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CODE ENFORCEMENT BOARD
INDIAN RIVER COUNTY, FLORIDA

IN THE MATTER OF:

CEB Case No. 2018020108

YATES, DALLAS & JANE [ESTATE]
C/O YATES, DALLASTEEN J.
3810 45TH ST
VERO BEACH, FL 32967

, Respondents

ORDER IMPOSING FINE

THIS MATTER ORIGINALLY CAME BEFORE THE BOARD for a public hearing on March 26, 2018, 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 April 23, 2018, this Board conducted a compliance hearing to determine whether the Board's order of March 26, 2018, had been complied with. Respondents were provided proper notice of the compliance hearing, and Dallasteen Yates was present at 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 open septic systems in disrepair and unsecured vacant structures in the RM-6 Zoning District, which constitutes the use of the property in violation of Sections and 973.03 and 403.06(6) of the Code of Laws and Ordinances of Indian River County.

The Board's previous order, as amended, set forth a compliance date of **April 20, 2018**, 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:	64TH AV SEBASTIAN COMMON AREA 8835-8889
Tax Parcel ID No.	31-39-29-00000-5000-00047.0
Legal Description:	BEG AT NE COR OF NW1/4 OF SW1/4; RUN W 165 FT; S 528.8 FT; E 165 FT; N 528.4 FT TO POB; LESS E 25 FT FOR RF R/W PER OR BK 413 PP 777

beginning **April 21, 2018**. **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 April 23, 2018, 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.

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

EXECUTED by the Chairman of the Indian River County Code Enforcement Board, and attested and countersigned by the Recording Secretary of such Board this 10 day of May, 2018.

CODE ENFORCEMENT BOARD OF INDIAN RIVER COUNTY, FLORIDA

ATTEST: Lisa Carlson
Lisa Carlson
Recording Secretary

By: Frank M. Clements III
Frank M. Clements III, 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 10 day of May, 2018.

Lisa Carlson
Lisa Carlson, Recording Secretary

REVIEWED AS TO LEGAL FORM:

Jennifer D. Peshke
Jennifer D. Peshke
Board Advising Attorney

CEB Case No. 2018020108
Code Officer: THOMAS ALLRED

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: 5-10-18

