

CODE ENFORCEMENT SPECIAL MAGISTRATE
CITY OF MADEIRA BEACH

CITY OF MADEIRA BEACH,

CASE NUMBER: CE-25-129

Petitioner,
vs.

OCEAN ENTERPRISE LC,
101 & 107 154th Ave., 15398 2nd St E.
Madeira Beach, FL 33708,

Respondent.

**FINDINGS OF FACT, CONCLUSIONS OF LAW
AND ORDER IMPOSING FINE AND CERTIFYING LIEN**

THIS CAUSE came on to be heard at the public hearing before the undersigned Special Magistrate on October 27, 2025, after due notice to the Respondent, and the Special Magistrate having heard testimony under oath, received evidence, and otherwise being fully advised in the premises, hereby finds as follows:

Findings of Fact:

1. The City was represented by the City Attorney, and Holden Pinkard provided testimony on behalf of the City.
2. No one appeared on behalf of the Respondent.
3. No one provided public comment.
4. The property in question is located at 101 & 107 154th Ave., 15398 2nd St E., Madeira Beach, Florida 33708 ("Property"). The legal description for the Property is as follows:

**LONE PALM BEACH 5TH ADD BLK 28, LOTS 13 & 14 TOGETHER
WITH THAT PART OF LOTS 1 & 2 DESC BEG MOST N'LY COR OF SD
LOT 1 TH S49D39'E 84FT TH S40D21'W 16FT TH W'LY 118.9FT TO
MOST W'LY COR OF LOT 1 TH N40D21'E 100FT TO POB**

5. Proper notice was served upon the Respondent via certified mail, regular mail, posting or hand delivery in accordance with Chapters 162 and 166, *Florida Statutes*.

6. The Respondent was notified that Respondent was in violation of the following sections of the Code of Ordinances of the City of Madeira Beach to wit:

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 strictly cosmetic nature (painting, wallpapering, carpeting, kitchen cabinets, etc.) or roof work less than \$100.00 in value.

7. The violation set forth above existed as of the date of the Notice of Violation herein and at all times subsequent thereto up to the date of the Hearing.

8. A reasonable period of time for correcting the above violation and bringing the Property into compliance is on or before November 26, 2025.

BASED UPON THE FOREGOING FINDINGS OF FACT, IT IS HEREBY ORDERED AND ADJUDGED AS FOLLOWS:

9. The Respondent, and the Property at the above mentioned location, are found to be in violation of Section 86-52, of the Code of Ordinances of the City of Madeira Beach.

10. The Respondent shall correct the above stated violation on or before November 26, 2025, by taking the remedial action as set forth in the Notice of Violation, and as stated on the record at the Hearing which is to apply for and obtain an after-the-fact building permit.

11. Upon complying, the Respondent shall notify the Code Compliance Officer at the City of Madeira Beach, who shall then inspect the Property to confirm compliance has been accomplished.

12. If the Respondent fails to timely comply with the remedial actions as set forth above, a fine shall be imposed, in the amount of \$250.00 per day for the violation set forth in Paragraph 6 above for each day the Respondent has failed to correct the violation after November 26, 2025, and the fine shall continue to accrue until such time as the Property is brought into compliance.

13. The Special Magistrate does hereby retain jurisdiction over this matter to enter such other and further orders as may be just and proper.

DONE AND ORDERED this 17th day of November, 2025.

Bart R. V.

Bart R. Valdes
Special Magistrate

A true and correct copy of this Findings of Fact was delivered by certified mail and regular mail to: **OCEAN ENTERPRISE LC, 101 & 107 154th Ave., 15398 2nd St E., Madeira Beach, FL 33708; and 5424 Bayshore Blvd., Tampa, FL 33611**, by electronic mail to **Thomas Trask, Esq. (tom@cityattorneys.legal)**; and by U.S. Mail and e-mail transmission to the **City of Madeira Beach, Clara VanBlargan, 300 Municipal Dr., Madeira Beach, Florida 33708**, on this 17th day of November, 2025.

Bart R. V.

Bart R. Valdes

APPEALS

An aggrieved party, including the local governing body, may appeal a final administrative order of a Special Magistrate to the circuit court. Such an appeal shall not be a hearing de nova but shall be limited to appellate review of the record created before the Special Magistrate. An appeal shall be filed within 30 days of the execution of the order to be appealed. §162.11, *Florida Statutes* (2024).

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

January 16, 2026

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

Petitioner,

vs.

CASE NO. CE-25-129

OCEAN ENTERPRISE LC
5424 BAYSHORE BLVD
TAMPA, FL, 33611

Respondents.

RE Property: 15398 2ND ST E, 101 & 107 154TH AVE **Parcel #09-31-15-52614-028-0130**

Legal Description: LONE PALM BEACH 5TH ADD BLK 28, LOTS 13 & 14 TOGETHER WITH THAT PART OF LOTS 1 & 2 DESC BEG MOST N'LY COR OF SD LOT 1 TH S49D39'E 84FT TH S40D21'W 16FT TH W'LY 118.9FT TO MOST W'LY COR OF LOT 1 TH N40D21'E 100FT TO POB

NOTICE OF HEARING
AFFIDAVIT OF NON-COMPLIANCE

To whom it may concern:

YOU ARE HEREBY FORMALLY NOTIFIED that at **12:00 pm** on **MONDAY** the **26th** day of January, **2026** 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 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 Maderia Beach within five (5) days at 300 Municipal Drive, Maderia 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 16 day of January, 2026.

Holden Pinkard

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

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

January 16, 2026

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

Petitioner,

vs.

CASE NO. CE-25-129

OCEAN ENTERPRISE LC
5424 BAYSHORE BLVD
TAMPA, FL, 33611

Respondents.

RE Property: 101 & 107 154th Ave, 15398 2nd St E **Parcel #09-31-15-52614-028-0130**

Legal Description: LONE PALM BEACH 5TH ADD BLK 28, LOTS 13 & 14 TOGETHER WITH THAT PART OF LOTS 1 & 2 DESC BEG MOST N'LY COR OF SD LOT 1 TH S49D39'E 84FT TH S40D21'W 16FT TH W'LY 118.9FT TO MOST W'LY COR OF LOT 1 TH N40D21'E 100FT TO POB

AFFIDAVIT OF SERVICE

I, Holden Pinkard, Building Code 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 16 day of January, 2026, I mailed a copy of the attached NOTICE OF HEARING via Certified Mail, Return Receipt Requested.

On the 16 day of January, 2026, I mailed a copy of the attached NOTICE OF HEARING via First Class mail.

On the 16 day of January, 2026, I posted a copy of the attached NOTICE OF HEARING on the property located at 101 & 107 154th Ave, 15398 2nd St E, Parcel #09-31-15-52614-028-0130 the City of Madeira Beach.

On the 16 day of January, 2026, 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

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

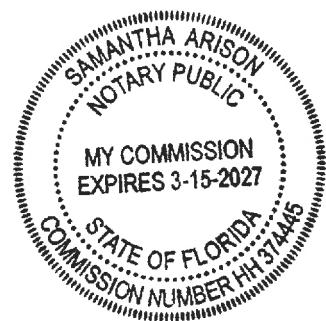
STATE OF FLORIDA

COUNTY OF PINELLAS

The foregoing instrument was acknowledged before me, the undersigned authority, by means of physical presence or online notarization, this 16th day of January, 2026, by Holden Pinkard, who is personally known to me, or produced _____ as identification. My Commission Expires: 03-15-27

Notary Public- State of Florida

Samantha Arison
Print or type Name. Samantha Arison



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

January 16, 2025

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

Petitioner,

vs.

CASE NO. CE-25-129

OCEAN ENTERPRISE LC
5424 BAYSHORE BLVD
TAMPA, FL, 33611

Respondents.

AFFIDAVIT OF NON-COMPLIANCE

I, Holden Pinkard, *Building Compliance Supervisor*, have personally examined the property described in

Madeira Beach Notice of Violation: 09-09-2025
Madeira Beach Special Magistrate Order: 11-17-2025

In the above-mentioned case and find that said property is not in compliance with Sec. 86-52 of the Code of City of Madeira Beach, Florida, as of 11-18-2025



Holden Pinkard, Building Compliance Supervisor

STATE OF FLORIDA

COUNTY OF PINELLAS

Before me on this 16th day of January 2026, Holden Pinkard personally appeared who executed the foregoing instrument and who is personally known to me.


Notary



Jan 15, 2026 at 10:29:08 AM

15398



January 15, 2026 at 11:46:38 AM

CITY OF MADEIRA BEACH

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

16, 2026

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

Respondent, **AN ENTERPRISE LC**
BAYSHORE BLVD
PA, FL, 33611

Description: **GULF SHORES 1ST ADD BLK D, LOTS 10 AND 11**

NOTICE OF HEARING
AFFIDAVIT OF COMPLIANCE

It is my concern: **YOU ARE HEREBY FORMALLY NOTIFIED that at 12:00 pm on MONDAY, 2026 at the Madeira Beach City Center in the Patricia Shantz Commission Chambers, located at 300 Municipal Drive, Madeira Beach, Florida 33708 held before the Special Magistrate concerning the following code violation**

sperry: 14210 N. Bayshore Dr. **Parcel #10-31-15-34326-004-0100**

Legal Description: **GULF SHORES 1ST ADD BLK D, LOTS 10 AND 11**

NOTICE OF HEARING
AFFIDAVIT OF COMPLIANCE

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RE: **Property: 410 VIRGINIA AVE** **Parcel #10-31-15-34380-017-0030**

Legal Description: **GULF SHORES 4TH ADD BLK Q, LOT 3**

NOTICE OF HEARING
AFFIDAVIT OF COMPLIANCE

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RE: **Property: 1390 GULF BLVD** **Parcel #15-3**

Legal Description: **MEDITERRANEAN OF MADEIRA A CONDO, TH ELEMENTS**

NOTICE OF HEARING
AFFIDAVIT OF COMPLIANCE

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RE: **Property: 13225 2nd St. E** **Parcel #15-31-15-65304-011-0040**

Legal Description: **13225 2nd ST E MADEIRA BEACH FL LLC**

NOTICE OF HEARING
AFFIDAVIT OF COMPLIANCE

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RE: **Property: 13225 2nd St. E** **Parcel #15-31-15-65304-011-0040**

Legal Description: **13225 2nd ST E MADEIRA BEACH FL LLC**

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RE: **Property: 11 Lynn Way** **Parcel #10-31-15-34470-024-0070**

Legal Description: **GULF SHORES 6TH ADD REPLAT BLK X, LOT 7**

NOTICE OF HEARING
AFFIDAVIT OF NON-COMPLIANCE

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RE: **Property: 14503 N. Bayshore Dr.** **Parcel #10-31-15**

Legal Description: **MADEIRA SHORES 1ST ADD LOT 45**

NOTICE OF HEARING
AFFIDAVIT OF NON-COMPLIANCE

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RE: **Property: 154 15th Ave.** **Parcel #09-31-15-52596**

Legal Description: **LONE PALM BEACH 4TH ADD BLK 26, LOT**

NOTICE OF HEARING
AFFIDAVIT OF COMPLIANCE

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RE: **Property: 3104 N ARmenia Ave STE 1** **Parcel #10-31-15-34452-231-0050**

Legal Description: **OLIVA LAND & SAND LLC**

NOTICE OF HEARING
AFFIDAVIT OF NON-COMPLIANCE

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RE: **Property: 431 Virginia Ave.** **Parcel #10-31-15-34380-016-0040**

Legal Description: **GULF SHORES 4TH ADD BLK P, LOT 4**

NOTICE OF HEARING
AFFIDAVIT OF COMPLIANCE

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RE: **Property: 431 Virginia Ave.** **Parcel #10-31-15-34380-016-0040**

Legal Description: **GULF SHORES 4TH ADD BLK P, LOT 4**

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