

CODE ENFORCEMENT BOARD
INDIAN RIVER COUNTY, FLORIDA

IN THE MATTER OF:

CEB Case No. 2020030013

PALMER, MICHAEL S and KELLY L
1262 15TH AVE
VERO BEACH, FL 32960

, Respondents

**DETERMINATION OF PUBLIC NUISANCE
WARRANTING COUNTY ABATEMENT**

THIS MATTER ORIGINALLY CAME BEFORE THE BOARD for a public hearing on September 28, 2020, 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 Respondent(s) to take corrective action by a certain time, as more specifically set forth in that order.

On May 24, 2021, this Board conducted a hearing to determine whether the Board's order of September 28, 2020, had been complied with, and also to determine whether or not the violation(s) present a serious threat to public health, safety and welfare, and/or if the violations are irreparable or irreversible in nature, thus warranting abatement by Indian River County in accordance with Section 973.04 of the County Public Nuisance Ordinance. Respondent was provided proper notice of the meeting, and was in attendance for 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 junk vehicles, junk, trash & debris, vehicle parking/storage violations (residential), commercial vehicle storage violations, and a zoning district use violation in the RS-6 Zoning District to the extent that they constitute a public nuisance posing a serious threat to public health, safety and welfare, and use of the property in violation of Section(s) 973.03(2), 911.15(4)B, 912.17(3), 912.17(1), .04(2)(C), of the Code of Laws and Ordinances of Indian River County.

In accordance with County Code Section 973.04, Abatement of Nuisance, THE CODE ENFORCEMENT BOARD HEREBY DIRECTS county staff to notify the Indian River County Board of County Commissioners and to advise the Commission to consider abatement of the public nuisance(s) on the subject property by authorizing the county's employees, servants, agents or contractors to enter upon the property at all reasonable times and take whatever action is necessary to abate the public nuisance(s), no sooner than 30 days after the date of the May 24, 2021 Code Enforcement Board hearing.

Subject property description:

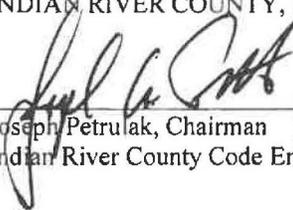
Location: 1262 15TH AV VERO BEACH
Tax Parcel ID No. 33-39-11-00000-1000-00008.0
Legal Description: BEG AT SE COR OF SW 1/4 OF SE 1/4 OF NE 1/4; RUN W 160 FT; N 481.78 FT FOR POB; N 180 FT; W 195.92 FT; S 180 FT; E 195.92 FT TO POB AS OR BK 109 PP 5

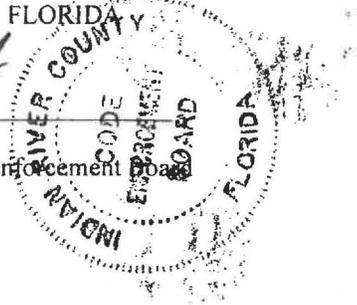
Further information of this matter may be obtained by contacting the Code Enforcement Section of the Community Development Department of Indian River County, 1801 27th Street, Vero Beach, Florida 32960, (772) 226-1249.

DONE AND ORDERED MAY 24, 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.

EXECUTED by the Chairman of the Indian River County Code Enforcement Board, and attested and countersigned by the Recording Secretary of such Board this 1st day of June, 2021.

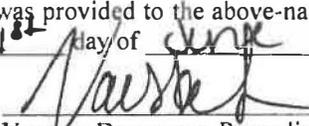
ATTEST: 
Vanessa Desnoyers
Recording Secretary

By: 
Joseph Petruak, Chairman
Indian River County Code Enforcement Board

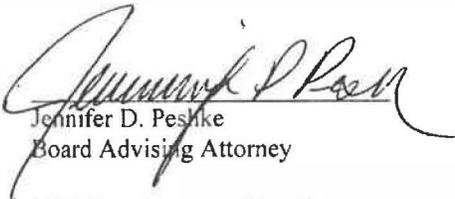


CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Order was provided to the above-named Respondent(s) by first class U.S. Mail addressed to the above-specified addresses this 1st day of June, 2021.


Vanessa Desnoyers, Recording Secretary

REVIEWED AS TO LEGAL FORM:


Jennifer D. Peslke
Board Advising Attorney

CEB Case No. 2020030013
Code Officer: VANESSA CARTER SOLOMON