

CODE ENFORCEMENT SPECIAL MAGISTRATE
CITY OF MADEIRA BEACH

City of Madeira Beach,

Case No. CE 24-115

Petitioner,

vs.

Baynard, Brian B.
13025 Gulf Lane
Madeira Beach, FL 33708,

Respondent.

CITY OF MADEIRA BEACH'S MOTION TO QUASH

The Petitioner, City of Madeira Beach, by and through its undersigned counsel, files this Motion to Quash the Findings of Fact, Conclusions of Law and Order Imposing Fine and Certifying Lien which was entered by Special Magistrate Bart R. Valdes on July 11, 2025, and as grounds therefor states the following:

1. This case was heard before the Special Magistrate on July 7, 2025, based upon code deficiencies as set forth in the Notice of Code Violation dated March 17, 2025, and the Notice of Hearing dated June 26, 2025.
2. The Notice of Hearing provided that the Special Magistrate hearing on the Respondent's case would start at 2:00 p.m. on Monday, July 7, 2025.
3. The Notice of Hearing was incorrect as the hearing started at 12:00 noon on Monday, July 7, 2025.
4. The Respondent appeared at the hearing at 2:00 as the Notice of Hearing provided. However, the hearing on the Respondent's case had already been heard earlier in the day.
5. The Petitioner wishes to have the Respondent's case reheard to allow the Respondent the due process he is entitled to.

WHEREFORE, the Petitioner requests the Special Magistrate quash the Findings of Fact, Conclusions of Law and Order Imposing Fine and Certifying Lien which was entered by Special Magistrate Bart R. Valdes on July 11, 2025.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished by mail to **Brian B. Baynard**, 13025 Gulf Lane, Madeira Beach, FL 33708, and by electronic mail to **Bart R. Valdes, Esq., Special Magistrate**, (bvaldes@dsklawgroup.com), this 30th day of July, 2025.



Thomas J. Trask, Esquire

*Board Certified in City, County and Local
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