

**3120210080641 RECORDED IN THE RECORDS OF JEFFREY R. SMITH, CLERK OF CIRCUIT COURT INDIAN RIVER CO FL
BK: 3485 PG: 1715, 11/22/2021 9:26 AM**

CODE ENFORCEMENT BOARD
INDIAN RIVER COUNTY, FLORIDA

IN THE MATTER OF:

CEB Case No. 2021060045

GOMEZ, FELIPE and ELENA
12376 91ST ST
FELLSMERE, FL 32948

, Respondents

ORDER IMPOSING FINE

THIS MATTER ORIGINALLY CAME BEFORE THE BOARD for a public hearing on August 23, 2021, after due notice to the Respondents at which time the Board heard testimony under oath and received evidence. The Board issued findings of fact, conclusions of law, and an oral order which was reduced to writing and furnished to the Respondents to take corrective action by a certain time, as more specifically set forth in that order.

On October 25, 2021, this Board conducted a compliance hearing to determine whether the Board's order of August 23, 2021, as amended by Order(s) Granting Extension, had been complied with. Respondent was provided proper notice of the compliance hearing, but did not attend the hearing.

Based on the evidence and testimony presented at the hearing, this Board finds that the required corrective action has not been taken as ordered and that there does in fact exist storage of commercial vehicles and equipment in the A-1 Zoning District, which constitutes the use of the property in violation of Section(s) .04(2)(C) and 912.17(1) of the Code of Laws and Ordinances of Indian River County.

The Board's previous order, as amended, set forth a compliance date of **October 11, 2021**, and a fine of \$100 for each day the violation continues beyond the referenced compliance date.

IT IS HEREBY ORDERED THAT THE ABOVE DESCRIBED FINE IS HEREBY IMPOSED AGAINST THE RESPONDENT(S) for each and every day the violation exists upon or adjacent to the following described property, situated in Indian River County, Florida, to wit:

Location:	12376 91ST ST FELLSMERE
Tax Parcel ID No.	31-37-00-00001-1748-00001.0
Legal Description:	FELLSMERE FARMS CO SUB W 5 A OF TRACT 1748 PBS 2 - 1 & 2

beginning **October 12, 2021**. **A CERTIFIED COPY OF THIS ORDER SHALL BE RECORDED** in the Official Record Books of Indian River County forthwith **AND SHALL CONSTITUTE A LIEN AGAINST THE HEREIN DESCRIBED PROPERTY, AND UPON ANY OTHER REAL OR PERSONAL PROPERTY OWNED BY THE VIOLATOR**, pursuant to Chapter 162 of the Florida Statutes and Indian River County Ordinance 90-20, as may be amended. Further information of this matter may be obtained by contacting the Code Enforcement Section of the Community Development Department of Indian River County, 1801 27th Street, Vero Beach, Florida 32960, (772) 226-1249.

DONE AND ORDERED OCTOBER 25, 2021, at Vero Beach, Indian River County, Florida, in accordance with a ruling made by this Board in open session on said date, nunc pro tunc.

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EXECUTED by the Chairman of the Indian River County Code Enforcement Board, and attested and countersigned by the Recording Secretary of such Board this 15th day of November, 2021.

CODE ENFORCEMENT BOARD OF
INDIAN RIVER COUNTY, FLORIDA

ATTEST: Lisa Plesnarski
Lisa Plesnarski
Recording Secretary

By: Joseph A. Petrulak
Joseph Petrulak, Chairman
Indian River County Code Enforcement Board



CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Order Imposing Fine was provided to the above-named Respondent(s) by first class U.S. Mail addressed to the above-specified addresses this 15th day of November, 2021.

Lisa Plesnarski
Lisa Plesnarski, Recording Secretary

REVIEWED AS TO LEGAL FORM:

Ryne Hart
Ryne Hart
Board Advising Attorney

CEB Case No. 2021060045
Code Officer: DAPHNE DRISKELL

STATE OF FLORIDA
INDIAN RIVER COUNTY

THIS IS TO CERTIFY THAT THIS ISA
TRUE AND CORRECT COPY OF THE
ORIGINAL ON FILE IN THIS OFFICE.

SECRETARY
CODE ENFORCEMENT BOARD

BY: Lisa Plesnarski

DATE: November 15, 2021

