CODE COMPLIANCE BOARD

Thursday, March 11, 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 2:04 PM in the Community Center.

ROLL CALL

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

APPROVAL OF MINUTES

The Minutes for the regular meeting of February 11, 2010 were presented to the Board for approval.
MOTION by Glenn Barnhill, SECOND by Gail Anderson to adopt the minutes of the Regular Citizen Code Enforcement Board meeting on February 11, 2010, as written.
MOTION CARRIED UNANIMOUSLY.

SWEARING IN OF WITNESSES:

Code Officers Robin Bell and Mike McGrath, Frank Conrey – City of Edgewater, Brendan Doyle – 132 Hotel Ave., Gail Peyer – 3418 Victory Palm Dr., Joe Turner – 2620 Queen Palm Dr., Robert Laszczkowski – 2402 India Palm Dr.

CASES IN COMPLIANCE:

Paul Kulas – 3405 India Palm Dr.
Harold & Eleanor Pruitt – 126 Hotel Ave.

There was a consensus among the Board to move the following cases to the beginning of the agenda:

Case # 2010-CE-1303
Case # 2010-CE-2014
Case # 2009-CE-1110 (A, B, & C)
Case # 2010-CE-1110

NEW BUSINESS:

Case #2010-CE-1303, 3418 Victory Palm Dr., Edgewater Florida; Gail Peyer. Violation of Section 10-83 (Neglected Premises).
Code Officer Robin Bell presented the case summary to the Board. Code Officer Robin Bell presented staff's recommendation to find Gail Peyer in violation of Section 10-83 of the Code of Ordinances assessing a citation fine of $75.00, and additional fine of $50.00 per day for each day the violation exists past March 12, 2010 and for a lien to be placed on the property if not satisfied by March 17, 2010. This case was worked and managed by Code Supervisor Angela Desue. Frank Conrey, Building Inspector, provided background information regarding the building permit and the condition of the house. Photos of the house were submitted to the Board for review as Exhibit A. Gail Peyer, owner of the property spoke to the Board in regards to the violation.
MOTION by Gail Anderson, SECOND by Alice Haldeman that the Board finds Gail Peyer 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 March 25, 2010 and for a lien is to be placed on the property if not satisfied by April 1, 2010. MOTION CARRIED 5-1 with Sherry Lester voting NO.

Case #2010-CE-2014, 132 Hotel Ave., Edgewater Florida; Shangri La Management % Daniel Sullivan. Repeat Violation of Section 21-34.05 (Refuse and Dumpsters).
Code Officer Mike McGrath presented the case summary to the Board. Code Officer Mike McGrath presented staff's recommendation to find Shangri La Management % Daniel Sullivan in repeat violation of Section 21-34.05 of the Land Development Code assessing a repeat citation fine of $150.00 and for a lien

to be placed on the property if not satisfied by March 17, 2010. This case was worked and managed by Code Officer Mike McGrath. Brendan Doyle, representing the property owner, read a letter from the property owner to the Board.

MOTION by Ben Wagner, SECOND by Sherry Lester that the Board finds Shangri La Management % Daniel Sullivan in repeat violation of Section 21-34.05 of the Land Development Code and assesses the repeat citation fine of $150.00 and for a lien to be placed on the property if not satisfied by March 17, 2010.
MOTION CARRIED UNANIMOUSLY.

Case #2009-CE-1110 (A, B, C), 1102 Regent St. Edgewater Florida ; Robert Laszczkowski and Heather Ferguson. Violation of Sections 21-33 (Uses and Restrictions), 10-113 (Inoperable Vehicles), and 10-4 (Nuisances Generally).
Code Officer Mike McGrath presented the case summary to the Board. Code Officer Mike McGrath presented staff's recommendation to find Robert Laszczkowski and Heather Ferguson in violation of Sections 21-33, 10-113, and 10-4 of the Code of Ordinances assessing a citation fine of $75.00 for each violation and an additional fine of $50.00 per day per violation for each day the violation exists pasts March 12, 2010 and for a lien to be placed on the property if not satisfied by March 17, 2010. This case was worked and managed by Code Officer Mike McGrath. Robert Laszczkowski, owner of the property, spoke to the Board in regards to the violation.

MOTION by Ben Wagner, SECOND by Glenn Barnhill that the Board finds Robert Laszczkowski and Heather Ferguson in violation of Section 21-33 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 March 12, 2010 and for a lien to be placed on the property if not satisfied by March 17, 2010.
MOTION CARRIED UNANIMIOUSLY.
MOTION by Ben Wagner, SECOND by Alice Haldeman that the Board finds Robert Laszczkowski and Heather Ferguson in violation of Section 10-113 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 March 17, 2010.
MOTION CARRIED UNANIMIOUSLY
MOTION by Ben Wagner, SECOND by Sherry Lester that the Board finds Robert Laszczkowski and Heather Ferguson in violation of Section 10-4 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 March 21, 2010 and for a lien to be placed on the property if not satisfied by March 22, 2010

MOTION CARRIED UNANIMIOUSLY

Case #2010-CE-1110 (A), 2620 Queen Palm Dr., Edgewater Florida; James Turner. Repeat Violation of Section 10-83 (Neglected Premises).
Code Officer Mike McGrath presented the case summary to the Board. Code Officer Mike McGrath presented staff's recommendation to find James Turner in repeat violation of Section 10-83 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 repeat violation exists pasts March 12, 2010 and for a lien to be placed on the property if not satisfied by March 17, 2010.. This case was worked and managed by Code Officer Mike McGrath. James Turner spoke to the Board in regards to the violation.
MOTION by Alice Haldeman , SECOND by Glenn Barnhill that the Board finds James Turner in repeat violation of Section 10-83 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 March 26, 2010 and for a lien to be placed on the property if not satisfied by March 31, 2010.
MOTION CARRIED UNANIMIOUSLY

Case #2010-CE-1135, 1864 Sabal Palm Dr., Edgewater Florida; Jacqueline Blohm. Violation of Section 10-83 (Neglected Premises).
Code Officer Robin Bell presented the case summary to the Board. Code Officer Robin Bell presented staff's recommendation to find Jacqueline Blohm 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 March 12, 2010 and for a lien to be placed on the property if not satisfied by March 17, 2010. This case was worked and managed by Code Supervisor Angela Desue. No one was present to testify.
MOTION by Sherry Lester, SECOND by Ben Wagner that the Board finds Jacqueline Blohm 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 March 12, 2010 and for a lien to be placed on the property if not satisfied by March 17, 2010.
MOTION CARRIED UNANIMIOUSLY.

Case #2010-CE-1147, 2320 Royal Palm Dr., Edgewater Florida ; Jessica Reynolds. Repeat Violation of Section 10-98 (Property Maintenance).
Code Officer Robin Bell presented the case summary to the Board. Code Officer Robin Bell presented staff's recommendation to find Jessica Reynolds 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 March 12, 2010 and for a lien to be placed on the property if not satisfied by March 17, 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 March 12, 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 Glenn Barnhill , SECOND by Gail Anderson that the Board finds Jessica Reynolds 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 March 12, 2010 and for a lien to be placed on the property if not satisfied by March 17, 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 March 12, 2010 and that a lien is placed on the property.

MOTION CARRIED UNANIMIOUSLY.

Case #2010-CE-1242, 1903 Mango Tree Dr., Edgewater Florida; Thomas Belmonte Jr. Violation of Section 10-121 (Watercraft & Trailers).

Code Officer Mike McGrath presented the case summary to the Board. Code Officer Mike McGrath presented staff's recommendation to find Thomas Belmonte Jr. in violation of Section 10-121 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 March 12, 2010 and for a lien to be placed on the property if not satisfied by March 17, 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 Thomas Belmonte Jr. in violation of Section 10-121 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 March 12, 2010 and for a lien to be placed on the property if not satisfied by March 17, 2010.

MOTION CARRIED UNANIMIOUSLY.

Case #2010-CE-2027, 1901 Juniper Dr., Edgewater Florida; Edward Akam. Repeat Violation of Section 21-36.09 (Canopies-Temporary Carports).

Code Officer Mike McGrath presented the case summary to the Board. Code Officer Mike McGrath presented staff's recommendation to find Edward Akam in repeat violation of Section 21-36.09 of the Land Development Code assessing a repeat citation fine of $150.00 and for a lien to be placed on the property if not

satisfied by March 17, 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 Edward Akam in repeat violation of Section 21-36.09 of the Land Development Code and assesses the repeat citation fine of $150.00 and for a lien to be placed on the property if not satisfied by March 17, 2010.

MOTION CARRIED UNANIMIOUSLY.

OTHER BUSINESS:

Citizen Code Enforcement Board By-Laws – Amending the By-Laws to reflect the name change from Citizen Code Enforcement Board to Code Compliance Board.

MOTION by Ben Wagner, SECOND by Glenn Barnhill that the Board accepts the By-Laws as amended.

MOTION CARRIED UNANIMOUSLY

CODE COMPLIANCE REPORT:

Code Officer Bell informed the Board that they are finishing up on the sweep of the City and these violations will be coming in front of the Board within the next few months.

PUBLIC COMMENT:

BOARD DISCUSSION:

ADJOURNMENT

Chairperson Linda Johnson adjourned the meeting at 3:50 p.m.

Next Meeting scheduled for April 8, 2010 at 2 p.m.

Minutes respectfully submitted by,
Tabitha Russell
Board Coordinator