

3120150076183 RECORDED IN THE RECORDS OF JEFFREY R. SMITH, CLERK OF CIRCUIT COURT INDIAN RIVER CO FL  
BK: 2900 PG: 2451, 12/28/2015 9:45 AM

CODE ENFORCEMENT BOARD  
INDIAN RIVER COUNTY, FLORIDA

**IN THE MATTER OF:**

**CEB Case No. 2015080113**

ALMANZA, PABLO  
12865 89TH STREET  
FELLSMERE, FL 32948

ASHER FATELLA (TENANT)  
13490 99TH ST  
FELLSMERE, FL 32948

, Respondents

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**ORDER IMPOSING FINE**

**THIS MATTER ORIGINALLY CAME BEFORE THE BOARD** for a public hearing on September 28, 2105, 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 November 23, 2015, this Board conducted a compliance hearing to determine whether the Board's order of September 28, 2015, as amended by an Order Granting Extension, had been complied with. Respondents were 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 commercial/agricultural vehicle storage, junk vehicles, and miscellaneous junk and debris in the A-1 Zoning District, which constitutes the use of the property in violation of Sections 973.03(2) and 911.04(2)(C), of the Code of Laws and Ordinances of Indian River County.

The Board's previous order, as amended, set forth a compliance date of November 20, 2015, 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: 13490 99TH ST FELLSMERE  
Tax Parcel ID No. 31-37-00-00001-1359-00005.0  
Legal Description: FELLSMERE FARMS COS SUB PBS 2-1&2 W 2.89 A OF TR 1359, LESS E 80 FT & LESS N 340 FT OF W 102.7 FT THEREOF

beginning November 21, 2015. **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.

**COUNTY ATTORNEY'S OFFICE  
INDIAN RIVER COUNTY  
1801 27th Street  
Vero Beach, Florida 32960**

BK: 2900 PG: 2452

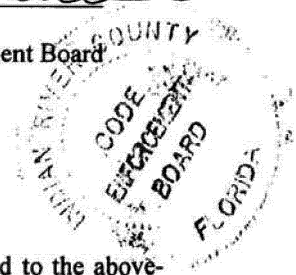
**DONE AND ORDERED November 23, 2015**, at Vero Beach, Indian River County, Florida, in accordance with a ruling made by this Board in open session on said date, nunc pro tunc.

**EXECUTED** by the Chairman of the Indian River County Code Enforcement Board, and attested and countersigned by the Recording Secretary of such Board this 18th day of December, 2015.

CODE ENFORCEMENT BOARD OF  
INDIAN RIVER COUNTY FLORIDA

ATTEST: Lisa Carlson  
Lisa Carlson  
Recording Secretary

By: Karl L. Zimmermann  
Karl L. Zimmermann, 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 18th day of December, 2015.

Lisa Carlson  
Lisa Carlson, Recording Secretary

REVIEWED AS TO LEGAL FORM:

Jennifer D. Peshke  
Jennifer D. Peshke  
Board Advising Attorney

CEB Case No. 2015080113  
Code Officer: BETTY DAVIS

STATE OF FLORIDA  
INDIAN RIVER COUNTY

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

SECRETARY  
CODE ENFORCEMENT BOARD

BY: Lisa Carlson

DATE: 12/18/2015

