

## AGENDA

STUART INDEPENDENT REVIEW BOARD
CITY OF STUART, FLORIDA
TO BE HELD June 16, 2017
AT 9:00 AM Commission Chambers
121 SW FLAGLER AVE.
STUART, FLORIDA 34994

## STUART INDEPENDENT REVIEW BOARD

Chairperson - Rebecca Bruner
Vice Chairperson - Helen McBride
Board Member - Pearlie B. Clark
Board Member - Joe Capra
Board Member - Nathan Ritchey
Board Member - "Dee" Diane C. Gusch
Board Member - Polly Campenni

ADMINISTRATIVE Recording Secretary

CALL TO ORDER

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

COMMENTS BY CHAIR / VICE CHAIR

## **HEARINGS**

- Review of Citizen Complaint of Serafin (Sara) Frahm Case #17-7 against IS Coordinator Stephen Leung
- 2. Review of Citizen Complaint of John Peterson against Code Compliance Supervisor Chalimar Gregory

## **OTHER MATTERS**

## **ADJOURNMENT**

In compliance with the Americans with Disabilities Act (ADA), anyone who needs a special accommodation to attend this meeting should contact the City's ADA coordinator at 288-5306 at least 48 hours in advance of the meeting, excluding Saturday and Sunday.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he will need a record of the proceeding, and that for such purpose he 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.

WHAT IS CIVILITY?: Civility is caring about one's identity, needs and beliefs without degrading someone else's in the process. Civility is more than merely being polite. Civility requires staying "present" even with those persons with whom we have deep-rooted and perhaps strong disagreements. It is about constantly being open to hear, leam, teach and change. It seeks common ground as a beginning point for dialogue. It is patience, grace, and strength of character. Civility is practiced in our City Hall. PUBLIC COMMENT: If a member of the public wishes to comment upon ANY subject matter, including quasi-judicial matters, please submit a Request to Speak form. These forms are available in the back of the Commission Chambers, and should be given to the City Clerk prior to introduction of the item number you would like to address.

## CITY OF STUART, FLORIDA AGENDA ITEM REQUEST CITY COMMISSION

Meeting Date: 6/16/2017 Prepared by: Nicole King

## Title of Item:

Review of Citizen Complaint of Serafin (Sara) Frahm Case #17-7 against IS Coordinator Stephen Leung **Summary Explanation/Background Information on Agenda Request:** 

See Attached Materials for complete detail

## **Funding Source:**

N/A

#### **Recommended Action:**

Motion to Sustain the action of the City Manager

## **ATTACHMENTS:**

Description Upload Date Type

□ Citizen Complaint of Serafin (Sara) Frahm 6/15/2017 Attachment



#### **MEMORANDUM**

TO: S1

STUART INDEPENDENT REVIEW BOARD

FROM:

NICOLE KING, SR EXECUTIVE COORDINATOR

SUBJECT:

COMPLAINT OF SERAFINA FRAHM REGARDING IS COORDINATOR STEPHEN LEUNG

DATE:

6/15/2017

## Dear Members of the Board:

Attached to this memorandum are the following documents:

- 1. Memo from Paul Nicoletti, City Manager 1 page
- 2. Citizen Complaint for Internal Investigation filed by Serafina Frahm dated April 14, 2017 2 pages
- 3. Initial Notice Of Inquiry- 1 page
- 4. Investigative Report 1 page
- 5. Memo from Captain Joseph Tumminelli- 2 pages
- 6. Internal memo from Chief Dyess- 1 page

Nicole King, Sr. Executive Coordinator

nleing

cc: Ms. Serafina (Sara) Frahm, 6205 SW Bald Eagle Drive, Palm City, FL 34990

Captain Joseph Tumminelli

no wa girii i

9,

- 15° -



## **MEMORANDUM**

TO:

STUART INDEPENDENT REVIEW BOARD

FROM:

PAUL J. NICOLETTI, CITY MANAGER

SUBJECT:

COMPLAINT OF SARA FRAHM ABOUT I.S. COORDINATOR STEPHEN LEUNG, DATED 14 APRIL 2017

DATE:

5/30/2017

#### Dear Members of the Board:

Attached to this memorandum is the complete case file in this matter.

It is imperative that all members of the Stuart Police Department (sworn and unsworn) act with courtesy and respect for the public, but it is likewise just as important for Stuart citizens to respect and obey the lawful commands of law enforcement officers. It is this mutual respect that will continue to make Stuart a safe community.

#### I have reviewed this file and find that this case is Unfounded.

Ms. Frahm filed a Complaint against Information Systems Coordinator (ICS) Stephen Leung for "misuse of police identification." ICS Leung typically wears a shirt or jacket that displays a modified Stuart Police Department shield, with the word "Civilian" at the top, and the words "Information Technology" at the bottom. There was a "bare allegation" (without proof) that ICS Leung improperly displayed his badge, and called Ms. Frahm "names." Based on the allegation and lack of evidence presented, there was no supporting information that any Stuart Police Department Policies were violated. Therefore, this charge is unfounded, and warrants no further action.

During the course of the investigation into this matter it was determined that the complainant explained that she did not want to pursue her signed complaint against Stephen Leung. She explained that all she asks is for Leung not to wear his police uniform while off-duty. It has been noted that Captain Tuminelli spoke to Mr. Leung, on 4/27/17, and advised Mr. Leung not to wear any police department insignia unless he is working.

Respectfully submitted,

PAUL I MICOLETTI

cc: Ms. Serafina Frahm, 6205 SW Bald Eagle Dr., Palm City, FL 34990 Captain Joseph Tumminelli, Sgt. Charles Buchanan & Personnel File

## STUL RT POLICE DEPARTMENT

David Dyess, Chief of Police



Administration, Office of the Chief 830 SE Martin L. King Blvd. Stuart, FL 34994 Telephone: 772 - 220 - 3909 Fax: 772 - 220 - 5986



May 23, 2017

Serafina Frahm 6205 SW Bald Eagle Drive Palm City, FL 34990

Dear Ms. Frahm,

This letter is to inform you that we have completed the inquiry concerning your complaint filed on April 14, 2017 against Stephen Leung, case number SR17-7 CC. This complaint will be forwarded to the City Manager for his review.

The City Manager will forward this complaint to the Stuart Independent Review Board. You will be contacted by mail informing you of the date and time the Board will convene.

If you have any questions, you may contact Lisa Wolf, Paralegal, at 772-288-5386.

Sincerely,

Master Officer Farminy Farmham

Professional Standards

TF/ls

COPY

## STUART POLICE DEPARTMENT



Serving with Pride Protecting with Dignity

David Dyess, Chief of Police

830 SE Martin L. King Blvd. Stuart, FL 34994 Telephone 772 + 287 - 1122 Fax 772 - 220 - 5986



April 26, 2017

Chief David Dyess Stuart Police Department 830 Martin Luther King Blvd Stuart, Florida 34994

RE: Citizen Complaint – SR 17-7

Chief Dyess,

This memorandum pertains to the signed citizen complaint SR 17-7 against Stephen Leung. The complainant was Sara Frahm.

As soon as the case was assigned to me I was provided an INOI and a video of the alleged incident. There was no audio for this video. I reviewed the video which depicted Leung walking down the street in his neighborhood passing Frahm while she was at the mailbox in front of her house. Leung walked by and was called back where a conversation ensued. It should be noted that the complaint was that Leung uses his department insignia to quell any instances of altercation(s). In this incident, the allegation was Leung pointed to a badge in his belt. However, it is clear that Leung did not have a badge on his belt but was wearing a department insignia shirt which was outside over his waistline. The shirt is a department issued polo shirt with a badge on the left breast. The badge has the insignia of "Civilian" at the top, and on the bottom "Information Technology". At one point, Leung does raise his hand towards the badge on his shirt but the context of why is unclear. After the short conversation he walks away and heads to his neighbor's house. The video then ends.

On April 20, 2017, I attempted to make contact with the complainant Sara Frahm via telephone by dialing the number (772-240-4135) provided. I found the phone was disconnected.

On 4/26/2017, I proceeded to the residence listed in the complaint of 6205 SW Bald Eagle Drive, Palm City, Florida 34990. I was able to make contact with Frahm, and she did want to speak to me, but refused to be recorded, in light of recent criminal events that she has pending in Martin County and the Stuart Police Department.

Frahm explained the following; Frahm stated she does not want to pursue her signed complaint against Stephen Leung. She explained that, all she asks is for Leung not to

wear his police uniform while off-duty. Additionally, she explained she filed a complaint with the Martin County Sheriff's Office on Leung because he has a security system which has a camera pointing at her house. The Martin County Deputy advised there is no issue with Leung placing cameras pointing to her house as long as it does not impede on any privacy. This was verified when I walked on the side of the house.

At the end of the conversation, Frahm reiterated that she does not wish to pursue this investigation any further, but did want me to speak with Leung about wearing his uniform insignia while off duty.

I explained to Frahm that I would speak with Leung about his attire off duty.

Based on this information, this Supervisor Review 17-7 will be <u>UNFOUNDED</u>. There is no supporting information that any Stuart Policie Department Policies were violated.

On 4/27/2017, I spoke with Leung, and told him he will not wear any police department insignia unless he is working.

Captain Joseph Tumminelli

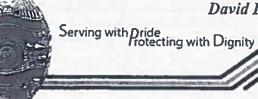
Support Services Commander Stuart Police Department 830 Martin Luther king Blvd Stuart, Fl, 34994

(772) 220-3965

oupland -CALLED 4/ a

## STU ART POLICE DEPARTMENT

David Dyess, Chief of Police



Administration, Office of the Chief 830 SE Martin L. King Blvd. Stuart, FL 34994 Telephone: 772 - 220 - 3909 Fax: 772 - 220 - 5986



## MEMORANDUM

To:

Coordinator Stephen Leung

From:

David Dyess

Chief of Police

Date:

April 19, 2017

Subject:

Notice of Supervisory Review 17-7

This memo is to serve as your notification that a Supervisory Review has been initiated. The investigation has been assigned to Captain Joseph Tumminelli.

Complainant: Sara Frahm

Allegation: Misuse of Police Identification

Nature of Complaint: According to complainant, on 4/13/17, she had a conversation with you in front of her house. She stated that you had some type of badge on your belt, and you pointed to it and told her that you "had authority," and that she should "watch" herself. The complainant stated that this is an ongoing issue, and that you misrepresent yourself by wearing a badge on your belt, intimidating her with it.

You can be assured that we will conduct a conscientious, objective investigation as quickly as possible.



#### STUART POLICE DEPARTMENT INVESTIGATIVE REP. AT Chief of Police Complainant: Inquiry Date: Employee: Time & Date of Violation: Rules and Regulations Violation(s): This inquiry has been investigated by: Investigator FINDINGS: attach investigative report(s) Unfounded -Exonerated Not Sustained Sustained AFFIRMATION OF INVESTIGATIVE INTEGRITY: I, the undersigned, do hereby swear under penalty of perjury that to the best of my personal knowledge, in formation, and belief, I have not knowingly or willfully deprived or allowed another to deprive the subject(s) of the investigation of any of the rights contained in s 112.532 and 112.533, Florida Statutes. Investigator I have reviewed the investigation on the involved employee and recommend the following action: MASHSEOFID NUNE Agree Discipline: Disagree Amount: Agree Violation: Discipline: Disagree Amount: [Reasons for dissenting the findings must be attached.] [If applicable indicate suspension hours. If an assessment or reimbursement indicate percents and monies for payment] ID Number Sergeant/Supervisor UNFOUNDE) 1D Number Date Disagree Agree **ID** Number Date Disagree 067 5-5-17 ID Number Date Chief of Police I have read the above allegations, findings and recommendations and accept this action To appeal disciplinary action To appeal finding I wish to have a hearing with the Chief of Police Employee Signature Pre-determination hearing held on FINAL RESOLUTION Violation: Unformed Discipline: Amount Discipline: Amount: Violation: [If applicable indicate suspension hours If an assessment or reimbursement indicate percents and monies for payment] If applicable, the date Notice of Disciplinary Action was served: Calendar date(s) of suspension:

You may appeal the action, in writing, within live (5) working days after service, to the City Manager, as per City Personnel Manual

# CITY OF STUART DEPARTMENT OF POLICE CITIZEN COMPLAINT FOR INTERNAL INVESTIGATION

The Stuart Police Department will investigate any citizen complaint brought against its personnel. To establish a legitimate complaint and to initiate an internal investigation, this form must be signed and sworn to.

COMPLAINANT NAME: Sarah Frahm (Serafina)
ADDRESS: 6205 Sw Bold Eagle Dr. Palm City FL 34990
PHONE NUMBER: <u>772-240-4/35</u> BUSINESS PHONE:
EMPLOYEE(S) NAME(S): Stephen Leuns
NATURE OF COMPLAINT: * The employee has a camera pointed at my home. He has declined to remove the camera. Employee wears a badge that he points to during conversations. He is using the badge as a way of intimidating others. Employee wears
I agree to fully cooperate with the Stuart Police Department by giving sworn testimony, if requested, as to the full and complete details of the event leading to this action. I will produce all witnesses to this event known to me. If I fail to follow through with an interview, or do not cooperate with the investigator so a sworn statement can be taken, I understand that this complaint will be deemed to have been withdrawn by me. In that event, I will expect that no action will be taken against the employee(s).
Should an investigator need to schedule an interview with me, I am most easily contacted as indicated below:
Phone number listed above.
, do hereby swear or affirm that the factual allegation(s) made by me above in this complaint are, to the best of my knowledge and belief, true and based upon fact.  Complainant's Signature
The foregoing instrument was acknowledged before me this
Notary Public, State of Florida at  Large - Commission Expires:

- OVEr

Rev. 1/06

# STUART POLICE DEPARTMENT INITIAL NOTICE OF INQUIRY (I.N.O.I.)

To: Chief of Police	CHIEF'S OFFICE USE ONLY
Via: Assistant Chief Division Chief	
From: Sgt. Charles Buchanan	Reviewed by the Chief of Police
Inquiry Date: 4-14-2017 Time: 0900 Time and Date of Alleged Violation:	1900 4-13-2017
Description of Alleged Violation: Misuse of Police Identification	
An inquiry has been made concerning: (Employee) Stephen Leung (ID Number)	
The inquiry originated:	Other – See Narrative
☐ In Person ☐ By Letter ☐ By Telephone	JOiner – See Narrative
Name of Complainant: Sara (Scrafina) Frahm	
Sex:Female Race:White Date of Birth: 10/8/19	963
Address: 6205 SW Bald Eagle Dr. Palm City	
Zip: <u>34990</u> Home Phone: <u>772-240-4135</u> Work Phone	e:
	1.0077.180
conversation with S. Leung in front of her house in which S. Leung had some sort of badge of told her, "he had authority and that I should watch myself." The complainant stated that this is wears a badge around town and in the neighborhood. She stated that she S. Leung misrepress pointing to that badge on his belt and intimidating her with it.  After taking the complaint from Mrs. Frahm I met with S. Leung to discuss the allegation with incident was false and produced a video of the incident. Upon watching the video, which is false and the complainant retrieving her mail. I then saw S. Leung walking by the complainant was wearing one of his work shirts that did have a badge on the front of it and shorts. S. Leung was walking over to a neighbor's house across the street. On the video I initially did not see with the complainant. When S. Leung passed her she was the one who initiated a conversation Leung he was accused of being a communist spy and she said she was going to file a complain department. I did not see any type of badge on S. Leung's waist area as the complainant state Leung place his right hand toward sthe badge emblem that was on his work shirt and it was the walked away from the encounter, with the complainant apparently still yelling something	is an on-going issue and that he ented himself in wearing and the him. S. Leung advised that this from a camera on the side of his sinant on the sidewalk. S. Leung and stated he had just got home and S. Leung make any type of contact on with him. According to S. int on him at the police d there was. At 1:24 I saw S. only for a brief moment. After that
There was no audio recording of the conversation but based on what I saw on the video it wa	
contact not S. Leung. The complainant stated that S. Leung had a badge on his waist and point there was no badge on his waist in the video footage. I only saw S. Leung make a quick gest his shirt. I advised S. Leung that in the future not to wear any type of shirt that has any type to and from work and not walk around the neighborhood with it on, as to lessen the ability for I HAVE REVIEWED THE VIDEO OF THE WOLDEN TO Reference VIEWING OF A BASSIC ON STYPE I BE RESIGNED TO RESIGNED TO	nted to it. This was not the case as are towards the badge that was on of badge on it unless he was going or someone to complain about it.
contact not S. Leung. The complainant stated that S. Leung had a badge on his waist and point there was no badge on his waist in the video footage. I only saw S. Leung make a quick gestuhis shirt. I advised S. Leung that in the future not to wear any type of shirt that has any type of shirt	nted to it. This was not the case as are towards the badge that was on of badge on it unless he was going or someone to complain about it.
contact not S. Leung. The complainant stated that S. Leung had a badge on his waist and point there was no badge on his waist in the video footage. I only saw S. Leung make a quick gest his shirt. I advised S. Leung that in the future not to wear any type of shirt that has any type of to and from work and not walk around the neighborhood with it on, as to lessen the ability for I HAVE REVIEWED THE VIDEO OF THE WOLDEN TO Reference VIEWED OF THE WOLDEN TO REFERENCE OF STATESTICAL TO	nted to it. This was not the case as are towards the badge that was on of badge on it unless he was going or someone to complain about it.
contact not S. Leung. The complainant stated that S. Leung had a badge on his waist and point there was no badge on his waist in the video footage. I only saw S. Leung make a quick gesta his shirt. I advised S. Leung that in the future not to wear any type of shirt that has any type of to and from work and not walk around the neighborhood with it on, as to lessen the ability for THATE REVIEWED THE VIDEO OF THE WOLDENT Reference VIEWING OF A BROCK ON STATE WOLDENT AND STATE OF A BROCK ON STATE OF A BRO	nted to it. This was not the case as are towards the badge that was on of badge on it unless he was going or someone to complain about it.  There is no it.  Me There is no Road

5R 10 000

baage in public potri in the neighbor odd and in other public places like the Growny store. Employee should receive some kind of counseling if he continues to work as a city employee. The employee has done many strange things in the past five years, however, the latest intimidation wishowing and Pointing to a badge has gone too far. On 41372017 While I was at my mailbox, the employee pointed to his badge and said, "the had authority and that I should watch myself". He also called me rames, his behavior is inappropriate as a city employee.

## CITY OF STUART, FLORIDA AGENDA ITEM REQUEST CITY COMMISSION

Meeting Date: 6/16/2017 Prepared by: Nicole King

## Title of Item:

Review of Citizen Complaint of John Peterson against Code Compliance Supervisor Chalimar Gregory

<u>Summary Explanation/Background Information on Agenda Request:</u>

See Attached Materials for a Full Explanation

## **Funding Source:**

N/A

## **Recommended Action:**

Motion to sustain the action of the City Manager

#### **ATTACHMENTS:**

	Description	Upload Date	Туре
D	Peterson Complaint	6/15/2017	Attachment



## **MEMORANDUM**

TO:

STUART INDEPENDENT REVIEW BOARD

FROM:

NICOLE KING, SR EXECUTIVE COORDINATOR

SUBJECT:

COMPLAINT OF JOHN PETERSON REGARDING CODE COMPLIANCE SUPERVISOR GREGORY

DATE:

6/15/2017

## Dear Members of the Board:

Attached to this memorandum are the following documents:

- 1. Memo from Paul Nicoletti, City Manager 1 page
- 2. Citizen Complaint for Internal Investigation filed by John Peterson dated May 5, 2017 1 page
- 3. Initial Notice Of Inquiry- 1 page
- 4. Sergeant's Report from Sergeant Rothe- 3 pages
- 5. Memo from Sgt. John Reddick- 1 page
- 6. Internal memo from Chief Dyess- 1 page

Nicole King, Sr. Executive Coordinator

cc: Mr. John Peterson, 434 SE Parkway Dr., Stuart

Sgt. Heather Rothe Sgt. John Reddick



#### **MEMORANDUM**

TO:

STUART INDEPENDENT REVIEW BOARD

FROM:

PAUL J. NICOLETTI, CITY MANAGER

SUBJECT:

COMPLAINT OF JOHN PETERSON ABOUT CODE COMPLIANCE SUPERVISOR GREGORY, DATED 6 MAY

2017

DATE:

5/30/2017

Dear Members of the Board:

Attached to this memorandum is the complete case file in this matter.

Unfortunately, we have come to a point where law enforcement officers generally feel more stress when being contacted by angry members of the community. Some of this stress has to do with violence directed toward law enforcement officers throughout the nation, and I do not believe that Stuart is exempt. All the while, it is also imperative that Stuart's law enforcement officers act with courtesy and respect for the public. At the same time, it is just as important for Stuart citizens to respect and obey the lawful commands and inquiries of those officers. It is this mutual respect that continues to make Stuart a safe community.

#### I have reviewed this file and find that this case is Not Sustained.

Mr. Peterson filed a Complaint against Code Compliance Supervisor (CCS) Chalimar Gregory for "speaking over him when calling to express his concern regarding code enforcement harassment." CCS Gregory reasonably objected to Mr. Peterson speaking loudly to her. However, as Mr. Peterson states, "When I wouldn't allow her to talk over me she hung up the phone on me and wouldn't pick up the phone when I called back." So, this comes down to what is essentially, a "he said - she said" scenario, which is decided only by the point of view of the observer. During the course of this investigation, the investigators reviewed a copy of the code enforcement case file, photographs of the Subject Property, recorded phone calls, and copies of the Facebook Instant Messenger message from Mr. Peterson, all indicating that Mr. Peterson was extremely agitated and accusatory towards many city employees.

Be that as it may, I am asking Chief Dyess to assure that all of our law enforcement officers (sworn and unsworn) redouble their efforts at courtesy and consideration for all of our residents and visitors, particularly when they are dealing with angry or agitated individuals.

Respectfully submitted,

PAUL J. NICOLETTI

cc: Mr. John Peterson, 434 SE Parkway Dr., FL 34994

Sgt. Heather Rothe, Sgt. John Reddick & Each Personnel File



#### **MEMORANDUM**

TO:

STUART INDEPENDENT REVIEW BOARD

FROM:

PAUL J. NICOLETTI, CITY MANAGER

SUBJECT:

COMPLAINT OF JOHN PETERSON ABOUT CODE COMPLIANCE SUPERVISOR GREGORY, DATED 6 MAY

2017

DATE:

5/30/2017

Dear Members of the Board:

Attached to this memorandum is the complete case file in this matter.

Unfortunately, we have come to a point where law enforcement officers generally feel more stress when being contacted by angry members of the community. Some of this stress has to do with violence directed toward law enforcement officers throughout the nation, and I do not believe that Stuart is exempt. All the while, it is also imperative that Stuart's law enforcement officers act with courtesy and respect for the public. At the same time, it is just as important for Stuart citizens to respect and obey the lawful commands and inquiries of those officers. It is this mutual respect that continues to make Stuart a safe community.

#### I have reviewed this file and find that this case is Not Sustained.

Mr. Peterson filed a Complaint against Code Compliance Supervisor (CCS) Chalimar Gregory for "speaking over him when calling to express his concern regarding code enforcement harassment." CCS Gregory reasonably objected to Mr. Peterson speaking loudly to her. However, as Mr. Peterson states, "When I wouldn't allow her to talk over me she hung up the phone on me and wouldn't pick up the phone when I called back." So, this comes down to what is essentially, a "he said - she said" scenario, which is decided only by the point of view of the observer. During the course of this investigation, the investigators reviewed a copy of the code enforcement case file, photographs of the Subject Property, recorded phone calls, and copies of the Facebook Instant Messenger message from Mr. Peterson, all indicating that Mr. Peterson was extremely agitated and accusatory towards many city employees.

Be that as it may, I am asking Chief Dyess to assure that all of our law enforcement officers (sworn and unsworn) redouble their efforts at courtesy and consideration for all of our residents and visitors, particularly when they are dealing with angry or agitated individuals.

Respectfully submitted,

PAUL J. NICOLETTI

cc:

Mr. John Peterson, 434 SE Parkway Dr., FL 34994

Sgt. Heather Rothe, Sgt. John Reddick & Each Personnel File

## STUART POLICE DEPURTMENT

David Dyess, Chief of Police



Administration, Office of the Chief 830 SE Martin L. King Blvd. Stuart, FL 34994 Telephone: 772 - 220 - 3909 Fax: 772 - 220 - 5986



May 9, 2017

John Peterson 434 SE Parkway Drive Stuart, FL 34994

Dear Mr. Peterson,

This letter is to inform you that we have completed the inquiry concerning your complaint filed on May 6, 2017 against Chalimar Gregory. This complaint will be forwarded to the City Manager for his review.

The City Manager will forward this complaint to the Stuart Independent Review Board. You will be contacted by mail informing you of the date and time the Board will convene.

If you have any questions, you may contact Ryanne Powers-Cavo, Paralegal, at 772-288-5386.

Sincerely,

Master Officer Tammy Farnham

Professional Standards

TF/ls

## STU ART POLICE DEPARTMENT

David Dyess, Chief of Police



Administration, Office of the Chief 830 SE Martin L. King Blvd. Stuart, FL 34994 Telephone: 772 - 220 - Fax: 772 - 220 - 5986



May 8, 2017

Re: Citizen Complaint

On May 5<sup>th</sup>, Mr. Peterson came to the station and insisted on seeing me. I met with him in the front lobby interview room. He was visibly agitated over a code compliance issue and felt that he was being harassed. I looked at the violation notice and pictures from the case and tried to explain to Mr. Peterson how simple the process is if he picked up a few items around his home and called for a re-inspection.

He was not happy that code compliance could even come on his property and that the code supervisor hung up on him. I contacted the code supervisor, who this written complaint is made about, and was told that she told him she was going to hang up if he did not stop yelling at her. She informed me that she had a police officer witness in the room for the phone call. Based on how tense Mr. Peterson was in my presence, I could see how his demeanor could have been perceived on a phone call.

Mr. Peterson felt he was being targeted as this was his third contact with code. He had received contact by a code officer many months ago who is no longer with us for a derelict vehicle, which he covered with a car cover to resolve the issue. The second contact was due to a sink in the front yard and he was given a warning door hanger for that included the sink and other debris around the house. The same code officer followed up on the door hanger warning to find the sink removed but not the rest of the debris so he issued a notice of violation. Mr. Peterson has time to remedy the violation prior to magistrate and fines that would resolve the code case. Based on these two cases I do not see a pattern of harassment.

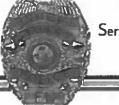
Mr. Peterson contacted me via Facebook stating that he looked up the code officer and they sent to high school together. He also sent the code supervisor a Facebook message threatening to look up city officials and go to their houses to inspect them.

I do not condone my staff hanging up on people, but I do not expect them to be the recipients of hostility either. I find no merit to this complaint against the code supervisor or the code compliance officer.

**David Dyess** 

Chief of Police

## STUART POLICE DEPARTMENT



Serving with Pride Protecting with Dignity

David Dyess, Chief of Police

830 SE Martin L. King Blvd. Stuart, FL 34994 Telephone 772 – 287 - 1122 Fax 772 – 220 - 5986



May 8, 2017

Chief Dyess,

Mr. John Peterson submitted a citizen complaint on Chalimar Gregory on May 5, 2017. The nature of Mr. Peterson's complaint was that Chalimar Gregory did not allow him to express his concern regarding code enforcement harassing him. Mr. Peterson stated that Gregory talked over him and eventually hung up the phone during their conversation. Mr. Peterson further stated Gregory lost her composure with him during the conversation on May 5, 2017.

The property where Mr. Peterson is residing has an active code enforcement file. On April 24, 2017, Code Compliance Officer A. Arbuzow left a door hanger on the property and photographed trash, debris, and outdoor storage at the residence. A. Arbuzow contacted the homeowner and advised the homeowner of the violation. As of May 2, 2017, the property was not in compliance and Arbuzow sent a Notice of Violation to the property owner.

On May 5, 2017, Code Compliance Supervisor Gregory was speaking with the homeowner's daughter when Mr. Peterson first called the station at 0922 hours. Dispatcher Pam Cantrell handled the call with Mr. Peterson. Mr. Peterson asked to speak with the code enforcement supervisor; Cantrell asked Mr. Peterson to hold and stated to him that she did not know if anyone was in the office at the moment. As Cantrell was asking if there was something she could help him with, Mr. Peterson interrupted Cantrell. Mr. Peterson then questioned Cantrell if it was a work day, and questioned why they weren't in. Cantrell asked if the call needed immediate attention and tried to calm Mr. Peterson down. Throughout the call Mr. Peterson was agitated, condescending, and accused Cantrell of having an attitude.

Cantrell passed the information to Code Compliance Supervisor Gregory and asked her to return the call of Mr. Peterson. Code Compliance Supervisor Gregory was in the process of emailing photographs to the homeowner's daughter when Mr. Peterson called a second time at 0934 and again the call was answered by Cantrell. During the second call, Cantrell advised Mr. Peterson the message was delivered to the Code Compliance Supervisor. Mr. Peterson asked for the supervisors name and then made a comment of timing how long it would be before he received a call back. Mr. Peterson stated he was going to contact the City Manager because he did not feel that Code Compliance Supervisor Gregory was going to return his call anytime soon.

Mr. Peterson then called back at 0935 hours and again Cantrell answered the call. During the third call, Mr. Peterson asked Cantrell if the code officers went on his property when they responded. Cantrell told Mr. Peterson that Code Compliance Supervisor Gregory was trying to call him back and asked that he leave his line open so the call would go through. Mr. Peterson was argumentative and told Cantrell if Code Compliance Supervisor Gregory was trying to call him back, he would be interrupted during the call with dispatch.

Code Compliance Supervisor Gregory was finally able to speak to Mr. Peterson. While Code Compliance Supervisor Gregory was speaking to Mr. Peterson, she placed the call on speaker and had Cpl. Brian Bossio present during the conversation.

According to Cpl. Brian Bossio, Mr. Peterson was being very argumentative and belittling to Code Compliance Supervisor Gregory. Cpl. Bossio stated that Code Compliance Supervisor Gregory warned Mr. Peterson on three occasions to allow her to explain the Notice of Violation and not to yell at her. After the third and final warning, Cpl. Bossio stated that Mr. Peterson continued to be verbally abusive towards Code Compliance Supervisor Gregory and she disconnected the call.

After Code Compliance Supervisor Gregory disconnected the call, Mr. Peterson again called dispatch at 0939 hours and asked to be transferred to the supervisor of Code Compliance Supervisor Gregory. I was not at my desk to speak with Mr. Peterson and he left a voicemail on my phone.

I did not speak with Mr. Peterson. After Mr. Peterson left a message on my phone, he made contact Chief Dyess and was given a citizen complaint form which he turned in. After meeting with Chief Dyess, Mr. Peterson called Code Compliance Supervisor Gregory again. Code Compliance Supervisor Gregory answered the call again with Cpl. Brian Bossio present and place Mr. Peterson on speaker.

During the call Mr. Peterson was very angry and again asked why code enforcement was on his property. Code Compliance Supervisor Gregory tried to explain the process yet again and Mr. Peterson began to argue that he fought for the country. Mr. Peterson stated to Code Compliance Supervisor Gregory all she was doing was sitting on her behind collecting a fat government paycheck. Mr. Peterson then abruptly ended the call and later reached out to Code Compliance Supervisor Gregory.

In the evening on 05/05/2017 at 1834 hours, Mr. Peterson tried to contact Code Compliance Supervisor Gregory through her personal Facebook page using the messenger option. Mr. Peterson advised he was checking public records to locate the address of the code enforcement personnel and other city officials, and was going to examine their property for violations.

Based on the Facebook Instant Messenger message, phone calls to dispatch, and the call witnessed by Cpl. Brian Bossio, I believe this complaint on Code Compliance Supervisor Gregory to be a frivolous complaint. I have attached the code enforcement case file, photographs, phone calls, and Facebook Instant Messenger message for review.

Respectfully Submitted,

Sergean Heather Rothe, 082

## STURT POLICE DEPARTMENT

David Dyess, Chief of Police



SERGEANT JOHN REDDICK SR. ROAD PATROL 772-220-3900 EXT. 3961 FAX 772-288-5390



RE Citizens Complaint:

Chief:

I spoke to Chalimar the night that Mr. Peterson turned in the citizens' complaint. Chalimar stated that several times during her conversation with Mr. Peterson, he was yelling and screaming at her over the phone, and that Cpl. Bossio was present during the "conversation." Chalimar stated that she attempted to give her side of the story/explain things, when Mr. Peterson became more and more belligerent over the phone. Chalimar told me that she explained to Mr. Peterson several times that if he continued to yell and scream at her over the telephone that she was going to hang up the phone. She stated that after several warnings, that's what she did.

Chalimar also informed me that Mr. Peterson looked her up on social media and sent her a message via her facebook profile. She stated she told Mr. Peterson that she did not appreciate the unwelcomed contact and that any further contact via her social media could be considered harassment.

Cpl. Rice typed out the INOI as I was at the hospital for a family emergency. Regarding Code Enforcement being Trespassed from the property, I'm not sure that he can do that if they have a valid reason to be there.

Sgt. John Reddick Sr.



# John Petersor

You and John Peterson aren't connected on Facebook

Project manager at Vector PointGraphics Lives in Stuart, Florida

6:34 PM

Getting my list together of everybodys property I'm going to be checking on!... I'll Bring my own camera... Figure I will check public records to see address for all the Code Enforcement officers the City Manager, the City Attorney, The City Clerk, the County Commisioners... Make sure they don't have any materials outside thier house!....





# STUART POLICE DEPARTMENT INITIAL NOTICE OF INQUIRY (I.N.O.I.)

To:	Chief of Police	-		CHIEF'S OFFICE USE ONLY
Via:	Assistant Chief	Division Chief		
From:	OFC. RICE			Reviewed by the Chief of Police
Inquiry	Date: 05/06/2017 Time	e: <u>2115</u> Time a	nd Date of Alleged Violation: 0:	5/06/2017 - Dayshif
Descrip	tion of Alleged Violatio	n:		
An inqu	iry has been made conc	eming: (Employee) <u>CHALIM</u>	AR GREGORY (ID Number)	_
The ino	uiry originated:			
	⊠In Person	By Letter	By Telephone	Other – See Narrative
			ш=, телерионе	
Name o	f Complainant: JOHN P	RESTON		
Sex:Ma	<u>le</u>	Race: White	Date of Birth:	
Address	s:434 SE PARKWAY D	<u>PRIVE</u>		
Zip:349	994	Home Phone: 772-634-51	Work Phone	:
Setting	forth the following circu	umstances:		
ARRIV	ING I MADE CONTA	CT WITH A JOHN PETERS		HAD ALREADY SPOKEN TO
CHIEF DYESS IN REFERENCE TO HIS COMPLAINT. PETERSON HAD COMPLETED A WRITTEN COMPLAINT FORM THAT WAS PROVIDED TO HIM BY CHIEF DYESS AND TURNED IT OVER TO ME. IN SPEAKING TO PETERSON ABOUT HIS COMPLAINT HE WAS UPSET WITH CODE ENFORCEMENT.				
PETERSON ADVISED HE INITIALLY CONTACTED CHALIMAR GREGORY REGARDING HIS COMPLAINT BY PHONE. PETERSON STATED GREGORY WOULD NOT TALK TO HIM AND HUNG UP THE PHONE WHEN HE TRIED TO SPEAK TO HER. I ASKED PETERSON IF HE WAS UPSET OR ANGRY WHEN ON THE PHONE WHEN HE SPOKE TO GREGORY. PETERSON ADVISED HE WAS ANGRY. I ASKED PETERSON IF THIS COULD HAVE BEEN A REASON FOR GREGORY HANGING UP ON HIM. GREGORY ADVISED IT COULD HAVE BEEN, BUT SAID SHE SHOULD HAVE BEEN MORE PROFESSIONAL EVEN IF HE WAS ANGRY.				
PETERSON HAD WANTED TO TELL GREGORY ABOUT WHAT HE TERMED AS HARASSMENT BY STUART CODE ENFORCEMENT. PETERSON ADVISED CODE ENFORCEMENT HAS MADE CONTACT WITH HIM REGARDING THREE DIFFERENT ORDININACE VIOLATIONS THIS YEAR. PETERSON WAS NOT ABLE TO TELL ME WHAT THE ORDININACE VIOLATIONS WERE AND DID NOT HAVE ANY DOCUMENTATION ON THEM. PETERSON WANTED CODE ENFORCEMENT TRESSPASSED FROM HIS PROPERTY. I TOLD PETERSON TO POST SIGNS ON HIS PROPERTY WHICH STATE NO TRESSPASSING IF HE DID NOT WANT ANYONE UNINVITED TO ENTER HIS PROPERTY. I ALSO EXPLAINED TO PETERSON HOW HE CAN LOCATE THE CITYS ORDINANCES ONLINE SO HE CAN READ THEM IF HE HAS A QUESTION ON A ORDINANCE.				
FOR Y	OUR REVIEW.			
[Attach	Supplements]			
	MK	Rice Con	poral 113	tatrol
	Signature of Person Ta	iking INOI Rank/P	osition ID Number	Division

The employee originating this INOI must place the original addressed to the Chief of Police and place a copy addressed to the Assistant Chief or Operations Chief in separate sealed envelopes marked INQUIRY.

## CITY OF STUART DEPARTMENT OF POLICE CITIZEN COMPLAINT FOR INTERNAL INVESTIGATION

The Stuart Police Department will investigate any citizen complaint brought against its personnel. To establish a legitimate complaint and to initiate an internal investigation, this form must be signed and sworn to.

Talain Potorsin	
COMPLAINANT NAME: 104/1/104 Dis STUDIET TI	
ADDRESS: 434 SE HAYKWAY DY STURKT, FL	
PHONE NUMBER: (172) 634-5129 BUSINESS PHONE:	
EMPLOYEE(S) NAME(S): Chalimar Gregory	
doomed to have been withdrawn by me. In that event, I will expect that no action will be taken	1190 NUISOR OF A Depaki AND NOT
I, JMN PotetsM, do hereby swear or affirm that the factual allegation(s) made by me above in this complaint are, to the best of my knowledge and belief, true and based upon fact.  Complainant's tignature  The foregoing instrument was acknowledged before me this day of who has produced Drives (see See See See See See See See See See	
Notary Public, State of Florida at Large - Commission Expires:	

Rev. 1/06

CASE LISTINGS

DATE : Mon May 08 2017

Text from CE17040062 "Trash & debris

I observed and photographed trash and debris / outdoor storage at the above address. I was unable to make contact and left a door hanger with a re-inspect date of 4/24.

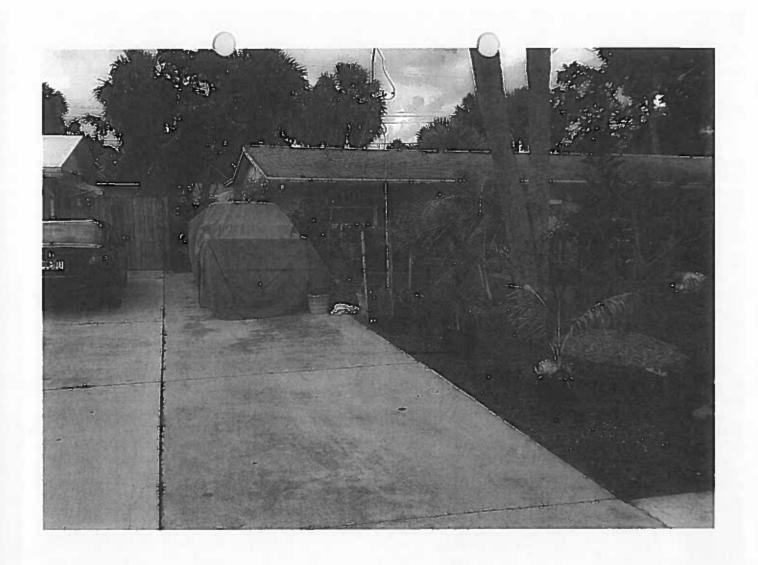
4/24/2017: The property is partially complied - the sink and trash has been removed however outdoor storage still exist. I spoke with the property owner, Mr Dennis Thompson (772-288-5255), and advised him of the violations. Photos taken.

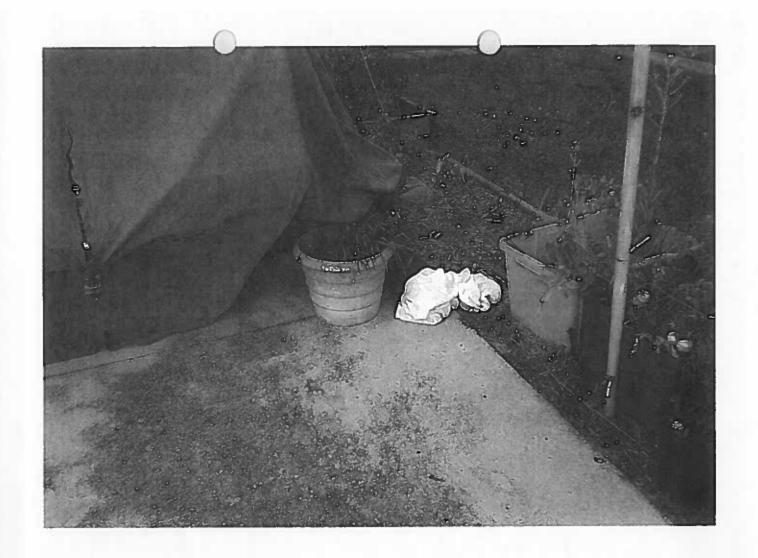
5/2/2017: The property is not in compliance. Photos taken, NOV to be sent.

NOTES:

Pentamation

codeenf.4gl/printout













# CITY OF STUART CODE ENFORCEMENT

830 SE MARTIN LUTHER KING, JR. BLVD STUART, FL 34994-2139

#### NOTICE OF VIOLATION

May 03, 2017 THOMPSON DENNIS S CO-TR 3 W HIGH POINT RD STUART, FL 34996

Case #: CE17050007

You are hereby notified that the following violation(s) of the Code of Ordinances and/or the Land Development Regulations of the City of Stuart exists on the property listed:

ADDRESS: 434 SE PARKWAY DR
PARCEL ID #: 0338410040000034120000

OBSERVATION DATE: 05/02/17 CORRECTION DATE: 05/21/2017

VIOLATION(S)

10-61 (J) (1)

AND

GENERAL STORAGE OF MATERIALS SHALL BE LOCATED ENTIRELY

WITHIN AN ENCLOSED BUILDING OR SCREENED FROM VIEW.

CORRECTIVE

10-61 (d)

ACTIONS:

EXTERIOR PROPERTY IS IN AN UNCLEAN AND UNSANITARY CONDITION.

Correction: 10-61 (J) (I)

MATERIALS SHALL BE ENTIRELY WITHIN AND ENCLOSED BUILDING OR

SCREENED FROM VIEW.

10-61 (d)

THE EXTERIOR PROPERTY MUST BE IN A CLEAN AND SANITARY

CONDITION.

## NOTICE OF HEARING SUMMONS

Failure to correct the violation(s) by the above date will result in a presentation of this matter at a hearing before the Code Enforcement Magistrate on 07/13/2017 at 10AM in the City of Stuart Commission Chambers located at 121 SW Flagler Avenue, Stuart, Florida. The violation charged is a civil infraction and subjects you to a maximum civil penalty of up to \$250 per offense, per day, for repeat violations.

The Code Enforcement Magistrate will receive testimony and evidence at said Hearing and make Findings of Fact, as supported by the testimony and evidence pertaining to matters alleged in the Notice of Violation. You are entitled to present evidence and witnesses at the Hearing.

FAILURE to appear will result in the Magistrate proceeding in your absence. All fines constitute liens against the Real and Personal Property of the Respondent. Please govern yourself accordingly

An administrative fee of \$300.00 will be assessed if you should fail to comply by the correction date above.

Should you require additional information regarding this notice, please contact the Code Enforcement Division at (772) 288-5325 or (772) 600-1254...

7016 2140 0000 4496 3119 7016 2140 0000 4496 0637

Code Enforcement Officer

Certified Mail #

Chalimar Gregory / Vito Lorenzo / Augustyn Arbuzow / James Hall

- Sec. 10-61. Maintenance of structures, equipment and exterior property.
  - (a) Scope. The provisions of this section shall govern the minimum conditions and the responsibilities of persons for maintenance of structures, equipment and exterior property.
  - (b) Responsibility. The owner of the premises shall maintain the structures and exterior property in compliance with these requirements, except as otherwise provided for in this article. A person shall not occupy as owner-occupant or permit another person to occupy premises which are not in a sanitary and safe condition and which do not comply with the requirements of this section. Occupants of a dwelling unit, rooming unit or housekeeping unit are responsible for keeping in a clean, sanitary and safe condition that part of the dwelling unit, rooming unit, housekeeping unit or premises which they occupy and control.
  - (c) Vacant structures and land. All vacant structures and premises thereof or vacant land shall be maintained in a clean, safe, secure and sanitary condition as provided herein, including soil stabilization so as not to cause a blighting problem or adversely affect the public health or safety.
  - (d) Sanitation. All exterior property and premises shall be maintained in a clean, safe and sanitary condition. The occupant shall keep that part of the exterior property which such occupant occupies or controls in a clean and sanitary condition.
  - (e) Grading and drainage. All premises shall be graded and maintained to prevent the erosion of soil and to prevent the accumulation of stagnant water thereon. All rain gutter down spout and roof discharge water must be directed in a manner not to cause water accumulation, or create flooding conditions to abutting properties. This requirement shall not apply to required retention areas.
  - (f) Sidewalks and driveways. All sidewalks, walkways, stairs, driveways, parking spaces and similar areas shall be kept in a proper state of repair, and maintained free from hazardous conditions.
  - (g) Rodent harborage. All structures and exterior property shall be kept free from rodent harborage and infestation. Where rodents are found, they shall be promptly exterminated by approved processes which will not be injurious to human health. After extermination, proper precautions shall be taken to eliminate rodent harborage and prevent reinfestation. (See also\_section 10-64(a), pertaining to extermination of infestations.)
  - (h) Exhaust vents. Pipes, ducts, conductors, fans or blowers shall not discharge gases, steam, vapor, hot air, grease, smoke, odors or other gaseous or particulate wastes directly upon abutting or adjacent public or private property or that of another tenant.
  - (i) Accessory structures. All accessory structures, including detached garages, fences and walls, shall be maintained structurally sound and in good repair.
- (j) Exterior property and accessory structures, storage prohibited.
  - (1) General storage of materials shall be located entirely within an enclosed building or screened from view of the surrounding properties with a sight obscuring fence and/or landscaping, except as otherwise required by this code.
    - (2) No accumulation or storage of the following materials shall be located within any front yard, side yard or carport that is visible from public view:
      - a. Solid waste, rubbish, white goods (washers, dryers, refrigerators, other appliances), mattresses, household furniture typically not for outdoor use, scrap lumber, metals, concrete pieces and concrete block, glass, tires, machinery, auto parts, construction materials and equipment, paint cans and buckets, dead flora potted or un-potted, play gym equipment and merchandise.
- (k) Defacement of property. No person shall willfully or wantonly damage, mutilate or deface any exterior surface of any structure or building on any private or public property by placing thereon any marking, carving or graffiti. It shall be the responsibility of the owner to restore said surface to an approved state of maintenance and repair.
- (1) Temporary storage containers, pertaining to residential use.
  - (1) All portable on-demand storage containers must be of an approved type such as pods, etc. Special "emergency disaster pods" are not permitted for storage and are only to be used in prescribed areas that are designated by federal, state, or local emergency management authorities.
  - (2) Truck beds or truck bodies are considered not to be approved storage containers and therefore not permitted for use in either commercial or residential zoning districts.
  - (3) A permit is required and will expire within six months of issue. An extension may be granted on a case by case basis, not to exceed 12 consecutive months and is limited to only one container per residence, placed on the premises driveway; only.

## Martin County, Florida - Laurel Kelly, C.F.A

generated on 5/3/2017 9:52:16 AM EDT

Summary

**Market Total Website Unit Address** Parcel ID Account # Value 03-38-41-004-000- 19850

00341-2

434 SE PARKWAY DR, STUART

\$67,580

Updated 4/29/2017

Owner Information

THOMPSON DENNIS S CO-TR REYNOLDS LAURINE K Owner(Current)

CO-TR

3 W HIGH POINT RD Owner/Mail Address

STUART FL 34996

11/6/2013 Sale Date

**Document Book/Page** 2694 1742 2432606 Document No.

100 Sale Price

Location/Description

Account # 19850 O-03B Map Page No.

**Tax District** Legal Description FISHERMAN'S 3100

VILLAGE, 1ST 434 SE PARKWAY DR, STUART **Parcel Address** 

ADDN, S1/2 OF LOT

.0930 Acres 34

Parcel Type

**Use Code** 0100 Single Family

Neighborhood 333800 FISHERMANS VILLAGE DUPLEX

**Assessment Information** 

**Market Land Value** \$45,000 \$22,580 **Market improvement Value** Market Total Value \$67,580

# U.S. Postal Service "CERTIFIED MAIL® RECEIPT Domestic Mail Only For delivery Information, visit our website at www.usps.com®. O For for C A L I S E Cartified Mail Fee String Services & Fees (check box, add fee as appropriate) Return Receipt (stectoric) Return Receipt (stectoric) Return Receipt (stectoric) Return Receipt (stectoric) Add Signature Required Add Signature Restricted Delivery 8 Fostage Sont To Sirver and Apr. No. of PO Box No. City, State, 214-4 PS Form 3800, April 2015 FSN 7530-02-900-9047 See Reverse for Instructions

3778	U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only		
E -	For delivery information, visit our websi	te at www.usps.com*.	
9644	OFFICIAL	USE	
匠	Gertified Mail Fee	1 /	
7	5	5/2/17	
_	Extra Services & Fees (theck box, add fee as appropriate)  Return Receipt (hardcopy)  \$	0, 1, 1	
0000	☐ Return Receipt (electronic) \$	Postmärk	
$\overline{a}$	Cartified Mall Restricted Delivery \$	. Here	
	Adult Signature Required \$		
םאתפ	Postage	Terant	
7	s	1 CARA T	
	Total Postage and Fees		
	s		
4	Sent To		
7016	Street and Apt. No., or PO Box No.		
	City, State, 2/4-4		
	PS Form 3800, April 2015 PSN 2533-62 000 9047	See Reverse for Instructions	



# CITY OF STUART CODE ENFORCEMENT

830 SE MARTIN LUTHER KING, JR. BLVD STUART, FL 34994-2139

## NOTICE OF VIOLATION

May 03, 2017 THOMPSON DENNIS S CO-TR 3 W HIGH POINT RD STUART, FL 34996

Case #: CE17050007

You are hereby notified that the following violation(s) of the Code of Ordinances and/or the Land Development Regulations of the City of Stuart exists on the property listed:

ADDRESS: 434 SE PARKWAY DR PARCEL ID #: 0338410040000034120000

OBSERVATION DATE: 05/02/17 CORRECTION DATE: 05/21/2017

VIOLATION(S)

10-61 (J) (1)

AND CORRECTIVE

GENERAL STORAGE OF MATERIALS SHALL BE LOCATED ENTIRELY

WITHIN AN ENCLOSED BUILDING OR SCREENED FROM VIEW.

ACTIONS:

EXTERIOR PROPERTY IS IN AN UNCLEAN AND UNSANITARY CONDITION.

Correction: 10-61 (J) (1)

MATERIALS SHALL BE ENTIRELY WITHIN AND ENCLOSED BUILDING OR

SCREENED FROM VIEW.

10-61 (d)

THE EXTERIOR PROPERTY MUST BE IN A CLEAN AND SANITARY

CONDITION.

## NOTICE OF HEARING SUMMONS

Failure to correct the violation(s) by the above date will result in a presentation of this matter at a hearing before the Code Enforcement Magistrate on 07/13/2017 at 10AM in the City of Stuart Commission Chambers located at 121 SW Flagler Avenue, Stuart, Florida. The violation charged is a civil infraction and subjects you to a maximum civil penalty of up to \$250 per offense, per day, for repeat violations.

The Code Enforcement Magistrate will receive testimony and evidence at said Hearing and make Findings of Fact, as supported by the testimony and evidence pertaining to matters alleged in the Notice of Violation. You are entitled to present evidence and witnesses at the Hearing.

FAILURE to appear will result in the Magistrate proceeding in your absence. All fines constitute liens against the Real and Personal Property of the Respondent. Please govern yourself accordingly

An administrative fee of \$300.00 will be assessed if you should fail to comply by the correction date above.

Should you require additional information regarding this notice, please contact the Code Enforcement Division at (772) 288-5325 or (772) 600-1254.

7016 2140 0000 4496 3119 7016 2140 0000 4496 0637

Code Enforcement Officer

Certified Mail #

Chalimar Gregory / Vito Lorenzo / Augustyn Arbuzow / James Hall