

CITY OF KEY WEST CONTRACTORS' EXAMINING BOARD

AGENDA*

DATE: **October 28, 2010 at 3:00 p.m.**

LOCATION: **Habana Plaza 3140 Flagler Avenue, Key West, Florida 33040**

NOTE: **PURSUANT TO FLORIDA STATUTE SECTION 286.0105**, be advised that, if a person decides to appeal the decision made by the Contractors' Examining Board with respect to any matter considered at today's hearing, that person will need a record of the proceedings, and that, for such purpose, he or she may 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.

NOTE: **ADA ASSISTANCE:** If you are a person with a disability who needs special accommodations in order to participate in this proceeding, including requesting materials in accessible format, a sign language interpreter or other assistance (5 days advance notice required), or information on access available to individuals with disabilities, please contact the ADA Coordinator at 305-809-3951 between the hours of 8:00 a.m. and 5:00 p.m. If you are hearing or voice impaired, please call 305-809-1000.

CALL TO ORDER – Chairman

BOARD MEMBERS

Emigdio Gil
Peter Pike
Norman Wood
Merrell Sands
Nick Reeb
Paul Marotte
Frank Balbuena

STAFF

John Woodson, Chief Building Official
Ron Ramsingh; Assistant City Attorney
Jim Young; Code Compliance Manager
Kathleen Williams; Recording Secretary

➤ **OLD BUSINESS**

1. Approval of minutes from September 30, 2010

SWEARING IN OF WITNESSES

HEAR ANY PERSON WISHING TO SPEAK BEFORE THE BOARD

NOTICE TO APPEAR AND NOTICE OF APPEAL CASES

Inspector Dottie Austin

CASE NUMBER 08-2712 NOTICE TO APPEAR

Mr. Frank White
Key West Boyz Co., Inc

Violation; Sec. 14-37; *Building permits; professional plans; display of permits.*

Violation; Sec. 14-40; *Permits in Historic District*

Violation; Sec. 90-356; *Building permits required*

Violation; Sec. 90-364; *Same restrictions and limitations*

Violation; Sec. 90-365; *Violations and penalties*

Violation; Sec. 2-637; *Enforcement Procedure*

Priors: No

Findings of Fact; Conclusions of Law and Order

Mr. Frank White
Key West Boyz Co., Inc

- Case went before the Special Magistrate December 17, 2008 and found in violation. Costs of \$150.00 were imposed

Costs were paid in full 12-17-08

Permits were issued 1-28-2009

Inspector Cassandra Butler (no longer an employee of the City)

Building Inspector, John Cruz to present case

CASE NUMBER 09-991 NOTICE TO APPEAR

Mr. Frank White
Key West Boyz Co., Inc

Violation; Sec. 14-37; *Building permits; professional plans; display of permits*

Violation; Sec. 14-40; *Permits in Historic District*

Violation; Sec. 90-356; *Building permits required*

Violation; Sec. 2-637; *Enforcement Procedure*

Violation; Sec. 102-152; *Requirements for permits*

Violation; Sec. 102-218; *Criteria for demolition*

Priors: Yes *Case 08-2712* Sec. 14-37 - Building permits; professional Plans; Display of permits

Settlement Agreement

Mr. Frank White
Key West Boyz Co., Inc

Case did not go before the Special Magistrate. A Settlement Agreement was signed and agreed upon for the following:

- Frank White entered into an admission as repeat violator. In exchange, the City recommended dismissal of Sec. 14-37 Sec. 14-40 Sec. 2-637 and Sec. 102-218.
- Defendant agreed to pay the maximum possible fine of \$5,000 for irreparable, fine of \$500.00 for repeat violation for *each count*, and court costs of \$250.00. **Total of \$6,250.00**
- Defendant acknowledged the referral to the Contractors' Examining Board.
- The Settlement Agreement constitutes final agreement and may be amended unless in writing.

Fines were paid in full



- **NEW BUSINESS**

NEXT CEB HEARING:

January 27, 2011

ADJOURN

Kathleen Williams
Recording Secretary
City of Key West
3139 Riviera Drive
Key West, Florida 33040
Phone: (305) 809-3732
Fax: (305) 809-3739