



CITIZEN CODE ENFORCEMENT BOARD

Thursday, January 14, 2010

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, Ben Wagner, Ed Corn, Gail Anderson and Sherry Lester. Also present were Code Officers Robin Bell and Mike McGrath, Code Supervisor Angela Desue, City Attorney Ty Harris and Board Coordinator Tabitha Russell.

APPROVAL OF MINUTES

The Minutes for the regular meeting of November 12, 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 November 12, 2009, as written.

MOTION CARRIED UNANIMOUSLY.

SWEARING IN OF WITNESSES:

Code Officers Robin Bell and Mike McGrath, Code Supervisor Angela Desue, Brenda Dewees, Bonnie Wenzel & Pat Drosten – City of Edgewater, Michael Ciochetti, Darwin Rathbun II – 132 Highland Ave., Yvonne Bice – 217 N. Riverside Dr., Mike Amato – 704 Fernald St., Connie Reedus – 1846 Sabal Palm Dr., Bradley Stewart – 500 Pullman Rd.

CASES IN COMPLIANCE:

Case# 2009-CE-1179

Pamela and Gerald Williams – 3027 Needle Palm Dr.

Violation of Section – 10-113 (Inoperable Vehicles)

There was a consensus among the Board to move Cases # 2009-CE-1229, #2009-CE-4061, and Public Comment to the beginning of the agenda.

STIPULATIONS AND AGREED ORDERS:

Case #2009-CE-9011 –500 Pullman Rd., Edgewater Florida; Bradley Stewart. Violations of Sections – 19.41 (General Discharge Prohibitions) & 19.45 (Specific Pollutant Limitations).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find Bradley Stewart in violation of Sections 19.41 and 19.45 of the Code of Ordinances and authorize the Citizen Code Enforcement Board Chairperson to execute the Voluntary Stipulation and Agreed Order to achieve an amicable resolution for compliance. It is also recommended that the Board waive the citation fees as the Voluntary Stipulation and Agreed Order requires additional reimbursement. City Attorney Mike Ciochetti answered questions that the Board had in regards to the Voluntary Stipulation and Agreed Order. There was discussion between Bradley Stewart and the Board in regards to the violation. Environmental Services Director Brenda Dewees answered questions that the Board had in regards to the violations.

MOTION by Ben Wagner, SECOND by Ed Corn that the Board finds Bradley Stewart in violation of Sections 19.41 and 19.45 of the Code of Ordinances and authorizes the Board Chairperson to execute the Voluntary Stipulation and Agreed Order. The Board also agrees to waive the citation fees.

MOTION CARRIED UNANIMOUSLY.

NEW BUSINESS:

Case #2009-CE-1229, 218 N. Riverside Dr., Edgewater Florida; John and Stella Yvonne Bice. Violation of Section 10-82 (Commercial Vehicles).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find John and Stella Yvonne Bice in violation of Section 10-82 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 January 20, 2010. This case was worked and managed by Code Officer Robin Bell. Photos of the commercial vehicle were submitted to the Board as Exhibit B. There was a brief discussion between the Board and Mrs. Bice regarding the violation.

MOTION by Ed Corn, SECOND by Glenn Barnhill that the Board finds John and Stella Yvonne Bice in violation of Section 10-82 of the Code of Ordinances and waives the \$75.00 citation fee.
MOTION CARRIED 5-2.

CONTINUES CASES:

Case #2009-CE-4061, 704 Fernald St., Edgewater Florida ; Roberta Cahoon. Repeat Violation of Section 10-82 (Commercial Vehicles).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find Roberta Cahoon in repeat violation of Section 10-82 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 January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. This case was worked and managed by Code Officer Mike McGrath. There was discussion between the Board and Mike Amato who resides at the residence regarding the violation. There was discussion between the Board and Planning Technician Pat Drosten regarding Mr. Amatos business license. A copy of the license application was submitted to the Board for review as Exhibit C.

MOTION by Ed Corn, SECOND by Glenn Barnhill that the Board finds Roberta Cahoon in repeat violation of Section 10-82 of the Code of Ordinances and assesses the repeat citation fine of \$150.00 and an additional fine of \$100.00 per day each day the violation exists past February 1, 2010 and for a lien to be placed on the property if not satisfied by February 5, 2010.

MOTION CARRIED 6-1.

PUBLIC COMMENT:

Darwin Rathbun II came before the Board and requested a reconsideration in Case # 2009-CE-8054.

MOTION by Alice Haldeman, SECOND by Sherry Lester to not reconsider Case# 2009-CE-8054.

MOTION CARRIED 5-2.

Chairwoman Johnson called a 10 minute recess at 3:55. The Board reconvened at 4:05.

NEW BUSINESS:

Case #2009-CE-1016, 1811 Travelers Palm Dr. Edgewater Florida ; Richard L. and Belinda McCullough. 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 Richard L. and Belinda McCullough 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 for each day the violation exists pasts January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 and that a lien is placed on the property. This case was worked and managed by Code Supervisor Angela Desue.

MOTION by Ed Corn, SECOND by Glenn Barnhill that the Board finds Richard L. and Belinda McCullough 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 January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 and that a lien is placed on the property.
MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-1038, 208 Virginia St., Edgewater Florida; Chad Ciani. 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 Chad Cianni 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 for each day the violation exists pasts January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 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 Sherry Lester , SECOND by Gail Anderson that the Board finds Chad Ciani 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 January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 and that a lien is placed on the property.

MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-1101, 108 E. Pine Bluff St., Edgewater Florida; Beatrice and Warren H. Alty. Repeat Violation of Section 19-11 (Meters and Connections to Water Distribution System Required).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find Beatrice and Warren Alty in repeat violation of Section 19-11 of the Code of Ordinances assessing a repeat citation fine of \$150.00, and an additional fine of \$100.00 per day for each day the violation exists past January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 Beatrice and Warren Alty in repeat violation of Section 19-11 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 repeat violation exists past January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010.

MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-1137, 431 Palmetto St., Edgewater Florida ; Randy Rupert. Repeat 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 Randy Rupert in repeat 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 repeat violation exists past January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 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 Ed Corn , SECOND by Ben Wagner that the Board finds Randy Rupert 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 each day the violation exists past January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 and that a lien is placed on the property. MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-1052, 3109 Silver Palm Dr., Edgewater Florida ; Deann M. Lanbert. Repeat 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 Deann M. Lanbert in repeat violation of Section 10-98 of the Code of Ordinances assessing a repeat citation fine of \$150.00 and for a lien to be placed on the property if not satisfied by January 20, 2010. This case was worked and managed by Code Officer Robin Bell. No one was present to testify.

MOTION by Glenn Barnhill, SECOND by Sherry Lester that the Board finds Deann M. Lanbert 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 January 20, 2010 . MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-1120, 3331 Silver Palm Dr., Edgewater Florida ; Richard F. Dietsch. 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 Richard F. Dietsch 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 for each day the violation exists past January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 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 Gail Anderson, SECOND by Ben Wagner that the Board finds Richard F. Dietsch in violation of Section 10-98 of the Code of Ordinances and assesses the citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exists past January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 and that a lien is placed on the property. MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-1121, 3435 Silver Palm Dr. ; Edgewater Florida ; Haldon Dean Bush. 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 Haldon Dean Bush 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 for each day the violation exists past January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 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 Glenn Barnhill that the Board finds Haldon Dean Bush in violation of Section 10-98 of the Code of Ordinances and assesses a fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exists past January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 and that a lien is placed on the property.

MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-1150, 2935 Victory Palm Dr., Edgewater Florida; Charles and Allina Michaud. 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 and Allina Michaud 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 for each day the violation exists past January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. It was also recommended that the Board issue a Board Order requesting the City Manager approve the debris removal and clean up of the property by City staff if the violation is not corrected by January 15, 2010 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 Ed Corn, SECOND by Glenn Barnhill that the Board finds Charles and Allina Michaud in violation of Section 10-83 of the Code of Ordinances and assesses the citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exists past January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. It is also recommended that the Board issue a Board order requesting the City Manager approve the debris removal and clean up of the property by City staff if the violation is not corrected by January 15, 2010 and that a lien is placed on the property.

MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE- 1125, 1614 Umbrella Tree Dr., Edgewater Florida ; Alan Horowitz. 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 Alan Horowitz 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 January 20, 2010. This case was worked and managed by Code Officer Mike McGrath. No one was present to testify.

MOTION by Alice Haldeman SECOND by Ed Corn that the Board finds Alan Horowitz 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 January 20, 2010.

MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-9064 (A & B), 2421 Travelers Palm Dr., Edgewater Florida; William Hembling. Violation of Section 10-98 (A) (Property Maintenance) and 10-83 (B) Neglected Premises.

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find William Hembling in violation of Section 10-98(A) and 10-83(B) of the Code of Ordinances assessing a citation fine of \$75.00 for each violation and an additional fine of \$50.00 per violation, per day for each day the violations exist past January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 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 Ed Corn, SECOND by Ben Wagner that the Board finds William Hembling in violation of Section 10-98(A) of the Code of Ordinances and assesses the citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exists past January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010.

MOTION CARRIED UNANIMIOUSLY.

MOTION by Ed Corn, SECOND by Glenn Barnhill that the Board finds William Hembling in violation of Section 10-83(B) of the Code of Ordinances and assesses the citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exists past January 15,

2010 and for a lien to be placed on the property if not satisfied by January 20, 2010.

MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-10039, 2125 Willow Oak Dr., Edgewater Florida; June Graham. 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 June Graham 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 January 20, 2010. This case was worked and managed by Code Officer Mike McGrath. No one was present to testify.

MOTION by Gail Anderson SECOND by Glenn Barnhill that the Board finds June Graham 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 January 20, 2010.

MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-1118, 2825 Needle Palm Dr., Edgewater Florida ; Dale Wisniewski. Repeat 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 Dale Wisniewski in repeat 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 January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 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 Ed Corn SECOND by Glenn Barnhill that the Board finds Dale Wisniewski in repeat violation of Section 10-98 of the Code of Ordinances and assesses the repeat citation fine of \$150.00 and an additional fine of \$100.00 per day each day the violation exists past January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 and that a lien is placed on the property.

MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-1115, 3203 India Palm Dr. Parcel #8402-01-08-2970, Edgewater Florida ; Sunco Construction Industries Development. Repeat 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 Sunco Construction Industries Development in repeat 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 January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 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 Sherry Lester that the Board finds Sunco Construction Industries Development in repeat violation of Section 10-98 of the Code of Ordinances and assesses the repeat citation fine of \$150.00 and an additional fine of \$100.00 per day each day the violation exists past January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 and that a lien is placed on the property.

MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-10017, 107 New Hampshire St., Edgewater Florida; Rebecca Hall. Violation of Section 10-4 (Nuisance Generally).

Code Supervisor Angela Desue presented the case summary to the Board. Code Supervisor Angela Desue presented staff's recommendation to find Rebecca Hall in violation of Section 10-4 of the Code of Ordinances assessing a citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exists past January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. It was also recommended that the Board issue a Board Order requesting the City Manager approve the removal of the tree and debris by City staff if the violation is not corrected by January 15, 2010 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 Ed Corn, SECOND by Ben Wagner that the Board finds Rebecca Hall in violation of Section 10-4 of the Code of Ordinances and assesses the citation fine of \$75.00 and an additional fine of \$50.00 per day for each day the violation exists past January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. It is also recommended that the Board issue a Board order requesting

the City Manager approve the removal of the tree and debris by City staff if the violation is not corrected by January 15, 2010 and that a lien is placed on the property.

MOTION CARRIED UNANIMIOUSLY

Case #2009-CE-1165, 2216 Umbrella Tree Dr., Edgewater Florida ; Wayne and Shannon Pearson. 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 Wayne and Shannon Pearson 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 January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 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 Gail Anderson that the Board finds Wayne and Shannon Pearson in violation of Section 10-98 of the Code of Ordinances and assesses the citation fine of \$75.00 and an additional fine of \$50.00 per day each day the violation exists past January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 and that a lien is placed on the property.

MOTION CARRIED UNANIMIOUSLY.

Case #2009-CE-1102, Indian River Blvd. (Parcel #8438-02-00-0110), Edgewater Florida ; Dylan, Jameson & Co., LLC. 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 Dylan, Jameson & Co., LLC 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 January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 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 Ed Corn SECOND by Glenn Barnhill that the Board finds Dylan, Jameson & Co., LLC in violation of Section 10-98 of the Code of

Ordinances and assesses the citation fine of \$75.00 and an additional fine of \$50.00 per day each day the violation exists past January 15, 2010 and for a lien to be placed on the property if not satisfied by January 20, 2010. 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 January 15, 2010 and that a lien is placed on the property.
MOTION CARRIED UNANIMIOUSLY.

OTHER BUSINESS:

Modification of the Citizen Code Enforcement By-Laws.

There was a brief discussion amongst the Board and City Clerk Bonnie Wenzel regarding the modification of the By-Laws.

MOTION by Ben Wagner, SECOND by Glenn Barnhill that the Board sends a favorable recommendation to City Council to modify the Citizen Code Enforcement Board By-Laws.
MOTION CARRIED UNANIMOUSLY.

CODE COMPLIANCE REPORT:

PUBLIC COMMENT:

BOARD DISCUSSION:

ADJOURNMENT

Chairperson Linda Johnson adjourned the meeting at 5:00pm.

Next Meeting scheduled for February 11, 2010 at 2 p.m.

Minutes respectfully submitted by,
Tabitha Russell
Board Coordinator