Pinellas County

Legislation Details (With Text)

File #:	19-1393A **Version:** 1		
Type:	County Attorney Item	**Status:**	Passed
File created:	8/8/2019	**In control:**	County Attorney
On agenda:	9/12/2019	**Final action:**	9/12/2019
Title:	Proposed initiation of litigation in the case of Marie and James Parker v. Villa Del Mar of Clearwater Condominium Association, Inc.; HUD Case No. 04-19-5671-8; PC Case No. 19-021 - alleged housing discrimination.		
Sponsors:			
Indexes:			
Code sections:			
Attachments:	1. Final Investigative Report - Parker v Villa Del Mar, 2. PCOHR Determination - Parker v Villa Del Mar of Clearwater		

Date	Ver.	Action By	Action	Result
9/12/2019	1	Board of County Commissioners	approved	Pass

Subject:

Proposed initiation of litigation in the case of Marie and James Parker v. Villa Del Mar of Clearwater Condominium Association, Inc.; HUD Case No. 04-19-5671-8; PC Case No. 19-021 - alleged housing discrimination.

Recommended Action:

Approval to initiate litigation on behalf of Marie and James Parker through outside counsel retained for fair housing legal services.

Strategic Plan:

N/A

Summary:

On February 8, 2019, Complainants Marie and James Parker filed a charge of housing discrimination with the Pinellas County Office of Human Rights (PCOHR) alleging Complainants were subjected to unlawful housing discrimination on the basis of disability. Specifically, Respondent's denial of Complainants' reasonable accommodation request of an accessible parking space. Following that investigation, on July 1, 2019, PCOHR issued a finding of reasonable cause to believe that Marie Parker was a victim of housing discrimination based on disability, in violation of Chapter 70 of the Pinellas County Code and the FHAA, including, but not limited to, Sec. 804(f)(3)(B), 804(b), 42 U.S.C. 3604(f)(3)(B) and Title VIII of the Civil Rights Act of 1968. Attempts to conciliate the matter were unsuccessful.

In accordance with Sections 70-146 and 70-147 of the Pinellas County Code, the County Attorney's Office is required to file a civil action on behalf of an aggrieved party seeking appropriate relief and if a timely election is not made to have the charge decided in a civil action.

Background Information:

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The Determination issued by PCOHR setting forth the facts and applicable law that led to the reasonable cause determination is attached, as is the Final Investigative Report.

Fiscal Impact:
Unknown.

Staff Member Responsible:
Jewel White, County Attorney
Diriki Geuka, Assistant County Attorney

Partners:
Office of Human Rights

Attachments:
Final Investigative Report dated June 25, 2019.
Determination dated July 1, 2019.