

**CODE ENFORCEMENT SPECIAL MAGISTRATE
CITY OF MADEIRA BEACH**

July 30, 2025

City of Madeira Beach
300 Municipal Drive
Madeira Beach, Florida 33708

Petitioner,

vs.

CASE NO. CE-25-71

D&R REALTY & ESTATES LLC
556 3RD ST N
ST PETERSBURG, FL 33701-2408

Respondents.

RE Property: 14060 Miramar Ave

Parcel #10-31-15-34362-011-0150

Legal Description: GULF SHORES 3RD ADD REPLAT BLK K, LOTS 15 AND 16

NOTICE OF HEARING
REQUEST FOR ADDITIONAL TIME

To whom it may concern:

YOU ARE HEREBY FORMALLY NOTIFIED that at **12:00 pm** on **TUESDAY** the **12th** day of **AUGUST, 2025** at the Madeira Beach City Center in the Patricia Shontz Commission Chambers, located at 300 Municipal Drive, Madeira Beach, Florida 33708, a hearing will be held before the Special Magistrate concerning the following code violation(s):

Sec. 86-52. – When required.

A person, firm or corporation shall not construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or erect, or construct a sign, or install or alter fire extinguishing apparatus, elevators, engines, steam boiler, furnace, incinerator, or other heat producing apparatus, plumbing, mechanical or electrical equipment or any appurtenances, the installation of which is regulated by the land development regulations or other sections of the Code until a permit has been issued by the building official. When the cost of repair or modification does not exceed \$500.00, does not result in a structural change, and does not require an inspection, a permit need not be issued by the building official. No permit is required for uncovering flat slabs of no greater than 50 square feet, for work of

permit is required for uncovering flat slabs of no greater than 50 square feet, for work of strictly cosmetic nature (painting, wallpapering, carpeting, kitchen cabinets, etc.) or roof work less than \$100.00 in value.

You are hereby ordered to appear before the Special Magistrate of the City of Madeira Beach on that date and time to answer these charges and to present your side of the case. Failure to appear may result in the Special Magistrate proceeding in your absence.

Should you be found in violation of the above code, the Special Magistrate has the power by law to levy fines of up to \$250.00 per day for an initial violation(s) and \$500.00 per day for repeat violations against you and your property for every day that any violation continues beyond the date set in an order of the Special Magistrate for compliance.

If the violation is corrected and then recurs, or if the violation is not corrected by the time specified by the Code Enforcement Officer for correction, the case may still be presented to the Special Magistrate of the City of Madeira Beach even if the violation has been corrected prior to the Special Magistrate hearing.

Should you desire, you have the right to obtain an attorney at your own expense to represent you before the Special Magistrate. You will also have the opportunity to present witnesses as well as question the witnesses against you prior to the Special Magistrate making a determination.

Please be prepared to present evidence at this meeting concerning the time frame necessary to correct the alleged violation(s), should you be found in violation of the City Code.


If you wish to have any witnesses subpoenaed or have any other questions, please contact the Code Enforcement department of the City of Madeira Beach within five (5) days at 300 Municipal Drive, Madeira Beach, Florida 33708, telephone number (727) 391-9951 ext 298.

Your failure to respond to the previously issued Notice of Violation has resulted in costs of prosecution of this case.

PLEASE NOTE: Should any interested party seek to appeal any decision made by the Special Magistrate with respect to any matter considered at such meeting or hearing, he/she will need a record of the proceedings, and for such purpose, he/she 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 per Florida Statute 286.0105.

I DO HEREBY CERTIFY that a copy of the foregoing Notice of Hearing was mailed to Respondent(s) by certified mail, return receipt requested.

Dated this 30 day of July, 2025.



**Holden Pinkard, Building Compliance Supervisor
City of Madeira Beach**

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AFFIDAVIT OF SERVICE

I, Holden Pinkard, Building Compliance Supervisor of the City of Madeira Beach, upon being duly sworn, deposed and says the following:

That pursuant to Florida Statute 162.12,

On the 30 day of July, 2025, I mailed a copy of the attached NOTICE OF HEARING via Certified Mail, Return Receipt Requested.

On the 30 day of July, 2025, I mailed a copy of the attached NOTICE OF HEARING via First Class mail.

On the 30 day of July, 2025, I posted a copy of the attached NOTICE OF HEARING on the property located at 14060 Miramar Ave, Parcel # 10-31-15-34362-011-0150 the City of Madeira Beach.

On the 30 day of July, 2025, I caused the attached NOTICE OF HEARING to be posted at the Municipal Government Offices, 300 Municipal Drive, Madeira Beach; and that said papers remain posted at the Municipal Government Offices for a period of not less than ten days from the date of posting.



**Holden Pinkard, Building Compliance Supervisor
City of Madeira Beach**

STATE OF FLORIDA

COUNTY OF PINELLAS

The foregoing instrument was acknowledged before me, the undersigned authority, by means of ✓ physical presence or online notarization, this 29th day of July, 2025, by Holden Pinkard who is personally known to me, or produced as identification. My Commission Expires: 03-15-27

Notary Public- State of Florida



Print or type Name. Samantha Arison



Pinkard, Holden

From: D&R Realty & Estates <drrealty.estates@gmail.com>
Sent: Friday, July 11, 2025 5:18 PM
To: Pinkard, Holden
Subject: Re: case CE-25-71 14060 Miramar Ave.
Attachments: image001.png; image002.png

Follow Up Flag: Follow up
Flag Status: Completed

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Dear Mr. Pinkard,

Good afternoon.

I recently had the opportunity to review the public hearing on YouTube and wish to address a few critical points for clarification regarding the property at 14060 Miramar Ave, Madeira Beach, FL 33708.

Firstly, I must respectfully clarify that **we have not received any certified mail from your office regarding this matter.** Had we received such official notification, I assure you we would have been in immediate contact and taken responsive action much earlier. My initial outreach to your office was solely to inquire about a potential lien, which then led to us receiving more comprehensive information. We only became aware of the hearing when the "Statement of Hearing" was physically placed on our property, at which point we promptly began taking corrective measures.

Secondly, regarding the photographic evidence presented during the hearing, I respectfully contend that **the image depicting an open electrical box is not located on our property.** Our building structure is predominantly concrete block throughout, with drywall only in a small portion of our closets. There are no exposed electrical boxes of that nature on our premises.

Finally, I am currently engaged with work commitments in Austin, making it extremely difficult to travel back to Madeira Beach. We are fully committed to resolving this issue and have secured a new contractor as you know, to submit the required permit paperwork online. However, given these unforeseen professional obligations and the prior unfortunate experience with a previous contractor that caused significant delay, **we respectfully request an extension of one additional month.** This extension would allow us the necessary time to ensure all documentation is properly filed and any remaining corrective actions are completed without undue haste.

Please be assured that we are taking all necessary corrective measures in full compliance with the city's requirements and your directives. Your understanding and consideration in these matters are greatly appreciated as we work diligently to bring this property into full compliance.

Thank you for your time and attention to this urgent request.

Jul 30, 2025 at 9:28:58 AM
14060 Miramar Ave
Madeira Beach FL 33708
United States



Jul 30, 2025 at 10:05:29 AM
300 Municipal Dr
Madeira Beach FL 33708
United States
Madeira Beach Recreation

