# TOWN OF HAVERHILL MINUTES SPECIAL MAGISTRATE HEARING February 25, 2025

Present: Special Magistrate William P. Doney, Code Enforcement Officer (CEO) Joseph Petrick, Town Attorney John Foster, Deputy Town Clerk Jean Wible, Assistant Town Clerk Virginia Botello, Respondent Vinton Griffiths and Court Reporter Betsy Schiller on behalf of Respondent Jose A. Lamazares.

#### I. CALL TO ORDER:

The meeting was called to order at 9:00 A.M by Special Magistrate William P. Doney.

#### II. APPROVAL OF MINUTES:

Special Magistrate Doney approved the minutes of January 28, 2025.

#### III. SWEARING IN OF WITNESSES:

Special Magistrate Doney administered Oath to Code Enforcement Officer Joseph Petrick and Respondent Vinton Griffiths.

# <u>CODE ENFORCEMENT REPEAT VIOLATION, FINE ASSESSMENT AND STATUS HEARINGS:</u>

CASE NO. 23-00013

LAMAZARAS JOSE A. 4885 LUWAL DRIVE HAVERHILL, FL 33415

PCN: 22-42-43-36-00-000-3260

LEGAL DESCRIPTION: 36-43-42, E 190 FT OF SW 1/4 OF NW OF NW 1/4

#### NATURE OF VIOLATION:

Chapter 18 Article II Section 18-29 (3) Prohibited acts

Town Attorney John Foster stated that the Respondents Attorney filed a Motion for Continuance. A copy of said Motion is attached to today's minutes. Mr. Foster advised that the Town is in agreement that the continuance be granted.

## CODE ENFORCEMENT SPECIAL MAGISTRATE TOWN OF HAVERHILL

TOWN OF HAVERILL	CASE: 23-00013 Special Magistrate William P. Doney
Plaintiff, And	
JOSE LAMAZARES	
Defendant	

#### AGREED ORDER ON MOTON FOR CONTINUANCE

THIS CAUSE, having come before this Court on Defendant's Motion for Continuance and being advised that the parties are in agreement with the continuance, and being otherwise fully advised on the premises, it is hereby

ORDERED AND ADJUDGED That the continuance is granted, the hearing scheduled for February 25, 2025, is continued until Tuesday, April 22, 2025 at 9:00 a.m.

DONE AND ORDERED at the Town Hall, Town of Haverhill, Palm Beach County, Florida, this 25 day of \_\_\_\_\_2025.

WILLIAM P. DONEY Special Magistrate

cc: Joe Petrick, Town of Haverhill (via email: jpetrick@townofhaverhill-fl.gov)
Gabrielle D'Agostino, Respondent Atty (via email: gabdaglaw@icloud.com)
Christian Waugh, Respondent Atty (via email: cwaugh@waugh.legal)

Special Magistrate Doney entered the Agreed Order on Motion for Continuance therefore, the matter is continued until Tuesday, April 22, 2025 at 9:00am.

CASE NO. 24-00123

TALLENT LOUISENA 5304 BELVEDERE ROAD HAVERHILL, FL 33415

PCN: 22-42-43-35-05-009-0010

LEGAL DESCRIPTION: HAVERHILL RIDING ESTATES N 263.52 FT OF TR 9

#### NATURE OF VIOLATION:

Chapter 14 Section 14-2 Permit and inspection fees for building, electricity and plumbing; Chapter 14 Section 14-7 Unsafe buildings and structures

Code Enforcement Officer (CEO) Petrick testified that this Fine Assessment case was in reference to a Single-Family property that was found in violation at the December 11, 2024 Special Magistrate hearing in violation of Town Code Sections 14-2 and 14-7 for the modification of a driveway after a final (passing) inspection was performed and installing electric gates and post lights without obtaining a permit with the Town. He stated the order was issued on December 1, 2024 and sent to the Respondent via certified mail to the address listed on the PBC Property Appraiser's website, the property was posted and the notice was posted on the Code Enforcement board at Town Hall. The order gave the Respondent until January 11, 2025 to comply or a One Hundred (\$100.00) dollars per day fine may be assessed.

CEO Petrick testified that the property came into compliance on January 23, 2025. However, the property remained out of compliance for eleven (11) days past the required date on the order. He stated that as of today, he has not heard from the Respondent. The Town is asking for a fine of Eleven Hundred (\$1,100.00) dollars be assessed for the eleven (11) days the property was not in compliance. The cost to bring this case before the Special Magistrate was \$14.40.

#### **ORDER**

It is the Order of the Special Magistrate that a Fine of One Thousand One Hundred Dollars (\$1100.00) is hereby assessed for the violations which have existed on the property from January 12, 2025 through January 22, 2025. In addition, costs are assessed in the amount of \$14.40.

CASE NO. 24-00142

MARENT INVESTMENTS LLC 5220 CLUB ROAD HAVERHILL, FL 33415

PCN: 22-42-43-35-28-000-0010

LEGAL DESCRIPTION: BETHANY ESTATES LT 1

#### NATURE OF VIOLATION:

Chapter 58 Article IX Division 14 Section 58-584 Maintenance and appearance standards for all real property Chapter 38 Section 38-9 Parking of motor vehicles, recreational vehicles, watercraft and trailers in residential districts

Code Enforcement Officer (CEO) Petrick testified this case was in reference to a Single-Family Residential property that was issued a Courtesy Notice on November 21, 2025 in violation of Town Code Section 58-584 and Section 38-9 for inoperable/unregistered vehicles parked on unapproved surface, repairing of vehicles on the property, storing auto fluids on the property, trash and debris, a tree stump that needs to be removed, and a fence and roof soffit that need to be pressure washed/cleaned. The Courtesy Notice gave the Respondent fourteen (14) days to comply and requested the Respondent contact CEO Petrick within that time frame. He stated by December 12, 2024, he had not heard from the Respondent and no progress towards compliance had been achieved. On December 12, 2024 a Notice of Violation and Notice of Hearing was issued and mailed to the Respondent via certified mail to the address listed on the PBC Property Appraiser's website, the property was posted and the notices were posted on the Code Enforcement board at Town Hall. The Notice of Violation gave the Respondent thirty (30) days to comply.

CEO Petrick stated that as of today, the property remained out of compliance with no contact from the Respondent. However the fence and soffit have been cleaned. The Town was requesting thirty (30) days for compliance or a fine of One Hundred (\$100.00) dollars per day be assessed. The cost to bring this case before the Special Magistrate was \$37.22.

#### **ORDER**

It is the Order of the Code Enforcement Special Magistrate that Respondent shall comply with the above-reference Code Sections by March 28, 2025. If Respondent does not comply within the time specified, a fine in the amount of One Hundred (\$100.00) Dollars per day may be imposed for each day the violation continues to exist. Costs in the amount of \$37.22 are assessed.

#### NOTICE OF HEARING

In the event Respondent does not fully comply with the Town's Code of Ordinances within the time specified, a Fine Assessment Hearing shall be held before the Special Magistrate on **May 27, 2025 at 9:00 a.m.** at Town Hall, 4585 Charlotte Street, Haverhill, Florida to determine whether Respondent continues to be in violation of the above-referenced Code sections and to consider the assessment of a fine.

CASE NO. 24-00143

GRIFFITHS VINTON 5092 CLUB ROAD HAVERHILL, FL 33415

PCN: 22-42-43-35-05-040-0010

LEGAL DESCRIPTION: HAVERHILL RIDING ESTATES W ½ OF TR 40 & TR 41

LESS SLY 126.54 FT IN OR1653P1600/

#### NATURE OF VIOLATION:

Chapter 58 Article IX Division 14 Section 58-584 Maintenance and appearance standards for all real property; Chapter 14 Section 14-7 Unsafe buildings and structures; Chapter 38 Section 38-9 Parking of motor vehicles, recreational vehicles, watercraft and trailers in residential districts; Chapter 58 Article IX Section 58-587 Building and numbering standards

Code Enforcement Officer (CEO) Petrick testified that this case was in reference to Single-Family property that has been under renovation since 2017. He stated that he issued a Courtesy Notice for violation of Town Code Section 58-584 trash and debris, mounds of dirt, weeds and overgrowth, piles of vegetation, asphalt driveway that is deteriorating, missing street numbers on both the house and mailbox, the house needs to be painted, a fence needs to be removed or replaced, Town Code Section 38-9 for a recreational vehicle and trailer parked on dirt, Town Code Section 14-7 expired building permits for renovations and a shed installed without a permit. The Courtesy Notices requested the Respondent call the Town Hall and thirty (30) days to comply. He stated that after the Courtesy Notice was issued, he had spoken with the Respondent and his son on several occasions. On those occasions, the violations were discussed and ways to come into compliance. By January 2, 2025, the property remained in violation. A Notice of Violation and Notice of Hearing was issued for violation of Town Code Section 58-584 and Section 58-587 and sent to the Respondent via certified mail to the address listed on the PBC Property Appraiser's website, the property was posted and the notice was posted on the Code Enforcement board at Town Hall. The Notice of Violation and Notice of Hearing gave the Respondent thirty (30) days to comply.

Respondent Mr. Griffiths requested more time from the Special Magistrate.

CEO Petrick stated that as of today's hearing, some progress had been made however, the property remained out of compliance. He stated that he had spoken with the Respondent on February 21, 2025 where the Respondent requested an additional thirty (30) days to bring the property into compliance. He stated the Town was in agreement with the Respondent's request for more time. If compliance is not achieved within the additional time granted, the Town requests a fine of Two Hundred (\$200.00) dollars per day fine be assessed. The cost to bring this case before the Special Magistrate was \$52.17.

#### **ORDER**

It is the Order of the Code Enforcement Special Magistrate that Respondent shall comply with the above-reference Code Sections by **March 28, 2025.** If Respondent does not comply within the time specified, a fine in the amount of Two Hundred (\$200.00) Dollars per day may be imposed for each day the violation continues to exist. Costs in the amount of \$52.17 are assessed.

#### NOTICE OF HEARING

In the event Respondent does not fully comply with the Town's Code of Ordinances within the time specified, a Fine Assessment Hearing shall be held before the Special magistrate on **May 27, 2025 at 9:00 a.m.** at Town Hall, 4585 Charlotte Street, Haverhill, Florida to determine whether Respondent continues to be in violation of the above-referenced Code sections and to consider the assessment of a fine.

#### **ADJOURNMENT**

The hearing was adjourned at 9:17 A.M.

Minutes prepared by Deputy Town Clerk Wible and adopted by Special Magistrate Doney on March 25, 2025.

Jean F. Wible, Deputy Town Clerk

Special Magistrate, William P. Doney

### **SIGN IN SHEET**

## TOWN OF HAVERHILL SPECIAL MAGISTRATE HEARING TUESDAY, FEBRUARY 25, 2025

Name	E-Mail Address	Signature
Betsy Schiller	bet34334632001	Boby Sahlle
Vintor	Detzy33463200/ GRIFFIHM O Gmalia	on Julo Gotto