



CITY OF ANNA MARIA

P.O. Box 779, 10005 Gulf Drive, Anna Maria, FL 34216

Phone (941) 708-6130; Fax (941) 708-6134

AGENDA CODE ENFORCEMENT HEARING

Special Magistrate: Gerald T. Buhr, P.A.
Tuesday, January 24, 2023, 10:00 a.m.

This Code Enforcement Hearing may be attended *via* optional telecommunications technology. You may dial in *via* telephone by calling (929) 205-6099 and enter Meeting ID 856-9556-7017. For Zoom instructions, please contact City Hall at 941-708-6130.

OUT OF COURTESY TO OTHERS, PLEASE MUTE YOUR PHONE WHEN NOT SPEAKING
IF YOU WISH TO MAKE A COMMENT, PRESS *9 ON YOUR PHONE

CALL TO ORDER

OPENING COMMENTS

MOMENT OF SILENCE FOLLOWED BY THE PLEDGE OF ALLEGIANCE

SWEARING IN OF ALL PERSONS TESTIFYING OR SPEAKING BEFORE THE MAGISTRATE

1. ADDITIONS OR DELETIONS TO AGENDA

2. APPROVAL OF MINUTES

Approval of Minutes – November 16, 2022, Magistrate Hearing

3. OLD BUSINESS

4. NEW BUSINESS – CODE ENFORCEMENT HEARINGS

1.) Case No. 230124-01

John A. Manca

5567 Palmer Circle, Unit #103

Lakewood Ranch, FL 34211-2592

Date of Violation(s): November 12, 2022

Violation Location: Magnolia Avenue, Anna Maria, FL 34216

Code(s) Violated:

1. City of Anna Maria Code of Ordinances Chapter 58 – TRAFFIC AND VEHICLES, ARTICLE III – PARKING, STOPPING AND STANDING, Sec. 58-91 Blocking street.

(a) No person shall stop, park or leave standing any vehicle, whether attended or unattended, upon the paved or main-traveled part of any street or highway within the boundaries of the city when it is practicable to stop, park or so leave the vehicle off such part of the street or highway.

(b) Subsection (a) of this section shall not apply to the driver or owner of any vehicle which is disabled while on the paved or main-traveled portion of a street or highway within the boundaries of the city in such manner and to such extent that it is impossible to avoid stopping and temporarily leaving the disabled vehicle in such position, or to passenger-carrying buses temporarily parked while loading or discharging passengers, where street or highway conditions render such parking off the paved portion of the street or highway hazardous or impractical.

2. City of Anna Maria Code of Ordinances Chapter 58 – TRAFFIC AND VEHICLES, ARTICLE III – PARKING, STOPPING AND STANDING, Sec. 58-94 Parking on right-of-way.

Every vehicle stopped or parked upon the right-of-way of a two-way roadway shall be so stopped or parked with the lefthand wheels parallel to the edge of the roadway, with all wheels off the pavement, and facing in the direction of authorized traffic movement.

Violation description: On November 12, 2022, at 1:22 p.m., Parking and Code Enforcement Officer, Betsy Brown, cited a black Mazda Miata passenger vehicle, Florida license plate XB98W, on Magnolia Avenue in the city of Anna Maria, FL for parking with tires on the paved surface of the street - Citation #49158615. On November 13, 2022, the City of Anna Maria received a request to dispute the parking citation by Respondent, John Manca.

Requested action: Payment of \$50 for the parking citation, late fee of \$15, actual costs for postage fees in the amount of \$7.85 and administrative fees of \$85.00, for a total of \$157.85.

2.) Case No. 230124-02

George Siguenas
2514 W 71st Place
Hialeah, FL 33016

Date of Violation(s): November 27, 2022

Violation Location: Gladiolus Street, Anna Maria, FL 34216

Code(s) Violated:

1. City of Anna Maria Code of Ordinances Chapter 58 – TRAFFIC AND VEHICLES, ARTICLE III – PARKING, STOPPING AND STANDING, Sec. 58-96 Parking, stopping, standing prohibited in specific places.

Stopping, standing or parking is prohibited in specified places. Except when necessary to avoid conflict with other traffic, or in compliance with the law or the directions of a police officer or official traffic control device, no person shall:

...

(3) Park a vehicle, whether occupied or not, except temporarily for the purpose of, and while actually engaged in, loading or unloading merchandise or passengers:

- a. At any place where official signs prohibit parking;

Violation description: On November 27, 2022, at 2:15 p.m., Parking and Code Enforcement Officer, Betsy Brown, cited a black Kia Forte passenger vehicle, Florida license plate PERUU, on Gladiolus Street in the city of Anna Maria, FL for parking where official signs prohibit parking - Citation #53260313. On November 30, 2022, the City of Anna Maria received a request to dispute the parking citation by Respondent, George Siguenas.

Requested action: Payment of \$50 for the parking citation, late fee of \$15, actual costs for postage fees in the amount of \$7.85 and administrative fees of \$85.00, for a total of \$157.85.

3.) Case No. 230124-03

Elton Horst
54 West Ridge Drive
Leola, PA 17540

Date of Violation(s): December 18, 2022

Violation Location: Palmetto Avenue, Anna Maria, FL 34216

Code(s) Violated:

1. City of Anna Maria Code of Ordinances Chapter 58 – TRAFFIC AND VEHICLES, ARTICLE III – PARKING, STOPPING AND STANDING, Sec. 58-91 Blocking street.
 - (a) No person shall stop, park or leave standing any vehicle, whether attended or unattended, upon the paved or main-traveled part of any street or highway within the boundaries of the city when it is practicable to stop, park or so leave the vehicle off such part of the street or highway.
 - (b) Subsection (a) of this section shall not apply to the driver or owner of any vehicle which is disabled while on the paved or main-traveled portion of a street or highway within the boundaries of the city in such manner and to such extent that it is impossible to avoid stopping and temporarily leaving the disabled vehicle in such position, or to passenger-carrying buses temporarily parked while loading or discharging passengers, where street or highway conditions render such parking off the paved portion of the street or highway hazardous or impractical.
2. City of Anna Maria Code of Ordinances Chapter 58 – TRAFFIC AND VEHICLES, ARTICLE III – PARKING, STOPPING AND STANDING, Sec. 58-94 Parking on right-of-way.

Every vehicle stopped or parked upon the right-of-way of a two-way roadway shall be so stopped or parked with the lefthand wheels parallel to the edge of the roadway, with all wheels off the pavement, and facing in the direction of authorized traffic movement.

Violation description: On December 18, 2022, at 1:08 p.m., Parking and Code Enforcement Officer, Betsy Brown, cited a white Chrysler passenger vehicle, Florida license plate NGFT13, on Palmetto Avenue in the city of Anna Maria, FL for parking with tires on the paved surface of the street - Citation #39486448. On December 23, 2022, the City of Anna Maria received a request to dispute the parking citation by Respondent, Elton Horst.

Requested action: Payment of \$50 for the parking citation, late fee of \$15, actual costs for postage fees in the amount of \$7.85 and administrative fees of \$85.00, for a total of \$157.85.

4.) Case No. 230124-04

Adam Tuck
1228 Warren Avenue
Richmond, VA 23227

Date of Violation(s): December 20, 2022

Violation Location: Gladiolus Street, Anna Maria, FL 34216

Code(s) Violated:

1. **City of Anna Maria Code of Ordinances Chapter 58 – TRAFFIC AND VEHICLES, ARTICLE III – PARKING, STOPPING AND STANDING, Sec. 58-96 Parking, stopping, standing prohibited in specific places.**

Stopping, standing or parking is prohibited in specified places. Except when necessary to avoid conflict with other traffic, or in compliance with the law or the directions of a police officer or official traffic control device, no person shall:

...

(3) Park a vehicle, whether occupied or not, except temporarily for the purpose of, and while actually engaged in, loading or unloading merchandise or passengers:

 - a. At any place where official signs prohibit parking;

Violation description: On December 20, 2022, at 10:54 a.m., Parking and Code Enforcement Officer, Stephen Cooke, cited a blue Club Car golf cart, Florida license plate 74AYCY, on Gladiolus Street in the city of Anna Maria, FL for parking where official signs prohibit parking - Citation #54559101. On December 22, 2022, the City of Anna Maria received a request to dispute the parking citation by Respondent, Adam Tuck.

Requested action: Payment of \$50 for the parking citation, late fee of \$15, actual costs for postage fees in the amount of \$7.85 and administrative fees of \$85.00, for a total of \$157.85.

5.) Case No. 230124-05

Adam Tuck
1228 Warren Avenue
Richmond, VA 23227

Date of Violation(s): December 21, 2022

Violation Location: Gladiolus Street, Anna Maria, FL 34216

Code(s) Violated:

- 1. **City of Anna Maria Code of Ordinances Chapter 58 – TRAFFIC AND VEHICLES, ARTICLE III – PARKING, STOPPING AND STANDING, Sec. 58-96 Parking, stopping, standing prohibited in specific places.**

Stopping, standing or parking is prohibited in specified places. Except when necessary to avoid conflict with other traffic, or in compliance with the law or the directions of a police officer or official traffic control device, no person shall:

...

- (3) Park a vehicle, whether occupied or not, except temporarily for the purpose of, and while actually engaged in, loading or unloading merchandise or passengers:

- a. At any place where official signs prohibit parking;

Violation description: On December 21, 2022, at 8:59 a.m. Code and Parking Enforcement Officer, Stephen Cooke, cited a blue Club Car golf cart, Florida license plate 74AYCY, on Gladiolus Street in the city of Anna Maria, FL for parking where official signs prohibit parking - Citation #56287234. On December 22, 2022, the City of Anna Maria received a request to dispute the parking citation by Respondent, Adam Tuck.

Requested action: Payment of \$50 for the parking citation, late fee of \$15, and administrative fees of \$85.00, for a total of \$150.00. There were no postage fees since this and the previous citation were sent in a single mailing,

5. ADJOURNMENT

If any person desires to appeal any decision of the Code Enforcement Hearing, or of any other Board of the City, that person will 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 (Fla. Stat. §286.0105).

The City of Anna Maria does not discriminate on the basis of race, color, national origin, sex, religion, age, marital status or handicapped status in employment or in the provision of services. Handicapped individuals may receive special accommodations in services with a forty-eight hour notice (Fla. Stat. §286.26).

Anyone requiring reasonable accommodations for this meeting as provided for in the Americans with Disabilities Act should contact the City Clerk at 941-708-6130, fax 941-708-6134 or e-mail amadmin@cityofannamaria.com or amclerk@cityofannamaria.com

POSTED: January 9, 2023