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January 7, 2020

VIA REGULAR MAIL AND CERTIFIED
MAIL RETURN RECEIPT REQUESTED
AND EMAIL (kklopp@hallandalebeachfl.gov)

Office of the City Manager

400 South Federal Highway

Second Floor

Hallandale Beach, Florida 33009

Attn: Keven Klopp, Assistant City Manager

**RE: OCEANVIEW PARK CONDOMINIUM ASSOCIATION, INC. – NOTICE OF
APPEAL OF CITY MANAGER’S DECISION TO CITY COMMISSION**

Dear Mr. Klopp,

On December 30, 2020, our office received the City of Hallandale Beach correspondence in which the City Manager’s rejects Oceanview Park Condominium Association, Inc.’s, (the “Association”) waiver to allow the Association to engage a private company to haul and dispose the waste from the Association Property. Please allow this correspondence to serve as the Association’s Notice of Appeal to the City Commission of the City Manager’s decision.

Specifically, on December 30, 2020, the Association’s received the decision of the City Manager rejecting the Association’s request for waiver. The City Manager’s decision came following months of coordinating meetings, and preparing correspondences to the City to rectify the substandard waste disposal services provided by the City to the Association, and the present ability of the Association to obtain better services and equipment from a private company at a much more affordable rate.

Despite the clear advantages the private waste hauling permit/waiver would provide the Association, the City Manager rejected the waiver on the basis that, “the City can provide the service to the Association and will, therefore, not grant the requested waiver.”

However, the City Manager’s rationale is without merit and the Association continues to face issues with its waste disposal services. This is evidenced by your email dated December 29, 2020, in which you state, “Due to multiple equipment problems which have arisen simultaneously, garbage and recycling service normally scheduled for today and tomorrow will be delayed...”

Clearly, the Association’s request for waiver should have been approved since the day before the decision, the City *could not* provide the waste disposal services required to keep the Association’s

waste containers from overflowing and causing unsanitary conditions. This fact alone makes the City's December 30, 2020, correspondence factually inaccurate.

Accordingly, the Association submits this Notice of Appeal of the City Manager's decision to the City Commission and requests that the Association's appeal be set down for the City Commission's meeting as soon as possible. Please advise if any further documentation or payment (if applicable) is required from the Association in order to schedule the hearing in front of the City Commission.

The Association looks forward to receiving notice confirming your receipt of this notice of appeal. Please contact the undersigned should any further information be required to prior to the Association's appearance before the City Commission.

Very truly yours,

GURSKY RAGAN, P.A.



DARRIN GURSKY, ESQ.

KYLE A. ALONSO, ESQ.

For the firm

cc: Oceanview Park Condominium Association, Inc. (via email)