



APOPKA CODE ENFORCEMENT HEARING AGENDA

September 13, 2024 2:30 PM

Apopka City Hall Council Chambers

CALL TO ORDER

APOPKA MUNICIPAL CODES AND LAND DEVELOPMENT CODES COMBINED

1. Case Number. Code Enforcement 24-00641 - 1591 Alston Bay Blvd, Apopka FL 32703 - Presented by Chris Smith

NEXT MEETING DATE

10/15/2024

ADJOURNMENT

Individuals with disabilities needing assistance to participate in any of these proceedings should contact the City Clerk at least two (2) working days in advance of the meeting date and time at (407) 703-1704. F.S. 286.0105 If a person decides to appeal any decision or recommendation made by Council with respect to any matter considered at this meeting, he will need record of the proceedings, and that for such purposes he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any opening invocation that is offered before the official start of the Council meeting shall be the voluntary offering of a private person, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the City Council or the city staff, and the City is not allowed by law to endorse the religious or non-religious beliefs or views of such speaker. Persons in attendance at the City Council meeting are invited to stand during the opening ceremony. However, such invitation shall not be construed as a demand, order, or any other type of command. No person in attendance at the meeting shall be required to participate in any opening invocation that is offered or to participate in the Pledge of Allegiance. You may remain seated within the City Council Chambers or exit the City Council Chambers and return upon completion of the opening invocation and/or Pledge of Allegiance if you do not wish to participate in or witness the opening invocation and/or the recitation of the Pledge of Allegiance.



City of Apopka

CODE ENFORCEMENT HEARING

Meeting Date: September 13, 2024

Case Number: 24-00641

Code Officer: Chris Smith

Address of Property: 1591 ALSTON BAY BLVD

Respondent: PARK SQUARE ENTERPRISES LLC

Parcel ID Number: 20-21-28-7335-00-001

NOTICES:

1. August 28, 2024 Warning Notice mailed.
2. September 10, 2024 Hand delivered to representative at meeting at 748 E. Cleveland St.
3. September 10, 2024 Notice of Hearing posted at City Hall and on property.

SUMMARY:

Land Development Code (LDC)

1. LDC, Chapter 78, Article 3, Section 78-140: Discharge of polluting matter in natural waters and stormwater management systems prohibited. National Pollutant Discharge Elimination System: Erosion and sedimentation control: Pollution from industrial and construction sites.

Corrective Action:

At a minimum silt barriers shall be placed as shown on the construction plans to insure against polluting, silting or disturbing to such an extent as to cause an increase in turbidity to the existing wetland. If during construction the proposed erosion control system does not perform satisfactorily, alternatives and additional measures shall be implemented by the contractor in order to comply with City of Apopka and S.J.R.W.M.D erosion protection standards. The erosion and sediment control best management practices must also meet FDEP'S minimum specifications, see part 5.1 of the CGP, which references the 2013 state of Florida E&SC Designer and reviewer manual." Contractor is responsible for preparing and adhering to a storm water pollution prevention plan (SWPPP) in accordance to the requirements of the NPDES construction generic permit (CGP). Refer to part 4 of the CGP, 62-621.300(4)(a), for additional information.

Notes:

Stop Work order has been issued by Building Department on 09/06/2024. Representatives from the Apopka Engineering Department conducted a meeting on 9/10/2024 where all representative for the site were present and violation(s)/corrective action(s) we reiterated. This is a public safety concern for the surrounding residents due to the sediment in the stormwater system.

STAFF RECOMMENDATION:

That the Hearing Officer find that this property is in violation of the above ordinance. Due to multiple infractions (twenty-four) and stop work orders issued, this violation is irreparable or irreversible in nature, the Respondent has agreed to pay a one-time fine of \$10,000 to be paid within 30 days. The property must come into compliance within 10 days (September 23, 2024), and remain in compliance, or a fine of \$1,000 per day, will begin on the 11th day (September 24, 2024) if not in compliance. The respondent, or representative, must contact Apopka Code Enforcement for inspection of the property, at such time the property violations are cured.