

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

CITY OF HAINES CITY,
Petitioner,

Violation No:36448

vs.

**PERSONAL REPRESENTATIVE OF THE
ESTATE OF BENNIE SMITH
BENNIE SMITH**

Respondent(s),

NOTICE OF HEARING

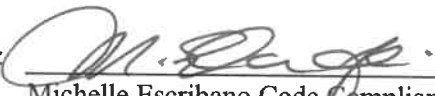
**NOTICE: A FINE AND COSTS MAY BE IMPOSED AT THIS HEARING
PLEASE GOVERN YOURSELF ACCORDINGLY**

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 recorded 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 08/09/2024

SPECIAL MAGISTRATE OF THE
CITY OF HAINES CITY, FLORIDA

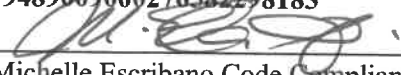
By:


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, PERSONAL REPRESENTATIVE OF THE ESTATE OF BENNIE SMITH, 1119 AVENUE N, HAINES CITY FL 33844-2955. BENNIE SMITH 1119 AVENUE N HAINES CITY FL 33844-2955

Return Receipt Number: 9489009000276582298176 & 9489009000276582298183

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,
Petitioner,

Violation No:36448

vs.

**PERSONAL REPRESENTATIVE OF THE ESTATE
OF BENNIE SMITH
BENNIE SMITH**
Respondent(s),

**STATE OF FLORIDA
COUNTY OF POLK**


AFFIDAVIT OF VIOLATION

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

1. That PERSONAL REPRESENTATIVE OF THE ESTATE OF BENNIE SMITH of 1119 AVENUE N, HAINES CITY, FL 33844-2955, BENNIE SMITH 1119 AVENUE N HAINES CITY FL 33844-2955 hereinafter referred to as "RESPONDENT", is the owner and/or responsible party of the real property located at 1119 AVENUE N, 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 09 day of AUGUST, 2024, by DONTRELL NORMAN, who is personally known to me or has produced as identification.



DONTRELL NORMAN
as the Code Officer for Haines City

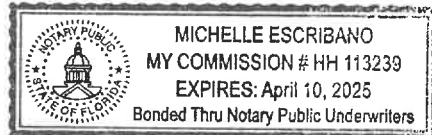
August 9, 2024


Date

STATE OF FLORIDA
COUNTY OF POLK

BEFORE ME the undersigned authority personally appeared DONTRELL NORMAN, 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 9, 2024
(AFFIX NOTARY STAMP)





Notary Public, State of Florida

Michelle Escibano

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, PERSONAL REPRESENTATIVE OF THE ESTATE OF BENNIE SMITH located at 1119 AVENUE N, HAINES CITY FL 33844-2955, BENNIE SMITH 1119 AVENUE N HAINES CITY FL 33844-2955 and is described as: HILL TOP SUB PB 37 PG 6 BLK E LOT 13, Sub.: and further described as: 1119 AVENUE N, HAINES CITY, FL, 33844.

Violation:

PARKING OF CERTAIN
OTHER VEHICLES WITHIN
THE CITY /LDR SEC. 11.4.2
(D):

THE PARKING OF TRACTOR UNITS (USED FOR PULLING TRAILERS), TRACTOR TRAILERS, FULL TRAILERS, STRAIGHT, PANEL, DUMP TRUCKS, BUSES AND ANY VEHICLE RATED GREATER THAN ONE TON BY THE MANUFACTURER, EXCEPT AS PROVIDED OTHERWISE HEREIN, IS NOT PERMITTED IN ANY RESIDENTIAL DISTRICT. SUCH VEHICLES MAY BE PARKED ON PRIVATE PROPERTY ONLY IN THE COURSE OF MAKING DELIVERIES OR PICKUPS OR IN RENDERING SERVICES.

Mailed to:

PERSONAL REPRESENTATIVE OF THE ESTATE OF BENNIE SMITH
1119 AVENUE N
HAINES CITY FL 33844-2955

BENNIE SMITH
1119 AVENUE N
HAINES CITY FL 33844-2955



CITY OF HAINES CITY VIOLATION NOTICE

Case Number: 36448	Date of Violation: 08/09/2024	Property Address: 1119 AVENUE N
Property Owner(s): PERSONAL REPRESENTATIVE OF THE ESTATE OF BENNIE SMITH	Property Owner(s) Address: 1119 AVENUE N HAINES CITY, FL 33844-2955	Bank/Occupant Name & Address: BENNIE SMITH 1119 AVENUE N HAINES CITY FL 33844-2955
Parcel Number: 27-27-21-752300-005130		
Property Description: HILL TOP SUB PB 37 PG 6 BLK E LOT 13		

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): PARKING OF CERTAIN OTHER VEHICLES WITHIN THE CITY /LDR SEC. 11.4.2 (D)	
Violation(s) Description: THE PARKING OF TRACTOR UNITS (USED FOR PULLING TRAILERS), TRACTOR TRAILERS, FULL TRAILERS, STRAIGHT, PANEL, DUMP TRUCKS, BUSES AND ANY VEHICLE RATED GREATER THAN ONE TON BY THE MANUFACTURER, EXCEPT AS PROVIDED OTHERWISE HEREIN, IS NOT PERMITTED IN ANY RESIDENTIAL DISTRICT. SUCH VEHICLES MAY BE PARKED ON PRIVATE PROPERTY ONLY IN THE COURSE OF MAKING DELIVERIES OR PICKUPS OR IN RENDERING SERVICES.	
Narrative: A COMMERCIAL TRAILER IS BEING PARKED/STORED IN THE FRONT OF THE HOUSE WITHIN A RESIDENTIAL DISTRICT. ***SAME VIOLATION IN 12 MONTHS***	
Recommended Corrective Action: REMOVE COMMERCIAL TRAILER FROM THE RESIDENTIAL PROPERTY AND DISTRICT.	
To Be Corrected By: 09/10/2024	
Code Compliance Officer: DONTRELL NORMAN	Certified Mail #: