

CERTIFIED MAIL



TOWN OF JUPITER

CODE COMPLIANCE DIVISION
SPECIAL MAGISTRATE
NOTICE OF HEARING

April 15, 2021

GEORGE AND ASHLEY PINKERTON
6015 HEATHER ST
JUPITER, FL 33458

CASE NO.: 21-000438

LOCATION: 6015 HEATHER ST, Jupiter, Florida
PCN: 30424122031000072

You are hereby notified that on **05/12/21 at 10:00 AM** there will be a hearing conducted by the Town of Jupiter Special Magistrate in the Council Chambers of the Town of Jupiter Municipal Complex, 210 Military Trail, concerning the alleged violation of the Town Code:

Secondary Location(s):

Violation Text

THE BOAT IS IMPROPERLY PARKED ON THIS PROPERTY . PLEASE STORE THE BOAT IN THE REAR OR SIDE YARD, BEHIND THE FRONT LINE OF THE PROPERTY .

Violation Description

ZONING PERMITTED PARKING B
27-2856(b)(1-3) PERMITTED PARKING

(b) The parking of boats, recreational vehicles or trailers is permitted in the side (interior), side corner or rear yard of a single-family or duplex lot which is located in a residential zoning district, subject to the restricts and conditions set forth below:

(1) One boat, one boat trailer or utility trailer, and one recreational vehicle, but not more than one of each, shall be permitted.

(2) Such vehicle, boat, recreational vehicle or trailer permitted in subsection (b)(1) of this section must be for the use of a resident of the premises and shall not be occupied or used for living, sleeping or housekeeping purposes.

(3) Recreational vehicles, boats, boat trailers, or utility trailers parked in a side corner yard require screening from view of the right-of-way abutting the side corner property line and the front yard property line. Such screening shall consist of a six-foot-high opaque fence and gate, landscaping (a minimum of four feet in height at time of installation) or other screening material that is architecturally compatible with the principal building. No screening of recreational vehicles, boats, boat trailers, or utility trailers, parked in a side corner yard, shall be required across a permitted driveway. If there is no driveway in a side corner yard, then the longest length of the above vehicles, boats and trailers must be parked parallel to the house.

Violation Corrective Action

Remove or relocate all recreational vehicles, boats, boat trailers, or utility trailers that are being parked on this property in violation of town code as outlined in this section.

You are hereby ordered to appear before the Special Magistrate on the above-referenced date to respond to the

alleged violation and to present any oral or written testimony regarding the alleged violation. Failure to appear will result in the Special Magistrate proceeding in your absence. You will have the opportunity to present witnesses, as well as question the witnesses against you, prior to the Special Magistrate making a determination. You have the right to obtain an attorney, at your expense, to represent you before the Special Magistrate. **CASE FILES WILL BE AVAILABLE FOR REVIEW BY RESPONDENTS ONE -HALF HOUR PRIOR TO THE START OF THE HEARING.**

THIS ALLEGED VIOLATION IS RECURRING AT THIS PROPERTY AND HAS BEEN CITED BY THE TOWN OF JUPITER CODE COMPLIANCE OFFICE TWO OR MORE TIMES. AS A RESULT, EVEN IF COMPLIANCE IS ACHIEVED BEFORE THE HEARING DATE, THIS CASE WILL BE BROUGHT TO A HEARING WITH A REQUEST FOR A FINDING OF VIOLATION AND ASSESSMENT OF ADMINISTRATIVE COSTS .

If the alleged violation still exists at the time of the hearing, and you are found in violation, the Special Magistrate may enter an order against you and may assess both **ADMINISTRATIVE COSTS** and a fine of up to **\$1,000.00 PER DAY PER VIOLATION** for every day the violation continues beyond the date set by the Special Magistrate in the order for compliance. If the violation is considered by the Special Magistrate to be irreparable or irreversible in nature, a fine may be imposed not to exceed **\$15,000.00 PER VIOLATION** . If you are found in violation and subsequently violate the same code section(s) again at a later date, a repeat violator fine of up to **\$5,000.00 PER VIOLATION PER DAY** could be assessed for every day of violation, plus administrative costs.

Should any interested party seek to appeal any decision made by the Special Magistrate with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings and for such purpose he may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is based.

There is a procedure whereby an alleged violator may stipulate to the existence of a violation and waive appearance at the above hearing. If you so wish to, you may enter into stipulation with the Town whereby you are admitting to the violation described herein.

Sincerely,

Robin Hood
Code Compliance Officer
Town of Jupiter

CERTIFIED MAIL

AFFIDAVIT OF POSTING

Notice of Hearing

Case No.: 21-000438
Date Posted: April 28, 2021
Property Owner: GEORGE AND ASHLEY PINKERTON
Property Address: 6015 HEATHER ST

Places of Posting: Town Hall
6015 HEATHER ST

(See Attached Copy of Posted Notice)

STATE OF FLORIDA
COUNTY OF PALM BEACH

BEFORE ME, the undersigned authority personally appeared, ROBIN HOOD, a duly-designated Code Compliance Officer of the Town of Jupiter, who, after being duly sworn by me under oath, deposes and says:

- 1. Prior to posting this notice, the undersigned has reviewed the file of this matter and has determined that a bona fide attempt was made to hand-deliver or mail notice to the alleged violator.
2. This Affidavit of Posting shall serve to meet the notice requirements of Section 162.12, Florida Statutes.
3. This property was posted for at least ten (10) days in two (2) locations, the first being upon the property where the code violation is alleged to exist, the address of which is listed herein above, and the second being at the Jupiter Town Hall, 210 Military Trail, Jupiter, Florida 33458, in accordance with Section 162.12(2)(b), F.S. The undersigned affiant submits this affidavit as proof of compliance with the requirements of Section 162.12(2)(b), F.S.

FURTHER AFFIANT SAYETH NOT

[Handwritten signature of Robin Hood]

Personally appeared before me the undersigned authority, and acknowledged that (he)/(she) did execute the foregoing affidavit.

Sworn to and subscribed before me this 28 day of April, 2021.

[Handwritten signature of Celines Miranda Kelley]
Notary Public

