

Case Number CE25-0420

City of Ocala

Description: Dilapidated fence and derelict utility trailer Status: NON COMP HEARING Subtype: OVERGROWTH Type: GENERAL VIOLATION Opened: 5/14/2025 | Closed: Last Action: 11/13/2025 Fllw Up: 11/7/2025 Site Address: 1123 NE 9TH AVE OCALA, FL 34470 Officer: STEPHANI SMITH Site APN: 2618-003-033 Details:



ADDITIONAL SITES

LINKED CASES

CHRONOLOGY									
CHRONOLOGY TYPE	STAFF NAME	ACTION DATE	COMPLETION DATE	NOTES					
ADMIN POSTING	SHANEKA GREENE	8/5/2025	8/5/2025	NOVPH					
ADMIN POSTING	YVETTE J GRILLO	10/14/2025	10/14/2025	FOF					
CERTIFIED MAIL	SHANEKA GREENE	8/5/2025	8/5/2025	NOVPH MAILED 91 7199 9991 7039 7684 0563 KESSEL ROBERTA 3 HICKORY TRACK PASS OCALA, FL. 34472-2475					
CERTIFIED MAIL	YVETTE J GRILLO	10/14/2025	10/14/2025	FOF 91 7199 9991 7039 7682 5805 KESSEL, ROBERTA 3 HICKORY TRACK PASS OCALA, FL 34472-2475					
CONTACT	STEPHANI SMITH	6/27/2025	6/27/2025	Phone call to property owner (at 352-857-1906). View "Follow-Up" entry notes for further details.					



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City of Ocala

HEARING CODE BOARD	YVETTE J GRILLO	10/9/2025	10/13/2025	NEW BUSINESS
MASSEY	YVETTE J GRILLO	11/13/2025		
OFFICER POSTING	STEPHANI SMITH	8/6/2025	8/6/2025	NOVPH READY FOR POSTING NOVPH POSTED ONTO THE PROPERTY. AFFIDAVIT OF POSTING PROVIDED TO ADMIN/
OFFICER POSTING	JEFFREY GUILBAULT	10/15/2025	10/15/2025	FOF READY TO POST FOF POP
PREPARE NOTICE	SHANEKA GREENE	5/19/2025	5/19/2025	CLTO X 1 KESSEL ROBERTA 3 HICKORY TRACK PASS OCALA FL 34472-2475
PREPARE NOTICE	SHANEKA GREENE	8/4/2025	8/5/2025	NOVPH X 1 KESSEL ROBERTA 3 HICKORY TRACK PASS OCALA FL 34472-2475
REGULAR MAIL	SHANEKA GREENE	5/19/2025	5/19/2025	CLTO MAILED
				Find the Respondent(s) guilty of violating city code section 34-95 as a Repeat Violator and 82-3 and order to: 1.) (a) Pay a fine of \$250 per day beginning the day the reprivolation of 34-95 was discovered to exist, being May 16th 2025, and continuing every day thereafter until all violation of section 34-95 have been abated pursuant to subsection of this order. (b) Cut and clean the property grounds fully and properly removing any weeds, undergrowth, tree debris, and unsigh or unsanitary items by 4:00pm on Thursday, November 6th 2025. If the Respondent(s) fail to comply by 7:00am on Friday, November 7th, 2025, there shall be an additional find finds of \$250 per day that shall run concurrent to the fines provided in subsection (a) until this violation has been

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2025.

City of Ocala

STAFF RECOMMENDATION	DALE HOLLINGSWORTH	9/26/2025	9/29/2025	abated. Additionally, the City shall enter upon the property and take whatever steps are necessary to bring the violations into compliance, to include cutting and cleaning the property grounds, fully and properly removing any weeds, undergrowth, tree debris, and unsightly or unsanitary items.
				(c) Upon abatement of any violations of section 34-95 by the City, a \$100.00 service fee shall be applied pursuant to section 34-92(c)(2) of the City of Ocala Code of Ordinances.
				2,) The fence shall be maintained in a sound condition and in good repair as per City of Ocala ordinance section 82-3 by 4:00 pm on Thursday, November 6th, 2025, or remove the fence by 4:00 pm on Thursday, November 6th, 2025. If the Respondent fails to comply by 7:00 am on Friday, November 7th, 2025, there shall be a fine of \$50.00 per day thereafter that will run in addition to any other fines. Additionally, the City shall enter upon the property and take whatever steps are necessary to bring the violation(s) into compliance to include repair or removal of all fencing.
				3) Pay the cost of prosecution of \$281.71 by November 6th,

CONTACTS										
NAME TYPE	NAME	ADDRESS	PHONE	FAX	EMAIL					
OWNER	KESSEL ROBERTA	3 HICKORY TRACK PASS OCALA, FL 34472- 2475								
RESPONDENT 1	KESSEL, ROBERTA S	3 HICKORY TRACK PASS OCALA, FL 34472	(352)817-2740							

FINANCIAL INFORMATION										
DESCRIPTION	ACCOUNT	QTY	AMOUNT	PAID	PAID DATE	RECEIPT #	CHECK #	METHOD	PAID BY	CLTD BY
CERTIFIED POSTAGE	001-359-000-000-06- 35960	2	\$17.72	\$0.00						



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DESCRIPTION	ACCOUNT	QTY	AMOUNT	PAID	PAID DATE	RECEIPT #	CHECK #	METHOD	PAID BY	CLTD BY
CLERICAL AND CASEWORK TIME	001-359-000-000-06- 35960	6	\$132.00	\$0.00						
INSPECTION FEE	001-359-000-000-06- 35960	9	\$112.50	\$0.00						
RECORDING COSTS	001-359-000-000-06- 35960	1	\$18.75	\$0.00						
REGULAR POSTAGE	001-359-000-000-06- 35960	1	\$0.74	\$0.00						

Total Paid for CASE FEES: \$281.71 \$0.00

> **TOTALS:** \$281.71 \$0.00

	INSPECTIONS									
INSPECTION TYPE	INSPECTOR	SCHEDULED DATE	COMPLETED DATE	RESULT	REMARKS	NOTES				
CASE WORK	SMS	5/16/2025	5/16/2025	COMPLETED		On 05/16/2025, all necessary documents have been uploaded onto the case file. CLTO generation assigned to Admin, and a Follow-Up has been scheduled.				
CASE WORK	SMS	8/22/2025	8/22/2025	NON COMPLIANT		On 08/22/2025, I have re-inspected the property in reference to a NOVPH compliance inspection. I have observed that the overgrowth and dilapidated fencing still remains on the property. View attachments.				
CASE WORK	SMS	8/1/2025	8/1/2025	NON COMPLIANT		On 08/01/2025, I have re-inspected the property in reference to the overgrowth and the fencing. Both remain in the same state, with this case originating back in May 16th of this year. Due to the lapse of time, and little to no progress, I have decided to escalate this to a NOVPH. View attachments. NOVPH generation assigned to Admin, and a Follow-Up has been scheduled.				
COMPLIANCE	SMS	11/7/2025	11/7/2025	NON COMPLIANT		massey inspection				

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COMPLIANCE	SMS	11/7/2025	11/7/2025	NON COMPLIANT	On 11-7-25, I responded to the property for a compliance inspection. I observed overgrowth and deteriorated fencing still on the property. Prosecution costs of \$ 281.71 remain unpaid. View attachments. Affidavit on non-compliance sent to admin.
FOLLOW UP	SMS	6/27/2025	6/27/2025	COMPLETED	On 06/27/2025, I have re-inspected the property in reference to the fencing (of the gate that is not standing on its own/leaning) and the trailer. I have observed that the fencing appears to be in the same state. I was unable to confirm if the trailer still remained on the property (I have attempted to speak to the neighbor twice in one day, but they did not answer the door, and therefore could not look through their backyard). I have then called the property owner in reference to this case (at 352-857-1906), and about the dilipdated portion of the fencing (with the gate). She has informed me that they are working on this property (they have a limited income and the daughter starts work on Monday). View attachments. Set inspection to monitor progress.
HEARING INSPECTION	JLB	10/7/2025	10/7/2025	NON COMPLIANT	I conducted a re-insption. I observed the property remained non-compliant. Photo attached. Proceed to the hearing to obtain an order.
INITIAL	SMS	5/15/2025	5/15/2025	COMPLETED	While conducting a compliance inspection for cut and clean for a previous code case (2024_10714) I observed a derelict vehicle in the yard (a trailer in the rear yard order with permission from the rear neighbor's yard) and a dilapidated fence upon the property. Photos attached.

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should be able to stand on its own.

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INITIAL	SMS	5/15/2025	5/15/2025	COMPLETED		On 05/15/2025, I have received an initial from another officer. From permission granted by a neighbor (and their neighboring property), they were able to document a derelict trailer at the property in addition to a dilapidated fence. On this same day, I have also taken my own pictures of the fencing. I have attempted to make contact by knocking on the door of the next door residence (also owner of the property) at the time of inspection, however, no one has answered the door at this time. View attachments.				
	VIOLATIONS									
VIOLATION TYPE	USER NAME	OBSERVED DATE	CORRECTED DATE	LOCATION	REMARKS	NOTES				
SECTION 34-95 WEEDS ACCUMULATIONS OF TRASH OR OTHER UNSIGHTLY OR UNSANITARY MATTER	STEPHANI SMITH	5/16/2025			**REPEAT VIOLATOR**	Please remove any sources of unsightly or unsanitary matter from off the property such as the derelict trailer with the flat tire (and tires on the trailer that may be collecting water).				
SECTION 82-3 BARBED WIRE ELECTRIFIED FENCES RAZOR	STEPHANI SMITH	5/16/2025				Please make any repair(s) to the fencing, replace the fencing, or remove the fencing. The fencing should not have anything bracing against it, and it				

WIRE AND FENCES

WALLS

BEFORE THE MUNICIPAL CODE ENFORCEMENT BOARD OCALA, MARION COUNTY, FLORIDA

THE CITY OF OCALA

Petitioner,

VS.

KESSEL ROBERTA 3 HICKORY TRACK PASS OCALA, FL 34472-2475

Respondents

CASE NO: CE25-0420

GREGORY C HARRELL CLERK & COMPTROLLER MARION CO

DATE: 10/16/2025 02:54:00 PM

FILE #: 2025138754 OR BK 8738 PGS 1093-1095

REC FEES: \$27.00 INDEX FEES: \$0.00

DDS: \$0 MDS: \$0 INT: \$0

FINAL ADMINISTRATIVE ORDER

THIS CAUSE, came for public hearing before the Municipal Code Enforcement Board on; October 9th, 2025, after due notice to the Respondent(s), and the Municipal Code Enforcement Board having heard testimony under oath, received evidence, considered stipulations, and heard argument, thereupon issues its Final Administrative Order, Findings of Fact, Conclusion of Law, and Notice of Hearing on Compliance, and Imposition of Fines as follows:

I. FINDINGS OF FACT:

- A. The Respondent(s), KESSEL ROBERTA, owner(s) in charge of the property described as 1123 NE 9TH AVE | 2618-003-033, Ocala, Florida recorded in the Public Records of Marion County, Florida.
- B. That on and between May 15th, 2025, and October 7th, 2025, the property, as described above, was in violation of the City of Ocala Code of Ordinances, SECTION 34-95 WEEDS ACCUMULATIONS OF TRASH OR OTHER UNSIGHTLY OR UNSANITARY MATTER, SECTION 82-3 BARBED WIRE ELECTRIFIED FENCES RAZOR WIRE AND FENCES WALLS.

II. CONCLUSION OF LAW:

A. The Respondent(s), KESSEL ROBERTA, by reason of the foregoing are in violation of the Code of Ordinances of the City of Ocala, SECTION 34-95 WEEDS ACCUMULATIONS OF TRASH OR OTHER UNSIGHTLY OR UNSANITARY MATTER, SECTION 82-3 BARBED WIRE ELECTRIFIED FENCES RAZOR WIRE AND FENCES WALLS, in that the Respondent(s) have failed to remedy the violation(s) and is subject to the provisions of the Code of Ordinances of the City of Ocala, Florida, Sections 2-426 and 2-443.

III. ORDER:

- A. Find the Respondent(s) guilty of violating city code section(s): 34-95 as a Repeat Violator and 82-3 and order to:
 - 1.) (a) Pay a fine of \$250 per day beginning the day the repeat violation of 34-95 was discovered to exist, being May 16th, 2025, and continuing every day thereafter until all violations of section 34-95 have been abated pursuant to subsection (b) of this order.
 - (b) Cut and clean the property grounds fully and properly removing any weeds, undergrowth, tree debris, and unsightly or unsanitary items by 4:00pm on Thursday, November 6th, 2025. If the Respondent(s) fail to comply by 7:00am on Friday, November 7th, 2025, there shall be an additional fine of \$250 per day that shall run concurrent to the fines provided in subsection (a) until this violation has been abated. Additionally, the City shall enter upon the property and take whatever steps are necessary to bring the violations into compliance, to include cutting and cleaning the property grounds, fully and properly removing any weeds, undergrowth, tree debris, and unsightly or unsanitary items.

- (c) Upon abatement of any violations of section 34-95 by the City, a \$100.00 service fee shall be applied pursuant to section 34-92(c)(2) of the City of Ocala Code of Ordinances.
- 2,) The fence shall be maintained in a sound condition and in good repair as per City of Ocala ordinance section 82-3 by 4:00 pm on Thursday, November 6th, 2025, or remove the fence by 4:00 pm on Thursday, November 6th, 2025. If the Respondent fails to comply by 7:00 am on Friday, November 7th, 2025, there shall be a fine of \$50.00 per day thereafter that will run in addition to any other fines. Additionally, the City shall enter upon the property and take whatever steps are necessary to bring the violation(s) into compliance to include repair or removal of all fencing.
- 3) Pay the cost of prosecution of \$281.71 by November 6th, 2025.
- B. This Order may be recorded in the Public Records of Marion County, Florida, and shall constitute a lien against the above described property, and upon any other real, or personal property, owned by the Respondent(s), pursuant to Sections 162.08 and 162.09, Florida State Statutes, and Section 2-426 and 2-443, Code of Ordinances City of Ocala, Florida.
- C. The holder of this Order, and the lien arising hereunder, is the City of Ocala, a Florida Municipal Corporation, with the address of: 110 S.E. Watula Avenue, Ocala, Florida 34471.

DONE AND ORDERED; this 4 day of October 2025

MUNICIPAL CODE ENFORCEMENT BOARD

OCALA, FLORIDA

Michael Kroiter, Vice Chair

Municipal Code Enforcement Board

CERTIFICATE OF SERVICE

I HEREBY CERTIFY; that a true and correct copy of the foregoing document has been furnished to Respondent(s) by mail to: KESSEL ROBERTA, 3 HICKORY TRACK PASS, OCALA, FL 34472-2475, this day of October 2025.

Yvette Grillo, Secretary

Municipal Code Enforcement Board

IMPORTANT NOTICE:

NOTICE OF HEARING ON COMPLIANCE, AND IMPOSITION OF FINES: NON-COMPLIANCE HEARING - IF YOU, AS THE RESPONDENT, 1.) DO NOT BRING THE PROPERTY INTO COMPLIANCE, 2.) CALL FOR A RE-INSPECTION AND 3.) RECEIVE AN AFFIDAVIT OF COMPLIANCE; NOTICE IS HEREBY GIVEN THAT A HEARING BEFORE THE MUNICIPAL CODE ENFORCEMENT BOARD IS TO BE HELD ON NOVEMBER 13TH, 2025, AT 5:30 PM, AT THE: CITY COUNCIL CHAMBER, CITY HALL, 110 S.E. WATULA AVENUE, OCALA, FLORIDA 34471, TO DETERMINE IF THE VIOLATION AS SET FORTH IN THIS ORDER CONTINUED BEYOND THE COMPLIANCE DATE, AND IF SO TO CONSIDER IMPOSITION OF A FINE OR OTHER PENALTIES. YOUR FAILURE TO APPEAR COULD RESULT IN A WAIVER OF YOUR OPPORTUNITY TO BE HEARD IN THIS MATTER AND MAY RESULT IN AN ACTION BY THE MUNICIPAL CODE ENFORCEMENT BOARD WHICH COULD BE ADVERSE TO YOUR INTEREST. ADDITIONALLY, PLEASE BE ADVISED THAT PURSUANT TO CHAPTER 162 OF THE FLORIDA STATUES, YOU MAY HAVE OTHER ADDITIONAL RIGHTS IN REFERENCE TO ANY FINDINGS BY THE MUNICIPAL CODE ENFORCEMENT BOARD.

IN THE EVENT OF NON-COMPLIANCE, AN ORDER IMPOSING A FINE SHALL BE RECORDED IN THE PUBLIC RECORDS OF MARION COUNTY, FLORIDA, AND THEREAFTER SHALL CONSTITUTE A LIEN AGAINST THE LAND UPON WHICH THE VIOLATION(S) EXISTS, OR UPON ANY OTHER REAL OR PERSONAL PROPERTY OWNED BY YOU. BE ADVISED THAT YOU HAVE A RIGHT TO APPEAL THIS ORDER WITHIN A PERIOD OF THIRTY (30) DAYS FROM THE DATE OF THE ORDER, IN ACCORDANCE WITH SECTION 2-445, CODE OF ORDINANCES OF THE CITY OF OCALA, TO THE CIRCUIT COURT OF MARION COUNTY.

IF A REPEAT VIOLATION IS FOUND, THE CODE INSPECTOR SHALL NOTIFY THE VIOLATOR BUT IS NOT REQUIRED TO GIVE THE VIOLATOR A REASONABLE TIME TO CORRECT THE VIOLATION. THE CASE MAY BE PRESENTED TO THE MUNICIPAL CODE ENFORCEMENT BOARD, EVEN IF THE REPEAT VIOLATION HAS BEEN CORRECTED PRIOR TO THE MUNICIPAL CODE ENFORCEMENT BOARD HEARING, AND UPON FINDING THAT A REPEAT VIOLATION HAS BEEN COMMITTED, MAY ORDER THE VIOLATOR TO PAY A FINE NOT TO EXCEED \$500.00 PER DAY FROM THE INTIAL INSPECTION WHEN THE VIOLATION WAS OBSERVED.

FOR QUESTIONS ABOUT THIS FINAL ADMINISTRATIVE ORDER, PLEASE CONTACT THE CITY OF OCALA, CODE ENFORCEMENT DIVISION: (352) 629-8309.



CITY OF OCALA GROWTH MANAGEMENT DEPARTMENT CODE ENFORCEMENT DIVISION ENVIRONMENTAL ENFORCEMENT DIVISION 201 SE 3rd STREET (2nd floor), OCALA, FLORIDA 34471

CASE NO: CE25-0420

AFFIDAVIT OF POSTING

Section 2-446 (b) 2 (b)

STATE OF FLORIDA COUNTY OF MARION

Notary Public, State of Florida

COUNTY OF MARION
BEFORE ME, the undersigned authority personally appeared,, for the Code Enforcement Division of the, City of Ocala, who after being duly sworn, deposes and states as follows:
I did on 10/15/2025 post the Final Administrative Order to the property, located at 1123 NE 9TH AVE, OCALA .
2. This Affidavit is provided pursuant to Section 2-446(b) 2(b), Code of Ordinances of the City of Ocala.
FURTHER, AFFIANT SAYETH NAUGHT. Dated: 10 15/2025 Environmental Enforcement Officer
STATE OF FLORIDA MARION COUNTY
SWORN TO (or affirmed) before me: 10/15/2025 by Yvette Grillo Code Enforcement Specialist, City of Ocala, who is personally known to me.
YVETTE J. GRILLO

Notary Public - State of Florida Commission # HH 335985 My Comm. Expires Mar 17, 2027 Bonded through National Notary Assn.





CITY OF OCALA GROWTH MANAGEMENT DEPARTMENT CODE ENFORCEMENT DIVISION ENVIRONMENTAL ENFORCEMENT DIVISION 201 SE 3rd STREET (2nd floor), OCALA, FLORIDA 34471

CASE NO: CE25-0420

AFFIDAVIT OF POSTING

Section 2-446 (b) 2 (b)

COUNTY OF MARION		
BEFORE ME , the undersigned authority personally appeared, Division of the, City of Ocala, who after being duly sworn, depose	Yvette Grillo s and states as follows:	, for the Code Enforcement

1. I did on 10/14/2025 post the Final Administrative Order to Ocala City Hall , located at 110 SE Watula Avenue Ocala, FL

2. This Affidavit is provided pursuant to Section 2-446(b) 2(b), Code of Ordinances of the City of Ocala.

FURTHER, AFFIANT SAYETH NAUGHT.

Dated: 10/14/2025

Code Enforcement Specialist

STATE OF FLORIDA MARION COUNTY

STATE OF FLORIDA

SWORN TO (or affirmed) before me: 10/14/2025 by Shaneka Greene Code Enforcement Specialist, City of Ocala, who is personally known to me.

Notary Public, State of Florida

SHANEKA GREENE
Notary Public - State of Florida
Commission # HH 692333
My Comm. Expires Jun 26, 2029
Bonded through National Notary Assn.

BEFORE THE MUNICIPAL CODE ENFORCEMENT BOARD OCALA, MARION COUNTY, FLORIDA

CITY OF OCALA Petitioner.

Vs.

CASE NO: CE25-0420

KESSEL ROBERTA 3 HICKORY TRACK PASS OCALA FL 34472-2475

Respondent.

AFFIDAVIT OF NON-COMPLIANCE

STATE OF FLORIDA **COUNTY OF MARION**

BEFORE ME, the undersigned authority, personally appeared, Stephani Smith, Code Enforcement Officer for the City of Ocala, who being duly sworn, deposes and says:

- 1. That on October 9th, 2025, the Municipal Code Enforcement Board held a public hearing and issued its Order in the above styled
- That Respondent was to have taken certain corrective action on or before November 7th, 2025.
- That a re-inspection was performed on November 7th ,2025.
- That the below listed corrective action(s) ordered by the Municipal Code Enforcement Board have not been taken:

Abatement of violations as ordered; Section(s) 34-95, and 82-3

The prosecution costs of \$ 281.71 remain unpaid.

FURTHER, AFFIANT SAYETH NOT.

day November 2025

STEPHANI SMITH

Cøde Enforcement Officer

City of Ocata

STATE OF FLORIDA COUNTY OF MARION

The foregoing Affidavit of Non-compliance was acknowledged before and who did take an oath.

day of November 2025, who is personally known to me.

Notary Public, State of Florida

YVETTE J. GRILLO Notary Public - State of Florida Commission # HH 335985 My Comm. Expires Mar 17, 2027 Bonded through National Notary Assn.

vette Grillo, Administrative Specialist

Municipal Code Enforcement Board

Ocala, Florida



