

**CITY OF EDGEWATER  
CITIZEN CODE ENFORCEMENT BOARD**

Thursday October 9, 2008  
2:00 P.M.

**COMMUNITY CENTER**

**MINUTES**

**CALL TO ORDER**

Chairperson Linda Johnson called the regular meeting of the Citizen Code Enforcement Board to order at 2:07 PM in the Community Center.

**ROLL CALL**

Members present: Linda Johnson, Alice Haldeman, Glenn Barnhill, Ed Corn, Larry Leaf and Ben Wagner. Also present were Code Supervisor Angela DeSue, Code Officer Mike McGrath, Attorney Ty Harris and Recording Secretary Shontella Jackson.

Absent and excused were Ben Delnigro and Code Officer Robin Bell.

**APPROVAL OF MINUTES**

The Minutes for the regular meeting of September 11, 2008 were presented to the Board for approval. **MOTION by Larry Leaf, SECOND by Ed Corn to adopt the minutes of Regular Citizen Code Enforcement Board on September 11, 2008 as written. MOTION CARRIED UNANIMOUSLY.**

**SWEARING IN OF WITNESSES:**

Code Officer Mike McGrath and Code Supervisor Angela DeSue were sworn.

**CASES IN COMPLIANCE:**

Code Supervisor Angela DeSue stated that the following case(s) is pulled from the agenda due to change of ownership as of October 9, 2008: **Case #2008-CE-8054, 2210 Sabal Palm Dr., Edgewater, Florida; Rebecca A. & Brett A. Kirk. Violation of Section 21-56.03 – Property maintenance.**

**NEW BUSINESS:**

Case #2008-CE-8061, 1517 Victory Palm Dr., Edgewater, Florida; Carlos Cabrera. Violation of Section 21-56.03 – Property maintenance.

Code Supervisor Angela DeSue presented the case summary to the Board. Code Supervisor Angela DeSue presented staff's recommendation to find Carlos Cabrera in violation of Section 21-56.03 of the Land Development Code assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exists past October 15, 2008; also for a lien to be placed on the property if not satisfied by October 10, 2008. It is also recommended that the Board issue a Board Order requesting the City Manager approve the cutting of the grass by City staff if the violation is not corrected by October 10, 2008 and that a lien is placed on the property. Code Supervisor Angela DeSue stated that the front of the property was mowed but the back yard was not maintained. No one was present to testify. This case was worked and managed by Code Supervisor Angela DeSue. **MOTION by Ed Corn, SECOND by Larry Leaf that the Board finds Carlos Cabrera in violation of Section 21-56.03 of the Land Development Code assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exists past October 10, 2008 also for a lien to be placed on the property if not satisfied by October 15, 2008. It is also recommended that the Board issue a Board Order requesting the City Manager approve the cutting of the grass by City staff if the violation is not corrected by October 10, 2008 and that a lien is placed on the property. MOTION CARRIED UNANIMOUSLY.**

Case #2008-CE-8034, 1524 Travelers Palm Dr., Edgewater, Florida; Keith & Regina Watson. Violation of Section 21-56.03 (b) – Property maintenance.

Code Supervisor Angela DeSue presented the case summary to the Board. Code Supervisor Angela DeSue presented staff's recommendation to find Keith & Regina Watson in violation of Section 21-56.03 (b) of the Land Development Code assessing a citation fine of \$75.00 and for a lien to be placed on the property if not satisfied by October 15, 2008. The owner maintained the property. No one was present to testify. This case was worked and managed by Code Supervisor Angela DeSue. The Board had a brief discussion. **MOTION by Ben Wagner, SECOND by Glenn Barnhill that the Board finds Keith & Regina Watson in violation of Section 21-56.03 (b) of the Land Development Code assessing a citation fine of \$75.00 and for a lien to be placed on the property if not satisfied by October 15, 2008. MOTION CARRIED UNANIMOUSLY.**

Case #2008-CE-8076, 2329 Orange Tree Dr., Edgewater, Florida; George & Brenda Austin. Violation of Section 21-56.03 (b) – Property maintenance. Code Supervisor Angela DeSue presented the case summary to the Board. Code Supervisor Angela DeSue presented staff's recommendation to find George & Brenda Austin in violation of Section 21-56.03 (b) of the Land Development Code assessing a citation fine of \$75.00 and for a lien to be placed on the property if not satisfied by October 10, 2008. No one was present to testify. The property was maintained by the owner stated Code Supervisor Angela DeSue. This case was worked and managed by Code Supervisor Angela DeSue. **MOTION by Ed Corn, SECOND by Ben Wagner that the Board finds George & Brenda Austin in violation of Section 21-56.03 (b) of the Land Development Code assessing a citation fine of \$75.00 and for a lien to be placed on the property if not satisfied by October 15, 2008. MOTION CARRIED 5 to 1.**

Case #2008-CE-9006; (Repeat) 1615 Umbrella Tree Dr., Edgewater, Florida; John P. Treffiletti. Violation of Section 21-56.03 – Property maintenance. Code Supervisor Angela DeSue presented the case summary to the Board. Code Supervisor Angela DeSue presented staff's recommendation to find John P. Treffiletti in repeat violation of Section 21-56.03 of the Land Development Code assessing a citation fine of \$150.00 and an additional \$100.00 per day for each day the property maintenance violation exists past October 10, 2008 and for a lien to be placed on the property if not satisfied by October 15, 2008. It is also recommended that the Board issue a Board Order requesting the City Manager approve the cutting of the grass by City staff if the violation is not corrected by October 10, 2008 and that a lien is placed on the property. No one was present to testify. This case was worked and managed by Code Officer Robin Bell. The property is vacant. The Board had a brief discussion. **MOTION by Ben Wagner, SECOND by Ed Corn that the Board finds John P. Treffiletti in repeat violation of Section 21-56.03 of the Land Development Code assessing a citation fine of \$150.00 and an additional fine of \$100.00 per day for each day the violation exists past October 10, 2008 and for a lien to be placed on the property if not satisfied by October 15, 2008. It is also recommended that the Board issue a Board Order requesting the City Manager approve the cutting of the grass by City staff if the violation is not corrected by October 10, 2008 and that a lien is placed on the property. MOTION CARRIED UNANIMOUSLY.**

Case #2008-CE-7116; 1924 Travelers Palm Dr., Edgewater, Florida; Randall T. & Jane B. Bronkie. Violation of Section 21-56.03 – Property maintenance. Code Supervisor Angela DeSue presented the case summary to the Board. Code Supervisor Angela DeSue presented staff's recommendation to find Randall T. &

Jane B. Bronkie in violation of Section 21-56.03 of the Land Development Code assessing a citation fine of \$75.00 and for a lien to be placed on the property if not satisfied by October 15, 2008. The property was maintained by the owners but the citation is still outstanding. The property is vacant. No one was present to testify. This case was worked and managed by Code Officer Robin Bell. The Board had a brief discussion. **MOTION by Alice Haldeman, SECOND by Ed Corn in violation of Section 21-56.03 of the Land Development Code assessing a citation fine of \$75.00 and for a lien to be placed on the property if not satisfied by October 15, 2008. MOTION CARRIED UNANIMOUSLY.**

**Case #2008-CE-8058, 1104 12<sup>th</sup> St., Edgewater, FL. Oliver D. Bond Nelson. Violation of Section 21-56.03 – Property maintenance.**

Code Supervisor Angela DeSue presented the case summary to the Board. Code Supervisor Angela DeSue presented staff's recommendation to find Oliver D. Bond Nelson in violation of Section 21-56.03 of the Land Development Code assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exist past October 10, 2008; also for a lien to be placed on the property if not satisfied by October 15, 2008. It is also recommended that the Board issue a Board Order requesting the City Manager approve the cutting of the grass by city staff if the violation is not corrected by October 10, 2008 and that a lien is placed on the property. This case was worked and managed by Code Officer Robin Bell. No one was present to testify. The Board had a brief discussion. **MOTION by Ed Corn, SECOND by Larry Leaf that the Board finds Oliver D. Bond Nelson in violation of Section 21-56.03 of the Land Development Code assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exist past October 10, 2008; also for a lien to be placed on the property if not satisfied by October 15, 2008. It is also recommended that the Board issue a Board Order requesting the City Manager approve the cutting of the grass by city staff if the violation is not corrected by October 10, 2008 and a lien to be placed on the property. MOTION CARRIED UNANIMOUSLY.**

**Case #2008-CE-8024, 108 E. Bluff St., Edgewater, FL. Beatrice & Warren H. Alty. Violation of Section 21-56.03 – Property maintenance.**

Code Supervisor Angela DeSue presented the case summary to the Board. Code Supervisor Angela DeSue presented staff's recommendation to find Beatrice & Warren H. Alty in violation of Section 21-56.03 of the Land Development Code assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exist past October 10, 2008; also for a lien to be placed

on the property if not satisfied by October 15, 2008. It is also recommended that the Board issue a Board Order requesting the City Manager approve the cutting of the grass by city staff if the violation is not corrected by October 10, 2008 and that a lien is placed on the property. This case was worked and managed by Code Officer Robin Bell. No one was present to testify. The Board had a brief discussion. **MOTION by Ben Wagner, SECOND by Alice Haldeman that the Board finds Beatrice & Warren H. Alty in violation of Section 21-56.03 of the Land Development Code assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exist past October 10, 2008; also for a lien to be placed on the property if not satisfied by October 15, 2008. It is also recommended that the Board issue a Board Order requesting the City Manager approve the cutting of the grass by city staff if the violation is not corrected by October 10, 2008 and a lien to be placed on the property. MOTION CARRIED UNANIMOUSLY.**

**Case #2008-CE-8031, 1842 Royal Palm Dr., Edgewater, FL. Scott K. McKain. Violation of Section 21-56.03 – Property maintenance.**

Code Supervisor Angela DeSue presented the case summary to the Board. Code Supervisor Angela DeSue presented staff's recommendation to find Scott K. McKain in violation of Section 21-56.03 of the Land Development Code assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exists past October 10, 2008 also for a lien to be placed on the property if not satisfied by October 15, 2008. It is also recommended that the Board issue a Board Order requesting the City Manager approve the cutting of the grass by City staff if the violation is not corrected by October 10, 2008 and that a lien is placed on the property. This case was worked and managed by Code Officer Robin Bell. No one was present to testify. The Board had a brief discussion. **MOTION by Larry Leaf, SECOND by Ed Corn that the Board finds Scott K. McKain in violation of Section 21-56.03 of the Land Development Code assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exists past October 10, 2008; also for a lien to be placed on the property if not satisfied by October 15, 2008. It is also recommended that the Board issue a Board Order requesting the City Manager approve the cutting of the grass by City staff if the violation is not corrected by October 10, 2008 and that a lien is placed on the property. MOTION CARRIED UNANIMOUSLY.**

**Case #2008-CE-9040, 23 Wildwood Dr., Edgewater, FL. Jason E. Yarbrough & Marcley Meredith Jtrs. Violation of Section 15-2 – Obstructing Streets.**

Code Supervisor Angela DeSue presented the case summary to the Board. Code Supervisor Angela DeSue presented staff's recommendation to find Jason E. Yarbrough & Marcley Meredith Jtrs. in violation of Section 15-2 of the Code of Ordinances assessing the citation fine of \$150.00 and for a lien to be placed on the property if not satisfied by October 15, 2008. No one was present to testify. This case was worked and managed by Code Officer Robin Bell. A photograph taken by Code Officer Robin Bell was labeled Exhibit A for the Board to review. The Board had a brief discussion. **MOTION by Alice Haldeman, SECOND by Larry Leaf that the Board finds Jason E. Yarbrough & Marcley Meredith Jtrs. in violation of Section 15-2 of the Code of Ordinances assessing a citation fine of \$150.00 and for a lien to be placed on the property if not satisfied by October 15, 2008. MOTION CARRIED UNANIMOUSLY**

Case #2008-CE-8090 (Repeat), 1919-1921 Fern Palm Dr., Edgewater, Florida; Cynthia W. Reynolds. Violation of Section 21-35.04 – Neglected premises.  
Code Supervisor Angela DeSue presented the case summary to the Board. Code Supervisor Angela DeSue presented staff's recommendation to find Cynthia W. Reynolds in repeat violation of Section 21-35.04 of the Land Development Code assessing a citation fine of \$150.00 and an additional fine of \$100.00 per day for each day the violation exist past October 10, 2008, and for a lien to be placed on the property if not satisfied by October 15, 2008. This case was worked and managed by Code Officer Robin Bell. No one was present to testify. The Board had a brief discussion. **MOTION by Ed Corn, SECOND by Ben Wagner that the Board finds Cynthia W. Reynolds in repeat violation of Section 21-35.04 of the Land Development Code assessing a citation fine of \$150.00 and for a lien to be placed on the property if not satisfied by October 15, 2008. MOTION CARRIED UNANIMOUSLY.**

Case #2008-CE-8017, 510 Live Oak St., Edgewater, Florida; Steven & Amie Ailes. Violation of Section 21-56.03 (b) – Property maintenance.  
Code Supervisor Angela DeSue presented the case summary to the Board. Code Supervisor Angela DeSue presented staff's recommendation to find Steven & Amie Ailes in violation of Section 21-56.03 (b) of the Land Development Code assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exist past October 10, 2008 and for a lien to be placed on the property if not satisfied by October 15, 2008. It is also recommended that the Board issue a Board Order requesting the City Manager approve the cutting of the grass by City staff if the violation is not corrected by October 10, 2008 and that a lien is placed on the property. The property is vacant. This case was worked and managed by Code Officer Mike McGrath. No one was present to testify. The Board had a brief discussion. **MOTION by Ben Wagner, SECOND by Glenn Barnhill that the Board finds Steven & Amie Ailes in**

**violation of Section 21-56.03(b) of the Land Development Code assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exist past October 10, 2008 and for a lien to be placed on the property if not satisfied by October 15, 2008. It is also recommended that the Board issue a Board Order requesting the City Manager approve the cutting of the grass by City staff if the violation is not corrected by October 10, 2008 and that a lien is placed on the property. MOTION CARRIED UNANIMOUSLY.**

Case #2008-CE-7073 (A), 218 Flagler Ave., Edgewater, Florida; Janet & Daniel Rushworth. Violation of Section 21-56.03 (b)– Property maintenance.  
Code Supervisor Angela DeSue presented the case summary to the Board. Code Supervisor Angela DeSue presented staff's recommendation to find Janet Hopson Rushworth & Daniel Rushworth in violation of Section 21-56.03 (b) of the Land Development Code assessing a citation fine of \$75.00 and for a lien to be placed on the property if not satisfied by October 15, 2008. The property was maintained by the owners stated Code Officer McGrath. This case was worked and managed by Code Officer Mike McGrath. No one was present to testify. The Board had a brief discussion. **MOTION by Alice Haldeman, SECOND by Larry Leaf that the Board finds Janet & Daniel Rushworth in violation of Section 21-56.03 (b) of the Land Development Code assessing a citation fine of \$75.00 and for a lien to be placed on the property if not satisfied by October 15, 2008. MOTION CARRIED UNANIMOUSLY.**

Case #2008-CE-7073 (B), 218 Flagler Ave., Edgewater, Florida; Janet & Daniel Rushworth. Violation of Section 21-34.06 – Watercraft/trailers.  
Code Supervisor Angela DeSue presented the case summary to the Board. Code Supervisor Angela DeSue presented staff's recommendation to find Janet Hopson Rushworth & Daniel Rushworth in violation of Section 21-34.06 of the Land Development Code assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exist past October 10, 2008; also for a lien to be placed on the property if not satisfied by October 15, 2008. The property is vacant. This case was worked and managed by Code Officer Mike McGrath. No one was present to testify. The Board had a brief discussion. **MOTION by Ed Corn, SECOND by Glenn Barnhill that the Board finds Janet & Daniel Rushworth in violation of Section 21-34.06 of the Land Development Code assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exist past October 10, 2008; also for a lien to be placed on the property if not satisfied by October 15, 2008. MOTION CARRIED UNANIMOUSLY**

Case #2008-CE-9023 (Repeat), 2009 Mango Tree Dr., Edgewater, Florida; Doris Whitt. Violation of Section 21-35.04 – Neglected premise.

Code Supervisor Angela DeSue presented the case summary to the Board. Code Supervisor Angela DeSue presented staff's recommendation to find Doris Whitt in repeat violation of Section 21-35.04 of the Land Development Code assessing a citation fine of \$150.00 and an additional fine of \$100.00 per day for each day the violation exists past October 10, 2008 and for a lien to be placed on the property if not satisfied by October 15, 2008. This case was worked and managed by Code Officer Mike McGrath. Photos were labeled as Exhibit B & C. No one was present to testify. The Board had a brief discussion. **MOTION by Ed Corn, SECOND by Larry Leaf that the Board finds Doris Whitt in repeat violation of Section 21-35.04 of the Land Development Code assessing a citation fine of \$150.00 and an additional fine of \$100.00 per day for each day the violation exist past October 10, 2008 and for a lien to be placed on the property if not satisfied by October 15, 2008. MOTION CARRIED UNANIMOUSLY**

Case #2008-CE-8050, 2629 Travelers Palm Dr., Edgewater, Florida; Steve Vanstaalduinen. Violation of Section 21-56.03 (b) – Property maintenance.

Code Supervisor Angela DeSue presented the case summary to the Board. Code Supervisor Angela DeSue presented staff's recommendation to find Steve Vanstaalduinen in violation of Section 21-56.03 (b) of the Land Development Code assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exist past October 10, 2008 and for a lien to be placed on the property if not satisfied by October 15, 2008. It is also recommended that the Board issue a Board Order requesting the City Manager approve the cutting of the grass by City staff if the violation is not corrected by October 10, 2008 and that a lien is placed on the property. This case was worked and managed by Code Officer Mike McGrath. No one was present to testify. The Board had a brief discussion. **MOTION by Alice Haldeman, SECOND by Ed Corn that the Board finds Steve Vanstaalduinen in violation of Section 21-56.03 (b) of the Land Development Code assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exist past October 10, 2008; also for a lien to be placed on the property if not satisfied by October 15, 2008. It is also recommended that the Board issue a Board Order requesting the City Manager approve the cutting of the grass by City staff if the violation is not corrected by October 10, 2008 and that a lien is placed on the property. MOTION CARRIED UNANIMOUSLY**

Case #2008-CE-8063, 1603 Travelers Palm Dr., Edgewater, Florida; David E. Sr. & Jacqueline Jennings. Violation of Section 21-56.03 – Property maintenance. Code Supervisor Angela DeSue presented the case summary to the Board. Code Supervisor Angela DeSue presented staff's recommendation to find David E. Sr. & Jacqueline Jennings in violation of Section 21-56.03 of the Land Development Code assessing a citation fine of \$75.00 and for a lien to be placed on the property if not satisfied by October 15, 2008. The property was maintained by the property owners stated Code Supervisor Angela DeSue. This case was worked and managed by Code Officer Robin Bell. No one was present to testify. The Board had a brief discussion. **MOTION by Ed Corn, SECOND by Ben Wagner that the Board finds David E. Sr. & Jacqueline Jennings in violation of Section 21-56.03 of the Land Development Code assessing a citation fine of \$75.00 and for a lien to be placed on the property if not satisfied by October 15, 2008. MOTION CARRIED UNANIMOUSLY**

Case #2008-CE-7106 (A) & (B), Parcel #8402-01-08-0690 (3020 Lime Tree Dr.), Edgewater, Florida; Jane Church. Violation of Section 10-2 & 10-80 – Water supply & Sanitary Disposal Methods.

Code Supervisor Angela DeSue presented the case summary to the Board. Code Supervisor Angela DeSue presented staff's recommendation to find Jane Church in violation of Section 10-2 and 10-80 of the Land Development Code assessing a citation fine of \$75.00 each and an additional fine of \$50.00 per day for each day the violation exist past October 10, 2008 and for a lien to be placed on the property if not satisfied by October 15, 2008. This case was worked and managed by Code Officer Robin Bell. No one was present to testify. The Board had a brief discussion. **MOTION by Ben Wagner, SECOND by Ed Corn in Case # 2008-CE-7106 A & B that the Board involve the Edgewater City Council in past action which has been taken and future action that is contemplative; also advise Council that the Code Enforcement Board feel they should be brought into the case for direction and the CEB will continue for the next few months. MOTION CARRIED UNANIMOUSLY.**

Code Supervisor Angela DeSue stated staff would present the motion to City Council for the Board.

**OLD BUSINESS/CONTINUED:**

None.

**CODE COMPLIANCE REPORT:**

None.

**PUBLIC COMMENT:**

None.

**BOARD DISCUSSION:**

None.

**ADJOURNMENT**

**Chairperson Linda Johnson adjourned the meeting at 3:31 pm.**

**Next Meeting scheduled for November 13, 2008 at 2 p.m.**

Minutes respectfully submitted by,  
Shontella Jackson  
Board Coordinator