

**Special Magistrate for the
City of Haines City**

CITY OF HAINES CITY,
Petitioner,

Violation No:36319

vs.

**HC182 LLC, MAGNOLIA VILLAGE
HOMEOWNERS ASSOCIATION INC**

Respondent(s),
_____ /

NOTICE OF HEARING

**NOTICE: A FINE AND COSTS MAY BE IMPOSED AT THIS HEARING
PLEASE GOVERN YOURSELF ACCORDINGLY**

Pursuant to Section 2.40 of the Code of Ordinances and Section 162.06 Florida Statutes, you are hereby called upon to take notice that a Public Hearing will be conducted in the above-styled cause, by the Special Magistrate, on **WEDNESDAY, SEPTEMBER 25, 2024 at 8:45 a.m.** or as soon after as may be heard, in the Commission Chambers, City Hall, 620 E. Main St. Haines City, Florida. The Special Magistrate will receive testimony and evidence at said Public Hearing and shall make such findings of fact and conclusions of law as are supported by the testimony and evidence pertaining to the matters alleged in the attached Affidavit of Violation(s) and may issue a Final Order affording the proper relief. A certified copy of the Final Order may be recoded in public records of the county and shall constitute notice to any subsequent purchasers, successors in interest, or assigns if the violation concerns real property, and the findings therein shall be binding upon the violator and, if the violation concerns real property, upon any subsequent purchasers, successors in interest, or assigns. If you fail to appear at the Hearing, the Special Magistrate may base any findings solely on the testimony and evidence presented by The Code Compliance Officer. Please govern yourself accordingly.

DATED: this 08/13/2024

SPECIAL MAGISTRATE OF THE
CITY OF HAINES CITY, FLORIDA

By: 

Michelle Escribano Code Compliance Specialist

I HEREBY CERTIFY that a true and correct copy of the above and foregoing Notice of Hearing has been furnished by Certified Mail/Personal Service to Respondent, HC182 LLC, MAGNOLIA VILLAGE HOMEOWNERS ASSOCIATION INC, 1627 E VINE ST STE 200, KISSIMMEE, FL. 34744-3708.

Return Receipt Number: 9489009000276582298244 & 9489009000276582297872

By: 

Michelle Escribano Code Compliance Specialist

IF A PERSON DESIRES TO APPEAL ANY DECISION WITH RESPECT TO ANY MATTER CONSIDERED AT THESE PROCEEDINGS, SUCH PERSON WILL NEED A RECORD OF THE PROCEEDINGS AND THAT, FOR THIS PURPOSE, SUCH PERSON MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE WHICH INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

If You Have Any Questions Please call 863-421-9937

Special Magistrate for the City of Haines City

CITY OF HAINES CITY,

Violation No:36319

Petitioner,

vs.

HC182 LLC, MAGNOLIA VILLAGE
HOMEOWNERS ASSOCIATION INC

Respondent(s),

STATE OF FLORIDA
COUNTY OF POLK

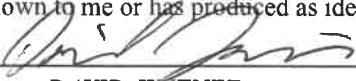
AFFIDAVIT OF VIOLATION

BEFORE ME, the undersigned authority, personally appeared DAVID JIMENEZ, Code Officer for the City of Haines City, Florida, who after being duly sworn, deposes and states:

1. That HC182 LLC, MAGNOLIA VILLAGE HOMEOWNERS ASSOCIATION INC of 1627 E VINE ST STE 200, KISSIMMEE, FL 34744-3708, hereinafter referred to as "RESPONDENT", is the owner and/or responsible party of the real property located at 2336 SWEETBAY CT, Haines City, FL the legal description of which is fully set forth on Exhibit A attached hereto.
2. That the described property is in violation of the Ordinance as shown in the Violation Details set forth in Exhibit A attached hereto.
3. That a true copy of the Violation Notice(s) previously provided to RESPONDENT is attached hereto.
4. That said violation(s) has/have not been corrected.
5. That a true copy of the Notice of Hearing to be served upon the RESPONDENT in conjunction with this Affidavit of Violation is attached hereto.

AFFIRMATION UNDER OATH

The foregoing instrument was sworn to (or affirmed), subscribed, and acknowledged before me by means of physical presence or online notarization, this 13TH day of AUGUST, 2024, by DAVID JIMENEZ, who is personally known to me or has produced as identification.



DAVID JIMENEZ
as the Code Officer for Haines City

8-13-24


Date

STATE OF FLORIDA
COUNTY OF POLK

BEFORE ME the undersigned authority personally appeared DAVID JIMENEZ, who is personally known to me and after being first duly sworn, deposes and says that affiant is the Code Inspector for the City of Haines City, and that the above Affidavit is true and correct to the best of affiant's knowledge and belief.

SWORN TO AND SUBSCRIBED before me, on August 13, 2024
(AFFIX NOTARY STAMP)





Notary Public, State of Florida

Michelle Escribano

Printed/Typed Name

If You Have Any Questions Please call 863-421-9937

Special Magistrate for the City of Haines City

Exhibit A

Legal description of property owned by RESPONDENT, HC182 LLC, MAGNOLIA VILLAGE HOMEOWNERS ASSOCIATION INC located at 1627 E VINE ST STE 200, KISSIMMEE, FL. 34744-3708, and is described as: MAGNOLIA VILLAGE PB 204 PGS 30-36 TRACTS F G & H, Sub.: and further described as: 2336 SWEETBAY CT, HAINES CITY, FL, 33844.

Violation:

STORMWATER DISCHARGES FROM INDUSTRIAL ACTIVITIES AND CONSTRUCTION SITES / LDR SEC. 8.2.3 (A) 3-2 (1):	STORMWATER FROM CONSTRUCTION SITES SHALL BE CONTROLLED IN SUCH A WAY AS TO RETAIN SEDIMENT ON-SITE AND PREVENT VIOLATIONS OF STATE WATER QUALITY STANDARDS. ALL EROSION AND SEDIMENT CONTROLS REQUIRED PURSUANT TO THE POLLUTION PREVENTION PLAN OF A NPDES STORMWATER PERMIT FOR CONSTRUCTION OR REQUIRED PURSUANT TO A STATE STORMWATER PERMIT ISSUED BY EITHER THE FLORIDA DEPARTMENT OF ENVIRONMENTAL REGULATION OR APPROPRIATE WATER MANAGEMENT DISTRICT SHALL BE PROPERLY IMPLEMENTED, MAINTAINED AND OPERATED.
---	---

Mailed to:

HC182 LLC, MAGNOLIA VILLAGE HOMEOWNERS ASSOCIATION INC
1627 E VINE ST STE 200
KISSIMMEE, FL. 34744-3708



CITY OF HAINES CITY VIOLATION NOTICE

Case Number: 36319	Date of Violation: 07/25/2024	Property Address: 2336 SWEETBAY CT
Property Owner(s): HC182 LLC, MAGNOLIA VILLAGE HOMEOWNERS ASSOCIATION INC	Property Owner(s) Address: 1627 E VINE ST STE 200 KISSIMMEE, FL 34744-3708	Bank/Occupant Name & Address:
Parcel Number: 27-27-33-804511-001880		
Property Description: MAGNOLIA VILLAGE PB 204 PGS 30-36 TRACTS F G & H		

NOTICE:

You have been issued a Notice of Violation for violating the City of Haines City Codes and/or Regulations. You have been given reasonable time to correct the violation(s), and a re-inspection of the above property will be performed on the date indicated below. Your failure to correct the violation within the time period specified may result in a complaint being filed against the above property owner(s) with the Special Magistrate. Any action taken by the City of Haines City, the authority having jurisdiction, could result in a fine that will be charged against the real estate upon which the violation(s) are located and shall be a lien upon such real estate and all other real property owned. If you are unsure about any requirements necessary to correct this violation(s), please contact the City of Haines City Code Compliance Division at 35400 U.S. Highway 27 Haines City, Fl. 33844 or call 863-421-9937 between the hours of 8:30 AM and 4:30 PM Monday through Friday.

Violation(s): STORMWATER DISCHARGES FROM INDUSTRIAL ACTIVITIES AND CONSTRUCTION SITES / LDR SEC. 8.2.3 (A) 3-2 (1)	
Violation(s) Description: STORMWATER FROM CONSTRUCTION SITES SHALL BE CONTROLLED IN SUCH A WAY AS TO RETAIN SEDIMENT ON-SITE AND PREVENT VIOLATIONS OF STATE WATER QUALITY STANDARDS. ALL EROSION AND SEDIMENT CONTROLS REQUIRED PURSUANT TO THE POLLUTION PREVENTION PLAN OF A NPDES STORMWATER PERMIT FOR CONSTRUCTION OR REQUIRED PURSUANT TO A STATE STORMWATER PERMIT ISSUED BY EITHER THE FLORIDA DEPARTMENT OF ENVIRONMENTAL REGULATION OR APPROPRIATE WATER MANAGEMENT DISTRICT SHALL BE PROPERLY IMPLEMENTED, MAINTAINED AND OPERATED.	
Narrative: THERE IS NO SILT FENCE IN PLACE TO KEEP SEDIMENT (DIRT) FROM LEAVING THE CONSTRUCTION PROJECT.	
Recommended Corrective Action: INSTALL A SILT FENCE AROUND THE PERIMETER OF THE CONSTRUCTION SITES TO KEEP ANY SEDIMENT FROM LEAVING THE SITE. THE SILT FENCE IS REQUIRED TO BE TRENCHED TO A FOUR INCH DEPTH AND BACK FILLED.	
To Be Corrected By: 08/09/2024	
Code Compliance Officer: DAVID JIMENEZ	Certified Mail #: 9489009000276582299715 & 9489009000276582299722