



CITIZEN CODE ENFORCEMENT BOARD
Thursday August 13, 2009
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 2:00 PM in the Community Center.

ROLL CALL

Members present: Linda Johnson, Alice Haldeman, Glenn Barnhill, Ed Corn, Ben Wagner, Gail Anderson and Sherry Lester. Also present were Code Officers Robin Bell and Mike McGrath, Code Supervisor Angela Desue, Board Attorney Ty Harris and Board Coordinator Tabitha Russell.

APPROVAL OF MINUTES

The Minutes for the regular meeting of June 25, 2009 were presented to the Board for approval. **MOTION by Ed Corn, SECOND by Ben Wagner to adopt the minutes of the Regular Citizen Code Enforcement Board meeting on June 25, 2009 as written. MOTION CARRIED UNANIMOUSLY.**

SWEARING IN OF WITNESSES:

Code Officers Robin Bell and Mike McGrath, Code Supervisor Angela Desue, Edward Akam of 1901 Juniper Dr., and Randy Reenis representing Edgewater MHP, LLC of 316 S. Ridgewood Ave.

CASES IN COMPLIANCE:

Case# 2009-CE-5056
Robert and Barbara Eccleston - 509 Cardinal Dr.

There was a consensus among the Board to move Continued Case # 2009-CE-1027 and New Case # 2009-CE-5078 to the beginning of the agenda as both parties were present for the hearing.

CONTINUED CASES:

Case # 2009-CE-1027, 1901 Juniper Dr., Edgewater, Florida; Edward Akam. Violation of Section –21-36.09 (Canopies/Temporary Carports).

Mr. Harris distributed a memo to the Board members from Attorney Ciocchetti regarding the status of the lawsuit. There was discussion amongst the Board and Mr. Harris. Mr. Akam stated he would be happy to notify the Board of the status of the lawsuit on a regular basis.

MOTION by Alice Haldeman, SECOND by Ed Corn to continue the case until the October 14, 2009 meeting. The Board would like an update regarding the status of the lawsuit at that time. MOTION CARRIED UNANIMOUSLY.

NEW BUSINESS:

Case #2009-CE-5078, 316 S. Ridgewood Ave., Edgewater Florida; Edgewater MHP, LLC. Violation of Section 21-34.05 (Refuse and Dumpsters).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find Edgewater MHP, LLC in violation of Section 21-34.05 of the Land Development Code assessing a citation fine of \$75.00 and an additional fine of \$100.00 per day each day the violation exists past August 14, 2009 and for a lien to be placed on the property if not satisfied by August 19, 2009. This case was worked and managed by Code Officer Mike McGrath. Randy Reenis testified that there is no management at this location and that they did not receive their notice of violation until mid July. He requested an extension until September 30, 2009 to come into compliance.

MOTION by Ed Corn, SECOND by Sherry Lester that the Board finds Edgewater MHP, LLC in violation of Section 21-34.05 of the Land Development Code and agrees to waive the citation fine and additional fine until September 30, 2009. If at that time they are not in compliance, then the citation fine and additional fine will start as of October 1, 2009. MOTION CARRIED UNANIMOUSLY

Case #2009-CE-4091, 2726 Travelers Palm Dr., Edgewater Florida ; Charles Ringlehan. Violation of Section 10-83 (Neglected Premises).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find Charles Ringlehan in violation of Section 10-83 of the Code of Ordinances assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day each day the violation exists past August 14, 2009 and for a lien to be placed on the property if not satisfied by August 19, 2009. It was also recommended that the Board issue a Board Order requesting the City Manager approve the removal of debris by City staff if the violation is not corrected by August 14, 2009 and that a lien is placed on the property. This case was worked and managed by Code Supervisor Angela Desue. No one was present to testify.

MOTION by Ben Wagner, SECOND by Glenn Barnhill that the Board finds Charles Ringlehan in violation of Section 10-83 of the Code of Ordinances and assesses the citation fine of \$75.00, an additional fine of \$50.00 per day for each day the violation exists past August 14, 2009 and for a lien to be placed on the property if not satisfied by August 19, 2009. It is also recommended that the Board issue a Board Order requesting the City Manager approve the removal of debris by City staff if the violation is not corrected by August 14, 2009 and that a lien is placed on the property. MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-6051, 2130 Travelers Palm Dr., Edgewater Florida ; Eddie & Nichole Pickett. Violation of Section 10-98 (Property Maintenance).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find Eddie & Nichole Pickett in violation of Section 10-98 of the Code of Ordinances assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day each day the violation exists past August 14, 2009 and for a lien to be placed on the property if not satisfied by August 19, 2009. It was 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 August 14, 2009 and that a lien is placed on the property. This case was worked and managed by Code Supervisor Angela Desue. No one was present to testify.

MOTION by Glenn Barnhill, SECOND by Ed Corn that the Board finds Eddie & Nichole Pickett in violation of Section 10-98 of the Code of Ordinances and assesses the citation fine of \$75.00, an additional fine of \$50.00 per day for each day the violation exists past August 14, 2009 and for a lien to be placed on the property if not satisfied by August 19, 2009. 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 August 14, 2009 and that a lien is placed on the property. MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-5102, 3045 Vista Palm Dr., Edgewater Florida ; Willie & Sherrie Ogletree. Violation of Section 10-98 (Property Maintenance).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find Willie & Sherrie Ogletree in violation of Section 10-98 of the Code of Ordinances assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day each day the violation exists past August 14, 2009 and for a lien to be placed on the property if not satisfied by August 19, 2009. It was 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 August 14, 2009 and that a lien is placed on the property. This case was worked and managed by Code Supervisor Angela Desue. No one was present to testify.

MOTION by Ben Wagner, SECOND by Ed Corn that the Board finds Willie & Sherrie Ogletree in violation of Section 10-98 of the Code of Ordinances and assesses the citation fine of \$75.00, an additional fine of \$50.00 per day for each day the violation exists past August 14, 2009 and for a lien to be placed on the property if not satisfied by August 19, 2009. 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 August 14, 2009 and that a lien is placed on the property. MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-6066, 1622 Pine Tree Dr., Edgewater Florida ; Steven and Connie McKinnon. Violation of Section 10-98 (Property Maintenance).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find Steven and Connie McKinnon in violation of Section 10-98 of the Code of Ordinances assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day each day the violation exists past August 14, 2009 and for a lien to be placed on the property if not satisfied by August 19, 2009. It was 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 August 14, 2009 and that a lien is placed on the property. This case was worked and managed by Code Supervisor Angela Desue. No one was present to testify.

MOTION by Ed Corn, SECOND by Glenn Barnhill that the Board finds Steven and Connie McKinnon in violation of Section 10-98 of the Code of Ordinances and assesses the citation fine of \$75.00, an additional fine of \$50.00 per day for each day the violation exists past August 14, 2009 and for a lien to be placed on the property if not satisfied by August 19, 2009. 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 August 14, 2009 and that a lien is placed on the property. MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-6025, 118 E. Yelka Terrace, Edgewater Florida ; Greg Bell. Violation of Section 10-98 (Property Maintenance).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find Greg Bell in violation of Section 10-98 of the Code of Ordinances assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day each day the violation exists past August 14, 2009 and for a lien to be placed on the property if not satisfied by August 19, 2009. It was 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 August 14, 2009 and that a lien is placed on the property. This case was worked and managed by Code Supervisor Angela Desue. No one was present to testify.

MOTION by Glenn Barnhill, SECOND by Ben Wagner that the Board finds Greg Bell in violation of Section 10-98 of the Code of Ordinances and assesses the citation fine of \$75.00, an additional fine of \$50.00 per day for each day the violation exists past August 14, 2009 and for a lien to be placed on the property if not satisfied by August 19, 2009. 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 August 14, 2009 and that a lien is placed on the property. MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-6041, 2320 Royal Palm Dr., Edgewater Florida ; Jessica Reynolds. Violation of Section 10-98 (Property Maintenance).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find Jessica Reynolds in violation of Section 10-98 of the Code of Ordinances assessing a citation fine of \$75.00 and for a lien to be placed on the property if not satisfied by August 19, 2009. This case was worked and managed by Code Officer Robin Bell. No one was present to testify.

MOTION by Ed Corn, SECOND by Ben Wagner that the Board finds Jessica Reynolds in violation of Section 10-98 of the Code of Ordinances and assesses the citation fine of \$75.00 and for a lien to be placed on the property if not satisfied by August 19, 2009. MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-6078, 2331 Vista Palm Dr., Edgewater Florida ; Michael and Carrie Laub. Violation of Section 10-98 (Property Maintenance).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find Michael and Carrie Laub in violation of Section 10-98 of the Code of Ordinances assessing a repeat citation fine of \$150.00 and an additional fine of \$100.00 per day each

day the violation exists past August 14, 2009 and for a lien to be placed on the property if not satisfied by August 19, 2009. It was 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 August 14, 2009 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.

MOTION by Ben Wagner, SECOND by Ed Corn that the Board finds Michael and Carrie Laub in repeat violation of Section 10-98 of the Code of Ordinances and assesses the repeat citation fine of \$150.00, an additional fine of \$250.00 per day for each day the violation exists past August 14, 2009 and for a lien to be placed on the property if not satisfied by August 19, 2009. 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 August 14, 2009 and that a lien is placed on the property. MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-6070, 3023 Silver Palm Dr., Edgewater Florida ; John R. II and Linda E. Strasser. Violation of Section 10-98 (Property Maintenance).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find John R. II and Linda E. Strasser in repeat violation of Section 10-98 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 August 19, 2009. This case was worked and managed by Code Officer Robin Bell. No one was present to testify.

MOTION by Ed Corn, SECOND by Glenn Barnhill that the Board finds John R. II and Linda E. Strasser in repeat violation of Section 10-98 of the Code of Ordinances and assesses the repeat citation fine of \$150.00 and for a lien to be placed on the property if not satisfied by August 19, 2009. MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-6024, parcel # 8402-00-00-0420 located at US Hwy 1 (east of Majestic Oaks); Edgewater Florida ; Shree Jaybhola, Inc. Violation of Section 10-98 (Property Maintenance).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find Shree Jaybhola, Inc. in violation of Section 10-98 of the Code of Ordinances assessing fine of \$100.00 per day each day the violation exists past August 19, 2009 and for a lien to be placed on the property if not satisfied by August 24, 2009. It was also recommended that the Board issue a Board Order requesting the City Manager approve the removal of trees and debris by City staff if the violation is not corrected by August 19, 2009 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.

MOTION by Alice Haldeman, SECOND by Ed Corn that the Board finds Shree Jaybhola, Inc. in violation of Section 10-98 of the Code of Ordinances and assesses a fine of \$100.00 per day for each day the violation exists past August 19, 2009 and for a lien to be placed on the property if not satisfied by August 24, 2009. It is also recommended that the Board issue a Board Order requesting the City Manager approve the removal of trees and debris by City staff if the violation is not corrected by August 19, 2009 and that a lien is placed on the property. MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-4090, 3325 Sabal Palm Dr., Edgewater Florida ; Linda A Moore. Violation of Section 21-36.09 (Canopies/Temporary Carports).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find Linda A. Moore in violation of Section 21-36.09 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 August 19, 2009. This case was worked and managed by Code Officer Robin Bell. No one was present to testify.

MOTION by Glenn Barnhill, SECOND by Ben Wagner that the Board finds Linda A. Moore in violation of Section 21-36.09 of the Land Development Code and assesses the citation fine of \$75.00 and for a lien to be placed on the property if not satisfied by August 19, 2009. MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-6084, 304 Flagler Ave., Edgewater Florida ; Michaeli Christensen. Violation of Section 10-98 (Property Maintenance).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find Michaeli Christensen in violation of Section 10-98 of the Code of Ordinances assessing a repeat citation fine of \$150.00 and an additional fine of \$100.00 per day each day the violation exists past August 14, 2009 and for a lien to be placed on the property if not satisfied by August 19, 2009. It was 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 August 14, 2009 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.

MOTION by Alice Haldeman, SECOND by Sherry Lester that the Board finds Michaeli Christensen in repeat violation of Section 10-98 of the Code of Ordinances and assesses the repeat citation fine of \$150.00, an additional fine of \$100.00 per day for each day the violation exists past August 14, 2009 and for a lien to be placed on the property if not

satisfied by August 19, 2009. 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 August 14, 2009 and that a lien is placed on the property. MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-2033, 2732 Banyan Dr., Edgewater Florida ; John Stearns & Deborah Sutton. Violation of Section 10-113 (Inoperable Vehicles).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find John Stearns & Deborah Sutton in violation of Section 10-113 of the Code of Ordinances assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day each day the violation exists past August 14, 2009 and for a lien to be placed on the property if not satisfied by August 19, 2009. This case was worked and managed by Code Officer Mike McGrath. Code Officer Mike McGrath also presented photographs labeled Exhibits A-C for the Board to review. No one was present to testify.

MOTION by Ed Corn, SECOND by Ben Wagner that the Board finds John Stearns & Deborah Sutton in violation of Section 10-113 of the Code of Ordinances and assesses the citation fine of \$75.00, an additional fine of \$50.00 per day for each day the violation exists past August 14, 2009 and for a lien to be placed on the property if not satisfied by August 19, 2009. MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-7018, 3123 Umbrella Tree Dr., Edgewater Florida ; Aurora Loan Service. Violation of Section 10-98 (Property Maintenance).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find Aurora Loan Service in violation of Section 10-98 of the Code of Ordinances assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day each day the violation exists past August 14, 2009 and for a lien to be placed on the property if not satisfied by August 19, 2009. It was 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 August 14, 2009 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.

MOTION by Ben Wagner, SECOND by Glenn Barnhill that the Board finds Aurora Loan Service in violation of Section 10-98 of the Code of Ordinances and assesses the citation fine of \$75.00, an additional fine of \$50.00 per day for each day the violation exists past August 14, 2009 and for a lien to be placed on the property if not satisfied by August 19, 2009. 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 August 14,2009 and that a lien is placed on the property. MOTION CARRIED UNANIMIOUSLY.

CODE COMPLIANCE REPORT:

None.

PUBLIC COMMENT:

None.

BOARD DISCUSSION:

There was discussion regarding the nomination of a vice-chairman. Ms. Johnson stated that according to the By-Laws of the Board, the Chairman and Vice-Chairman shall be elected at the annual organizational meeting in the month of September.

ADJOURNMENT

Chairperson Linda Johnson adjourned the meeting at 3:43 pm.

Next Meeting scheduled for September-~~9~~ 10, 2009 at 2 p.m.

Minutes respectfully submitted by,
Tabitha Russell
Board Coordinator