

Case History

NOH- 9-2387, 10726 Versailles Blvd.

Code Compliance case NOH-9-2387 was initiated based on a complaint on May 11, 2009. A Notice of Violation/Notice of Hearing (NOV/NOH) was issued on June 12, 2009, and an amended NOV/NOH was sent June 17, 2009, providing a compliance date of July 19, 2009. On June 29, 2009, the property was posted.

Follow up inspections on July 20, 2009, and August 14, 2009, found that the violations were not corrected.

The case was presented to the Special Magistrate on August 20, 2009. The Magistrate found the property in violation:

1. The respondent is hereby ordered to come into compliance on or before September 17, 2009.
 - a) Wellington Code Section 36-22 (B) (1) (debris, stains, etc.)
 - b) Wellington Land Development Regulation Section 7.3.12.B (Landscape maintenance)
2. Costs related to the prosecution of this case in the amount of \$205.96 are assessed against the Respondent. Respondent is ordered to pay such costs to Wellington Code Compliance Division within 30 days from the date of this Order. Failure to pay the costs as ordered will result in a lien being filed against the property.
3. The respondent is ordered to cease and desist, for a period of five years, from any future violations of the charge or pay a fine for each day of the re-occurrence.
4. The respondent is further ordered to contact the Village of Wellington Code Compliance Division once the property is brought into compliance so that the property may be inspected. Otherwise, a presumption may be made that the violation has not been corrected and a fine will be assessed.
5. In the event the Code Compliance Division is not contacted as required in paragraph 4 and/or the violations are not corrected as ordered in paragraph 1, a fine certification hearing will be held before the Special Magistrate on October 15, 2009, at 9:00 a.m. at the Wellington Municipal Complex, 12300 Forest Hill Boulevard, Wellington Florida. At the fine certification hearing, the Code Compliance Officer will request certification of a fine in an amount not to exceed \$100.00 per day. No additional notification of the intent to impose a fine will be given.

Follow up inspections on September 21 and October 5, 2009, found that the violations were not corrected.

On October 15, 2009, the Special Magistrate ordered a fine of \$100.00 per day commencing September 18, 2009; costs of \$366.49 and a 5-years cease & desist.

- a) Wellington Code Section 36-22 (B) (1)
- b) Wellington Land Development Regulation Section 7.3.12.B

Follow up inspections between November 23, 2009, through November 9, 2011, found that the violations were not corrected.

On February 29, 2012 Wellington Code Section 36-22 (B) (1) was not corrected. Wellington Land Development Regulation Section 7.3.12.B was corrected.

On May 2, 2012 Wellington Code Section 36-22 (B) (1) was corrected.

NOH-11-2102, 10726 Versailles Blvd

Code Compliance case NOH-11-2102 was initiated based on a complaint on April 18, 2011.

A Notice of Violation/Notice of Hearing (NOV/NOH) was issued on May 19, 2011, providing a compliance date of June 19, 2011. On June 29, 2011 the property was posted giving 10 days to come into compliance.

A follow up inspection on July 11, 2011, found that the violations were not corrected.

The case was presented to the Special Magistrate on July 21, 2011. The Magistrate found the property in violation:

1. The respondent is hereby ordered to come into compliance on or before August 18, 2021.
 - a) Wellington Code Section 36-22 (B) (1)
 - b) Wellington Code Section 36-23 (B) (1)
2. Costs related to the prosecution of this case in the amount of \$174.90 are assessed against the Respondent. Respondent is ordered to pay such costs to Wellington Code Compliance Division within 30 days from the date of this Order. Failure to pay the costs as ordered will result in a lien being filed against the property.
3. The respondent is ordered to cease and desist, for a period of five years, from any future violations of the charge or pay a fine for each day of the re-occurrence.
4. The respondent is further ordered to contact the Village of Wellington Code Compliance Division once the property is brought into compliance so that the property may be inspected. Otherwise, a presumption may be made that the violation has not been corrected and a fine will be assessed.

5. In the event the Code Compliance Division is not contacted as required in paragraph 4 and/or the violations are not corrected as ordered in paragraph 1, a fine certification hearing will be held before the Special Magistrate on September 15, 2011, at 9:00 a.m. at the Wellington Municipal Complex, 12300 Forest Hill Boulevard, Wellington Florida. At the fine certification hearing, the Code Compliance Officer will request certification of a fine in an amount not to exceed \$25.00 per day/per violation. No additional notification of the intent to impose a fine will be given.

Follow up inspections on August 22 and September 8, 2011, found that the violations were not corrected.

On September 15, 2011, the Special Magistrate ordered a fine of \$25.00 per day/per violation commencing August 19, 2011; costs of \$335.46 and a 5-years cease & desist.

- a) Wellington Code Section 36-22 (B) (1)
- b) Wellington Code Section 36-23 (B) (1)

On October 24, 2011 Wellington Code Section 36-22 (B) (1) was not corrected. Wellington Code Section 36-23 (B) (1) was corrected.

On May 2, 2012 Wellington Code Section 36-22 (B) (1) was corrected.

On February 27, 2020, a fine reduction request for cases NOH-09-2387 and NOH-11-2102, 10726 Versailles Blvd, Wellington FL, 33414 was received from Ronald Okon, owner, contact information, 561-704-9428, oko9999@aol.com. A fine reduction in the amount of \$50.00 was offered. The reduction request was reviewed. Based on the medical issues involved at the time of the code actions Wellington will offer a settlement agreement in the total amount of \$5,775.00. The settlement is outlined below: NOH 09-2387 reduction to the amount of \$5,323.00, fine reduced to \$4,631.83 plus costs in the amount of \$691.17. NOH 11-2102 reduction to the amount of \$1,143.00, fine reduced to \$807.54 plus costs in the amount of \$335.46.

On March 19, 2020, the Special Magistrate agreed and reduced the fine to be paid as follow:

Case NOH-9-2387:

1. Costs in the total amount of \$691.17 were incurred in prosecuting the case.
2. The Special Magistrate agrees to reduce the fine to be paid to \$1,915.83 if payment is received no later than 30 days from the date of this hearing.

Case NOH-11-2102:

3. Costs in the total amount of \$335.46 were incurred in prosecuting the case.
4. The Special Magistrate agrees to reduce the fine to be paid to \$557.54 if payment is received no later than 30 days from the date of this hearing.
5. The total amount to be paid is \$3,500.00
6. **If penalty is not paid by that date, the full penalty of \$96,491.17 will be reinstated for case NOH-9-2387.**
7. **If penalty is not paid by that date, the full penalty of \$8,410.46 will be reinstated for case NOH-11-2102.**