

POLK COUNTY, FLORIDA
CODE ENFORCEMENT SPECIAL MAGISTRATE
NOTICE OF VIOLATION AND NOTICE OF HEARING

Polk County,
Petitioner,
vs.

MICHAEL C MCINTOSH AKA MICHAEL CLAY MCINTOSH

Respondent(s)/

Case Number: CMA-2025-36

Code Investigator: Jessica Phillips

Phone #: 863-860-4446

Sent Via: Certified Mail

9589 0710 5270 1327 1647 93

Date: 01/24/2025

Owner:

MICHAEL C MCINTOSH AKA MICHAEL CLAY MCINTOSH
5636 S JENNINGS RD
HAINES CITY, FL 33844-8264

Violation Address: 5636 JENNINGS RD, HAINES CITY, FL 33844 **Parcel ID#:** 282820000000024140

NOTICE IS HEREBY GIVEN OF VIOLATION(S) OF THE POLK COUNTY FLORIDA LAND DEVELOPMENT CODE (LDC) AND/OR ORDINANCE (ORD), AND/OR FLORIDA BUILDING CODE (FBC), AS FOLLOWS:

County Code	Description	Corrective Action
LDC Section 206	Accessory Use not in conjunction with the primary use and/or not incidental and subordinate to the primary use of the property. Accessory Use not meeting the requirements set forth in this Code. E.Home Occupations - 5.No display of merchandise or outside storage of equipment or materials shall be permitted.	Correct Accessory Use violation to be in conjunction with the primary use and/or incidental and subordinate to the primary use of the property. If not, accessory use will have to be removed from property. Contact the Land Development Division Planner on Call at (863) 534-6084 for further information.
LDC Section 216	Prohibited parking, storing, or keeping of commercial equipment or a commercial vehicle on any lot or parcel within a residential district. This includes similar vehicles not ordinarily used for personal transportation.	Remove equipment/vehicle from property and then apply for a Special Exception Permit from the Land Development Division at (863)534-6449. The outside storage of equipment or parking of a vehicle is prohibited until the permit is granted.
LDC Section 110 B.1 & FL Bldg Code 2020, Section 105.1	Building a structure in Polk County without a permit. To include but not limited to: 3 metal accessory structures	Contact the Polk County Building Division Permit Technician on call at (863) 534-6080 to determine what information or other documents are needed to submit to begin the permitting process. If you have an expired permit, then inquire about the process to have the permit re-opened and a final inspection done.

When contacting agencies as part of the "Required Remedy" you must refer to the Case Number listed in the upper right corner of this letter.

IT IS YOUR RESPONSIBILITY TO CALL YOUR INVESTIGATOR Jessica Phillips AT 863-860-4446 AND REQUEST A RE-INSPECTION. If the above described violation(s) is corrected and then recurs or the above described violation(s) is not corrected by the date shown (in red), the case shall be presented to the Special Magistrate as stated below even if the violations(s) has been corrected prior to the Special Magistrate hearing, AND PROSECUTION FEES SHALL BE ASSESSED AGAINST YOU AT THAT TIME.

The violations must be corrected by **02/14/2025**. It shall be the violator's responsibility to contact the Code Enforcement Office after the violation(s) are corrected.

If the violation is corrected and then recurs after the hearing date stated below, upon notifying you of the recurrence of the violation and hearing date, the case shall be presented to the Special Magistrate, without any additional time to correct the violation **AND COST OF PROSECUTION SHALL BE ASSESSED AGAINST YOU AT THAT TIME.** In those instances where the violation is corrected and then recurs within five (5) years on any property owned or occupied by the alleged violator, the County shall be entitled to recover all costs reasonably and necessarily incurred by the County for the original violation and recurrence of the violation, including without limitation, all vendor, administrative, and operating costs, and such costs shall be imposed against the violator at a hearing in which notice has been sent to the violator even if the violation is corrected prior to the hearing.

PLEASE TAKE NOTICE that a Hearing will be conducted by the Special Magistrate in the above styled cause at 8:30 a.m. on **03/20/2025**, in the Commissioner's Board Room at the Polk County Administration Building, 330 W. Church Street, Bartow, Florida. The Special Magistrate will receive testimony and evidence pertaining to the matters alleged in this Notice of Violation. Your failure to appear may result in a judgment being entered against you.

In accordance with the Americans with Disabilities Act, persons with disabilities needing special accommodations to participate in this proceeding should contact the Polk County Board of County Commissioners, Equal Opportunity Administrator, 330 West Church Street, Bartow, Florida, 33830, (863)534-6075 at least four (4) days prior to the hearing or immediately upon receiving this notification if the time before the scheduled hearing is less than four (4) days. If hearing impaired call: (TDD) (863)534-7777 or 1-800-955-8771, or voice impaired call: 1-800-955-8770, via Florida Relay Service.

***If you will be represented by a Florida-licensed attorney, then the attorney shall file a notice of appearance with the magistrate's clerical staff.**

***If you will be represented by someone other than a Florida-licensed attorney, then you must prepare a notarized statement that authorizes such person to speak as a representative and file the statement with the magistrate's clerical staff.**

PLEASE GOVERN YOURSELF ACCORDINGLY.



Jessica Phillips, Code Investigator 863-860-4446

Signature of Person Served, Owner/Occupant Date

In accordance with the Americans with Disabilities Act, persons with disabilities needing special accommodations to participate in this proceeding should contact the Board of County Commissioners, Public Information Office, at 330 West Church Street, First Floor, Bartow or call (863) 534-6090 no later than four (4) days prior to the proceeding. If hearing impaired call (TDD) (863) 534-7777 or 1-800-955-8771. If voice impaired call 1-800-955-8770, via Florida Relay Service.