



TOWN OF JUPITER

CODE COMPLIANCE DIVISION SPECIAL MAGISTRATE AMENDED NOTICE OF HEARING

September 26, 2023

KARINA FABI OZMENT
CRISPIN AND CALLAN WALKER
201 HELIOS DR
JUPITER, FL 33477

CASE NO.: 23-000923

LOCATION: 401 WILLET AVE, Jupiter, Florida
PCN: 30424101070060130

You are hereby notified that on **10/11/23 at 2:00 PM** there will be a hearing conducted by the Town of Jupiter Special Magistrate in the Council Chambers of the Town of Jupiter Municipal Complex, 196 Military Trail, concerning the alleged violation of the Town Code:

Violation Information

ICE MAKING MACHINES, LOBSTER TRAPS AND OTHER FISHING EQUIPMENT, ALCOHOL CONTAINERS, BOAT AND CAR PARTS, TIRES, BUCKETS, VACUUM CLEANERS, TRASH AND DEBRIS, AND NUMEROUS OTHER ILLEGALLY ACCUMULATED ITEMS ARE BEING STORED THROUGHOUT THE EXTERIOR OF THIS PROPERTY. REMOVE AND DISPOSE ALL ABANDONED ITEMS, AND RELOCATE ALL OTHER ITEMS TO AN AREA THAT IS OUT-OF-VIEW FROM THE PUBLIC.

THIS PROPERTY HAS BEEN CITED MULTIPLE TIMES FOR THE SAME VIOLATION. IF COMPLIANCE IS NOT ACHIEVED BY THE CORRECTION DATE STATED IN THIS NOTICE, THIS CASE WILL BE BROUGHT BEFORE THE SPECIAL MAGISTRATE FOR A HEARING, WITH A REQUEST FOR A FINDING OF VIOLATION AND ASSESSMENT OF ADMINISTRATIVE COSTS.

Violation Description

NUISANCES ILLEGAL ACCUMULATION/STORAGE
13-2 ILLEGAL ACCUMULATION/STORAGE

The unauthorized or illegal accumulation or storage of abandoned property, construction debris, inert waste material, refuse, hazardous wastes or similar waste products upon any public or private property within the town is hereby declared to be a public nuisance.

You are hereby ordered to appear before the Special Magistrate on the above-referenced date to respond to the alleged violation and to present any oral or written testimony regarding the alleged violation. Failure to appear will result in the Special Magistrate proceeding in your absence. You will have the opportunity to present witnesses, as well as question the witnesses against you, prior to the Special Magistrate making a determination. You have the right to obtain an attorney, at your expense, to represent you before the Special Magistrate. **CASE FILES WILL BE AVAILABLE FOR REVIEW BY RESPONDENTS ONE-HALF HOUR PRIOR TO THE START OF THE HEARING.**

If the alleged violation still exists as of the compliance date specified in the notice of violation, this case may proceed to the hearing whether or not compliance is achieved prior to the hearing date, with a request to the Special Magistrate for a finding of violation and assessment of **ADMINISTRATIVE COSTS**. If the alleged violation still exists at the time of the hearing and you are found in violation, the Special Magistrate may enter an order against you and may assess both **ADMINISTRATIVE COSTS** and a fine of up to **\$1,000.00 PER DAY PER VIOLATION** for every

day the violation continues beyond the date set by the Special Magistrate in the order for compliance. If the violation is considered by the Special Magistrate to be irreparable or irreversible in nature, a fine may be imposed not to exceed **\$15,000.00 PER VIOLATION**. If you are found in violation and subsequently violate the same code section(s) again at a later date, a repeat violator fine of up to **\$5,000.00 PER VIOLATION PER DAY** could be assessed for every day of violation, plus administrative costs.

Should any interested party seek to appeal any decision made by the Special Magistrate with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings and for such purpose he may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is based.

There is a procedure whereby an alleged violator may stipulate to the existence of a violation and waive appearance at the above hearing. If you so wish to, you may enter into stipulation with the Town whereby you are admitting to the violation described herein.

Sincerely,

Paul Ruddock
Code Compliance Officer
Town of Jupiter

CERTIFIED MAIL

AFFIDAVIT OF POSTING

Notice of Hearing - *Amended*

Case No.: 23-000923
Date Posted: September 26, 2023
Property Owner: CRISPIN AND CALLAN WALKER
Property Address: 401 WILLET AVE

Places of Posting: Town Hall
401 WILLET AVE

(See Attached Copy of Posted Notice)

STATE OF FLORIDA
COUNTY OF PALM BEACH

BEFORE ME, the undersigned authority personally appeared, **PAUL RUDDOCK**, a duly-designated Code Compliance Officer of the Town of Jupiter, who, after being duly sworn by me under oath, deposes and says:

1. Prior to posting this notice, the undersigned has reviewed the file of this matter and has determined that a bona fide attempt was made to hand-deliver or mail notice to the alleged violator.
2. This Affidavit of Posting shall serve to meet the notice requirements of Section 162.12, Florida Statutes.
3. This property was posted for at least ten (10) days in two (2) locations, the first being upon the property where the code violation is alleged to exist, the address of which is listed herein above, and the second being at the Jupiter Town Hall, 210 Military Trail, Jupiter, Florida 33458, in accordance with Section 162.12(2)(b), F.S. The undersigned affiant submits this affidavit as proof of compliance with the requirements of Section 162.12(2)(b), F.S.

FURTHER AFFIANT SAYETH NOT

[Signature] #1194

Personally appeared before me the undersigned authority, and acknowledged that (he)/(she) did execute the foregoing affidavit.

Sworn to and subscribed before me this *26th* day of *September*, 2023.

[Signature]

Notary Public

