



COURTESY WARNING NOTICE
CODE COMPLIANCE DIVISION
COMMERCIAL - RESIDENTIAL

Date: 1.19.2021 Time: 8:09 AM

Property Owner: Hal Edward Garrigues

Address: 7350 SW 173 Street
Palmetto Bay, Florida 33157

CASE NUMBER: 21 1892

ADDRESS: 7350 SW 173 Street

FOLIO NUMBER: 3350350040130

Dear Property owner,

This warning notice is issued to advise you of the following code violation(s) of the Village of Palmetto Bay Code (VPBC), Florida Building Code (FBC) and Miami-Dade County Code (MDCC).

Code Section(s): 30-90.10.C9 (8)

Personal expression sign in excess of 620 square inches being displayed (stop the steal)

Corrective Action(s): Remove sign (stop the steal)

Compliance Date: 1.19.2021

Failure to comply with notice shall constitute a civil offense punishable by a civil penalty of not less than \$ or a daily fine of \$ 250.00.

For further information or to discuss the terms of the warning notice, please contact the Village of Palmetto Bay, Code Compliance Division, at (305) 259-1272 or 9705 E. Hibiscus Street.

White
Code Compliance Officer
305-259-1271

Received By Date

Vanessa Bencomo

From: Allen White
Sent: Tuesday, January 19, 2021 7:55 PM
To: Karla Morales-Maestre
Cc: Maria Pineda; Vanessa Bencomo; Wesley Maltby; Nick Marano
Subject: Banner Permit - (7350 SW 173 Street) - Stop The Steal

Received this complaint regarding banner in residential neighborhood
Seems to be an expression sign in excess of 644 square inches or four square feet
Stupid question, but did we permit the banner
Please advise

Vanessa Bencomo

From: Allen White
Sent: Tuesday, January 19, 2021 9:35 PM
To: Vanessa Bencomo
Cc: Wesley Maltby; Maria Pineda; Nick Marano; Sgt. Angela Berry; Rodriguez, Antonio
Subject: Complaint Received - (7350 SW 173 Street)
Attachments: DSC00363.jpg; DSC00362.jpg

Left warning notice

Sign in excess of 642 square inches

Your message is ready to be sent with the following file or link attachments:

DSC00363.jpg

DSC00362.jpg

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.



Vanessa Bencomo

From: Allen White
Sent: Tuesday, January 19, 2021 10:24 PM
To: Vanessa Bencomo
Cc: Wesley Maltby; Maria Pineda; Nick Marano; Sgt. Angela Berry; Rodriguez, Antonio
Subject: RE: Complaint Received - (7350 SW 173 Street)

620 Square inches, as stated on the warning notice (not 642 inches)
30-90.10.(a)(8)

-----Original Message-----

From: Allen White
Sent: Tuesday, January 19, 2021 9:35 PM
To: Vanessa Bencomo <vbencomo@palmettobay-fl.gov>
Cc: Wesley Maltby <wmaltby@palmettobay-fl.gov>; Maria Pineda <mpineda@palmettobay-fl.gov>; Nick Marano <nmarano@palmettobay-fl.gov>; Sgt. Angela Berry <arberry@mdpd.com>; Rodriguez, Antonio <arod@mdpd.com>
Subject: Complaint Received - (7350 SW 173 Street)

Left warning notice
Sign in excess of 642 square inches
Your message is ready to be sent with the following file or link attachments:

DSC00363.jpg
DSC00362.jpg

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Vanessa Bencomo

From: Nick Marano
Sent: Thursday, January 21, 2021 9:39 AM
To: Allen White
Cc: Wesley Maltby; Vanessa Bencomo
Subject: RE: Warning Notice

The sign is down. Met with Hal this morning.

From: Allen White <awhite@palmettobay-fl.gov>
Sent: Wednesday, January 20, 2021 10:32 PM
To: Nick Marano <nmarano@palmettobay-fl.gov>
Cc: Wesley Maltby <wmaltby@palmettobay-fl.gov>; Vanessa Bencomo <vbencomo@palmettobay-fl.gov>
Subject: FW: Warning Notice

Good evening Sir
Just did a drive by and the expression sign remains
Please see email below sent to the property owner
Respectfully
Allen

From: Allen White
Sent: Wednesday, January 20, 2021 10:30 PM
To: HAL GARRIGUES <saltysam77@comcast.net>
Subject: Warning Notice

Good evening Sir,
I am sorry you changed your mind and decided to keep the expression sign up, as such I have no choice but to issue you a citation upon return to duty on Saturday
As the warning Stated it will be a daily fine
Regards
Allen

Vanessa Bencomo

From: Wesley Maltby
Sent: Thursday, January 21, 2021 11:23 AM
To: Allen White; Vanessa Bencomo
Subject: FW: [EXT] Re: [EXT] Illegal Banner - Palmetto Bay

FYI,
Just now having time to check my email and find this.

Wesley C. Maltby
Building Official
Village of Palmetto Bay
9705 East Hibiscus Street
Palmetto Bay, FL 33157
305-259-1250
wmaltby@palmettobay-fl.gov

From: Nick Marano <nmarano@palmettobay-fl.gov>
Sent: Thursday, January 21, 2021 10:21 AM
To: Zea, Natalia (DIST8) <Natalia.Zea@miamidade.gov>
Cc: Clayton, Jeve (DIST8) <Jeve.Clayton@miamidade.gov>; Wesley Maltby <wmaltby@palmettobay-fl.gov>
Subject: RE: [EXT] Re: [EXT] Illegal Banner - Palmetto Bay

Hi Natalia,

I met with the homeowner this morning. He's not a domestic terrorist – a Naval Academy graduate, retired Naval Aviator and a retired airline pilot. He has his point of view but has taken the banner down.

In this case, it is the code enforcement officer's opinion that the size of the banner was the violation.

All the best,

Nick

From: Zea, Natalia (DIST8) <Natalia.Zea@miamidade.gov>
Sent: Thursday, January 21, 2021 6:35 AM
To: Nick Marano <nmarano@palmettobay-fl.gov>
Cc: Clayton, Jeve (DIST8) <Jeve.Clayton@miamidade.gov>
Subject: [EXT] Re: [EXT] Illegal Banner - Palmetto Bay

CAUTION: EXTERNAL SENDER -- Please avoid opening any unexpected attachments or clicking any strange links.

Thanks so much. Yes please keep me updated on this one :).

Natalia Zea
Chief of Staff
Commissioner Danielle Cohen Higgins

On Jan 20, 2021, at 9:18 PM, Nick Marano <nmarano@palmettobay-fl.gov> wrote:

Hi Natalia,

Yes, code enforcement did issue him a warning to remove the banner as it exceeds the maximum square inches of 640. He told the code enforcement officer that he would take it down today. He has now backtracked and claims it is a flag, which has different requirements/dimensions. Code enforcement went back out today and evaluated his claim and we disagree that it's a flag. He has until tomorrow to take it down. If he does not, we will issue him a ticket on Saturday that is a \$250 a day fine until he takes it down. He can appeal to a special magistrate and probably will.

I understand the complaint's concern, but a code violation is not a criminal proceeding. He has the right to challenge our determination that it is not a flag.

I can update you as to what happens if you'd like, but my sense is he'll appeal.

All the best,
Nick

From: Zea, Natalia (DIST8) <Natalia.Zea@miamidade.gov>
Sent: Wednesday, January 20, 2021 7:15:48 PM
To: Nick Marano <nmarano@palmettobay-fl.gov>
Cc: Clayton, Jeve (DIST8) <Jeve.Clayton@miamidade.gov>
Subject: [EXT] Illegal Banner - Palmetto Bay

CAUTION: EXTERNAL SENDER -- Please avoid opening any unexpected attachments or clicking any strange links.

Hi Nick,

I hope you are well! We have a concerned constituent (who also has strong media connections/access) who says a neighbor has a very large "Stop the Steal" banner in his front yard at 7350 SW 173 St. in Palmetto Bay.

Jeve' contacted police (as the constituent is truly worried about domestic terrorism here) who said they can't discuss it with him, but that code enforcement issued a warning. Could you advise how long the homeowner will have to take the banner down? And what will be the next step if he does not?

Thank you,

<image001.png>
Natalia Zea
Chief of Staff
Phone: (305)375-5218
Cell: (786)405-7133
natalia.zea@miamidade.gov | www.miamidade.gov
Follow @CommishDCH on

<image002.png>