall be over the age of twenty-one (21), need not be a resident of the city or state at time of appointment, but shall not reside outside the city without the approval of the commission.

Section 4.02. Removal of city manager.

~~The city commission may remove the city manager in accordance with the following procedures:~~

- ~~(1) The commission shall adopt by affirmative vote of a majority of its members a resolution which must state the reason for the proposed removal, and may thereupon suspend the manager from duty for a period not to exceed forty-five (45) days. A copy of the resolution shall be delivered promptly to the manager.~~
- ~~(2) Within five (5) days after a copy of the resolution is delivered to the manager, the manager may file with the commission a written request for a public hearing. This hearing shall be held at a commission meeting not earlier than fifteen (15) days nor later than thirty (30) days after the request is filed. The manager may file with the commission a written reply not later than five (5) days before the hearing.~~
- ~~(3) The commission may adopt a resolution of removal, which may be made effective immediately, by affirmative vote of four-fifths (4/5) of its members at any time after five (5) days from the date when a copy of the suspension resolution was delivered to the city manager, if the manager has not requested a public hearing, or at any time after the public hearing if the manager has requested such hearing. The manager shall continue to receive salary until the effective date of a resolution of removal.~~

The city commission may, by majority vote, adopt a motion providing for the termination of the city manager. Upon adopting such motion, the city commission shall schedule a hearing, to be held no sooner than ten (10) days, nor later than twenty-one (21) days after the adoption of the motion, at which time it shall consider a resolution for termination of the city manager. If the resolution for termination is adopted by a majority of the city commission, the city manager shall be removed, effective on the date of the adoption of the resolution.

The provision for termination of the city manager, as set forth above, shall not be effective until June 1, 2007. Any termination of the city manager prior to that date shall be undertaken in conformance with the provisions of the City of Deerfield Beach Charter as it existed prior to approval of this amendment by the voters of the City of Deerfield Beach.

Section 4.05. Personnel and civil service system.

All appointments and promotion of city employees and city officers shall be made on the basis of merit and fitness, demonstrated by examination, professional evaluation or other evidence of competence, and to this end the commission by ordinance shall maintain a civil service system with established personnel procedures and rules, provided that the current provisions of Ordinance No. 617 and No. 651 shall not be amended except by a referendum vote of 4/5 of the city commission. The civil service system shall provide for a review for personnel actions initiated by the city manager and his designated representatives. The city manager, all city employees and all members of city boards, authorities, agencies, commissions and advisory boards shall take and subscribe to an oath of office as follows:

For a citizen: "I, as a citizen of the State of Florida and of the United States of America, and being employed by or an officer of the City of Deerfield Beach and a recipient of public funds as such employee or officer, do hereby solemnly swear or affirm that I will support the Charter of the City of Deerfield Beach, the Constitution of the State of Florida and the Constitution of the United States."

For a non-citizen: "I, as an alien resident of the State of Florida and not a citizen of Florida nor of the United States of America, but being employed by or an officer of the City of Deerfield Beach and a recipient of public funds as such employee or officer, do hereby solemnly swear or affirm that I will support the Charter of the City of Deerfield Beach, the Constitution of the State of Florida and the Constitution of the United States."

Section 6.04. Form of ballots.

(1) *The commission.* The commission, by ordinance, shall prescribe the form of ballot, including the method of listing candidates for the city commission elections and any other city election.

(2) *Names on ballots.* The full names of all candidates nominated for the city commission, except those who have withdrawn, died or become ineligible, shall be printed on the official ballots without party designation or symbol. The order in which the candidates names shall appear on the ballot shall be determined by lot conducted by the city clerk with at least 48 hours notice to the candidate stating the time and place for conducting the lot. ~~The position of the names in the regular election shall be the same as in the primary election.~~

Section 7.01. Recall of elected officials.

The qualified electors of the city shall have the power to recall and to remove from office any elected official of the city in accordance with the ~~Laws of the State of Florida as provided in Chapter 74-130 (1974) and amendments and changes thereto~~ Florida Statutes .

Section 7.05. Petitions.

(1) *Number of signatures.* Initiative and referendum petitions must be signed by qualified voters of the city equal in number to at least ~~fifteen percent (15%)~~ ten percent (10%) of the total number of qualified voters registered to vote at the last regular city election.

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Section 9.01. Charter amendment.

(1) *Initiation by ordinance.* The commission may, by ordinance, propose amendments to any part or all of this Charter, except article II prescribing boundaries, and upon passage of the initiating ordinance, shall place the proposed amendment to a vote of the electors at the next regular city or general election held within the city or at any special election called for such purpose. Amendment of article II resulting from annexation done in accordance with general law shall be by ordinance of the commission and shall not be subject to a vote of the electors, except as provided by general law.

(2) *Initiation by petition.* The electors of the city may propose amendments to this Charter by a petition signed by the percentage of the registered electors of the city, as of the last preceding municipal general election, as required by Florida State Law and in accordance with Chapter 166, Florida Statutes, as amended.

- ~~(a) *Commencement of proceedings.* Any one hundred (100) qualified voters may commence Charter amendment proceedings by filing with the city clerk an affidavit stating that they will constitute the petitioners' committee and designating one (1) person as chairperson of the committee and that they will be responsible for circulating the petition and filing it in proper form. In the affidavit they shall state their names and addresses and specify the address to which all notices to the committee are to be sent and setting out in full the proposed amendment to the Charter.~~
- ~~(b) *Form and content.* All papers of a petition shall be uniform in size and style shall be in a form provided by the city clerk at the circulator's expense and shall be assembled as one instrument for filing. Each signature shall be executed in ink or indelible pencil and shall be followed by the printed name and street address of the person signing. Petitions shall contain the full text of the proposed Charter amendment.~~
- ~~(c) *Affidavit of circulator.* Each paper of a petition shall have attached to it when filed an affidavit executed by the circulator thereof, stating that he personally circulated the paper, the number of signatures thereon, that all the signatures were affixed in his presence, that he believes them to be the genuine signatures of the persons whose names they purport to be and that each signer had an opportunity before signing to read the full text of the proposed Charter amendment.~~

Section 10.01. Continuation of former Charter provisions.

All provisions of the Laws of Florida, Chapters 59-1214, 61-2068, 70-647 Special Acts and any amendments or additions thereto as amended by special law or otherwise, which are not embraced herein and which are not inconsistent with this Charter, shall become ordinances of the city, subject to modification or repeal in the same manner as other ordinances of the city in accordance with general law, except Ordinance No. 617, and No. 651 which may be amended by a 4/5 vote of the city commission.

Additional back-up & suggested Charter Changes from Vice Mayor Militello.

For protection of the pier restaurant:

"Sale, gift, trade, transfer or lease of city-owned real property. Any: (a) sale, gift, trade, transfer or lease of all or a portion of city-owned real property, or (b) sale, gift, trade, transfer or lease of any interest or right to all or a portion of city-owned real property, must be approved by a majority of the qualified electors of the city voting at a regular city, general or special election if the fair market value of the real property is in excess of \$750,000.00. If a portion of city-owned real property is being considered, the value of the entire parcel must be determined for purposes of determining fair market value. Fair market value is defined as the highest price valued in terms of money that the land would bring if exposed for sale in the open market, with reasonable time allowed in which to find a purchaser, buying with knowledge of all the uses and purposes for which it may be capable of being used. Sale is defined as any transfer of real property to another party. Gift is defined as the conveying of title or interest in real property to another party. Trade is defined as the exchange of real property to another party for consideration. Transfer is defined as the conveying of title, interest or rights in real property to another party. Lease is defined as a contract for possession or use of real property. The only exceptions to this referendum requirement are that the city commission may, upon a four-fifths majority vote, award leases or contracts (but may not sell, gift, trade or transfer) for a pier restaurant or snack facility located east of Ocean Drive provided the total restaurant or facility is less than 2,500 square feet in size and the total lease term or contract (including all options) is less than 5 years and does not take any parking spaces or for the operation of the pier itself provided the operation is for a total term (including options) of less than 5 years or for the operation of a business for cabanas, umbrellas and chairs on the beach provided the total term (including options) is for less than 5 years."

Changing the election date from March to November for the purpose of increasing voter turnout:

The election take place in November 2008, with the new Commission being seated in March 2009, and all elections taking place in November of presidential election years, with the commission being seated at the immediate next Tuesday following the election

or

The last March election occur in March 2009, with the term until November 2012, with the election for 2012 being the same date as the presidential election and the new commission

being seated at the immediate next Tuesday following the election, and that all future elections after the 2012 election be so held.

Thanks Andy. See you tonight

Changing Commercial Recreation and Open Space Land Use:

All actions of the City of Deerfield Beach for approval of or support for a land use amendment changing the land use designation of any property in Deerfield Beach with a land use designation of "recreation and open space" or "commercial recreation" to another land use designation shall require an affirmative vote of all of the members of the City Commission qualified to vote on the matter. "Qualified to vote on the matter" means every member of the city commission who is not prevented from voting because of a legal conflict.