



Meeting Date
April 25, 2017

AGENDA	
Section	New Business
Item No.	<i>V.I.C.1</i>

AGENDA REPORT
BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS

SUBJECT:	BOARD CONSIDERATION RE: REQUEST FOR REDUCTION OF FINE AND RELEASE OF CODE ENFORCEMENT LIEN FOR ANTHONY NORRIS, COCOA, FL (DIST. 1) FY17 FISCAL IMPACT - \$4,151 FINE/\$1,689 REDUCTION=\$2,462 PAYMENT DUE
DEPT/OFFICE:	Central Services Office/Clerk to the Special Magistrate/for Planning and Development

Requested Action:

It is requested that the Board consider the Special Magistrate's recommendation to reduce the accrued fine for the violation at 375 Akorn St., Cocoa, FL 32927, Case No. 13CE-00848, from \$4,151 to \$2,462 and direct staff to prepare and execute a release and satisfaction of lien upon receipt of payment.

Summary Explanation & Background:

This matter came for public hearing before the Code Enforcement Special Magistrate on July 18, 2013 for violation of County Code Section 94-119, relating to property maintenance and failure to keep the property free of litter and debris. After due notice to the Respondent(s), the Special Magistrate found the property in violation of County Code and issued Findings of Fact, Conclusions of Law and Order and Lien for Cost, which was executed and recorded in Official Records Book 6927, Page 509, of the Public Records.

On May 21, 2015, after due notice to the Respondent(s), the Special Magistrate issued an Order Imposing Administrative Fine and/or Costs as a Lien which was executed and recorded in Official Records Book 7371, Page 409 of the Public Records of Brevard County. The fines on the property accrued at \$25 per day from August 2, 2013 to April 2, 2014 and stopped accruing at \$4,151, which is 35% of the value of the property on the date of imposition, the maximum amount allowed under County Code.

On February 16, 2017, the owner Anthony Norris, petitioned the Code Enforcement Special Magistrate for a reduction of the fine. Mr. Norris stated that the property was purchased in a tax deed sale and that he had brought all County Code violations into compliance. Based on the testimony received, the Special Magistrate recommends a reduction of the fine from \$4,151 to \$2,462 contingent upon payment in full or establishment of a payment plan within 30 days of the date that the Board of County Commissioners render a decision approving the Special Magistrate's recommendation.

Actual costs: Total actual costs for this case are \$2,182 of which \$550 has been paid leaving a balance of \$1,632.

Board options:

1. Approve the Special Magistrate's recommendation to reduce the fine from \$4,151 to \$2,462. This would also require payment in full or establishment of a payment plan within 30 days of April 25, 2017.
2. Reject the Special Magistrate's recommendation for reduction, leaving the balance of the fine \$4,151.
3. Qualified approval with conditions as set forth by the Board.

FY17 FISCAL IMPACT - \$4,151 FINE/\$1,689 REDUCTION/\$2,462 PAYMENT DUE

Contacts: Brian Lock, Code Enforcement Manager, Planning & Development Department 633-2070 ext. 52779

Clerk to the Board Instructions: N/A

Exhibits Attached: Findings and Recommendation of the Special Magistrate, Reduction Factor Worksheet, Request for Reduction of Penalty, CAP Report, and copy of Property Appraiser's screen, actual costs worksheet

Contract /Agreement (If attached):		Reviewed by County Attorney	Yes <input type="checkbox"/>	No <input type="checkbox"/>	PR <input type="checkbox"/>
County Manager		Director, Central Services Dept.	Department Director / Extension		
Stockton Whitten		Teresa Camarata	Tad Calkins, Director, Planning & Development Dept. 		



Tammy Rowe, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001
Fax: (321) 264-6972
Tammy.Rowe@brevardclerk.us

April 26, 2017

M E M O R A N D U M

TO: Tad Calkins, Planning and Development Director Attn: Brian Lock

RE: Item VI.C.1, Board Consideration for Request for Reduction of Code Enforcement Lien for Anthony Norris, Cocoa, Florida

The Board of County Commissioners, in regular session on April 25, 2017, accepted Special Magistrate's Recommendation to reduce the accrued fine for the violation at 375 Akorn Street, Cocoa, Florida 32927, Case No. 13CE-00848, from \$4,151, to \$2,462; and directed staff to prepare and execute release and satisfaction of lien upon receipt of payment.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe, Deputy Clerk

/cmw

cc: Clerk to the Special Magistrate
Central Services Director
Budget
Finance

CODE ENFORCEMENT SPECIAL MAGISTRATE
BREVARD COUNTY, FLORIDA

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA
a political subdivision of the State of Florida,
Petitioner,

CASE NUMBER: 13CE-00848

Property Address: 375 AKORN ST
COCOA, FL 32927

vs.

District: 1

JOHN BE GOOD MALMSTEN, Previous Owner,
Anthony Norris, New Owner,
Respondent(s)

**FINDINGS AND RECOMMENDATION TO
BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS**

Upon petition of Anthony Norris, New Owner, the Code Enforcement Special Magistrate, on 2/16/2017, reviewed the basis for reduction of the accrued fine stated in the Request for Reduction of Penalty and Recommendation to Brevard County Board of County Commissioners application provided by Chuck Norris, on behalf of Anthony Norris, New Owner, heard testimony from Chuck Norris and the County; reviewed the Minutes and other documents from the original hearing, and being fully advised finds:

I. FACTS

1. This cause came on for public hearing before the Code Enforcement Special Magistrate on 7/18/2013 after due notice to the Respondent, JOHN BE GOOD MALMSTEN, Previous Owner, at which time the Code Enforcement Special Magistrate heard testimony under oath, received evidence, and issued his Findings of Fact, Conclusions of Law and Order & Lien for Costs, and thereupon issued his oral Order which was reduced to writing and furnished to the Respondent. Findings of Fact, Conclusions of Law and Order & Lien for Cost recorded in the official records of Brevard County Book 6927, Page 509.

2. Said order required the Respondent to take certain corrective action for the RECURRING violation by 8/1/2013, and in the event the violation is not corrected by the specified time a fine of \$25.00 per day will be imposed. A re-inspection on 4/2/2014 revealed the corrective action ordered by the Code Enforcement Special Magistrate was completed and the inspecting officer filed an Affidavit of Late Compliance. The fine accrued to the maximum of \$4,151.00.

3. Accordingly, it was brought to the Code Enforcement Special Magistrate's attention on 5/21/2015 that the Respondent did not comply with the Special Magistrate's Order, and an Order Imposing Administrative Fine as Lien was filed against the property and upon any other real or personal property owned by the Respondent, JOHN BE GOOD MALMSTEN and recorded in the official records of Brevard County, Book 7371 at Page 409.

4. Testimony and evidence was presented by Chuck Norris, on behalf of Anthony Norris, New Owner, stating:

Acquired property through tax sale

5. Testimony was received from the County stating:

- a) The County objects to the request for reduction **OR**
 The County acknowledges the Special Magistrate's authority to recommend a fine reduction pursuant to Board policy.

b) _____

II. FINDINGS

The Special Magistrate weighing the severity of the violations of RECURRING Residential Maintenance.

All of above factors support do ~~do not~~ support a recommendation of reduction of the accrued fine.

III. RECOMMENDATION

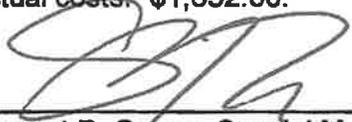
1. Based upon the foregoing factors, the request is DENIED.

OR

1. Based upon the foregoing factors, which in total weigh in favor of reduction of the accrued fine, the Special Magistrate recommends reduction of the accrued fine in the amount of \$4,151.00 to the reduced sum of \$ 2,462.00, contingent upon:

- a. Payment within 30 days of the date the Board of County Commissioners renders a decision approving the Special Magistrate's recommendation.
- b. With an option for the establishment of a payment plan which must be created within 30 days of the date of the Board of County Commissioners rendered decision, and payment plan timely paid accordingly.
- c. If reduced amount is not paid by the above time frame(s) as specified, the accrued fine will revert to the original amount due, less payments received.
- d. The actual costs total: \$2,182.00. Enforcement costs in the amount of \$550.00 have been paid. Balance of actual costs: \$1,632.00.

Dated February 16, 2017.


Stewart B. Capps, Special Magistrate
Code Enforcement

You have a right to appeal a final administrative Order to the 18th Circuit Court for Brevard County within a period of 30 days in accordance with Brevard County Code Section 2-178.

cc: Delivery by HAND OR Delivery by Mail
Anthony Norris, 3570 Sierra Morena Ave, Carlsbad, CA 92010
Mail payment to: Brevard County Code Enforcement, 3705 ...

Jameer, Nazeefa I

From: Damm-Martling, Angela R
Sent: Friday, March 03, 2017 11:49 AM
To: Jameer, Nazeefa I
Cc: Calkins, Tad; Ragain, Rebecca; Lock, Brian; Camarata, Teresa K; Esseesse, Alexander; Yuan, Diana; Berrios, Cristina; Engel, Mark
Subject: 12CE-02027 (D-1)-Recommendation for Reduction for BOCC-375 Akorn Street, Cocoa
Attachments: 12CE-02027 Findings and Recommendation.pdf; 12CE-02027 Reduction Factor Worksheet.pdf; 12CE-02027 BOCC Rec Red Appl.pdf; 12CE-02027 CAP Report.pdf; 12CE-02027 Actual Costs Excel2.pdf; 12CE-02027 Property Appraiser.pdf

Good Afternoon! Attached you will find the following items in preparation for Code Enforcement's case **12CE-02027** for placement on the March 21, 2017 Board of County Commissioner's Agenda:

1. Copy of the Special Magistrate's Findings and Recommendation to Brevard County Board of County Commissioners with Reduction Factor Worksheet
2. Copy of Respondent's Request for Reduction of Penalty Application
3. Copy of Case Report for 12CE-02027
4. Actual Costs Worksheet
5. Copy of current Property Appraiser's screen

This is in District 1.

Thank you in advance for providing me copies of all correspondence, including a copy of the transmittal letter informing the parties of the Board Meeting, a copy of the **final Agenda Report** and a copy of the transmittal letter informing of the **Board's decision** for the Code Enforcement file.

The new owner, Anthony Norris' telephone number is (760) 717-9514 and his father, Chuck Norris' telephone number is (321) 223-2797, who will be representing him at the Board Meeting. Anthony Norris' mailing address is as follows:

Anthony Norris
3570 Sierra Morena Ave
Carlsbad, CA 92010

Thank you.

*Angela Damm-Martling
Special Projects Coordinator
Code Enforcement Division
Planning and Development Department
Brevard County Board of County Commissioners
2725 Judge Fran Jamieson Way, Building A 114
Viera, FL 32940
(321) 633-2086, Extension 52885
(321) 633-2167, facsimile*

REDUCTION FACTOR WORKSHEET

CASE #13CE-00848

A. Extenuating Circumstances? Circle any that apply.

- 1) The applicant did not have the resource to comply
- 2) The applicant had a financial hardship
- 3) The applicant had a medical hardship
- 4) The applicant was experiencing hard times or was a victim of circumstances.

acquired property through Tax Sub

Explain: _____

- 5) There were technical and/or procedural issues with the case
- 6) The applicant did not have authority to make corrections (i.e., other legal action pending)
- 7) The required corrections were complex in nature
- 8) The applicant's age prevented timely compliance
- 9) The applicant experienced a language barrier

B. Nature of the violation.

- 1) Heightened health, safety, welfare concern Yes/No
- 2) The amount of time to correct
 - a) 1-60 days
 - b) 61-120 days
 - c) Over 120 days
- 3) Degree of responsibility the applicant contributed to the delay in compliance
 - a) None
 - b) Somewhat
 - c) Complete
- 4) The applicant's level of cooperation with code enforcement
 - a) None
 - b) Somewhat
 - c) Complete
- 5) Did the applicant ever request an extension of the compliance date?

Yes ___ was it granted ___ denied ___ None requested ___
- 6) If yes, how many extensions were granted? _____

C. What type of interest does the applicant have on the property?

- 1) Considering acquiring the property
- 2) Foreclosure/Tax Deed Sale
- 3) Inherited property
- 4) Acquired property from the violator
- 5) The applicant was the owner when the violation occurred

D. Financial beneficiary of the fine reduction

- 1) Violator
- 2) New owner who corrected violation
- 3) _____

.....
Original Fine: \$4,151 .00

Recommend Reduction to \$ 2462.00

- Contingent on payment within 30 days of rendered decision
- Establish Payment Plan within 30 days, and pay in full by _____
- If unpaid, fine will revert to original amount, less payments received

[Signature] 2/16/17

CODE ENFORCEMENT SPECIAL MAGISTRATE
BREVARD COUNTY, FLORIDA

CODE ENFORCEMENT

JAN 23 2017

RECEIVED

Special Magistrate Hearing: Thursday, 2/16/17* 9:00 am,
Bldg C, 2nd Floor Space Coast Room, Viera, FL 32940

FAX COMPLETED FORM TO: 321-633-2167/return by e-mail to Angela
and Mail original to: Brevard County Code Enforcement, 2725 Judge
Fran Jamieson Way, Bldg A 114, Viera, FL 32940

DUE ON OR BEFORE: IF RETURNED BY 1/20/17*

Case No. 13CE-00848

Property Address: 375 AKORN ST COCOA FL 32927 District: 1

Previous Owner's Name: JOHN BE GOOD MALMSTEN

New Owner's Name: Anthony Norris, c/o Chuck Norris/Edna Norris

**REQUEST FOR REDUCTION OF PENALTY and
RECOMMENDATION TO BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS**
(Consider this document your Notice of Hearing-No other notice will be sent for this request
***THIS IS A 2-STEP PROCESS)**

BY COMPLETING THIS FORM, YOU ARE MAKING STATEMENTS UNDER OATH. FAILURE TO BE TRUTHFUL IS A VIOLATION OF FLORIDA STATUTES PERTAINING TO PERJURY, WHICH IS A FELONY PUNISHABLE BY UP TO 15 YEARS IMPRISONMENT.

INSTRUCTIONS: Please review and complete the entire package. Failure to provide complete information will delay consideration of your request. Enforcement Costs must be paid prior to scheduling case for hearing and are not eligible for reduction. Be specific when writing your statement. Please return this form to the Special Projects Coordinator in Code Enforcement prior to the above deadline. The Request will then be scheduled for the next available Special Magistrate hearing and before the Board of County Commissioners thereafter. You must be present at both of the meetings. If you are claiming medical or financial hardship, you may attach supporting documentation, however they will become public record. If you have any questions, please call Angela at (321) 633-2086, ext. 52885.

Property Owner's Name: Anthony Norris

Property Owner's Mailing Address: 3570 Sierra Morena Ave Carlsbad CA 92010

Phone Number where you can be reached during the day: 619-277-7057/ednanorris411@gmail.com

STATUS OF PROPERTY AS OF INSPECTION MADE BY Sean Donovan ON 4/2/2014

VIOLATION of RECURRING: Section 97-119, Brevard County Code (Residential Maintenance)

Violation heard on 7/18/2013; fine ordered to accrue at \$25.00 per day from 8/2/2013 to 4/2/2014; the fine accrued to maximum 35% = \$4,151.00 (243 days in violation); Fine imposed as lien by Special Magistrate on 5/21/2015.

Enforcement costs in the amount of \$550.00 were paid on 7/6/2016 from tax deed proceed.

If the property owner is unable to complete this form, list the name of the person who completed the form and is authorized to act for the Property Owner and their relationship to the property owner.

Chuck Norris or Edna Norris

MAKE CERTAIN THAT THIS FORM AND ANY ATTACHMENTS COMPLETELY SET FORTH YOUR POSITION. YOU MUST BE PRESENT TO ANSWER ANY QUESTIONS THE SPECIAL MAGISTRATE MAY HAVE.

I, Anthony Norris, do hereby submit this Request for Reduction of Penalty, and in support offer the following statement:

I purchased the property at state tax sale
and corrected all previous violation from
the previous owner

Date: 1-20-2017

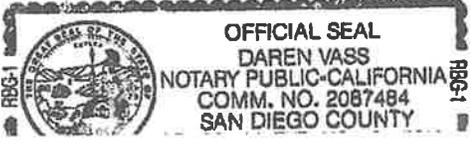
Signed: [Signature]

California
STATE OF FLORIDA)
COUNTY OF BREVARD)
San Diego

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

PERSONALLY appeared before me, the undersigned authority duly authorized to administer oaths and take acknowledgments, Anthony Norris, who first being duly sworn, acknowledged before me that the information contained herein is true and correct. He/she is not personally known to me and has produced a Florida driver's license as identification and did take an oath.

Date: 20 January 2017 Notary Public: [Signature] (seal)



REDUCTION FACTOR WORKSHEET

THIS WORKSHEET MUST BE COMPLETED AS PART OF THE APPLICATION PROCESS

CASE #13CE-00848

A. Extenuating Circumstances? Circle any that apply.

- 1) The applicant did not have the resource to comply
- 2) The applicant had a financial hardship
- 3) The applicant had a medical hardship
- 4) The applicant was experiencing hard times or was a victim of circumstances.

Explain: _____

- 5) There were technical and/or procedural issues with the case
- 6) The applicant did not have authority to make corrections (i.e., other legal action pending)
- 7) The required corrections were complex in nature
- 8) The applicant's age prevented timely compliance
- 9) The applicant experienced a language barrier

B. Nature of the violation.

- 1) Heightened health, safety, welfare concern Yes/No
- 2) The amount of time to correct
 - a) 1-60 days
 - b) 61-120 days
 - c) Over 120 days
- 3) Degree of responsibility the applicant contributed to the delay in compliance
 - a) None
 - b) Somewhat
 - c) Complete
- 4) The applicant's level of cooperation with code enforcement
 - a) None
 - b) Somewhat
 - c) Complete
- 5) Did the applicant ever request an extension of the compliance date?
Yes _____ was it granted ___ denied ___ None requested _____
- 6) If yes, how many extensions were granted? _____

C. What type of interest does the applicant have on the property?

- 1) Considering acquiring the property
- 2) Foreclosure/Tax Deed Sale
- 3) Inherited property
- 4) Acquired property from the violator
- 5) The applicant was the owner when the violation occurred

D. Financial beneficiary of the fine reduction

- 1) Violator
- 2) New owner who corrected violation
- 3) _____

.....
Original Fine \$4,151 .00

Recommend Reduction to \$ 500.00

(Must Enter an Amount)

**Brevard County Code Enforcement
Case Application (CAP) Report**

CAP#: 13CE-00848

Date Complaint Received:

Related CAP's:

Case Status: Order

Officer/Inspector:

Subject Property Information:

Parcel ID #: Twn. 23 Rg. 36 Sec. 30 Sub. 26 Blk: A Lot 7

Address: 375 AKORN ST COCOA FL 32927

Complaint:

Cited Violation(s):

Section 94-119, Brevard County Code

All property, improved or unimproved, shall be maintained in a sanitary & litter free condition.

Initial___ Recurring_XX_ Repeat___ Irreparable___

Specifically: Clean property of all litter and debris.

Comments:

ViewID Comment(s):

INITIAL INSPECTION:

This report relates to an anonymous complaint of the yard as high as the trailer stored in the yard and litter and debris all over the property located at 375 Akorn Street in Cocoa.

Code Enforcement Officer (CEO) Suzanne Fonseca made an initial inspection on June 17, 2013, at 10:10am. I observed litter and debris on the property to include but not limited to plastic containers, coolers, wood, tires, and a trailer parked in the driveway filled with items of litter and debris. I also observed overgrowth on the property. Photos were taken and are attached.

Further research revealed that previous case number 12CE-01332, a Notice of Violation was issued for the violation of Brevard County Code (BCC): Section: 94-119 - Maintenance of residential property. Case number 13CE-00848 will be scheduled for the next available Special Magistrate Hearing for the recurring violation of Section: 94-119.

Case number 13CE-00900 was assigned to address the overgrowth violation.

Case pending.

ViewID Comment(s):

REQUEST FOR HEARING:

SAFETY ISSUE: NO. POSTING
(CIRCLE ONE)

ZONING CLASSIFICATION: TR-1.

DATE VIOLATION 1ST OBSERVED: 06/17/2013.

DATE NOTICE OF VIOLATION RECEIVED: RECURRING.

DATE GIVEN FOR COMPLIANCE: N/A.

RE-INSPECTION DATE: N/A.

DATE NOTICE OF VIOLATION RETURNED UNCLAIMED: N/A.

RECURRING CASES:

Previous Case # 12CE-01332; previous CEO Suzanne Fonseca; Date previous Notice of Violation Issued: 09/21/2012; Date Previous Violation(s)

Complied: 01/15/2013

REPEAT CASES:

Previous Case # _____; Date previous Case Heard: _____; Previous Case complied: _____; Date Current Violation First Observed: _____; Date Current Notice of Hearing Received: _____.

ITEMS FOR HEARING PACKAGE:

CAP FOR ACCELA or ACTION FILE RECAP (IF COMPLY)

NOTICE OF VIOLATION AND ORIGINAL CERTIFIED MAIL RECEIPT OR IF RETURNED UNCLAIMED

PHOTOS

PROPERTY APPRAISER INFO

ZONING MAP (IF APPLICABLE)

CHECK CLERK OF COURT FOR FORECLOSURE

6/24/13 Case scheduled for 07/18/2013 Special Magistrate Hearing as a Recurring Violation. Notice will be provided by certified mail.

Previous Case #12CE-01332; previous CEO Suzanne Fonseca; Date previous Notice of Violation Issued: 11/26/2012; Date Previous Violation(s) Complied:01/15/2013.dh

ViewID Comment(s):

PRE-HEARING INSPECTION:

On July 17, 2013, at 10:20am, CEO Fonseca made an inspection and observed litter and debris on the property to include but not limited to a trailer parked in the driveway filled with litter and debris, tires, wood, plastic containers, the bed of the truck filled with items and other miscellaneous items on the property. Photos were taken are attached.

Case pending.
CSM 07/18/13

John Be Good Malmsten, Respondent, was not present.

Suzanne Fonseca, CEO, was present and stated this is a Recurring violation for maintenance of property.
Exhibits A-E were entered into evidence.

The Special Magistrate ordered the Respondent(s) be found in violation of Recurring, Section 94-119, Brevard County Code, and ordered a compliance date of 08/01/13 (14 days) with a fine to begin to accrue of \$25 per day if not in compliance. Costs were assessed in the amount of \$550 and must be paid within 30 days of this hearing. Findings of Fact, Conclusions of Law and Order and Lien for Cost recorded in the official records of Brevard County, Book 6927, Pages 509-510.

POST HEARING INSPECTION:

On August 5, 2013, at 4:00pm, CEO Fonseca made an inspection and observed litter and debris on the property to include but not limited to tires, coolers, plastic containers and a dilapidated trailer filled miscellaneous items paked in the driveway. I also observed overgrowth on the property. Photos were taken and are attached.

I met with the property owner Mr. Malmsten and explained the complaint, the violations observed and the enforcement process. Mr. Malmsten expressed understanding and stated that he will work on cleaning and mowing the property and will contact me for to schedule a re-inspection.

Violation remains.

Case pending.

9/6/13: Affidavit of Non-Compliance prepared. No lis penden, verified property appraiser and collection letter sent. adm.

3 JUNE 2014 CASE REASSIGNED TO CEO DANNY FERRY.

ViewID Comment(s):

FOLLOWUP INSPECTION / CASE CLOSED

CEO Supplemental: On Wednesday 04/02/14 at 9:20 AM., CEO inspected the property and observed that the junk vehicle is gone and the remaining litter, junk and debris that was located on this property has been removed and the property is in compliance. Photos were taken. The complainant was anonymous and could not be contacted. The case was closed.

CASE REMAINS PENDING- OUTSTANDING FINES/COSTS.

2/27/15: Scheduled for 4/16/15 Special Magistrate for Imposition, notice provided by first class mail. Affidavit of Late Compliance prepared, assessed maximum \$4151 fine, no lis penden, verified Property Appraiser. See also 12CE-02027. adm.

4/9/15 Case removed from 4/16 Hearing due to lack of proper service. Case scheduled for 05/21/2015 Special Magistrate Hearing for Imposition. Notice will be provided by Property Posting.dh

4/23/15: Case prepared for posting on 4/27/15 for 5/21/15 Special Magistrate hearing. adm.

POSTING OF PROPERTY.

Officer Supplemental: On Monday 4/27/15 at 12:45 p.m. CEO Ferry posted the subject property with a Notice of Hearing. Photos were taken. A copy of the Notice of hearing was also posted at the Brevard County Courthouse. Case pending.

CSM 05/21/15

John Be Good Malmsten, Respondent, was not present.

Suzanne Fonseca, CEO, was not present.
Exhibits A-H were entered into evidence.

The Special Magistrate ordered the fine be imposed as stated on the Order Imposing Fine And Costs As Lien. The fine has accrued at \$25.00 per day to the amount of \$4,151.00 as of today's date. The fine will not exceed \$4,151.00 which is 35% of the assessed value of the property. Enforcement costs in the amount of \$550.00 are also imposed. The Order Imposing Fine And Costs As Lien was recorded in official records of Brevard County, Book 7371 Page 409.

5/12/16: E-mail to Mr. Norris regarding cases 15CE-01091(active violation), 15CE-00321, 15CE-00227, 13CE-00848, 12CE-02027, total due as of today \$28,402. adm.

3/30/16: E-mail(s) to and from Tax Deed Clerk regarding no notice of Tax Deed; provided payoff as of date of sale (3/24/16) of \$25,952. adm.

ViewID Comment(s):

6/22/16: Chuck Norris, father of Anthony Norris, new owner by Tax Deed, came in to check the status of case. Informed of amounts due; e-mail to Keta, Tax Deed Clerk regarding status. adm.

7/6/16: Received check 769509, \$5,053.00 from Tax Deed Clerk. Applied as follows: .
15CE-01091-\$550 costs, fine remains due.
15CE-00321-\$550 costs, case scheduled for Acknowledgment on 8/18/16.
15CE-00227-\$550 costs plus \$800 fine, case scheduled for Acknowledgment on 8/18/16.
13CE-00848-\$550 costs, lien for fine remains due.
12CE-02027-\$550 costs plus partial payment towards lien for fine of \$1,503, balance of lien \$2,648 remains due.

9/13/16: Enda Norris, wife of new owner, came in to review status of liens/cases on property and inquired about reduction process (15CE-01091-reduction and/or imposition may occur; 13CE-0084812CE-02027--recommendation required due to liens). Informed of payments credited from tax deed proceeds and new balance for all three cases: \$25,149. Informed appearances required for hearings and BOCC meetings. She provided e-mail address (ednanorris411@gmail.com) and telephone number (619-277-7057) as they live in California. adm.

12/12/16: Telephone call to Edna Norris, wife of owner, Anthony Norris, at 619-277-7057, message left regarding timing of reductions and recommendations. adm.

1/11/17: Telephone call to Edna Norris, wife (619-277-7057) and Chuck Norris, father (321-223-2797) on owner's behalf regarding attempting to prepare three cases for reduction/recommendation process (15CE-01091, 13CE-00848 and 12CE-02027). Message left informing deadline for 2/16/17 hearing would be 1/20/17. adm.

1/11/17: Received returned call from Edna Norris, confirmed tentative placement on 2/16/17 hearing if returned timely; applications for reduction/recommendation are prepared for all 3 cases and will be e-mailed to ednanorris411@gmail.com. adm.

1/18/17: Received application, incompletd. Received e-mail; returned e-mail informing. adm.

1/23/2017: Received completed application. Cases scheduled for 2/16/2017 Special Magistrate. adm.

1/26/17: Case prepared for Recommendation for Reduction (2-step process). adm.

ViewID Comment(s):

CSM 02/16/17

Respondent, Anthony Norris' father, Chuck Norris, was present. He stated he has power-of-attorney. A statement that was read into the record said: The property was purchased from a tax lien sale. They corrected all violations from the previous owner.

The Special Magistrate makes the recommendation to the Board of County Commissioners that the fine which has accrued to \$\$4,151 in this case be reduced to \$2,462, contingent upon: payment within 30 days of the date the BOCC render a decision approving the Special Magistrate's recommendation; With an option for the establishment of a payment plan which must be created within 30 days of the date of the BOCC rendered decision, and payment plan timely paid accordingly; If reduced amount is not paid by the above time-frame as specified, the accrued fine will revert to the original amount due, less payments received; The actual cost total: \$2,182. Enforcement cost of \$550 have been paid; Balance of actual cost \$1,632.

2/24/16: Received copy of letter from Clerk to new owner, Anthony Norris regarding tentatively placement on 3/21/17 BOCC agenda. adm.

3/3/17: Prepared all documents and provided to Clerk for BOCC Agenda. adm.

Property Owner Information:

Name	Address	City	State	ZIP	Phone
JOHN BE GOOD MALMSTEN	375 AKORN ST	COCOA	FL	32927	-

Complainant Information:

Name	Address	City	State	ZIP	Phone
Anonymous					-

Other Contact Information:

Name	BusinessName	Address	City	State	ZIP	Phone
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**Worksheet for Assessment of Actual Costs for Case 13CE-00848
(Recurring 12CE-01332)**

Inspector	Fonseca		Previous Inspector	Fonseca				
Wages S&B Hourly	\$25.89		Wages S&B	\$25.89				
Per Minute	\$0.43		Per Min	\$0.43				
								Sub Total
Officer Costs:								
# Field Inspections	5 x		\$25.89 Hourly	Total	\$129.45			\$129.45
Previous Inspection	.9 x		\$25.89 Hourly	Total	\$233.01			\$233.01
								per mile
Vehicle Mileage								
# Field Inspections	5 x2: Rdtrip		10 x miles	13	130	0.445		\$57.85
Previous Inspection	9 x2: Rdtrip		18 x miles	13	234	0.445		\$104.13
Adminstrative Costs:								
		Minutes						
# Computer Entries	30	10	300		\$0.43			\$129.00
# Telephone calls	7	5	35		\$0.43			\$15.05
# Research	14	15	210		\$0.43			\$90.30
# Hearings/Prehearings	5	120	600		\$0.43			\$258.00
								\$492.35
								\$492.35
Previous Adminstrative Costs:								
		Minutes						
# Computer Entries	19	10	190		\$0.43			\$81.70
# Telephone calls	2	5	10		\$0.00			\$0.00
# Research	8	15	120		\$0.00			\$0.00
# Hearings/Prehearings	3	120	360		\$0.00			\$0.00
								\$81.70
								\$81.70
Extra Investigative Insp:								
S&B Hr/Mn								
								\$0.00
								\$0.00
Recording Fees								
1 Page	\$10.00							\$30.00
2 Pages	\$28.50							\$28.50
3 Pages	\$39.00							
4 Pages	\$49.50							
Hearings (public, extension, reduction, imposition)	3 x		\$200.00				Legal Fees	\$600.00
Hearing Prep Office-number of hearings	5 x		\$85.00					\$425.00
								Subtotal Actual Costs for case
								\$2,182
Enforcement Costs Assessed and Paid - \$350 or \$550								\$550
Balance due of Actual Costs - DEFICIT								\$1,632



Brevard County Property Appraiser

Titusville • Merritt Island • Viera • Melbourne • Palm Bay

Phone: (321) 264-6700

<https://www.bcpao.us>

PROPERTY DETAILS

Account 2317313
Owners Norris, Anthony
Mailing Address 3570 Sierra Morena Ave Carlsbad CA 92010
Site Address 375 Akom St Cocoa FL 32927
Parcel ID 23-36-30-26-A-7
Property Use 0212 - Manufactured Housing - Single Wide
Exemptions None
Taxing District 1900 - Unincorp District 1
Total Acres 0.17
Subdivision Hardeeville, Replat Of
Site Code 0001 - No Other Code Appl.
Plat Book/Page 0019/0148
Land Description Hardeeville, Replat Of Lot 7 Blk A



VALUE SUMMARY

Category	2016	2015	2014
Total Market Value	\$12,920	\$13,060	\$11,860
Agricultural Market Value	\$0	\$0	\$0
Assessed Value Non-School	\$12,920	\$13,040	\$11,860
Assessed Value School	\$12,920	\$13,060	\$11,860
Homestead Exemption	\$0	\$0	\$0
Additional Homestead	\$0	\$0	\$0
Other Exemptions	\$0	\$0	\$0
Taxable Value Non-School	\$12,920	\$13,040	\$11,860
Taxable Value School	\$12,920	\$13,060	\$11,860

SALES/TRANSFERS

Date	Price	Type	Parcel	Deed
03/25/2016	\$8,100	XD	Improved	7577/1674
02/01/2012	\$10,000	QC	Improved	6580/1127
11/12/2002	\$33,500	WD	Improved	4780/2988
11/12/2002	\$5,000	QC	Improved	5413/7148
12/15/2001	\$32,000	WD	Improved	4505/2924
12/15/2001	--	QC	Improved	5189/1868
12/15/2001	--	WD	Improved	4505/2925
08/30/1997	\$36,000	WD	Improved	3697/3661
08/06/1997	\$5,000	WD	Improved	4505/2923
05/30/1997	\$15,000	WD	Improved	3684/4873
05/30/1995	\$28,000	WD	Vacant	3477/2737
04/18/1985	\$28,000	AG	--	2594/0458
11/09/1983	\$12,000	WD	--	2467/0409
05/09/1983	--	QC	--	2427/2648

BUILDINGS

PROPERTY DATA CARD #1

Building Use	Year Built	Story Height	Floors	Residential Units	Commerical Units
0212 - Manufactured Housing - Single Wide	1980	8	1	1	0

Materials

Exterior Wall
Frame
Roof
Roof Structure

Vinyl/Aluminum
Wood Frame
Bu-Tg/Mmbm
Hip/Gable

Sub Areas

Base Area (1st)	784
Total Base Area	784
Total Sub Area	784

Extra Features

Skirting: Metal/Vinyl

126

Additional Extra Features

No Data Found

Parcel Notes

Brevard County Property Appraiser
Dana Blickley, CFA

Parcel General Notes

Show 50 ▼ entries

Search:

Date	Type	Note
19850101	Note Type R	AG-R-4/23/85 2594/0458 28.00 ELIGAH B MILES & STACEY F, H/W & WIL E HINSHAW & DORTHY A, H/W TO STANLEY JOHN THORNTON (ONLY) 4/25/85
19930101	Old Legacy	UC 10 GA 74052000 IA 0 EX N BA 0 AA 0 MI 100
19940101	Old Legacy	UC 10 GA 74052000 IA 0 EX N BA 0 AA 0 MI 100
19950101	Note Type R	3477/2737 E B MILES ET AL TO STANLEY JOHN THORNTON (WD OVERRIDES AGMT) 5/24/95 DD—
19950101	Old Legacy	UC 10 GA 74052000 IA 0 EX N BA 0 AA 0 MI 100
19960101	Building Notes	ADDED MOBILE HOME FOR '96, 5/10/96 JD...
19960101	Building Notes	ADDED MOBILE HOME FOR '96, 5/10/96 JD...
19960101	Old Legacy	REMOVED ERU EXEMPT N BEG FY 96-97 PER LAM/BBM 6-13-96
19960101	Old Legacy	UC 212 GA 74052000 IA 7840000 EX BA 3600 AA 0 MI 100
19970101	Note Type R	A/C P/CD 11/14/96 CR 3684/4873 S J THORNTON TO ATLANTIS INVESTMENT INC 6/30/97 CR 3697/3661 ATLANTIS INVESTMENT INC TO DORIS J ANDERSON 8/14/97 CR ADDRESS CHANGE PER NEW HEX APPLICATION 09/09/97 APP NOTE: 3710/4740 IS 3697/3661 ATLANTIS INVESTMENT INC TO DORIS J ANDERSON— THIS WD IS BEING RE-RECORDED TO ADD SECOND WITNESS 9/29/97 DD—
19970101	Old Legacy	UC 212 GA 74052000 IA 7840000 EX BA 3600 AA 0 MI 100
19990101	Old Legacy	UC 212 GA 74052000 IA 7840000 EX BA 3600 AA 0 MI 100
20000101	Old Legacy	UC 212 GA 74052000 IA 7840000 EX BA 3600 AA 0 MI 100

Date	Type	Note
20010101	Old Legacy	UC 212 GA 74052000 IA 7840000 EX BA 3600 AA 0 MI 100
20010101	Old Legacy	UC 212 GA 74052000 IA 7840000 EX BA 3600 AA 0 MI 100
20010101	Old Legacy	UC 212 GA 74052000 IA 7840000 EX BA 3600 AA 0 MI 100
20020101	Note Type R	HOMESTEAD EXEMPTION INFORMATION LETTER MAILED 01292002
20020101	Old Legacy	UC 212 GA 74052000 IA 7840000 EX BA 1800 AA 0 MI 100
20020124	Note Type R	4505/2923 D J ANDERSON TO ATLANTIS INVESTMENT INC— 4505/2925 ATLANTIS INVESTMENT INC TO TOMMY B ELLENBURG & MICHELE F EMBRY J/T W R/S (DOC STAMPS ON 4505/2924) —NOTE: 4505/2924 S E MINER TO TOMMY B ELLENBURG & MICHELE F EMBRY J/T W R/S—
20021002	Note Type R	A/C P/RETURN VN FROM PO
20030101	Old Legacy	UC 212 GA 74052000 IA 7840000 EX BA 1800 AA 0 MI 100
20030101	Old Legacy	UC 212 GA 74052000 IA 7840000 EX BA 1800 AA 0 MI 100
20030113	Note Type R	NOTE: 4780/2988 S E MINER TO CARA S LONG (S E MINER DOES NOT HOLD TITLE P/4505/2925; SENT LTR TO CARA S LONG ON 1/13/03)
20040101	Old Legacy	UC 212 GA 74052000 IA 7840000 EX BA 1800 AA 0 MI 100
20040204	Note Type R	5189/1868 T B ELLENBURG ETAL TO STEPHEN E MINER — 5780/2988 S E MINER TO CARA S LONG (5189/1868 & 5780/2988 WERE RECORDED OUT OF ORDER)
20050101	Old Legacy	UC 212 GA 74052000 IA 7840000 EX BA 1800 AA 0 MI 100
20050101	Old Legacy	UC 212 GA 74052000 IA 7840000 EX BA 1800 AA 0 MI 100
20050214	Note Type R	5413/7148 C S LONG TO STEPHEN E MINER
20060101	Old Legacy	UC 212 GA 74052000 IA 7840000 EX BA 1800 AA 0 MI 100 STW105UD
20070101	Old Legacy	UC 212 GA 74052000 IA 7840000 EX BA 1800 AA 0 MI 100 STW105UD
20120521	Note Type R	6580/1127 S MINER TO JOHN BE GOOD MALMSTEN
20151016	Activity Notes	Check Type = B Inspection Type = P
20151016	Activity Notes	Check Type = L Inspection Type =

Date	↓	Type	Note
20151028		Other Assessment Notes	Fire Service County
20151028		Other Assessment Notes	Storm Water Fee
20151028		Other Assessment Notes	Solid Waste Collection
20151028		Other Assessment Notes	Solid Waste Disposal
20160503	Transfers Notes	TAX DEED 7577/1674 #150548 FORMERLY ASSESSED TO J B G MALMSTEN; PROPERTY TO ANTHONY NORRIS—	

Showing 1 to 38 of 38 entries

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