



Islamorada, Village of Islands

Code Compliance Hearing

February 11, 2025 - 2:00 PM
Village Administrative Center & Public Safety Headquarters
Third Floor Conference Room
86800 Overseas Highway
Islamorada, FL 33036

MINUTES

I. CALL TO ORDER / ROLL CALL

In Attendance:

Michael Pawelczyk - Hearing Officer (via Zoom)
Jose Arango - Village Attorney's Office - Weiss Serota (via Zoom)
Paul Minning - Sr. Code Enforcement Officer
Andres Garcia - Code Enforcement Officer
Christian Owens - Code Enforcement Officer
Kim Harrington - Planning Coordinator
Michael W. Hurley - (via Zoom)

II. NEW HEARINGS

- A. CEBDGC20240000222
Islamorada Village of Islands Vs. Yanko E Gonzalez
This hearing was postponed.
- B. CERENT20240000276
Islamorada Village of Islands Vs. Capital V Islamorada LLC
This hearing was postponed.

III. HEARINGS ON CASES FROM PREVIOUS AGENDA

- A. Case Number: CEBDGC20230000250
Islamorada Village of Islands V. Michael W Hurley & Becky M Hurley
Request To Extend Compliance Deadline
Michael Pawelczyk, Hearing Officer, read the rules of the proceedings for the Michael W and Becky Hurley case, and swore in the witnesses.

Andres Garcia, Code Enforcement Officer, gave a brief presentation of the case summary:

Case Number: Case Number: CEBDGC20230000250 Islamorada Village of Islands V. Michael W Hurley & Becky M Hurley Today's hearing is regarding the Hurley's request to extend the compliance deadline. The property address is 168

Indian Mound Trail, Tavernier, 33070. The parcel ID is 00424590-000000. On November 12, 2024, this case came before the Islamorada, Village of Islands Code Compliance Hearing Officer. The Hearing Officer affirmed the decision of the Code Compliance Officer and found the Violator to be in violation of section 6-61 of the Village Code entitled "Work requiring building permit.". The order stipulated that the violator shall comply with section 6-61 as referred to in paragraph 4 of the order within 60 days of the signed order. A \$125.00 administrative fee was also to be paid within 60 days of the signed order. The order was signed on November 12, 2024, making the compliance date for January 11, 2025. The order was recorded with the Clerk of the Court on November 25, 2024. Copies of the signed order were sent by certified mail return receipt to the property owners (Michael W. Hurley & Becky M. Hurley) and via email to one of the owners (Michael W. Hurley) that same day. On January 6, 2025, a request to extend the compliance deadline by 60 days was received via email from the property owner (Michael). On January 22, 2025, a case review was conducted and revealed that the violation was still not corrected. On January 24, 2025, I notified the owner (Michael) via email about today's hearing. I did not receive a reply. On January 29, 2025, records show that the administrative fee of \$125 has been paid. A second notice of hearing was prepared and issued via regular and certified mail return receipt. The original compliance date was on January 11, 2025, with a daily fine of \$125 if the case was not in compliance by that time. As of today, the accrued daily fine is \$3,875.00. Mr. Hurley is here today via Zoom requesting an extension of his compliance date.

Hearing Officer, Michael Pawelczyk, then called on Michael Hurley, Property Owner, to state his reason for the extension. Mr. Hurley stated that he had a problem with the construction process. He said he's been frustrated with the process and that his submittals were rejected due to pages being out of order. He said that cost him twelve days and the Plan Reviewer didn't agree with his submittals, but he said an Inspector helped him figure out what to do and that he's completed all steps now. He also said he made a payment already but was unaware of more fees being due.

Michael Pawelczyk, Hearing Officer asked Andres Garcia, Code Enforcement Officer, what the amount is of the outstanding fee. Andres Garcia stated that this is a fee from another department, and he does not know the total outstanding balance.

Hearing Officer, Michael Pawelczyk, asked Andres Garcia if any Life Safety issues were involved with the code case and Andres said that the pool has a fence, and we are just waiting for payment and final inspection. Michael Pawelczyk, Hearing Officer then granted Michael Hurley, Property Owner's request for an extended compliance date, and issued a new compliance date of March 3, 2025.

IV. HEARINGS ON AFFIDAVITS OF NON-COMPLIANCE

None

V. HEARINGS ON AFFIDAVITS OF COMPLIANCE

None

VI. REQUESTS FOR FURTHER ACTION

None

VII. AFFIDAVITS OF DEFAULT

None

VIII. ADJOURNMENT

The hearing was adjourned by Hearing Officer, Michael Pawelczyk, at 2:19 pm. It was noted that there is no hearing scheduled for March.

Paul Minning, Senior Code Enforcement Officer confirmed that the next scheduled Code Hearing is set for April 8, 2025, at 2:00 PM.