
**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

SUBJECT: Code Enforcement Lien, Case # 08-40-CEB, Request for Reduction of Penalty – Sadie Holmes

DEPARTMENT: Planning and Development **DIVISION:** Planning

AUTHORIZED BY: Dori DeBord **CONTACT:** Carolyn Jane Spencer **EXT:** 7403

MOTION/RECOMMENDATION:

(A) Approve a reduction to the Code Enforcement Board lien from \$29,000.00 to \$16,437.60, which represents a 50% reduction of the total lien plus administrative costs of \$1,937.60, for Case # 08-40-CEB on the property located at 1280 Amanda Street, Altamonte Springs – Sadie Holmes, and require these costs to be paid within 60 days or the lien will revert to its original amount (\$29,000.00) and upon payment in full, authorize the Chairman to execute the Satisfaction of Lien (Staff Recommendation); or

(B) Approve a reduction to the Code Enforcement Board lien which totals \$29,000.00 to an amount set by the Board of County Commissioners for Case # 08-40-CEB on the property located at 1280 Amanda Street, Altamonte Springs - Sadie Holmes, and require this reduced amount to be paid within 60 days or the lien will revert to its original amount (\$29,000.00) and upon payment in full, authorize the Chairman to execute the Satisfaction of Lien; or

(C) Approve the request to waive the Code Enforcement Board lien which totals \$29,000.00 for Case # 08-40-CEB on the property located at 1280 Amanda Street, Altamonte Springs - Sadie Holmes, and authorize the Chairman to execute the Satisfaction of Lien; or

(D) Deny a reduction to the Code Enforcement Board lien in the amount of \$29,000.00 for Case # 08-40-CEB on the property located at 1280 Amanda Street, Altamonte Springs - Sadie Holmes, and require this amount to be paid within 60 days and upon payment in full, authorize the Chairman to execute the Satisfaction of Lien.

District 4 Carlton D. Henley

Tina Williamson

BACKGROUND:

In accordance with Section 3.20 of the Seminole County Administrative Code, the Deputy County Manager requests that the following lien reduction request be processed.

In response to a complaint, on September 12, 2007, the Code Enforcement Officer observed the following violations located at 1280 Amanda Street, Altamonte Springs:

- (1) Junked or abandoned vehicle(s) not kept within an enclosed garage or an attached carport,
- (2) Parking or storing of a truck having a rated load limit of more than 2 tons or having more than 2 axles in a residentially-zoned area and
- (3) Portable restrooms on R-1 zoned property as an accessory structure without a permit, which

is not a permitted use or use allowed by special exception

The above are in violation of Seminole County Code Section 95.4, as defined in Section 95. (I) and Seminole County Land Development Code, Chapter 30, Sections 30.1350, 30.182 and 30.183.

The timeline on these violations is below:

DATE	ACTION	RESULT
January 8, 2008	Statement of Violation and Request for Hearing issued by Code Enforcement Officer.	Respondent was sent a notice for a February 28, 2008 hearing concerning the violations. Certified mail receipt signed by Sadie Holmes dated February 8, 2008 received by County.
February 28, 2008	Code Board Hearing – Findings of Fact, Conclusions of Law and Order.	CEB found the Respondent in violation of Items 1 and 2 and set a compliance date of March 14, 2008 with a fine of \$150.00 per day if violations are not corrected by compliance date. Certified mail receipt signed by Jacob Holmes returned to Clerk dated March 6, 2008 for letter enclosing Order.
March 17, 2008	Affidavit of Non-Compliance filed by the Code Enforcement Officer after reinspection on March 17, 2008.	Violations remain. Certified mail receipt signed by Sadie Holmes returned to Clerk dated April 3, 2008 for letter enclosing Affidavit of Non-Compliance and Notice of Hearing to impose lien.
August 28, 2008	Code Board Hearing – The Board increased the daily fine to \$200.00.	Certified mail returned for letter enclosing the Order Increasing Daily Fine. Regular mail was not returned.
September 17, 2008	Affidavit of Compliance was filed by the Code Enforcement Officer after reinspection on September 17, 2008.	Violations corrected. This property was in non-compliance for 168 days at \$150.00 per day and 19 days at \$200.00 for a total of 187 days which equals a fine of \$29,000.00.
September 25, 2008	Code Board Hearing – Order Finding Compliance and Imposing Fine/Lien	Certified mail receipt signed by Sadie Holmes returned to Clerk dated September 20, 2008 for letter enclosing Order.
October 23, 2008	Request for Reduction received	

The Board considers the individual facts of each case when determining whether to reduce a lien. In addition, the Board adopted the following guidelines on February 9, 1999 to use when considering lien reductions:

1. If an individual has acquired a property in which the lien was recorded and the individual bought the property with this knowledge, a waiver or reduction in lien should not be granted. In such cases, the lien should have been considered in reaching a purchase price.
2. If a lien is not considered when a title insurance policy is issued, a reduction of the lien to provide relief to a title insurer should not be granted. To do so would place the County in the

position of indemnifying an insurance company against its losses, which are reflected in premium charges.

3. If a lien has previously been reduced, and another request is received for a lien reduction, whether from the original property owner or new owner, a reduction or waiver should not be granted. If the BCC grants relief to a violator, its action should be final and conclusive.

4. When considering a request and in developing a recommendation to the BCC, staff should evaluate the amount of the lien compared to the value of the property and the actions the violator did or did not take in attempting to resolve the code violation. Per the Property Appraiser information, the assessed value of the property is **\$396,792.00**. The lien totals **\$29,000.00**.

5. When liens are satisfied as a result of either full payment or reduced/eliminated payment as directed by the BCC, the lien satisfaction instrument will be provided to the property owner who shall be responsible for recording the instrument in the land records.

STAFF RECOMMENDATION:

Staff recommends that the Board reduce the amount of the lien in the amount of \$29,000.00 to \$16,437.60 which represents a 50% reduction of the total lien plus administrative costs of \$1,937.60 for the property located at 1280 Amanda Street, Altamonte Springs, based on the following facts:

1) Based on established Planning procedures, the number of violations (2), and the amount of time in non-compliance (187 days), would warrant a 50% reduction of lien.

Staff further recommends that this amount, \$16,437.60, be paid within 60 days or the lien will revert to its original amount (\$29,000.00) and upon payment in full authorize the Chairman to execute the Satisfaction of Lien.

ATTACHMENTS:

1. Statement of Violation
2. Notice of Hearing
3. Findings of Fact
4. Affidavit of Non-Compliance
5. Order Increasing Daily Fine
6. Affidavit of Compliance
7. Order imposing Lien
8. Request for Reduction
9. Estimate of Costs SCSO
10. Estimate of Costs - Planning & SCSO
11. Property Appraiser Data

12. Satisfaction of Lien

Additionally Reviewed By: <input checked="" type="checkbox"/> County Attorney Review (Melissa Clarke)

STATEMENT OF VIOLATION AND REQUEST FOR HEARING

Pursuant to Florida State Statute Chapter 162, and Chapter 53 Seminole County Code, the undersigned Code Enforcement Officer hereby gives notice of an uncorrected violation of the Codes or Ordinances of Seminole County, as more particularly described herein, and hereby requests a public hearing before the Board.

VIOLATION OF CODE OR ORDINANCE, SECTION OR NUMBER: **Seminole County Code: Chapter 95, Section 95.4 as defined in 95.3(I), and SCLDC Chapter 30, Section 30.1350 and SCLDC Chapter 30, Sections 30.182 and 30.183**

LOCATION/ADDRESS WHERE VIOLATION EXISTS: **18-21-30-501-0200-0120
1280 Amanda Street
Altamonte Springs, FL Seminole County**

Commissioner's District: **4**
Sheriff's District: **6**

NAME AND ADDRESS OF OWNER: **SADIE L HOLMES
1280 Amanda Street
Altamonte Springs, FL 32701**

DESCRIPTION OF VIOLATION: **1) Junked and/or nonoperating vehicle which is not being kept/stored inside an enclosed garage or an attached carport, 2) no trucks having a rated load limit of more than two (2) tons or having more than two (2) axles may be stored in a residential area and 3) portable restrooms on R-1 zoned property as an accessory structure without a permit is not a permitted use or use allowed by Special Exception.**

DATE VIOLATION FIRST OBSERVED: **09/12/07**
DATE 1ST NOTICE OF VIOLATION MAILED: **09/13/07 & 10/17/07 (for vehicles)**
DATE VIOLATION TO BE CORRECTED: **10/12/07 & 11/02/08 (for vehicles)**
DATE OF REINSPECTION: **10/16/07 & 11/05/07**
DATE OF 2ND NOTICE OF VIOLATION: **10/17/07 & 11/06/07**
DATE VIOLATION TO BE CORRECTED: **11/02/07 & 11/23/07**
DATE OF REINSPECTION: **11/27/07 & 01/08/08**
INSPECTION RESULTS: **Inoperable vehicles, vehicle over the rated load limit for residential areas and the portable restroom remain on the property.**

Based upon the foregoing, the undersigned Code Inspector hereby certifies that the above described violation continues to exist, that attempts to secure compliance with the Code(s) or Ordinance(s) of Seminole County have failed as aforesaid, and that the violation should be referred to the Board for a public hearing.

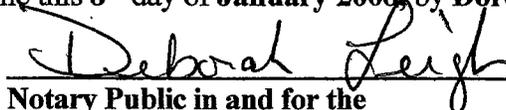
DATED THIS 8th DAY OF JANUARY 2008.



Dorothy Hird, Code Enforcement Officer

STATE OF FLORIDA)
COUNTY OF SEMINOLE)

The foregoing instrument was acknowledged before me this 8th day of January 2008, by Dorothy Hird, who is personally known to me.


Notary Public in and for the

County and State Aforementioned

My commission expires:

COMPLAINT NO. 07-CE004884



**CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FLORIDA**

SEMINOLE COUNTY, a political subdivision
of the State of Florida,

CASE NO – 08-40-CEB

Petitioner,

vs.

**SADIE HOLMES
PARCEL I.D. NO – 18-21-30-501-0200-0120**

Respondent



NOTICE OF HEARING

To: **SADIE HOLMES
1280 AMANDA STREET
ALTAMONTE SPRINGS, FL 32701**

NOTICE is hereby given that the Code Enforcement Board of Seminole County, Florida, intends to hold a public hearing at **1:30 PM**, or as soon thereafter as possible, at its regular meeting on **THURSDAY, the 28th day of February 2008**, at the Seminole County Services Building, BCC Chambers, 1101 East First Street, Sanford, Florida, to consider whether a violation of the Codes or Ordinances of Seminole County exists on the above-named party's property. Specifically:

- 1) **JUNKED OR ABANDONED VEHICLE(S) NOT KEPT WITHIN AN ENCLOSED GARAGE OR AN ATTACHED CARPORT**
- 2) **PARKING OR STORING OF A TRUCK HAVING A RATED LOAD LIMIT OF MORE THAN 2 TONS OR HAVING MORE THAN 2 AXLES IN A RESIDENTIALLY-ZONED AREA**
- 3) **PORTABLE RESTROOMS ON R-1 ZONED PROPERTY AS AN ACCESSORY STRUCTURE WITHOUT A PERMIT IS NOT A PERMITTED USE OR USE ALLOWED BY SPECIAL EXCEPTION**

FOR ADDITIONAL INFORMATION REGARDING THIS NOTICE, PLEASE CONTACT THE PLANNING/CODE ENFORCEMENT BOARD OFFICE AT (407) 665-7403.

PERSONS WITH DISABILITIES NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE EMPLOYEE RELATIONS DEPARTMENT ADA COORDINATOR 48 HOURS IN ADVANCE OF THE MEETING AT 665-7941.

PERSONS ARE ADVISED THAT IF THEY DECIDE TO APPEAL ANY DECISIONS MADE AT THESE MEETINGS/HEARINGS, THEY WILL NEED A RECORD OF THE PROCEEDINGS AND FOR SUCH PURPOSE, THEY MAY NEED TO INSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS BASED, PER SECTION 285.0105.

DATED this 6th day of February 2008.

Jane Spencer
Clerk to the Code Enforcement Board
Seminole County, Florida

CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FLORIDA

SEMINOLE COUNTY, a political
subdivision of the State of Florida,

Petitioner,
vs.

SADIE HOLMES
PARCEL I.D. NO – 18-21-30-501-0200-0120

Respondent.

CASE NO. 08-40-CEB

CERTIFIED COPY
CLERK OF THE
CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FL
BY: *Jane Spence*
DATE: 3/5/08

RETURN TO SANDY MCCANN

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 08-40-CEB, it is determined that the Respondent is

- (a) the owner of record of the property (Tax Parcel ID # 18-21-30-501-0200-0120) located at 1280 Amanda Street, Altamonte Springs, located in Seminole County and legally described as follows:

LEG LOT 12-14 BLK 2 LAKEVIEW PB 5 PG 14

- (b) in possession or control of the property, and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (l) and Seminole County Land Development Code Chapter 30, Sections 30.1350.

It is hereby ordered that the Respondent shall correct the violations on or before March 14, 2008. In order to correct the violations, the Respondent shall take the following remedial action:

- 1) REPAIR OR REMOVE ANY JUNKED OR ABANDONED OR INOPERABLE VEHICLE(S) NOT KEPT WITHIN AN ENCLOSED GARAGE OR AN ATTACHED CARPORT
- 2) REMOVE ANY VEHICLE(S) HAVING A RATED LOAD LIMIT OF MORE THAN 2 TONS OR HAVING MORE THAN 2 AXLES IN A RESIDENTIALLY-ZONED AREA

MARYANNE MORSE, CLERK OF CIRCUIT COURT
CLERK OF SEMINOLE COUNTY
BK 06944 Pgs 1751 - 1752; (2pgs)
FILE NUM 2008026753
RECORDED 03/06/2008 02:33:26 PM
RECORDING FEES 18.50
RECORDED BY G Harford

If the Respondent does not comply with the Order, a fine of **\$150.00 per day** will be imposed for each day the violations continue or are repeated after compliance past March 14, 2008.

The Respondent is further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until the Code Officer inspects the property and verifies compliance with this Order.

This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 28th day of February 2008, in Seminole County, Florida.

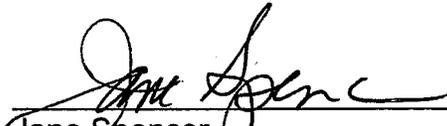
CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FLORIDA



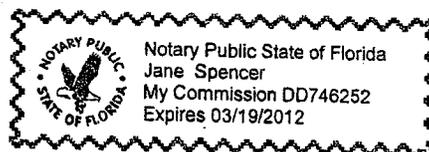
TOM HAGOOD, CHAIR

STATE OF FLORIDA)
COUNTY OF SEMINOLE)

The foregoing instrument was acknowledged before me this 28th day of February 2008, by Tom Hagood, who is personally known to me.



Jane Spencer
Notary Public to and for the
County and State aforementioned.
My Commission Expires



CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FLORIDA

SEMINOLE COUNTY, a political
subdivision of the State of Florida,

CASE NO: 08-40-CEB

Petitioner,

vs.

SADIE L HOLMES

Respondent.

CERTIFIED COPY
CLERK OF THE
CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FLORIDA

BY: *Jane Spencer*
DATE: 4-02-08

AFFIDAVIT OF NON-COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared **Dorothy Hird, Code Enforcement Officer**, for Seminole County Sheriff's Office, who after being duly sworn, deposes and says:

1. That on **February 28, 2008**, the Board held a public hearing and issued its Order in the above-styled matter.
2. That, pursuant to said Order, Respondent was to have taken certain corrective action by or before **March 14, 2008**.
3. That a re-inspection was performed on **March 17, 2008**.
4. That the re-inspection revealed that the corrective action ordered by the Board has not been taken in that **the junked or abandoned vehicles not kept within an enclosed garage or an attached carport and the truck with a rated load limit of more than two (2) tons and/or with more than two (2) axles remain on the property.**

FURTHER AFFIANT SAYETH NOT.
DATED this 17th day of **MARCH 2008**.

Dorothy Hird
Dorothy Hird, Code Enforcement Officer

STATE OF FLORIDA)
COUNTY OF SEMINOLE)

The foregoing instrument was acknowledged before me this 17th day of **March 2008**, by **Dorothy Hird**, who is personally known to me and who did take an oath.

Jane Spencer
Notary Public in and for the County
and State Aforementioned

My commission expires:
Notary Public State of Florida
Jane Spencer
My Commission DD746252
Expires 03/19/2012

AFFNON.COM

MARYANNE MORSE, CLERK OF CIRCUIT COURT
SEMINOLE COUNTY
BK 06963 Pg 1334; (1pg)
CLERK'S # 2008038499
RECORDED 04/03/2008 08:56:57 AM
RECORDING FEES 10.00
RECORDED BY G Harford

RETURN TO SANDY MCCANN

MA. ANNE MORSE, CLERK OF CIRCUIT COURT
SEMINOLE COUNTY
BK 07071 Pgs 0694 - 695; (2pgs)
CLERK'S # 2008110980
RECORDED 09/30/2008 02:22:01 PM
RECORDING FEES 18.50
RECORDED BY G Harford

**CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FLORIDA**

SEMINOLE COUNTY, a political
Subdivision of the State of Florida,

CASE NO. 08-40-CEB

Petitioner,

vs.

SADIE L HOLMES
PARCEL I.D. NO - 18-21-30-501-0200-0120

Respondent.

CERTIFIED COPY
CLERK OF THE
CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FL
BY: *[Signature]*
DATE: 9-19-08

RETURN TO SANDY McCANN

ORDER INCREASING DAILY FINE

The Respondent is the owner of record of the property (Tax Parcel I.D. # 18-21-30-501-0200-0120) located at 1280 Amanda Street, Altamonte Springs, located in Seminole County and legally described as follows:

LEG LOT 12-14 BLK 2 LAKEVIEW PB 5 PG 14

It is hereby ordered that the Respondent's daily fine be increased from \$150.00 per day to **\$200.00 per day** effective **August 28, 2008**.

It is further ordered that the daily fine of **\$200.00 per day** shall continue to accrue for each day the violation continues or is repeated past **August 28, 2008**.

The Respondent must contact the Code Enforcement Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until such time as the Code Officer inspects the property and verifies compliance with this Order.

This Order shall be recorded in the public records of Seminole County, Florida.

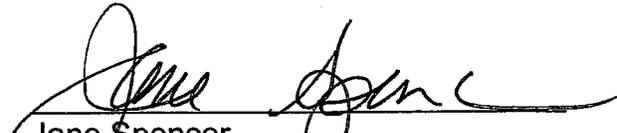
DONE AND ORDERED this 28th day of August 2008.

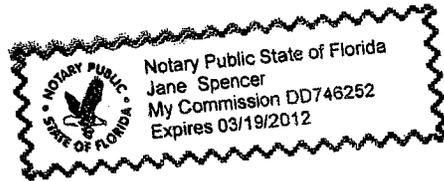
CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FLORIDA


TOM HAGOOD, CHAIR

STATE OF FLORIDA)
COUNTY OF SEMINOLE)

The foregoing instrument was acknowledged before me this 28th day of August, 2008, by Tom Hagood, who is personally known to me.


Jane Spencer
Notary Public to and for the
County and State aforementioned.
My Commission Expires



CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FLORIDA

Case No. 08-40-CEB

SEMINOLE COUNTY, a political
subdivision of the State of Florida

Petitioner,
vs.

SADIE HOLMES

Respondent.

CERTIFIED COPY
CLERK OF THE
CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FL

BY: *[Signature]*
DATE: *9/19/08*

AFFIDAVIT OF COMPLIANCE

BEFORE ME, the undersigned authority, personally appeared **Dorothy Hird, Code Enforcement Officer, Seminole County Sheriff's Office**, who, after being duly sworn, deposes and says:

1. That on **February 28, 2008**, the Board held a public hearing and issued its Order in the above-styled matter.
2. That, pursuant to said Order, Respondent was to have taken certain corrective action by or before **March 14, 2008**.
3. That a re-inspection was performed and the Respondent was in compliance on **September 17, 2008**.
4. That the re-inspection revealed that the corrective action ordered by the Board has been taken in that **the junked, abandoned or inoperable not kept within an enclosed garage or an attached carport is now operable.**

FURTHER AFFIANT SAYETH NOT.

DATED this 17th day of **SEPTEMBER 2008**.

[Signature]

Dorothy Hird, Code Enforcement Officer

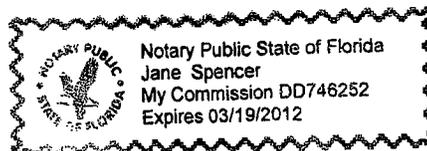
STATE OF FLORIDA)
COUNTY OF SEMINOLE)

The foregoing instrument was acknowledged before me this 17th day of **September 2008**, by **Dorothy Hird**, who is personally known to me and who did take an oath.

[Signature]
Notary Public in and for the County
and State Aforementioned

My commission expires:

CMPLAFF.CEB



RETURN TO SANDY MCCANN

MARYANNE MORSE, CLERK OF CIRCUIT COURT SEMINOLE COUNTY, CFN 2008110883 BK 07071 Pg 0888; (1pg) REC'D 09/30/2008 02:22:01 PM
REC FEES 10.00, REC'D BY: SHARFORD

CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FLORIDA

CASE NO. 08-40-CEB

SEMINOLE COUNTY, a political
Subdivision of the State of Florida,

Petitioner,

vs.

SADIE L HOLMES
PARCEL I.D. NO - 18-21-30-501-0200-0120

Respondent.

CERTIFIED COPY
CLERK OF THE
CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FLORIDA

BY: *[Signature]*
DATE: 9/19/08



ORDER FINDING COMPLIANCE AND IMPOSING FINE/LIEN

The Respondent is the owner of record of the property (Tax Parcel I.D. # 18-21-30-501-0200-0120) located at 1280 Amanda Street, Altamonte Springs, located in Seminole County and legally described as follows:

LEG LOT 12-14 BLK 2 LAKEVIEW
PB 5 PG 14

This case came on for public hearing before the Code Enforcement Board of Seminole County on February 28, 2008, after due notice to the Respondent. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondent in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (l):

Said Order stated that a fine in the amount of \$150.00 per day would be imposed if the Respondent did not take certain corrective action by March 14, 2008

An Affidavit of Non-Compliance had been filed by the Code Enforcement Officer, which Affidavit certified under oath that the required action had been obtained after reinspection on March 17, 2008.

On August 28, 2008, the Board issued its Order Increasing Daily Fine which increased the daily fine to \$200.00.

An Affidavit of Compliance had been filed by the Code Enforcement Officer, which Affidavit certified under oath that the required action had been obtained after reinspection on September 19, 2008.

Accordingly, it having been brought to the Board's attention that Respondent has complied with the Order dated February 28, 2008, the Board orders that a lien in the amount

RETURN TO SANDY MCCANN

MARYANNE MORSE, CLERK OF CIRCUIT COURT, SEMINOLE COUNTY, CFN 2008110984 BK 07071 Pgs 0389 - 700; (2pgs) REC'D 08/30/2008 02:22:01 PM
REC FEES 18.50, REC'D BY G.Hartford

of **\$29,000.00** for 187 total days of non-compliance, 168 days of non-compliance from March 15, 2008 through and including August 28, 2008, at \$150.00 per day and 19 days of non-compliance, from August 29, 2008 through and including September 16, 2008, at \$200.00 per, be imposed.

The Order shall be recorded in the official land records of Seminole County and shall constitute a lien against the land on which the violations exist and upon any other real or personal property owned by the Respondent.

DONE AND ORDERED this 25th day September, 2008, in Seminole County, Florida.

CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FLORIDA



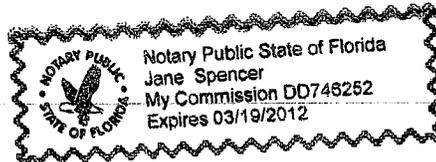
TOM HAGOOD, CHAIR

STATE OF FLORIDA)
COUNTY OF SEMINOLE)

The foregoing instrument was acknowledged before me this 25th day of September, 2008, by Tom Hagood, who is personally known to me.



Jane Spencer
Notary Public to and for the
County and State aforementioned.
My Commission Expires



**SEMINOLE COUNTY
CODE ENFORCEMENT BOARD
CASE NO. 08-40-CEB**

REQUEST FOR REDUCTION OF PENALTY

BY COMPLETING THIS FORM, YOU ARE MAKING STATEMENTS UNDER OATH

INSTRUCTIONS: Please fill in both sides of this form completely. Be specific when writing your statement. Please return this form to the Clerk to the Code Enforcement Board. The REQUEST FOR REDUCTION OF PENALTY will then be presented to the Board of County Commissioners at their next regularly-scheduled hearing, or as soon thereafter as possible, and you will be notified in writing of the Board's decision within 10 days after the hearing. If you are claiming medical or financial hardship, attach supporting documentation (*i.e.*, a doctor's statement or proof of income). If you have any questions, please call the Clerk at (407) 665-7403.

**Property Owner's Name: SADIE L. HOLMES
Property Address: 1280 AMANDA STREET, ALTAMONTE SPRINGS 32701**

**Phone number(s) where you can
be reached during the day: 407-839-6227/407-831-6324**

Is the property now in compliance? YES NO
(If No, explain in detail) _____

Are you claiming a financial hardship? YES NO

Are you claiming a medical hardship? YES NO

If the property owner is unable to complete this form, list the name of the person who is legally authorized to act for the property owner and his/her relationship to the property owner:

**Name: Richard Lee Barrett, Esquire, 18 Wall Street, Orlando, Florida 32801;
phone number 407-839-6227**

Relationship: Counsel of Record

**RETURN COMPLETED, SIGNED AND NOTARIZED FORM TO:
CLERK, SEMINOLE COUNTY CODE ENFORCEMENT
1101 EAST FIRST STREET, SANFORD, FLORIDA 32771-1468**

I, Sadie L. Holmes, do hereby submit this REQUEST FOR REDUCTION OF PENALTY to request a reduction in the total amount of penalty imposed and in support offer the following statement:

I operate a not-for-profit organization, feeding and sheltering the homeless. I have no other income except donations given in support of this cause. Any fines imposed will result in payment from these donations, which will be detrimental to the feeding and housing of the homeless.

Date: 10-23-08

Signed: *Sadie Holmes*

Print Name: Sadie Holmes

STATE OF FLORIDA
COUNTY OF SEMINOLE

PERSONALLY appeared before me, the undersigned authority duly authorized to administer oaths and take acknowledgments, Sadie L. Holmes, who after first being duly sworn, acknowledged before me that the information contained herein is true and correct. He/she is not personally known to me and has produced # 452-792-62-708-0 FL. DL as identification and did take an oath.

Date: 10/23/08

Jane Spencer
Notary Public
My commission expires: _____



RETURN COMPLETED, SIGNED AND NOTARIZED FORM TO:
CLERK, SEMINOLE COUNTY CODE ENFORCEMENT
1101 EAST FIRST STREET, SANFORD, FLORIDA 32771-1468

SEMINOLE COUNTY SHERIFF'S OFFICE
Affidavit For Reimbursement of Code Enforcement Officers Administrative Costs
Case#2007CCE004884

The Seminole County Sheriff's Office requests that the Department of Planning and Development petition the Board of County Commission to enter an order requiring the Respondent in the above-styled case to pay the costs of investigation incurred by this office during the investigation and presentation of said case. The below items detail the activities and associated costs for investigating this case.

Code Enforcement Officer: Dorothy Hird

DATE	PERSONNEL ACTIVITY	HOURS
09/03/08	Inspection and photos	1.0
09/15/08	Inspections X 4 and a phone call	2.5
08/01/08	Inspection, photos and mailed notice of code violation	1.5
09/25/08	CEB Hearing	1.0
09/17/08	Inspection	.30
	TOTAL HOURS	6.5
		x \$33.29
	TOTAL PERSONNEL COSTS	\$ 216.38

The Seminole County Sheriff's Office has incurred actual costs in the amount of **\$ 216.38** during the investigation and prosecution of the defendant in this case. Said costs are supported and documented as listed above. Personnel costs are calculated at a rate of \$33.29 per hour, as determined by the Financial Services Section of the Seminole County Sheriff's Office. Tangible goods and contractual services are indicated as required and at a direct cost to the Office.

Signature of Code Enforcement Officer: _____ **Date** _____

Attested to this _____ day of _____, 2008, by _____
Code Enforcement Officer

SEMINOLE COUNTY SHERIFF'S OFFICE
Affidavit For Reimbursement of Code Enforcement Officers Administrative Costs
Case#2007CE004884

The Seminole County Sheriff's Office requests that the Department of Planning and Development petition the Board of County Commission to enter an order requiring the Respondent in the above-styled case to pay the costs of investigation incurred by this office during the investigation and presentation of said case. The below items detail the activities and associated costs for investigating this case.

Code Enforcement Officer: Dorothy Hird

DATE	PERSONNEL ACTIVITY	HOURS
06/26/08	CEB Hearing	1.0
07/10/08	Inspection and photos	1.0
0715/08	Inspection and photos	1.0
07/15/08	Inspection	.30
07/16/08	Inspection	.30
08/14/08	Inspection and photos	1.0
08/28/08	CEB Hearing	1.0
TOTAL HOURS		6.0
		x \$33.29
TOTAL PERSONNEL COSTS		\$199.74

The Seminole County Sheriff's Office has incurred actual costs in the amount of **\$ 199.74** during the investigation and prosecution of the defendant in this case. Said costs are supported and documented as listed above. Personnel costs are calculated at a rate of \$33.29 per hour, as determined by the Financial Services Section of the Seminole County Sheriff's Office. Tangible goods and contractual services are indicated as required and at a direct cost to the Office.

Signature of Code Enforcement Officer: _____ **Date** _____

Attested to this _____ day of _____, 2008, by _____
Code Enforcement Officer

SEMINOLE COUNTY SHERIFF'S OFFICE
Affidavit For Reimbursement of Code Enforcement Officers Administrative Costs
Case#2007CE004884

The Seminole County Sheriff's Office requests that the Department of Planning and Development petition the Board of County Commission to enter an order requiring the Respondent in the above-styled case to pay the costs of investigation incurred by this office during the investigation and presentation of said case. The below items detail the activities and associated costs for investigating this case.

Code Enforcement Officer: Dorothy Hird

DATE	PERSONNEL ACTIVITY	HOURS
02/15/08	Phone call, inspection	.30
02/28/08	CEB Hearing	1.0
03/17/08	Inspection and photos	1.0
03/27/08	CEB Hearing	1.0
06/19/08	Phone call	.30
06/23/08	Inspection and photos	1.0
06/25/08	Inspection	.30
TOTAL HOURS		5.5
		x \$33.29
TOTAL PERSONNEL COSTS		\$ 183.09

The Seminole County Sheriff's Office has incurred actual costs in the amount of **\$183.09** during the investigation and prosecution of the defendant in this case. Said costs are supported and documented as listed above. Personnel costs are calculated at a rate of \$33.29 per hour, as determined by the Financial Services Section of the Seminole County Sheriff's Office. Tangible goods and contractual services are indicated as required and at a direct cost to the Office.

Signature of Code Enforcement Officer: _____ **Date** _____

Attested to this _____ day of _____, 2008, by _____
Code Enforcement Officer

SEMINOLE COUNTY SHERIFF'S OFFICE
Affidavit For Reimbursement of Code Enforcement Officers Administrative Costs
Case#2007CE004884

The Seminole County Sheriff's Office requests that the Department of Planning and Development petition the Board of County Commission to enter an order requiring the Respondent in the above-styled case to pay the costs of investigation incurred by this office during the investigation and presentation of said case. The below items detail the activities and associated costs for investigating this case.

Code Enforcement Officer: Dorothy Hird

DATE	PERSONNEL ACTIVITY	HOURS
09/12/07	Inspection	.30
09/13/07	Mailed notice of violation and took photos	.30
10/16/07	Inspection and photos	1.0
10/26/07	Inspection with 4060	1.0
11/05/07	Inspection and photos	1.0
11/06/07	Mailed notice of code violation	.30
11/27/07	Inspection and photos	1.0
TOTAL HOURS		5.5
		x \$33.29
TOTAL PERSONNEL COSTS		\$ 183.09

The Seminole County Sheriff's Office has incurred actual costs in the amount of **\$ 183.09** during the investigation and prosecution of the defendant in this case. Said costs are supported and documented as listed above. Personnel costs are calculated at a rate of \$33.29 per hour, as determined by the Financial Services Section of the Seminole County Sheriff's Office. Tangible goods and contractual services are indicated as required and at a direct cost to the Office.

Signature of Code Enforcement Officer: _____ **Date** _____

Attested to this ___ day of _____, _____ by _____
Code Enforcement Officer

**Estimate of Costs
CEB Case # 08-40-CEB
SADIE HOLMES**

<u>Postage</u>				
Regular	10	\$.41	\$ 4.10	
Certified	10	\$ 5.32	\$53.20	
				\$57.30
<u>Processing Time for Code Enforcement and BCC Action</u>				
Code Board Secretary	3 hours	\$ 38.00	\$114.00	
Code Board Attorney	1 hour	\$135.00		
Planning Manager's Review	1 hour	\$ 186.00		
Planning and Development Director's Review	1 hour	\$ 202.00		
Deputy County Manager's Review	1 hour	\$ 259.00		
County Attorney's Review	1 hour	\$135.00		
				\$1,031.00
Other associated costs not captured: Fleet expense, Phone expense, Utilities, Computer Support				
Costs for Recording Documents -				
# of first page docs - 5 # of additional page docs - 2				\$67.00
(\$10.00 first page, \$8.50 each additional page)				
<u>ESTIMATED COST FOR PROCESSING CASE # 08-40-CEB By the Planning Division</u>				\$1,155.30
<u>ESTIMATED COST FOR PROCESSING CASE # 08-40-CEB By the Seminole County Sheriff's Office</u>				\$782.30
<u>TOTAL COST FOR PROCESSING CASE # 08-40-CEB</u>				\$1937.60

Personal Property

<p>PARCEL DETAIL</p> <p>DAVID JOHNSON, CFA, ASA</p> <p>PROPERTY APPRAISER</p> <p>SEMINOLE COUNTY FL.</p> <p>1101 E. FIRST ST SANFORD, FL 32771-1468 407-665-7506</p>		
--	--	--

GENERAL

Parcel Id: 18-21-30-501-0200-0120
 Owner: HOLMES SADIE L
 Mailing Address: 1280 AMANDA ST
 City, State, Zip Code: ALTAMONTE SPRINGS FL 32701
 Property Address: 1280 AMANDA ST ALTAMONTE SPRINGS 32701
 Subdivision Name: LAKEVIEW
 Tax District: 01-COUNTY-TX DIST 1
 Exemptions: 00-HOMESTEAD (2008)
 Dor: 01-SINGLE FAMILY

VALUE SUMMARY		
VALUES	2009 Working	2008 Certified
Value Method	Cost/Market	Cost/Market
Number of Buildings	2	2
Depreciated Bldg Value	\$367,349	\$369,215
Depreciated EXFT Value	\$9,932	\$10,139
Land Value (Market)	\$17,438	\$17,438
Land Value Ag	\$0	\$0
Just/Market Value	\$394,719	\$396,792
Portability Adj	\$0	\$0
Save Our Homes Adj	\$0	\$0
Assessed Value (SOH)	\$394,719	\$396,792
Tax Estimator		

2009 TAXABLE VALUE WORKING ESTIMATE			
Taxing Authority	Assessment Value	Exempt Values	Taxable Value
County General Fund	\$394,719	\$50,000	\$344,719
Schools	\$394,719	\$25,000	\$369,719
Fire	\$394,719	\$50,000	\$344,719
Road District	\$394,719	\$50,000	\$344,719
SJWM(Saint Johns Water Management)	\$394,719	\$50,000	\$344,719
County Bonds	\$394,719	\$50,000	\$344,719

The taxable values and taxes are calculated using the current years working values and the prior years approved millage rates.

SALES	2008 VALUE SUMMARY																					
<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Deed</th> <th>Date</th> <th>Book</th> <th>Page</th> <th>Amount</th> <th>Vac/Imp</th> <th>Qualified</th> </tr> </thead> <tbody> <tr> <td>CORRECTIVE DEED</td> <td>12/2007</td> <td>06879</td> <td>1809</td> <td>\$100</td> <td>Improved</td> <td>No</td> </tr> <tr> <td>WARRANTY DEED</td> <td>09/2005</td> <td>05921</td> <td>0542</td> <td>\$2,800</td> <td>Vacant</td> <td>Yes</td> </tr> </tbody> </table> <p style="text-align: center;">Find Comparable Sales within this Subdivision</p>	Deed	Date	Book	Page	Amount	Vac/Imp	Qualified	CORRECTIVE DEED	12/2007	06879	1809	\$100	Improved	No	WARRANTY DEED	09/2005	05921	0542	\$2,800	Vacant	Yes	<p>2008 Tax Bill Amount: \$5,411</p> <p>2008 Certified Taxable Value and Taxes</p> <p>DOES NOT INCLUDE NON-AD VALOREM ASSESSMENTS</p>
Deed	Date	Book	Page	Amount	Vac/Imp	Qualified																
CORRECTIVE DEED	12/2007	06879	1809	\$100	Improved	No																
WARRANTY DEED	09/2005	05921	0542	\$2,800	Vacant	Yes																

LAND	LEGAL DESCRIPTION												
<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Land Assess Method</th> <th>Frontage</th> <th>Depth</th> <th>Land Units</th> <th>Unit Price</th> <th>Land Value</th> </tr> </thead> <tbody> <tr> <td>FRONT FOOT & DEPTH</td> <td>150</td> <td>125</td> <td>.000</td> <td>125.00</td> <td>\$17,438</td> </tr> </tbody> </table>	Land Assess Method	Frontage	Depth	Land Units	Unit Price	Land Value	FRONT FOOT & DEPTH	150	125	.000	125.00	\$17,438	<p>PLATS: <input type="text" value="Pick..."/></p> <p>LEG LOT 12-14 BLK 2 LAKEVIEW PB 5 PG 14</p>
Land Assess Method	Frontage	Depth	Land Units	Unit Price	Land Value								
FRONT FOOT & DEPTH	150	125	.000	125.00	\$17,438								

BUILDING INFORMATION									
Bld Num	Bld Type	Year Blt	Fixtures	Base SF	Gross SF	Living SF	Ext Wall	Bld Value	Est. Cost New
1	SINGLE FAMILY	2006	17	3,522	4,315	4,010	CB/STUCCO FINISH	\$267,236	\$271,306
		<p>Appendage / Sqft OPEN PORCH FINISHED / 225</p> <p>Appendage / Sqft OPEN PORCH FINISHED / 80</p> <p>Appendage / Sqft UPPER STORY FINISHED / 488</p>							

**SATISFACTION OF LIEN
AS TO PARTICULAR PARCEL**

THIS instrument disclaims and releases the lien imposed by the Order Finding Compliance and Imposing Fine/Lien, issued by the Seminole County Code Enforcement Board in Case No. 08-40-CEB, filed against SADIE L. HOLMES and filed by and on behalf of Seminole County, on September 25, 2008, and recorded in Official Records Book 07071, Pages 0699 - 700, of the Public Records of Seminole County, Florida, against the following described real property:

LEG LOT 12-14 BLK 2 LAKEVIEW
PB 5 PG 14

The undersigned is authorized to and does hereby disclaim and release the lien as to the whole of the above-described real property, and consents that the same be discharged of record.

DATED this _____ day of _____, _____.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA

MARYANNE MORSE
Clerk to the Board of
County Commissioners of
Seminole County, Florida

By: _____
BRENDA CAREY, Chairman

Date: _____

For the use and reliance
of Seminole County only.
Approved as to form and
legal sufficiency.

As authorized for execution by the
Board of County Commissioners at their
December 9, 2008 regular meeting.

County Attorney