



**AGENDA  
SPECIAL MAGISTRATE**

July 27, 2021

12:00 p.m.

**SPECIAL MAGISTRATE  
Attorney Robert D. Pritt**

**CITY COUNCIL CHAMBERS, 2200 SECOND STREET, FORT MYERS, FLORIDA**

<b>Special Magistrate Opening Statement</b>		
<b>Public Input on Non-Public Hearing Items</b>		
<b>Pledge of Allegiance to the Flag of the United States of America</b>		
<b>Clerk administers Oath to all parties addressing the board</b>		
<b>Clerk announces all cases to be heard</b>		
<b>AGENDA ITEMS 1-30 LISTED AS NEW BUSINESS</b>		
1.	<b>Request approval for minutes from the June 22<sup>nd</sup> 2021 Special Magistrate Hearing</b>	Approved.
2.	<b>Case Number:</b> COD-001166-2020 <b>Cited Address:</b> 2310 N. Airport Rd. <b>Code Officer:</b> Building Official Brent Brewster <b>Date Case Initiated:</b> 12-31-20 <b>Property Owner:</b> 2310 N AIRPORT RD LLC <b>Notice of Violation Served On:</b> 03-30-21 <b>Ward:</b> 5	<b><u>DISMISSED DUE TO COMPLIANCE</u></b> 06-18-21
3.	<b>Case Number:</b> COD-001658-2021 <b>Cited Address:</b> Property owned by OLSON THOMAS MARK & OLSON HOLLY JEAN TR FOR OLSON FAMILY TRUST (Address blocked on Leepa). <b>Code Officer:</b> Building Official Brent Brewster <b>Date Case Initiated:</b> 01-27-21 <b>Property Owner:</b> OLSON THOMAS MARK & OLSON HOLLY JEAN TR FOR OLSON FAMILY TRUST <b>Notice of Violation Served On:</b> 04-17-21 <b>Ward:</b> 4	Case presented by Building Official Brent Brewster. No one in attendance representing property owner. Code Enforcement Officer Field Supervisor Tom Smith presented the city's recommendations. The Special Magistrate Robert Pritt found the defendant guilty. It was Ordered that all violations must be abated by August 24, 2021, or a fine of \$100.00 per day be imposed retroactive to July 27, 2021 and capped at \$2,500.00.



**AGENDA  
SPECIAL MAGISTRATE**

July 27, 2021

12:00 p.m.

4.	<p><b>Case Number:</b> COD2020-03827  <b>Cited Address:</b> 3231 C St.  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 08-05-20  <b>Property Owner:</b> THOMAS TELBERTH  <b>Notice of Violation Served On:</b> 12-17-20  <b>Ward:</b> 1</p>	<p><b><u>DISMISSED DUE TO COMPLIANCE</u></b> 07-19-21</p>
5.	<p><b>Case Number:</b> COD-000993-2020  <b>Cited Address:</b> 2034 Canal St. #203  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 12-22-20  <b>Property Owner:</b> SILVERCREEK REALTY INVESTMENTS  <b>Notice of Violation Served On:</b> 04-07-20  <b>Ward:</b> 3</p>	<p>Case presented by Building Official Brent Brewster. No one in attendance representing property owner. Code Enforcement Officer Field Supervisor Tom Smith presented the city's recommendations. The Special Magistrate Robert Pritt found the defendant guilty. It was Ordered that all violations must be abated by August 24, 2021, or a fine of \$100.00 per day be imposed retroactive to July 27, 2021 and capped at \$2,500.00.</p>
6.	<p><b>Case Number:</b> COD-001655-2021  <b>Cited Address:</b> 1361 Canterbury Dr.  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 01-27-21  <b>Property Owner:</b> DUNLAVEY LYNN A TR FOR LYNN A DUNLAVEY TRUST  <b>Notice of Violation Served On:</b> 04-19-21  <b>Ward:</b> 5</p>	<p><b><u>DISMISSED DUE TO COMPLIANCE</u></b> 07-19-21</p>
7.	<p><b>Case Number:</b> COD-001075-2020  <b>Cited Address:</b> 4125 Cleveland Ave.  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 12-28-20  <b>Property Owner:</b> MALL GROUND PORTFOLIO LLC  <b>Notice of Violation Served On:</b> 04-07-21  <b>Ward:</b> 4</p>	<p><b><u>DISMISSED DUE TO COMPLIANCE</u></b> 07-22-21</p>



**AGENDA  
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July 27, 2021

12:00 p.m.

8.	<p><b>Case Number:</b> COD-001116-2020  <b>Cited Address:</b> 1924 Commercial Dr.  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 12-30-20  <b>Property Owner:</b> YOWELL REAL ESTATE LLC + JURGENSEN REAL ESTATE LLC  <b>Notice of Violation Served On:</b> 04-21-21  <b>Ward:</b> 5</p>	DISMISSED DUE TO COMPLIANCE 06-18-21
9.	<p><b>Case Number:</b> COD-001181-2020  <b>Cited Address:</b> 4901 Eastwood Greens St.  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 12-31-20  <b>Property Owner:</b> NORSTAR ORTIZ LLC  <b>Notice of Violation Served On:</b> 04-27-21  <b>Ward:</b> 2</p>	DISMISSED DUE TO COMPLIANCE 07-08-21
10.	<p><b>Case Number:</b> COD-001017-2020  <b>Cited Address:</b> 4028 Edison Ave.  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 12-23-20  <b>Property Owner:</b> SCOTT BROS PROPERTY HOLDINGS L  <b>Notice of Violation Served On:</b> 03-04-21  <b>Ward:</b> 2</p>	Case presented by Building Official Brent Brewster. Cliff Scott, Representative, presented the case. Code Enforcement Officer Field Supervisor Tom Smith presented the city's recommendations. The Special Magistrate Robert Pritt found the defendant guilty. It was Ordered that all violations must be abated by October 26, 2021, or a fine of \$100.00 per day be imposed retroactive to July 27, 2021 and capped at \$2,500.00.
11.	<p><b>Case Number:</b> COD-001121-2020  <b>Cited Address:</b> 2214 Franklin St.  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 12-30-20  <b>Property Owner:</b> CENTRAL FT MYERS PORTFOLIO LLC  <b>Notice of Violation Served On:</b> 03-24-21  <b>Ward:</b> 3</p>	Case presented by Building Official Brent Brewster. No one in attendance representing property owner. Code Enforcement Officer Field Supervisor Tom Smith presented the city's recommendations. The Special Magistrate Robert Pritt found the defendant guilty. It was Ordered that all violations must be abated by August 24, 2021, or a fine of \$100.00 per day be imposed retroactive to July 27, 2021 and capped at \$2,500.00.



**AGENDA**  
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July 27, 2021

12:00 p.m.

12.	<p><b>Case Number:</b> COD-001364-2021  <b>Cited Address:</b> 2361 Franklin St.  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 01-12-21  <b>Property Owner:</b> LACOMME CLERMEUS + MIMOSE  <b>Notice of Violation Served On:</b> 04-14-21  <b>Ward:</b> 3</p>	<p>Case presented by Building Official Brent Brewster. No one in attendance representing property owner. Code Enforcement Officer Field Supervisor Tom Smith presented the city's recommendations. The Special Magistrate Robert Pritt found the defendant guilty. It was Ordered that all violations must be abated by August 24, 2021, or a fine of \$100.00 per day be imposed retroactive to July 27, 2021 and capped at \$2,500.00.</p>
13.	<p><b>Case Number:</b> COD-001586-2021  <b>Cited Address:</b> Property owned by RADEL HENRY III &amp; AMY M (Address blocked on Leepa)  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 01-25-21  <b>Property Owner:</b> RADEL HENRY III &amp; AMY M.  <b>Notice of Violation Served On:</b> 04-20-21  <b>Ward:</b> 5</p>	<p><b><u>DISMISSED DUE TO COMPLIANCE</u></b> 07-22-21</p>
14.	<p><b>Case Number:</b> COD-001013-2020  <b>Cited Address:</b> 2810 Grand Ave.  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 12-23-20  <b>Property Owner:</b> SILVERCREEK REALTY INVESTMENTS  <b>Notice of Violation Served On:</b> 03-08-21  <b>Ward:</b> 3</p>	<p>DISMISSED DUE TO COMPLIANCE 06-18-21</p>
15.	<p><b>Case Number:</b> COD-001126-2020  <b>Cited Address:</b> 2840 Grand Ave. #113  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 12-30-20  <b>Property Owner:</b> SILVERCREEK REALTY INVESTMENTS  <b>Notice of Violation Served On:</b> 03-19-21  <b>Ward:</b> 3</p>	<p>DISMISSED DUE TO COMPLIANCE 07-08-21</p>



**AGENDA  
SPECIAL MAGISTRATE**

July 27, 2021

12:00 p.m.

16.	<p><b>Case Number:</b> COD-001127-2020  <b>Cited Address:</b> 2840 Grand Ave. #208  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 12-30-20  <b>Property Owner:</b> SILVERCREEK REALTY INVESTMENTS  <b>Notice of Violation Served On:</b> 03-18-21  <b>Ward:</b> 3</p>	DISMISSED DUE TO COMPLIANCE 07-08-21
17.	<p><b>Case Number:</b> COD-001162-2020  <b>Cited Address:</b> 1452 Grove Ave.  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 12-31-20  <b>Property Owner:</b> DELORETO JODI ANN  <b>Notice of Violation Served On:</b> 03-26-21  <b>Ward:</b> 4</p>	Case presented by Building Official Brent Brewster. No one in attendance representing property owner. Code Enforcement Officer Field Supervisor Tom Smith presented the city's recommendations. The Special Magistrate Robert Pritt found the defendant guilty. It was Ordered that all violations must be abated by August 24, 2021, or a fine of \$100.00 per day be imposed retroactive to July 27, 2021 and capped at \$2,500.00.
18.	<p><b>Case Number:</b> COD-001596-2021  <b>Cited Address:</b> Property owned by PATEL KISHORKUMAR (Address blocked on Leepa)  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 01-25-21  <b>Property Owner:</b> PATEL KISHORKUMAR  <b>Notice of Violation Served On:</b> 04-14-21  <b>Ward:</b> 3</p>	<b><u>DISMISSED DUE TO COMPLIANCE</u></b> 07-19-21
19.	<p><b>Case Number:</b> COD-000398-2020  <b>Cited Address:</b> 2650 Hanson St.  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 11-19-20  <b>Property Owner:</b> QUICK FUEL FLEET SERVICES  <b>Notice of Violation Served On:</b> 02-05-21  <b>Ward:</b> 3</p>	<b><u>DISMISSED DUE TO COMPLIANCE</u></b> 07-19-21



**AGENDA  
SPECIAL MAGISTRATE**

July 27, 2021

12:00 p.m.

20.	<p><b>Case Number:</b> COD-002058-2021  <b>Cited Address:</b> 3629 Highland Ave.  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 02-09-21  <b>Property Owner:</b> BLANKS ERNEST JR  <b>Notice of Violation Served On:</b> 04-17-21  <b>Ward:</b> 3</p>	<p><b><u>DISMISSED DUE TO COMPLIANCE</u></b> 07-20-21</p>
21.	<p><b>Case Number:</b> COD-001154-2020  <b>Cited Address:</b> 9313 Independence Way  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 12-30-20  <b>Property Owner:</b> KATIES HOLDING COMPANY LLC  <b>Notice of Violation Served On:</b> 03-19-21  <b>Ward:</b> 6</p>	<p><b><u>DISMISSED DUE TO COMPLIANCE</u></b> 07-26-21</p>
22.	<p><b>Case Number:</b> COD-001029-2020  <b>Cited Address:</b> 11901 Izarra Way #8604  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 12-23-20  <b>Property Owner:</b> CARUANA GRAHAM  <b>Notice of Violation Served On:</b> 04-06-21  <b>Ward:</b> 6</p>	<p>Case presented by Building Official Brent Brewster. No one in attendance representing property owner. Code Enforcement Officer Field Supervisor Tom Smith presented the city's recommendations. The Special Magistrate Robert Pritt found the defendant guilty. It was Ordered that all violations must be abated by August 24, 2021, or a fine of \$100.00 per day be imposed retroactive to July 27, 2021 and capped at \$2,500.00.</p>
23.	<p><b>Case Number:</b> COD-002051-2021  <b>Cited Address:</b> 2901 Jacksonville St.  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 02-09-21  <b>Property Owner:</b> HARPER PROPERTY HOLDINGS 3 LLC ANNE M. HARPER TRUST  <b>Notice of Violation Served On:</b> 04-19-21  <b>Ward:</b> 3</p>	<p>Case presented by Building Official Brent Brewster. Paul, Representative, presented the case. Code Enforcement Officer Field Supervisor Tom Smith presented the city's recommendations. The Special Magistrate Robert Pritt found the defendant guilty. It was Ordered that all violations must be abated by August 24, 2021, or a fine of \$100.00 per day be imposed retroactive to July 27, 2021 and capped at \$2,500.00.</p>



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July 27, 2021

12:00 p.m.

24.	<p><b>Case Number:</b> COD-000935-2020  <b>Cited Address:</b> 3310 Jeffcott St.  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 12-21-20  <b>Property Owner:</b> BLANKS TAMBITHA + WILLIE  <b>Notice of Violation Served On:</b> 03-03-21  <b>Ward:</b> 2</p>	<p><b><u>DISMISSED DUE TO COMPLIANCE</u></b> 06-18-21</p>
25.	<p><b>Case Number:</b> COD-000955-2020  <b>Cited Address:</b> 2975 Lafayette St.  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 12-21-20  <b>Property Owner:</b> JAMES ROBERT SR.  <b>Notice of Violation Served On:</b> 03-05-21  <b>Ward:</b> 3</p>	<p><b><u>DISMISSED DUE TO COMPLIANCE</u></b> 07-19-21</p>
26.	<p><b>Case Number:</b> COD-000966-2020  <b>Cited Address:</b> 1520 Lee St.  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 12-22-20  <b>Property Owner:</b> EMBARQ FLORIDA INC.  <b>Notice of Violation Served On:</b> 03-02-21  <b>Ward:</b> 4</p>	<p>Case presented by Building Official Brent Brewster. No one in attendance representing property owner. Code Enforcement Officer Field Supervisor Tom Smith presented the city's recommendations. The Special Magistrate Robert Pritt found the defendant guilty. It was Ordered that all violations must be abated by August 24, 2021, or a fine of \$100.00 per day be imposed retroactive to July 27, 2021 and capped at \$2,500.00.</p>
27.	<p><b>Case Number:</b> COD-001603-2021  <b>Cited Address:</b> 3310 Lincoln Blvd.  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 01-25-21  <b>Property Owner:</b> APOSTOLIC HOUSE OF GOD INC.  <b>Notice of Violation Served On:</b> 04-22-21  <b>Ward:</b> 2</p>	<p>Case presented by Building Official Brent Brewster. Ms. Reverend Blacksmith, Representative, presented the case. Code Enforcement Officer Field Supervisor Tom Smith presented the city's recommendations. The Special Magistrate Robert Pritt found the defendant guilty. It was Ordered that all violations must be abated by September 28, 2021, or a fine of \$100.00 per day be imposed retroactive to July 27, 2021 and capped at \$2,500.00.</p>



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July 27, 2021

12:00 p.m.

28.	<p><b>Case Number:</b> COD-001257-2021  <b>Cited Address:</b> 3329 Lincoln Blvd.  <b>Code Officer:</b> Building Official Brent Brewster  <b>Date Case Initiated:</b> 01-05-21  <b>Property Owner:</b> TEMPLE JOHNNIE MAE  <b>Notice of Violation Served On:</b> 04-07-21  <b>Ward:</b> 2</p>	<p><b><u>DISMISSED DUE TO COMPLIANCE</u></b> 06-21-21</p>
29.	<p><b>Case Number:</b> COD2020-01781  <b>Cited Address:</b> 2630 Market St.  <b>Code Officer:</b> Casey White  <b>Date Case Initiated:</b> 04-17-20  <b>Property Owner:</b> Thompson Marva  <b>Notice of Violation Served On:</b> 09-19-20  <b>Ward:</b> 3</p>	<p><b><u>DISMISSED DUE TO COMPLIANCE</u></b> 07-26-21</p>
30.	<p><b>Case Number:</b> COD2020-00263  <b>Cited Address:</b> 1462 Alhambra Dr.  <b>Code Officer:</b> Gary Robinson  <b>Date Case Initiated:</b> 01-24-20  <b>Property Owner:</b> 1462 ALHAMBRA LLC  <b>Notice of Violation Served On:</b> 12-08-20  <b>Ward:</b> 4</p>	<p>Case presented by Code Enforcement Officer Gary Robinson, Building Official Brent Brewster, Community Development Director Steven Belden, and Community Development Assistant Director Anthony Palermo. Mr. Mae, Property Owner, presented the case. Code Enforcement Officer Field Supervisor Tom Smith presented the city's recommendations. The Special Magistrate Robert Pritt found the defendant guilty. It was Ordered that all violations must be abated by October 26, 2021, or a fine of \$100.00 per day be imposed retroactive to July 27, 2021 and no cap.</p>
<p><b>AGENDA ITEM 31-32 LISTED AS OLD BUSINESS</b></p>		





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<p>31.</p>	<p><b>Mitigation:</b></p> <p><b>Case Number:</b> COD2020-05133  <b>Cited Address:</b> 674 Fairview Ave.  <b>Property Owner:</b> Trilliam Ventures LLC</p> <p><b>Current Lien Amount:</b> \$8,000.00  <b>Lien Cap Amount:</b> \$10,000.00  <b>Hard Costs:</b> \$426.70</p> <p><b>Lien Imposed:</b> 02-23-21  <b>Lien Recorded:</b> 05-13-21  <b>Case Complied:</b> 05-13-21</p> <p><b>Owner Purchased on:</b> 01-26-18 by Quitclaim Deed for \$1.</p> <p><b>Special Magistrate Order:</b> Case presented by Code Enforcement Officer Brian Wicka. No one in attendance representing property owner. Code Enforcement Manager Michael Titmuss presented the City recommendations. The Special Magistrate Robert Pritt found the defendant guilty. It was Ordered that all violations must be abated by March 23, 2021, or a fine of \$100.00 per day be imposed retroactive to February 23, 2021 and capped at \$10,000.00</p>	<p>Mitigation approved.</p>
<p>32.</p>	<p><b>Administrative Item:</b></p> <p><b>Case Number:</b> COD2020-04452  <b>Cited Address:</b> 336 Louise Ave.  <b>Property Owner:</b> HARRISON PEARL</p> <p><b>Case Complied:</b> 06-30-21</p> <p>Request approval to waive fees to \$0. for COD2020-04452, 336 Louise Ave. The property met compliance on 06-30-21 by removal of vehicles.</p> <p><b>Special Magistrate Order:</b> Case presented by Code Enforcement Officer Brian Wicka. Ms. Jones, Representative, presented the case.</p>	<p>Approved to waive fees to \$0.</p>



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July 27, 2021

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	<p>Code Enforcement Manager Michael Titmuss presented the City recommendations. The Special Magistrate Robert Pritt found the defendant guilty. It was Ordered that all violations must be abated by March 23, 2021, or a fine of \$50.00 per day be imposed retroactive to February 23, 2021 and capped at \$2,500.00.</p>	
<p>33.</p>	<p><b>Administrative Item:</b>  <b>Case Number:</b> COD-000702-2020  <b>Cited Address:</b> 2158 Colonial Blvd.  <b>Property Owner:</b> COLONIAL OMNI REALTY LLC</p> <p>Owner requests an extension.</p> <p><b>Special Magistrate Order:</b> Case presented by Code Enforcement Officer John Sellers, Code Enforcement Officer Brian Wicka, and Building Official Brent Brewster. Michael Costa, Representative, presented the case. Code Enforcement Officer Gary Robinson presented the City recommendations. The Special Magistrate Robert Pritt found the defendant guilty. It was Ordered that all violations must be abated by July 27, 2021, or a fine of \$100.00 per day be imposed retroactive to May 25, 2021 and capped at \$7,000.00.</p>	<p>Case presented by Code Enforcement Officer John Sellers and Building Official Brent Brewster. Aaron Coy, owner, and Michael Costa, Representative, presented the case. Code Enforcement Officer Field Supervisor Tom Smith presented the city's recommendations. The Special Magistrate Robert Pritt found the defendant guilty. It was Ordered that an extension is granted until August 24, 2021.</p>

**Adjourned at 2:19p.m.**

If a person decides to appeal any decision made by the Special Magistrate with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she 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.

Special Requirements: If you require special aid or services as addressed in the Americans with Disabilities Act, please contact the City Clerk's Office at (239) 321-7035 or for the hearing impaired, TDD telephone number (239) 332-2541.