

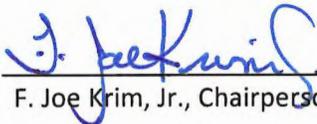
RECOMMENDATION OF MARION COUNTY CODE ENFORCEMENT BOARD

On **August 14, 2024**, the Code Enforcement Board of Marion County, Florida, pursuant to Chapter 2, Article V of the Marion County Code, held a hearing on case number **929083** issued by a Marion County Code Inspector. Based upon the evidence and testimony presented, and by a motion approved by a majority of those members present and voting, the Code Enforcement Board adopted the following recommendation(s):

Based upon a request from **FRANK GRAY and MIKE GRAY**, the Board recommends to the Marion County Board of County Commissioners that the lien as levied upon **MICHELLE S GRAY, 12942 NE 6TH LN., SILVER SPRINGS, parcel 32468-010-15**, Marion County, Florida, be rescinded in its entirety including all fines and administrative costs.

DONE AND ORDERED by the Code Enforcement Board of Marion County, Florida, this 16 day of **August, 2024**.

MARION COUNTY CODE ENFORCEMENT BOARD

By:  _____
F. Joe Krim, Jr., Chairperson

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true copies of the foregoing Order have been furnished to **FRANK GRAY, 3309 NE 10TH ST., OCALA, FL 34470** by U.S. mail; **MIKE GRAY, PO BOX 1073, SPARR, FL 32192** by U.S. mail this 16 day of **August, 2024**.

 _____
Board Secretary

Marion County Code Enforcement Board

Case Number
929083-GC

Item 7.1

HEARING DATE: AUGUST 14, 2024

Code Officer
G. CORTES

Owner/Respondent
MICHELLE S GRAY
12942 NE 6TH LN
SILVER SPRINGS, FL
34488

Occupant/Violator
MICHELLE S GRAY

**Verbal contact with
owner/occupant**
No

Parcel Number
Location
32468-010-15

12942 NE 6TH LN,
SILVER SPRINGS

Complainant
Citizen

Property Taxes
Cer Sold

Assessed Value
\$21,727



Photo taken by CEO Cortes April 3, 2024

REQUEST TO APPEAR

Violation: Marion County Code, Chapter 16, Article III, Section 16-92; Accumulation of junk; unserviceable vehicles, Marion County Code, Chapter 16, Article III, Section 16-91; Litter, and Marion County Land Development Code, Article 2, Division 22, Section 1; Right-of-way utilization

Summary: A Code Enforcement Board lien was recorded April 4, 2024, for violations on the 0.21 acre residential parcel and adjacent right-of-way along NE 6th Lane, Silver Springs.

Department Recommendation

The department's recommendation is that the Code Board recommend to the Board of County Commissioners that they deny the request to reduce / rescind the fine now totaling \$9,000 plus \$182.02 administrative costs.

Item 7.1

Notice Summary

Notice of Violation
September 5, 2023
September 28, 2023

Notice to Appear
November 9, 2023

Location

This 0.21 acre improved property is located within an R-4 Residential Zoning Classification, OAKWOOD subdivision.

BACKGROUND

On September 28, 2023, Code Officer Gabino Cortes mailed a final Notice of Violation to MICHELLE S GRAY for violation(s) on property located at 12942 NE 6TH LN, SILVER SPRINGS, parcel # 32468-010-15 and the adjacent right-of-way. On November 9, 2023, a Notice to Appear for the January 10, 2024 Code Enforcement Board (CEB) hearing was sent via certified mail. Proof of service was ultimately achieved through an affidavit of posting dated December 20, 2023. On January 10, 2024, Code Supervisor Robin Hough presented the case to the CEB. MICHELLE S GRAY was not present. The CEB found her to be in violation and directed her to bring the violations into compliance on or before February 1, 2024, or be fined \$150 a day for each day the violation(s) continued past the date set for compliance up to a maximum of \$9,000. Proof of service for the Board Order was by Affidavit of Posting dated January 31-2024. On February 14, 2024, the CEB imposed the fine per the prior order based on an Affidavit of Continuing Violation filed by Officer Cortes. MICHELLE S GRAY was not present at this hearing. The lien was recorded April 4, 2024.

On May 16, 2024, at 10:30 a.m., Officer Cortes reinspected the property and saw that the violations had been cleared.





**Marion County
Board of County Commissioners**

Growth Services ▪ Code Enforcement

2710 E. Silver Springs Blvd.
Ocala, FL 34470
Phone: 352-671-8900
Fax: 352-671-8903

July 3, 2024

MIKE S. GRAY
PO BOX 1073
SPARR, FL 32192

FRANK GRAY
3309 NE 10TH ST
OCALA, FL 34470

**RE: Request to Appear at the Code Enforcement Board Hearing
Code Enforcement Case # 929083**

Your request to appear before the Code Enforcement Board for a possible rescission or reduction of the unrecorded fine on the above referenced case has been received and will be placed on the Agenda for the next regularly scheduled meeting.

The next meeting is scheduled for **9:00 a.m., Wednesday, August 14, 2024**, at the Marion County Growth Services Main Training Room, 2710 E. Silver Springs Blvd., Ocala, Florida, concerning this matter. You or a representative of your choosing must attend the hearing, present testimony or evidence and question the witnesses. There will be a record kept of the hearing which may, upon payment of reasonable preparation charges, be available for appeals of the Board's action. Appeals are governed by Section 2-208 of the Code.

If you have any questions, please feel free to contact me at the Code Enforcement Office.

Sincerely,

Sandra Woodrow

Sandra Woodrow
Marion County Growth Services
Code Enforcement Board Secretary



**Marion County
Board of County Commissioners**

Growth Services • Code Enforcement

2710 E. Silver Springs Blvd.
Ocala, FL 34470
Phone: 352-671-8900
Fax: 352-671-8903



**Marion County Code Enforcement Board
Request for Rescission or Reduction of Lien**

Now requires a non-refundable \$250.00 processing fee

CASE NUMBER: 929083

Date: 5/22/24

Name: Mike S. Gray (Father) - P.O. Box 1073
Sparr FL 32192
Address: ~~12942 NE 6th Lane~~ (3309 NE 10th St, Ocala, FL.)
Phone Number: 352-362-3412 (Frank Gray 352-427-7416)
(UNCLE)

Code Enforcement Board Chairperson:

I am requesting to appear before the Code Enforcement Board for a recommendation for a possible rescission or reduction of the lien on the above referenced case.

Give detailed justification explaining the reason for this request; list each violation, and the fine and lien for which you seek relief. 9,000.00 Plus Fine

My daughter has had a drug and pill problem, As soon as I found out about the situation, I took care of cleaning it up and will help her maintain it until she gets off the drugs.

Were you the owner of the property at the time the fine was imposed? NO

Did you purchase the property after the lien was recorded? NO

Was a title search performed? NO

Is the property in compliance today? A Code Enforcement Officer will contact you to schedule an inspection. Yes

Who was responsible for the violation being cleared/removed? Myself, my daughter and a helper.

Are the property taxes paid? Not up to date

Have any improvements to the property been made that are not reflected on the Property Appraiser report? NO

Applicant's signature: [Signature]

[Signature]

RECEIVED DATE: <u>5.22.24</u>	STAFF/OFFICE USE ONLY	RECEIVED BY: <u>SW</u>
PAYMENT RECEIVED: <u>\$250. -</u>		PAYMENT TRANSACTION NO: <u>1292473</u>
CEB HEARING DATE: <u>8.14.24</u>		



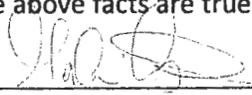
GREGORY C HARRELL CLERK & COMPTROLLER MARION CO
 DATE: 05/20/2024 01:08:02 PM
 FILE #: 2024064352 OR BK 8326 PG 1114
 REC FEES: \$10.00 INDEX FEES: \$0.00
 DDS: \$0 MDS: \$0 INT: \$0

CASE #657014 / 929083-GC

**MARION COUNTY CODE ENFORCEMENT BOARD LIEN ORDER
 AFFIDAVIT OF COMPLIANCE**

1. The Marion County Code Enforcement Board found **MICHELLE S GRAY** to have violated **Marion County Code, Chapter 16, Article III, Section 16-92; Accumulation of junk; unserviceable vehicles, Marion County Code, Chapter 16, Article III, Section 16-91; Litter, and Marion County Land Development Code, Article 2, Division 22, Section 1; Right-of-way utilization** as referenced in the Board Order dated **February 16, 2024**.
2. The violator(s) was (were) given until **February 1, 2024**, to comply with said Order or be fined **one hundred fifty dollars (\$150.00) per day**, which shall continue to accrue daily, until the violation(s) is (are) cleared, commencement of a foreclosure action, or until extinguished by law, up to a maximum of **nine thousand dollars (\$9,000.00)**.
3. On **May 16, 2024, at 10:30 a.m.**, I reinspected the property located at **12942 NE 6TH LN, SILVER SPRINGS** for compliance.
4. I observed that the violation(s) has (have) been brought into compliance as of **May 16, 2024**.
5. The existing fine of **nine thousand dollars (\$9,000.00)** will remain as a lien against any real or personal property owned by **MICHELLE S GRAY** until said fine is paid or otherwise extinguished by law. **The collection agency fee and administrative costs will also be added to the total payoff amount and the lien will be reported to credit bureaus.**

I HEREBY swear under penalties of perjury that the above facts are true to the best of my knowledge.



 AFFIANT

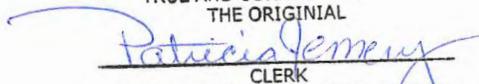
PERSONALLY KNOWN and sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 16 day of May, 2024, by **Code Officer Gabino Cortes**.



 Signature of Notary Public-State of Florida



PATRICIA JEMERY
 Commission # HH 140711
 Expires September 15, 2025
 Bonded Thru Budget Notary Services

I HEREBY CERTIFY THAT THE FOREGOING DOCUMENT IS A TRUE AND CORRECT COPY OF THE ORIGINAL


 CLERK
 MARION COUNTY CODE ENFORCEMENT





**Marion County
Board of County Commissioners**

Growth Services • Code Enforcement

2710 E. Silver Springs Blvd.
Ocala, FL 34470
Phone: 352-671-8900
Fax: 352-671-8903

Pursuant to the Fair Debt Collection Practices Act, it is required that we state the following to you:

"This is a communication from a debt collector.

This is an attempt to collect a debt and any information obtained may be used for that purpose."

April 17, 2024

Code Case # **929083 /PJ**

MICHELLE S GRAY
12942 NE 6TH LN
SILVER SPRINGS, FL 34488

Parcel # **32468-010-15**

On **April 4, 2024**, a Final Administrative Order of the Marion County Code Enforcement Board was recorded at the **Marion County Clerk of Court, Official Records BK 8289 / PG 1435 for Code Case No. 929083** in the amount of **nine thousand forty-five dollars and seventy-five cents (\$9,045.75)**, which is a lien against **PARCEL NO. 32468-010-15** and any real or personal property owned by **MICHELLE S GRAY**.

Unless this lien is paid or payment arrangements are made within 10 days, it will be turned over to the collection agency. The administrative fees are added to the total amount due. Such lien may be foreclosed and property sold to enforce satisfying such lien.

Please make payment to MCBCC and send it to Marion County Code Enforcement, Attn: Liens, 2710 E Silver Springs Blvd. Ocala, FL 34470.

If you have questions concerning the violation(s), you may call the Marion County Code Enforcement Division at (352) 671-8912 to speak with Patricia Jemery, Administrative Assistant, Marion County Growth Services Department, in reference to your case.

Sincerely,

Patricia Jemery

Patricia Jemery, Administrative Assistant
Marion County Growth Services Department
Code Enforcement Division
patricia.jemery@MarionFL.org



GREGORY C HARRELL CLERK & COMPTROLLER MARION CO
DATE: 04/04/2024 11:53:38 AM
FILE #: 2024041816 OR BK 8289 PG 1435
REC FEES: \$10.00 INDEX FEES: \$0.00
DDS: \$0 MDS: \$0 INT: \$0

**FINAL ADMINISTRATIVE ORDER OF
THE MARION COUNTY CODE ENFORCEMENT BOARD**

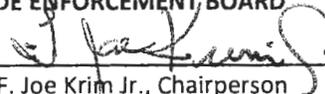
This cause having come before the Code Enforcement Board of Marion County, Florida on **February 14, 2024**, on the petition of Marion County for an Order imposing a fine in Case Number **929083** and the Board having considered the Affidavit of Continuing Violation filed therein, it is hereby found and ordered that:

1. The violation(s) of **Marion County Code, Chapter 16, Article III, Section 16-92; Accumulation of junk; unserviceable vehicles, Marion County Code, Chapter 16, Article III, Section 16-91; Litter, and Marion County Land Development Code, Article 2, Division 22, Section 2.22.1; Right-of-way utilization**, on real property located at **12942 NE 6TH LN., SILVER SPRINGS, Parcel No. 32468-010-15**, Marion County, Florida, was (were) not brought into compliance on or before **February 01, 2024**, as required by the previous Order of this Board dated **January 16, 2024**.
2. In accord with the previous Order of this Board which is incorporated herein by reference, there is hereby imposed upon **MICHELLE S GRAY**, a fine in the amount of **one hundred fifty dollars (\$150.00) per day, beginning February 02, 2024**, for each day the violation(s) continue(s) past the date set for compliance, which shall continue to accrue daily unless and until the violation(s) is (are) cleared or until extinguished by law. Upon recordation the fine has reached its maximum amount and the amount of the Code Enforcement lien is **nine thousand dollars (\$9,000.00)**. **The collection agency fee and administrative costs will also be added to the total payoff amount and the lien will be reported to credit bureaus.**
3. The violator(s) shall notify the Code Inspector in writing immediately when the violation(s) has (have) been brought into compliance. **IT IS THE RESPONSIBILITY OF THE RESPONDENT(S) TO NOTIFY CODE ENFORCEMENT AT (352) 671-8900, ON OR BEFORE THE COMPLIANCE DATE TO DEMONSTRATE TO MARION COUNTY'S SATISFACTION THAT THE VIOLATION(S) HAVE BEEN CORRECTED.**
4. The violator(s) has (have) the right to file a petition for writ of certiorari to the Circuit Court to appeal the decision of the Board. An appeal must be filed with the Circuit Court within thirty (30) days of the date of this Order. Section 162.11, Florida Statutes, provides as follows:
162.11 Appeals - An aggrieved party, including the local governing body, may appeal a final administrative order of an enforcement board to the circuit court. Such an appeal shall not be a hearing de novo, but shall be limited to appellate review of the record created before the Code Enforcement Board. An appeal shall be filed within 30 days of the execution of the order to be appealed.
5. Failure to comply with this Order within the specific times set forth above will result in the recordation of this Order in the Public Records. This order shall be a lien against any non-homestead real property or personal property now owned by the violator, and any non-homestead real property or personal property which violator may own in the future, until the satisfaction of this order. Such lien may be foreclosed and the property sold to enforce such lien. If such lien is filed, you will be assessed all cost incurred in recording and satisfying this lien.

The holder of this order and the lien hereunder is the Marion County Board of County Commissioners, with the address of 601 SE 25th Avenue, Ocala, FL 34471.

DONE AND ORDERED by the Code Enforcement Board of Marion County, Florida, this **16** day of **February, 2024**.

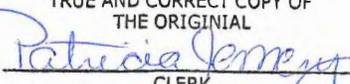
**MARION COUNTY
CODE ENFORCEMENT BOARD**

By: 
F. Joe Krim Jr., Chairperson

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Order has been furnished to **MICHELLE S GRAY, 12942 NE 6TH LN., SILVER SPRINGS, FL 34488** by certified mail # **9589 0710 5270 0183 0448 74** this **16** day of **February, 2024**.

I HEREBY CERTIFY THAT THE
FOREGOING DOCUMENT IS A
TRUE AND CORRECT COPY OF
THE ORIGINAL


CLERK
MARION COUNTY CODE ENFORCEMENT




Board Secretary

Code Case No.: 929083

To be placed on the BCC agenda item under County Administrator on *****October 1, 2024*****

Action Order

Number/

Code Case

Number	Case Type	Lien Amt.	Repeat Fine	Admin. Cost	Interest	Balance Due	Payments	
							Received	Total lien due
929083	CEB	\$ 9,000.00	\$ -		\$ -	\$ 9,000.00	\$ -	\$ 9,000.00
						\$ -	\$ -	\$ -
					\$ -	\$ -	\$ -	\$ -
	Totals	\$ 9,000.00	\$ -	\$ -	\$ -	\$ 9,000.00	\$ -	\$ 9,000.00

CEB= Code Enforcement Board

\$ 9,000.00

Abatement J/L= junk and litter abatement

\$ -

Abatement US= unsafe structure abatement

\$ -

Administrative costs:

Title search

\$ -

Regular postage

\$ 1.27

Certified mail

\$ 25.75

Legal advertisement(s)

\$ -

CEB attorney cost

\$ 125.00

Collection agency fee

\$ -

Recording cost

\$ 30.00

Total hard costs

\$ 182.02

**MARION COUNTY CODE ENFORCEMENT BOARD
MARION COUNTY, FLORIDA**

Marion County Board of County Commissioners
Petitioner,
vs.

CASE NO: 929083

Michelle S Gray
Respondent. _____ /

1. Marion County Code Enforcement Board / Magistrate Hearing(s):					
	Cost	# of hour (s)			Total:
Attorney fees:	\$ 250.00	0.50			\$ 125.00
2. Recording cost(s): (Lien(s) / Lien release(s) / Satisfaction, etc.)					
	Cost	# of page (s)	Addl. page (s)	# page (s)	
Fee (s):	\$ 10.00	3	\$ 18.50		\$ 30.00
3. US Mail Postage cost (s):					
	Cost	# of Regular	Cost	# of Regular	
	\$ 0.63	1	\$ 0.64	1	\$ 1.27
4. Certified Return Receipt Postage cost (s):					
	Cost	# of Certified	Cost	# of Certified	
	\$ 8.53	2	\$ 8.69	1	\$ 25.75
5. Ocala Star Banner-Legal Ad:					
	Cost	Legal Ad	Cost	Legal Ad	
	\$ -	0	\$ -	0	\$ -
6. Title Search Company					
	Cost	Title Search			
		0			\$ -
7. Collection Agency Fee					
	Cost	Collection Fee			
	\$ 10.80	0			\$ -
Total of costs:					\$ 182.02

PAYMENT IN FULL IS DUE UPON RECEIPT. MAKE CHECKS PAYABLE TO MARION COUNTY BOARD OF COUNTY COMMISSIONERS (MCBCC).

182*02**+
45*75 --
002*****
136*27 *