

CERTIFIED MAIL



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# TOWN OF JUPITER

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CODE COMPLIANCE DIVISION  
SPECIAL MAGISTRATE  
POSTPONEMENT NOTICE OF HEARING

August 31, 2023

JAVEDUL HAQUE MOHAMMAD & FARZANA MALIK  
4000 PALMWOOD RD  
JUPITER, FL 33410

CASE NO.: 23-000571

LOCATION: 4000 PALMWOOD RD, Jupiter, Florida  
PCN: 30434120000003340

You are hereby formally notified that the hearing of your case before the Town of Jupiter Code Compliance Special Magistrate, originally scheduled for **09/13/23**, has been postponed to the Special Magistrate hearing scheduled for **10/11/23 at 10:00 AM**. At that time, the hearing will be held in the Council Chambers of the Town of Jupiter Municipal Complex, 196 Military Trail. The hearing is concerning a violation of the Town Code Section(s):

Violation Information

THE EXTERIOR WALLS THROUGHOUT THE ENTIRE PROPERTY EXHIBIT CONDITIONS OF PEELING PAINT, STAINS, MILDEW STAINS, AND STUCCO CRACKS, REQUIRING IMMEDIATE ATTENTION. REPAIR, CLEAN AND OR REPAINT ALL STAINED EXTERIOR WALLS.

Violation Description

NUISANCES WALL MAINTENANCE  
13-41(4)(b) WALL MAINTENANCE

Freestanding walls shall be maintained in a good state of repair, shall be structurally sound and free of defects. Defects shall include, but not be limited to, holes, paint that is chipped, blistered or peeling, cracks, breaks, and loose or rotting materials. Any defects shall be promptly repaired or replaced. Wall surfaces shall be cleaned or repainted when 20 percent or more of the surface area of the wall has peeling, blistering, or missing paint, or is stained or discolored.

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.**

If the alleged violation still exists as of the compliance date specified in the notice of violation, this case may proceed to the hearing whether or not compliance is achieved prior to the hearing date, with a request to the Special Magistrate 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,

**Henry Cardoso**  
Code Compliance Officer  
Town of Jupiter

**CERTIFIED MAIL**

**AFFIDAVIT OF POSTING**

**Notice of Hearing**

Case No.: 23-000571  
Date Posted: August 31, 2023  
Property Owner: JAVEDUL HAQUE MOHAMMAD & FARZANA MALIK  
Property Address: 4000 PALMWOOD RD

Places of Posting: Town Hall  
4000 PALMWOOD RD

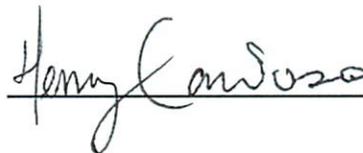
(See Attached Copy of Posted Notice)

STATE OF FLORIDA  
COUNTY OF PALM BEACH

BEFORE ME, the undersigned authority personally appeared, **HENRY CARDOSO**, 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

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

Sworn to and subscribed before me this 31<sup>st</sup> day of August, 2023.

  
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Notary Public

