



Special Magistrate Hearing

AGENDA

Board of County Commission Chambers
Collier County Government Center
3299 Tamiami Trail East, 3rd Floor
Naples, FL 34112

April 07, 2023

9:00 AM

NOTE: ANY PERSON WHO DECIDES TO APPEAL A DECISION OF THE SPECIAL MAGISTRATE WILL NEED A RECORD OF THE PROCEEDINGS PERTAINING THERETO, AND THEREFORE 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. NEITHER COLLIER COUNTY NOR THE SPECIAL MAGISTRATE SHALL BE RESPONSIBLE FOR PROVIDING THIS RECORD.

I. CALL TO ORDER-SPECIAL MAGISTRATE PATRICK H. NEALE PRESIDING

II. PLEDGE OF ALLEGIANCE

III. APPROVAL OF AGENDA

IV. APPROVAL OF MINUTES

V. MOTIONS

A. MOTION FOR CONTINUANCE

B. MOTION FOR EXTENSION OF TIME

C. MOTION FOR RE-HEARING

VI. STIPULATIONS

VII. PUBLIC HEARINGS

A. HEARINGS

- 1. CASE NO: CEEX20230002058-SO-189410**
OWNER: Michael G. Tomasic
OFFICER: Kurt Peterson
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 130, Article II, Section 130-66. Unlawful area, blocking bike path.
FOLIO NO:
PROPERTY ADDRESS: 175 Capri Blvd, Naples, FL 34113
- 2. CASE NO: CENA20220008358**
OWNER: Maximo Melendez
OFFICER: Maria Rodriguez
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 54, Article VI, Section 54-185(a). Weeds over 18 inches in height on a mowable lot.
FOLIO NO: 66880320009
PROPERTY ADDRESS: 318 S 6th St., Immokalee, FL 34142
- 3. CASE NO: CESD20220002913**
OWNER: Margarita Granados
OFFICER: Valder StSurin
VIOLATIONS: Collier County Land Development Code 04-41, as amended, Section 10.02.06(B)(1)(a), 10.02.06(B)(1)(e) and 10.02.06(B)(1)(e)(i). Modifications and additions made to the mobile home that require a Collier County Building Permit(s).
FOLIO NO: 293400006
PROPERTY ADDRESS: 237 Polk Pl, Naples, FL 34104

4. CASE NO: **CEPM20220009502**
OWNER: **Irma Jovita Gallegos**
OFFICER: Sherry Patterson
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 22, Article VI, Sections 22-231(12)(c) and 22-228(1). Damaged roof, partially covered by torn blue tarp, allowing water intrusion. Missing roof fascia.

FOLIO NO: 56401160001
PROPERTY ADDRESS: 328 Rose Ave, Immokalee, FL 34142
5. CASE NO: **CEPM20220010286**
OWNER: **Jacsonne Aristide and Islande Andris**
OFFICER: Jonathan Musse
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 22, Article VI, Sections 22-231(19) and 22-231(12)(p). Interior ceiling affected by water damage and what appears to be microbial growth inside and around the A/C vent.

FOLIO NO: 62266280000
PROPERTY ADDRESS: 5442 Texas Ave, Naples, FL 34113
6. CASE NO: **CESD20230000662**
OWNER: **Hawthorne at Lely Resort A Condominium**
OFFICER: Jason Packard
VIOLATIONS: Collier County Land Development Code 04-41, as amended, Sections 10.02.06(B)(1)(a) and 10.02.06(B)(1)(e). Four speed bumps installed without Collier County approvals.

FOLIO NO: 438700008
PROPERTY ADDRESS: Hawthorne Condominium Development, Naples, FL 34113
7. CASE NO: **CEPM20220003671**
OWNER: **Suzanne Norman**
OFFICER: John Johnson
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 22, Article VI, Section 22-228(1). A mobile home has been declared to be a "Dangerous Structure" by the Collier County Building Department on October 4, 2021.

FOLIO NO: 388200001
PROPERTY ADDRESS: 103 Pier K, Naples, FL 34112
8. CASE NO: **CELU20230001246**
OWNER: **Beach Tower at Moraya Bay, The A Condominium**
OFFICER: Adam Collier
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 146, Article IV, Vanderbilt Beach Customary Use Ordinance.

Restricting access to the beach in a way that does not conform to Article IV Collier County Vanderbilt Beach Customary Use Ordinance.

FOLIO NO: 22870220001
PROPERTY ADDRESS: 11125 Gulf Shore Dr, Naples, FL 34108

9. CASE NO: **CEPM20210006514**
OWNER: **Abaco Bay Condominium**
OFFICER: John Johnson
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 22, Article VI, Sections 22-228(1) and 22-240(1)(n). A water treatment system has been found to be in a state of disrepair and may be structurally compromised.
- FOLIO NO: 61840600104
PROPERTY ADDRESS: Bayshore Dr, Naples, FL 34112

10. CASE NO: **CESD20220009354**
OWNER: **Earnest L Knowles**
OFFICER: Delicia Pulse
VIOLATIONS: Collier County Land Development Code 04-41, as amended, Sections 10.02.06(B)(1)(a) and 10.02.06(B)(1)(e)(i). Multiple sheds and carports without Collier County building permits.
- FOLIO NO: 423840009
PROPERTY ADDRESS: 6242 Polly Ave, Naples, FL 34112

11. CASE NO: **CEAU20220004549**
OWNER: **Joseph Hunt**
OFFICER: John Johnson
VIOLATIONS: Florida Building Code 7th Edition (2020) Building, Chapter 1, Section 105.1. A fence has been installed without the required permits.
- FOLIO NO: 48173640003
PROPERTY ADDRESS: 2667 Lakeview Drive, Naples, FL 34112

12. CASE NO: **CENA20220010898**
OWNER: **Dominick & Aylicia Lento**
OFFICER: John Delia
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 54, Article VI, Sections 54-179 and 54-184. Litter consisting of but not limited to garbage/plastic and a fallen tree.
- FOLIO NO: 40184600001
PROPERTY ADDRESS: 3775 29th Ave NE, Naples, FL 34120

13. CASE NO: **CENA20230001156**

OWNER: **Ilona Dasbach Est.**
OFFICER: Jason Packard
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 54, Article VI, Section 54-185(a). Weeds and grass in excess of 18 inches on this improved residential parcel.

FOLIO NO: 55101000006
PROPERTY ADDRESS: 224 Pine Valley Cir, Naples, FL 34113

14. CASE NO: **CEVR20230000654**
OWNER: **Vitaliy and Marina Rizhkov**
OFFICER: Adam Collier
VIOLATIONS: Collier County Land Development Code 04-41, as amended, Section 3.05.01(B), 10.02.06(B)(1)(a), 10.02.06(B)(1)(e) and 10.02.06(B)(1)(e)(i). Trees/Vegetation moved with mechanical means prior to obtaining a permit.

FOLIO NO: 38455800005
PROPERTY ADDRESS: 6540 Sandalwood Ln, Naples, FL 34109

15. CASE NO: **CEROW20230000767**
OWNER: **Vitaliy and Marina Rizhkov**
OFFICER: Adam Collier
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 110, Article II, Sections 110-31(a) and 110-32. Work performed in the right-of-way without the proper County approvals/permits.

FOLIO NO: 38455800005
PROPERTY ADDRESS: 6540 Sandalwood Ln, Naples, FL 34109

16. CASE NO: **CEEX20230002263-DASV23-015532**
OWNER: **Esperanza Lopez**
OFFICER: Emmanuel Valdes
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 14, Article II, Section 14-33(2). Failure to provide current rabies vaccine for animal named "Boo Boo" fourth offense.

FOLIO NO:
PROPERTY ADDRESS: 3615 60th Ave NE, Naples, FL 34120

17. CASE NO: **CEEX20230002264**
OWNER: **Esperanza Lopez**
OFFICER: Emmanuel Valdes
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 14, Article II, Section 14-33(1). Failure to provide current rabies vaccine for animal named "Cheech" fourth offense.

FOLIO NO:
PROPERTY ADDRESS: 3615 60th Ave NE, Naples, FL 34120

18. CASE NO: **CEEX20230002267-DASV23-015531**
OWNER: **Esperanza Lopez**
OFFICER: Emmanuel Valdes
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 14, Article II, Section 14-33(2). Failure to provide current rabies vaccine, fourth offense animal named "Cheech".

FOLIO NO:
PROPERTY ADDRESS: 3615 60th Ave NE, Naples, FL 34120
19. CASE NO: **CEEX20230002271-DASV23-015533**
OWNER: **Esperanza Lopez**
OFFICER: Emmanuel Valdes
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 14, Article II, Section 14-33(1). Failure to provide current rabies vaccine animal named "Boo Boo" fourth offense.

FOLIO NO:
PROPERTY ADDRESS: 3615 60th Ave NE, Naples, FL 34120
20. CASE NO: **CEEX20230002253-DASV23-015401**
OWNER: **James Rudd**
OFFICER: Emmanuel Valdes
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 14, Article II, Section 14-35(1)(B). "Lani" (A269450) running at large on private property, 6th offense.

FOLIO NO:
PROPERTY ADDRESS: 1970 24th Ave NE, Naples, FL 34120
21. CASE NO: **CEEX20230002335-DASV23-015511**
OWNER: **Juliza Martinez**
OFFICER: Olivia Martinez
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 14, Article II, Section 14-33(1). Failure to provide current Collier County License for animal named Tyson.

FOLIO NO:
PROPERTY ADDRESS: 5111 Quail Roost Rd, Immokalee, FL 34142
22. CASE NO: **CEEX20230002378-DASV23-015628**
OWNER: **Wendy Sparks**
OFFICER: Bill Himaras
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 14, Article II, Section 14-35(1)(F). Failure to remove animal waste, second offense animal named "Sage".

FOLIO NO:
PROPERTY ADDRESS: Front of 4950 Sycamore Dr, Naples, FL 34119

B. EMERGENCY CASES

VIII. NEW BUSINESS

A. MOTION FOR REDUCTION/ABATEMENT OF FINES

B. MOTION FOR IMPOSITION OF FINES AND LIENS

1. CASE NO: **CEV20210012511**
OWNER: **Elvin Olavarria**
OFFICER: Delicia Pulse
VIOLATIONS: Collier County Land Development Code 04-41, as amended, Section 4.05.03(A). Parking area of this single-family residence is greater than the allowed forty (40%) of the required front yard.

FOLIO NO: 49482200007
PROPERTY ADDRESS: 4104 Cindy Avenue, Naples, FL 34112
2. CASE NO: **CEROW20210012510**
OWNER: **Elvin Olavarria**
OFFICER: Delicia Pulse
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 110, Article II, Division I, Section 110-32. Pavers and stone placed in the County right-of-way without the required Collier County Permit.

FOLIO NO: 49482200007
PROPERTY ADDRESS: 4104 Cindy Avenue, Naples, FL 34112
3. CASE NO: **CEROW20170015842**
OWNER: **Elizabeth Fox**
OFFICER: Ryan Cathey
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 110, Article II, Sections 110-31(a) and 110-32. Failed culvert pipes under the driveways along Ridge Drive and a failed/blocked drainage culvert/swale along the north side of the property between Ridge Drive and Goodlette-Frank Road, impeding stormwater flow.

FOLIO NO: 67184800004
PROPERTY ADDRESS: 110/122 Ridge Drive, Naples, FL 34108
4. CASE NO: **CESD20210002032**
OWNER: **Fabricio Fernandez and Allison J Fernandez**
OFFICER: John Negra
VIOLATIONS: Collier County Land Development Code 04-41, as amended, Sections 10.02.06(B)(1)(a), 10.02.06(B)(1)(e) and 10.02.06(B)(1)(e)(i). The unpermitted enclosure of open porch, alterations consisting of, but not limited to, windows, doors and walls erected to structure.

FOLIO NO: 36457240005
PROPERTY ADDRESS: 5472 32nd Ave SW, Naples, FL 34116

5. CASE NO: **CENA20220006770**
OWNER: **Dominick and Alycia Lento**
OFFICER: John Delia
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 54, Article VI, Section 54-185(b). Repeat violation of grass and weeds more than 18 inches in height within 30 feet of the residential structure.

FOLIO NO: 40184600001
PROPERTY ADDRESS: 3775 29th Ave NE, Naples, FL 34120

6. CASE NO: **CEV20220008482**
OWNER: **Marco A Hernandez-Bello**
OFFICER: Tony Asaro
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 130, Article III, Sections 130-95, 130-97(1), 130-97(2), 130-97(3), 130-97(4) and 130-97(5) and Collier County Land Development Code 04-41, as amended, Section 4.05.03(c). Unlicensed inoperable vehicle, and commercial vehicles not properly stored on the property and vehicles parked on the grass or non-stabilized surface.

FOLIO NO: 35779720000
PROPERTY ADDRESS: 2090 41st Street SW, Naples, FL 34116

7. CASE NO: **CEROW20220000044**
OWNER: **Juana Gonzalez**
OFFICER: Doug Williams
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 110, Article II, Section 110-31(a). Installing a second driveway without a Collier County Permit.

FOLIO NO: 62152520007
PROPERTY ADDRESS: 5260 Floridian Ave, Naples, FL 34113

8. CASE NO: **CELU20220005679**
OWNER: **Ricardo Guajardo and Holli Strickhorn**
OFFICER: John Johnson
VIOLATIONS: Collier County Land Development Code 04-41, as amended, Section 1.04.01(a) and Section 2.02.03. A plethora of illegal outside storage including but not limited to construction debris and materials, tires, batteries, fencing, 5-gallon buckets and other containers, furniture, scrap metal, and wood in an area where such storage was not permitted, accessory or conditional use.

FOLIO NO: 22624560001

PROPERTY ADDRESS: 4607 Dominion Drive, Naples, FL 34112

9. CASE NO: **CEV20220008015**
OWNER: **Robert A. Flick Rev Trust**
OFFICER: Thomas Pitura
VIOLATIONS: Collier County Code of Laws and Ordinances, Chapter 130, Article III, Section 130-95. Unregistered and unlicensed vehicle on the property.
FOLIO NO: 29781920008
PROPERTY ADDRESS: 1278 Highlands Drive, Naples, FL 34103

IX. OLD BUSINESS

A. MOTION TO AMEND PREVIOUSLY ISSUED ORDER

B. MOTION TO RESCIND PREVIOUSLY ISSUED ORDER

X. CONSENT AGENDA

A. REQUEST FOR SPECIAL MAGISTRATE TO IMPOSE NUISANCE ABATEMENT LIENS ON CASES REFERENCED IN SUBMITTED EXECUTIVE SUMMARY.

B. REQUEST TO FORWARD CASES TO COUNTY ATTORNEY'S OFFICE AS REFERENCED IN SUBMITTED EXECUTIVE SUMMARY.

1.

C. REQUEST FOR SPECIAL MAGISTRATE TO IMPOSE DAS CITATION LIENS ON CASES REFERENCED IN SUBMITTED EXECUTIVE SUMMARY.

XI. REPORTS

XII. NEXT MEETING DATE- FRIDAY - MAY 5, 2023 AT 9:00 A.M.

XIII. ADJOURN