



Fort Myers Beach Special Magistrate Hearing

Town Hall Council Chambers

2731 Oak Street

Fort Myers Beach, FL 33931

Minutes

Wednesday, December 4, 2024

9:00 AM

ORDER OF BUSINESS

FINAL

I. CALL TO ORDER

Special Magistrate Monica Schmucker and Town Clerk Amy Baker were present.

II. APPROVAL OF MINUTES

A. Special Magistrate Hearings - October 3, 2024

Special Magistrate Schmucker approved the minutes.

III. SWEARING IN OF THOSE PROVIDING TESTIMONY

Special Magistrate Schmucker swore in those providing testimony.

IV. PARKING ENFORCEMENT

No cases.

V. NEW CASES TO BE HEARD

No cases.

VI. CONTINUED CASES

A. 4501 Estero Blvd, Oceanic Blue Retreats, LLC

4501 Estero Blvd., Oceanic Blue Retreats, LLC

Case Number: 20240524

Violation: Green water and debris in pool

**Code Section: LDC Sec. 6-1 - Adoption of IPMC
Section 303.1 Swimming pools**

Code Officer: D. Batt

Officer Batt requested that all documents be entered into the record. Special Magistrate Schmucker did so. On May 29, 2024, Code Officer Randy Sobel observed green water and debris in the pool. Photos provided accurately

represented the violation. Officer Batt received an email from the respondent's attorney on November 14, 2024, noting the property was in compliance. Code Officer T. White inspected the property on November 14, 2024, and found the property to be in compliance. Officer Batt reviewed Exhibit G and asked that it be added to the record. The town requested that an order be issued, finding a violation and that an administrative fee of \$250.00 be imposed.

Special Magistrate Schmucker found that a violation existed and imposed an administrative fee of \$250.00 to be paid within 30 days.

Minutes approved with / without changes, January 14, 2025, by Special Magistrate Schmucker.

Signature: _____

