

**CODE ENFORCEMENT BOARD**  
**Wednesday, July 2, 2014 at 9:00 a.m.**  
*Palm Coast Community Center*  
*City Council Meeting Room*  
**305 Palm Coast Parkway NE, Palm Coast, Florida**

**MEMBERS PRESENT:** Robert Branin, Gerry Chagnon, Neil Copeland, Kenneth Klinkenberg, Tameka McDowell, Norman Mugford, Dean Roberts

**STAFF MEMBERS PRESENT:** Code Enforcement Manager Grossman, Supervisor Donovan, Code Enforcement Officers Ballard, Festa, Fitzgerald, Hadden, MacDonald, Mendez, Ragazzo, Sr. Staff Asst. Wry Landscape Architect Butler, Urban Forrester Mini and Debra Babb-Nutcher, Counsel

**A. Call to Order and Pledge of Allegiance.**

The meeting was called to order at 9:00 a.m. by Mr. Mugford, followed by the Pledge of Allegiance.

**B. Roll Call and Determination of Quorum.**

Roll was called. A quorum was met with seven (7) members present.

**C. Approval of the June 4, 2014 Meeting Minutes.**

The minutes were unanimously approved.

**D. Disclosure of Ex-Parte Communications.**

None to report.

**E. Swearing-in of Staff.** Code Enforcement Manager Grossman, Supervisor Donovan, Code Enforcement Officers Ballard, Festa, Fitzgerald, Hadden, MacDonald, Mendez, Ragazzo and Sr. Staff Asst. Wry, Landscape Architect Butler and Urban Forrester Mini were sworn in by Debra Babb-Nutcher, Counsel.

**F. Swearing in of Respondents:** The respondents who were present were sworn in by Debra Babb-Nutcher, Counsel for City of Palm Coast.

**G. Withdrawn Cases**

AI# 4	CASE NO. 2014041247 - 64 Blakemore Drive
AI# 6	CASE NO. 2014020633 - 26 Carlson Lane
AI# 11B	CASE NO. 2014041189 - 70 Forest Grove Drive
AI# 19	CASE NO. 2014041604 - 19 Kane Place
AI# 24	CASE NO. 2014030938 - 11 Port Royal Drive
AI# 25	CASE NO. 2014020427 - 38 Porter Lane
AI# 36	CASE NO. 2014041170 - 63 Courtney Place
AI# 40	CASE NO. 2013110403 - 19 Pillar Lane
AI# 41	CASE NO. 2014020638 - 48 Pine Grove Drive
AI# 47	CASE NO. 2014041648 - 28 Bracken Lane
AI# 48	CASE NO. 2014041740 - 113 Braddock Lane



Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes

Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes

**Motion unanimously carried.**

3. **AI# 7**  
**CASE NO. 2014030778 RECURRING** MB  
*City of Palm Coast vs. Marek Lesczynski*  
**2 Fernham Lane**  
*(Palm Coast Code Section 15-108(d) Weeds/Overgrowth)*

Code Enforcement Officer Ballard presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Ballard testified the property is in compliance. Staff recommends a No Fine Standing Order and Administrative Costs. Marek Lesczynski, Respondent presented his side.

**Mr. Klinkenberg moved to find in this case that the Respondent was in violation of the City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation is now corrected; that any violation of the same Code by Respondent within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State law for which a fine of up to \$5,000.00 per day may be imposed. The Respondent shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Roberts seconded the motion.**

**Roll was called:**

Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes

Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes

**Motion unanimously carried.**

4. **AI# 28**  
**CASE NO. 2014030356** BR  
*City of Palm Coast vs. William E. Winters*  
**26 White Hurst Lane**  
*(Palm Coast Code Section 15-114(a) Rubbish/Trash/Garbage)*

Code Enforcement Officer Romeo presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Romeo testified the property remains in violation. Staff recommends a fine for the period of non-compliance and Administrative Costs.

**Mrs. McDowell moved to find in this case that the Respondent was in violation of the City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation is now corrected; that any violation of the same Code by Respondent within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State law for which a fine of up to \$5,000.00 per day may be imposed. The Respondent shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Branin seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes**

**Mr. Chagnon – Yes**

**Mr. Mugford - Yes**

**Mr. Copeland - Yes**

**Mr. Branin - Yes**

**Mr. Klinkenberg – Yes**

**Mrs. McDowell – Yes**

**Motion unanimously carried.**

**5. AI# 30**

**CASE NO. 2014010245 MASSEY JF**

*City of Palm Coast vs. Gary E. & Elizabeth Anita Miller*

*7 Rae Drive*

*(Palm Coast Code Section 17-39(a) Rental Registration)*

Code Enforcement Officer Festa presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Festa testified the property remains in violation. Staff recommends a Fine - Violation Order for the period of non-compliance and Administrative Costs. Colleen Lister (tenant), Respondent and presented her side.

**Mrs. McDowell moved to find in this case that the Respondents were in violation of the City Code as charged; that the Respondents failed to correct the violation by the time specified for correction by the Code Enforcement Board in the Board's Order entered into evidence in this case; that the Respondents have not brought the property into compliance; that a \$25.00 per day fine is imposed for the period of non-compliance from April 14, 2014 to July 1, 2014; totaling \$1,975.00; and that a fine of \$25.00 per day shall continue to run until the property is brought into compliance and an Affidavit of Compliance has been filed by the Code Enforcement Officer. The Respondents are further ordered to contact the Code Enforcement Officer to verify compliance with this Order. The Respondents shall pay Administrative Costs to the City in the amount of \$69.50. When the property comes into compliance, an Affidavit of Compliance will be issued. Mr. Copeland seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes**

**Mr. Chagnon – Yes**

**Mr. Mugford - Yes**

**Mr. Copeland - Yes**

**Mr. Branin - Yes**

**Mr. Klinkenberg – Yes**

**Mrs. McDowell – Yes**

**Motion unanimously carried.**

**6. AI# 45A**

**CASE NO. 2014040390 RECURRING** BMD

*City of Palm Coast vs. Cynthia A Dubuc*

**14 Butternut Drive**

*(Palm Coast Code Section 41-11(a) Trash Containers)*

Code Enforcement Officer MacDonald presented case history, paperwork and photos into evidence. The Respondent was not present. Officer MacDonald testified the property is in compliance. Staff recommends a No Fine Standing Order and Administrative Costs.

**Mr. Roberts moved to find in this case that the Respondent was in violation of the City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondent within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State law for which a fine of up to \$5,000.00 per day may be imposed. The Respondent shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Klinkenberg seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes**

**Mr. Chagnon – Yes**

**Mr. Mugford - Yes**

**Mr. Copeland - Yes**

**Mr. Branin - Yes**

**Mr. Klinkenberg – Yes**

**Mrs. McDowell – Yes**

**Motion unanimously carried.**

**7. AI# 45B**

**CASE NO. 2014050571 RECURRING** BMD

*City of Palm Coast vs. Cynthia A. Dubuc*

**14 Butternut Drive**

*(Palm Coast Code Section 15-109(a) Swimming Pool Maintenance)*

Code Enforcement Officer MacDonald presented case history, paperwork and photos into evidence. The Respondent was not present. Officer MacDonald testified the property is in compliance. Staff recommends a No Fine Standing Order and Administrative Costs.

**Mr. Klinkenberg moved to find in this case that the Respondent was in violation of the City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondent within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State law for which a fine of up to \$5,000.00 per day may be imposed. The Respondent shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Roberts seconded the motion.**

**Roll was called:**

Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes

Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes

**Motion unanimously carried.**

8. **AI# 45C**  
**CASE NO. 2014040236** BMD  
*City of Palm Coast vs. Cynthia A. Dubuc*  
**14 Butternut Drive**  
*(Land Development Code 4.01.08 Swimming Pool Screen)*

Code Enforcement Officer MacDonald presented case history, paperwork and photos into evidence. The Respondent was not present. Officer MacDonald testified the property remains in violation. Staff recommends a Fine – Violation Order and Administrative Costs.

**Mr. Branin moved to find in this case that the Respondent is in violation of the City Code as charged; that the Respondent correct the violation no later than one (1) day after this Order is entered in writing; that in the event the Respondent does not comply with the Order, a fine in the amount of \$100.00 will be imposed for each and every day the violation continues past the aforesated date; that the Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. The Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Mr. Chagnon seconded the motion.**

**Roll was called:**

Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes

Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes

**Motion unanimously carried.**

9. **AI# 20**  
**CASE NO. 2014040638** **RECURRING** CR  
*City of Palm Coast vs. Carmel & Ulrick Midi Royer*  
**38 Kankakee Trail**  
*(Palm Coast Code Section 15-108(d) Weeds/Overgrowth)*

Code Enforcement Officer Ragazzo presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Ragazzo testified the property is in compliance. Staff recommends a No Fine Standing Order and Administrative Costs.

**Mr. Branin moved to find in this case that the Respondents were in violation of the City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondents within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State law for which a fine of up to \$5,000.00 per day may be imposed. The Respondents shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Copeland seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes**

**Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes**

**Motion unanimously carried.**

**10. AI# 10A**

**CASE NO. 2014040940** LF

*City of Palm Coast vs. Cypress Point 160, LLC*

***160 Cypress Point Parkway***

*(Palm Coast Code Section 15-108(g) Shed/Fence/Wall Maintenance)*

Code Enforcement Officer Fitzgerald presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Fitzgerald testified the property remains in violation. Staff recommends a Fine - Violation Order and Administrative Costs. Bill Lanza, Respondent presented their side.

**Mr. Klinkenberg moved to find in this case that the Respondent is in violation of the City Code as charged; that the Respondent correct the violation no later than ten (10) days after this Order is entered in writing; that in the event the Respondent does not comply with the Order, a fine in the amount of \$100.00 will be imposed for each and every day the violation continues past the aforesated date; that the Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. The Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Mr. Chagnon seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes**

**Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes**

**Motion unanimously carried.**

11. **AI# 10B**

**CASE NO. 2014040958** LF

*City of Palm Coast vs. Cypress Point 160, LLC*

**160 Cypress Point Parkway**

*(Palm Coast Code Section 35-76(d)(2) Nuisance – Unsightly Appearance)*

Code Enforcement Officer Fitzgerald presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Fitzgerald testified the property remains in violation. Staff recommends a Fine - Violation Order and Administrative Costs. Bill Lanzia, Respondent presented their side.

**Mr. Roberts moved to dismiss this case. Mr. Copeland seconded.**

**Roll was called:**

**Mr. Roberts - Yes**

**Mr. Chagnon – Yes**

**Mr. Mugford - Yes**

**Mr. Copeland - Yes**

**Mr. Branin - Yes**

**Mr. Klinkenberg – Yes**

**Mrs. McDowell – Yes**

**Motion unanimously carried.**

12. **AI# 14**

**CASE NO. 2014040753 REPEAT** LM

*City of Palm Coast vs. Sophal & Chantha Kes*

**107 Burroughs Drive**

*(Palm Coast Code Section 44-34 (c) Parking of Trailer in Residential District)*

Code Enforcement Officer Mendez presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Mendez testified the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs. Sophan Kes, Respondent (son of owners) presented his side.

**Mr. Roberts moved to find in this case that the Respondents were in repeat violation of City Code as charged based on the Board’s prior Order entered against the same Respondents for the same violation; that the Respondents brought the property into compliance on April 11, 2014; that a \$50.00 per day fine is imposed for the period of non-compliance from April 9, 2014 to April 10, 2014 totaling \$100.00. The Respondents shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Copeland seconded the motion**

**Roll was called:**

**Mr. Roberts - Yes**

**Mr. Chagnon – Yes**

**Mr. Mugford - Yes**

**Mr. Copeland - Yes**

**Mr. Branin - Yes**

**Mr. Klinkenberg – Yes**

**Mrs. McDowell – Yes**

**Motion unanimously carried.**

**13. AI# 2**

**CASE NO. 2014040235 REPEAT** RS

*City of Palm Coast vs. Cynthia J. & David L. Ours*

***1 Bay Spring Place***

*(Palm Coast Code Section 44-34 (f) Vehicle/Boat Trailer Improperly Parked)*

Code Enforcement Officer Sagala presented case history, paperwork and photos into evidence. The Respondents were not present. Officer Sagala testified the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs.

**Mrs. McDowell moved to find in this case that the Respondents were in repeat violation of City Code as charged based on the Board's prior Order entered against the same Respondents for the same violation; that the Respondents brought the property into compliance on April 24, 2014; that a \$100.00 per day fine is imposed for the period of non-compliance from April 2, 2014 to April 23, 2014 totaling \$1,000.00. The Respondents shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Branin seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes**

**Mr. Chagnon – Yes**

**Mr. Mugford - Yes**

**Mr. Copeland - Yes**

**Mr. Branin - Yes**

**Mr. Klinkenberg – Yes**

**Mrs. McDowell – Yes**

**Motion unanimously carried.**

**14. AI# 3**

**CASE NO. 2014041254** RS

*City of Palm Coast vs. Michael C. Morgan*

***43 Bay Spring Place***

*(Palm Coast Code Section 15-108 (d) Weeds Overgrowth)*

Code Enforcement Officer Sagala presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Sagala testified the property is in compliance Staff recommends a No Fine Standing Order and Administrative Costs.

**Mr. Roberts moved to find in this case that the Respondent was in violation of the City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondent within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State law for which a fine of up to \$5,000.00 per day may be imposed. The Respondent shall pay Administrative Costs to the City in the amount of \$53.50. Mrs. McDowell seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes**

**Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes**

**Motion unanimously carried.**

**15. AI# 5**

**CASE NO. 2014041248 RECURRING** RS  
*City of Palm Coast vs. Rosito P. & Violeta M. Abellera  
15 Blare Drive  
(Palm Coast Code Section 15-108 (d) Weeds/Overgrowth)*

Code Enforcement Officer Sagala presented case history, paperwork and photos into evidence. The Respondents were not present. Officer Sagala testified the property is in compliance Staff recommends a No Fine Standing Order and Administrative Costs.

**Mr. Branin moved to find in this case that the Respondents were in violation of the City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondents within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State law for which a fine of up to \$5,000.00 per day may be imposed. The Respondents shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Roberts seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes**

**Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes**

**Motion unanimously carried.**

**16. AI# 9**

**CASE NO. 2014010038 MASSEY** MB  
*City of Palm Coast vs. Angelina Devito & Gordon Todd Knaeble  
25 Freneau Lane  
(Palm Coast Code Section 35-76 Nuisance – Tarp on Rear of House)*

Code Enforcement Officer Ballard presented case history, paperwork and photos into evidence. The Respondents were not present Officer Ballard testified the property remains in violation. Staff recommends a fine for the period of non-compliance and Administrative Costs.

**Mr. Klinkenberg moved to find in this case that the Respondents were in violation of the City Code as charged; that the Respondents failed to correct the violation by the time specified for correction by the Code Enforcement Board in the Board's Order entered into evidence in this case; that the Respondents have not brought the property into compliance; that a \$100.00 per day fine is imposed for the period of non-compliance from March 27, 2014 to July 1, 2014; totaling \$12,200.00; and that a fine of \$100.00 per day shall continue to run until the property is brought into compliance and an Affidavit of Compliance has been filed by the Code Enforcement Officer. The Respondents are further ordered to contact the Code Enforcement Officer to verify compliance with this Order. The Respondents shall pay Administrative Costs to the City in the amount of \$69.50. When the property comes into compliance, an Affidavit of Compliance will be issued. Mr. Roberts seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes**

**Mr. Chagnon – Yes**

**Mr. Mugford - Yes**

**Mr. Copeland - Yes**

**Mr. Branin - Yes**

**Mr. Klinkenberg – Yes**

**Mrs. McDowell – Yes**

**Motion unanimously carried.**

**17. AI# 12**

**CASE NO. 2014010716 MASSEY LF**

*City of Palm Coast vs. Carol Joan Costello*

**46 Zonal Geranium Trail**

*(Palm Coast Code Section 15-108 (g) Shed/Fence/Wall Maintenance)*

Code Enforcement Officer Fitzgerald presented case history, paperwork and photos into evidence. The Respondent was not present Officer Fitzgerald testified the property remains in violation. Staff recommends a fine for the period of non-compliance and Administrative Costs.

**Mr. Klinkenberg moved to find in this case that the Respondent was in violation of the City Code as charged; that the Respondents failed to correct the violation by the time specified for correction by the Code Enforcement Board in the Board's Order entered into evidence in this case; that the Respondent has not brought the property into compliance; that a \$100.00 per day fine is imposed for the period of non-compliance from March 25, 2014 to July 1, 2014; totaling \$9,900.00; and that a fine of \$100.00 per day shall continue to run until the property is brought into compliance and an Affidavit of Compliance has been filed by the Code Enforcement Officer. The Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. The Respondent shall pay Administrative Costs to the City in the amount of \$69.50. When the property comes into compliance, an Affidavit of Compliance will be issued. Mr. Roberts seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes**

**Mr. Branin - Yes**

Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes

Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes

**Motion unanimously carried.**

**18. AI# 13**

**CASE NO. 2014030550 RECURRING** LM  
*City of Palm Coast vs. Romulo & Clara D. Carreno*  
**94 Belvedere Lane**  
*(Palm Coast Code Section 35-76 (d) (2) Nuisance – Overgrown Lawn)*

Code Enforcement Officer Mendez presented case history, paperwork and photos into evidence. The Respondents were not present. Officer Mendez testified the property is in compliance Staff recommends a No Fine Standing Order and Administrative Costs.

**Mr. Roberts moved to find in this case that the Respondents were in violation of the City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondents within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State law for which a fine of up to \$5,000.00 per day may be imposed. The Respondents shall pay Administrative Costs to the City in the amount of \$53.50. Mrs. McDowell seconded the motion.**

**Roll was called:**

Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes

Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes

**Motion unanimously carried.**

**19. AI# 15**

**CASE NO. 2014031554 REPEAT** LM  
*City of Palm Coast vs. Anthony J. Gardner*  
**23 Butternut Drive**  
*(Palm Coast Code Section 44-34 (c) Parking of Trailer in Residential District)*

Code Enforcement Officer Mendez presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Mendez testified the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs.

**Mrs. McDowell moved to find in this case that the Respondent was in repeat violation of City Code as charged based on the Board’s prior Order entered against the same Respondents for the same violation; that the Respondent brought the property into compliance on June 12, 2014; that a \$50.00 per day fine is imposed for the period of non-compliance from April**

1, 2014 to June 11, 2014 totaling \$2,550.00. The Respondent shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Roberts seconded the motion.

Roll was called:

Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes

Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes

Motion unanimously carried.

20. AI# 16

**CASE NO. 2014041417 REPEAT LM**

*City of Palm Coast vs. Kurt Knechtle*

*22 Edith Pope Drive*

*(Palm Coast Code Section 44-34 (c) Parking of Trailer in Residential District)*

Code Enforcement Officer Mendez presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Mendez testified the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs.

Mr. Roberts moved to find in this case that the Respondent was in repeat violation of City Code as charged based on the Board's prior Order entered against the same Respondents for the same violation; that the Respondent brought the property into compliance on May 7, 2014; that a \$150.00 per day fine is imposed for the period of non-compliance from April 23, 2014 to May 6, 2014 totaling \$2,250.00. The Respondent shall pay Administrative Costs to the City in the amount of \$70.50. Mr. Branin seconded the motion.

Roll was called:

Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes

Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes

Motion unanimously carried.

21. AI# 17A

**CASE NO. 2014031174 RECURRING LM**

*City of Palm Coast vs. Sandra Savariego*

*21 Empress Lane*

*(Palm Coast Code Section 44-34 (f) Vehicle Improperly Parked)*

Code Enforcement Officer Mendez presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Mendez testified the property is in compliance Staff recommends a No Fine Standing Order and Administrative Costs.

**Mr. Roberts moved to find in this case that the Respondent was in violation of the City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondent within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State law for which a fine of up to \$5,000.00 per day may be imposed. The Respondent shall pay Administrative Costs to the City in the amount of \$53.50. Mrs. McDowell seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes**

**Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes**

**Motion unanimously carried.**

**22. AI# 17B**

**CASE NO. 2014031358 REPEAT LM**

*City of Palm Coast vs. Sandra Savariego*

***21 Empress Lane***

*(Palm Coast Code Section 44-34 (c) Parking of Commercial Vehicle in Residential Dist.)*

Code Enforcement Officer Mendez presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Mendez testified the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs.

**Mr. Roberts moved to find in this case that the Respondent was in repeat violation of City Code as charged based on the Board's prior Order entered against the same Respondents for the same violation; that the Respondent brought the property into compliance on May 29, 2014; that a \$500.00 per day fine is imposed for the period of non-compliance from March 25, 2014 to May 28, 2014 totaling \$16,500.00. The Respondent shall pay Administrative Costs to the City in the amount of \$71.50. Mr. Branin seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes**

**Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes**

**Motion unanimously carried.**

23. **AI# 18**  
**CASE NO. 2014042028 RECURRING** CR  
*City of Palm Coast vs. Matthew & Liasa Dulok*  
**11 Eton Lane**  
*(Palm Coast Code Section 15-108 (d) Weeds/Overgrowth)*

Code Enforcement Officer Ragazzo presented case history, paperwork and photos into evidence. The Respondents were not present. Officer Ragazzo testified the property is in compliance Staff recommends a No Fine Standing Order and Administrative Costs.

**Mr. Roberts moved to find in this case that the Respondents were in violation of the City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondents within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State law for which a fine of up to \$5,000.00 per day may be imposed. The Respondents shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Branin seconded the motion.**

**Roll was called:**

<b>Mr. Roberts - Yes</b>	<b>Mr. Branin - Yes</b>
<b>Mr. Chagnon – Yes</b>	<b>Mr. Klinkenberg – Yes</b>
<b>Mr. Mugford - Yes</b>	<b>Mrs. McDowell – Yes</b>
<b>Mr. Copeland - Yes</b>	

**Motion unanimously carried.**

24. **AI# 21**  
**CASE NO. 2014030363** CR  
*City of Palm Coast vs. Kristy Throne*  
**16 Sleigh Bell Place**  
*(Palm Coast Code Section 15-1 No Permit for Fence (Expired))*

Code Enforcement Officer Ragazzo presented case history, paperwork and photos into evidence. The Respondent was not present Officer Ragazzo testified the property remains in violation. Staff recommends a Fine - Violation Order and Administrative Costs.

**Mr. Klinkenberg moved to find in this case that the Respondent is in violation of the City Code as charged; that the Respondent correct the violation no later than ten (10) days after this Order is entered in writing; that in the event the Respondent does not comply with the Order, a fine in the amount of \$25.00 will be imposed for each and every day the violation continues past the aforesated date; that the Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. The Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Mr. Roberts seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes**  
**Mr. Chagnon – Yes**  
**Mr. Mugford - Yes**  
**Mr. Copeland - Yes**

**Mr. Branin - Yes**  
**Mr. Klinkenberg – Yes**  
**Mrs. McDowell – Yes**

**Motion unanimously carried.**

**25. AI# 22**

**CASE NO. 2014031629 RECURRING** CR  
*City of Palm Coast vs. Kevin C. & Tina Marie Archambault*  
**2 Slingshot Court**  
*(Palm Coast Code Section 41-11 (a) Trash Containers)*

Code Enforcement Officer Ragazzo presented case history, paperwork and photos into evidence. The Respondents were not present Officer Ragazzo testified the property remains in violation. Staff recommends a Fine - Violation Order and Administrative Costs.

**Mr. Klinkenberg moved to find in this case that the Respondents are in violation of the City Code as charged; that the Respondents correct the violation no later than three (3) days after this Order is entered in writing; that in the event the Respondents do not comply with the Order, a fine in the amount of \$25.00 will be imposed for each and every day the violation continues past the aforesated date; that the Respondents are further ordered to contact the Code Enforcement Officer to verify compliance with this Order. The Respondents shall pay Administrative Costs to the City in the amount of \$69.00. Mr. Roberts seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes**  
**Mr. Chagnon – Yes**  
**Mr. Mugford - Yes**  
**Mr. Copeland - Yes**

**Mr. Branin - Yes**  
**Mr. Klinkenberg – Yes**  
**Mrs. McDowell – Yes**

**Motion unanimously carried.**

**26. AI# 23**

**CASE NO. 2014041537 RECURRING** CR  
*City of Palm Coast vs. Mark Edward Bowyer*  
**28 Zeolite Place**  
*(Palm Coast Code Section 44-34 (f) Vehicle Improperly Parked)*

Code Enforcement Officer Ragazzo presented case history, paperwork and photos into evidence. The Respondents were not present. Officer Ragazzo testified the property is in compliance Staff recommends a No Fine Standing Order and Administrative Costs.

**Mr. Klinkenberg moved to find in this case that the Respondents were in violation of the City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondents within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State law for which a fine of up to \$5,000.00 per day may be imposed. The Respondents shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Copeland seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes**

**Mr. Chagnon – Yes**

**Mr. Mugford - Yes**

**Mr. Copeland - Yes**

**Mr. Branin - Yes**

**Mr. Klinkenberg – Yes**

**Mrs. McDowell – Yes**

**Motion unanimously carried.**

**27. AI# 27**

**CASE NO. 2014030419 RECURRING CR**

*City of Palm Coast vs. Annello & Helen M. Cretella, Life Estate*

**19 Wedge Lane**

*(Palm Coast Code Section 35-76 (d)(1) Nuisance - Accumulations)*

Code Enforcement Officer Romeo presented case history, paperwork and photos into evidence. The Respondents were not present. Officer Romeo testified the property is in compliance Staff recommends a No Fine Standing Order and Administrative Costs.

**Mr. Branin moved to find in this case that the Respondents were in violation of the City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondents within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State law for which a fine of up to \$5,000.00 per day may be imposed. The Respondents shall pay Administrative Costs to the City in the amount of \$53.50. Mrs. McDowell seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes**

**Mr. Chagnon – Yes**

**Mr. Mugford - Yes**

**Mr. Copeland - Yes**

**Mr. Branin - Yes**

**Mr. Klinkenberg – Yes**

**Mrs. McDowell – Yes**

**Motion unanimously carried.**

**28. AI# 29A**

**CASE NO. 2014030263 BR**

*City of Palm Coast vs. Charity Hernandez*

**68 Whittington Drive**

*(Palm Coast Code Section 42-56 R.O.W. Obstruction)*

Code Enforcement Officer Romeo presented case history, paperwork and photos into evidence. The Respondent was not present Officer Romeo testified the property remains in violation. Staff recommends a Fine - Violation Order and Administrative Costs.

**Mr. Klinkenberg moved to find in this case that the Respondent is in violation of the City Code as charged; that the Respondent correct the violation no later than five (5) days after this Order is entered in writing; that in the event the Respondent does not comply with the Order, a fine in the amount of \$25.00 will be imposed for each and every day the violation continues past the aforesated date; that the Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. The Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Mr. Roberts seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes**

**Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes**

**Motion unanimously carried.**

- 29. AI# 29B**  
**CASE NO. 2014030467** BR  
*City of Palm Coast vs. Charity Hernandez*  
**68 Whittington Drive**  
*(Palm Coast Code Section 15-108 (c) Sidewalks & Driveways)*

Code Enforcement Officer Romeo presented case history, paperwork and photos into evidence. The Respondent was not present Officer Romeo testified the property remains in violation. Staff recommends a Fine - Violation Order and Administrative Costs.

**Mr. Klinkenberg moved to find in this case that the Respondent is in violation of the City Code as charged; that the Respondent correct the violation no later than one hundred and eighty one (181) days after this Order is entered in writing; that in the event the Respondent does not comply with the Order, a fine in the amount of \$50.00 will be imposed for each and every day the violation continues past the aforesated date; that the Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. The Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Mr. Roberts seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes**

**Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes**

**Motion unanimously carried.**

**30. AI# 31**

**CASE NO. 2013120320 MASSEY** JF

*City of Palm Coast vs. Mosard J. Joseph*

**10 Riverview Drive**

*(Palm Coast Code Section 17-39 (a) Residential Rental Program)*

Code Enforcement Officer Festa presented case history, paperwork and photos into evidence. The Respondent was not present Officer Festa testified the property remains in violation. Staff recommends a fine for the period of non-compliance and Administrative Costs.

**Mr. Klinkenberg moved to find in this case that the Respondent was in violation of the City Code as charged; that the Respondent failed to correct the violation by the time specified for correction by the Code Enforcement Board in the Board's Order entered into evidence in this case; that the Respondent has not brought the property into compliance; that a \$25.00 per day fine is imposed for the period of non-compliance from March 25, 2014 to July 1, 2014; totaling \$2,450.00; and that a fine of \$25.00 per day shall continue to run until the property is brought into compliance and an Affidavit of Compliance has been filed by the Code Enforcement Officer. The Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. The Respondent shall pay Administrative Costs to the City in the amount of \$69.50. When the property comes into compliance, an Affidavit of Compliance will be issued. Mr. Roberts seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes**

**Mr. Chagnon – Yes**

**Mr. Mugford - Yes**

**Mr. Copeland - Yes**

**Mr. Branin - Yes**

**Mr. Klinkenberg – Yes**

**Mrs. McDowell – Yes**

**Motion unanimously carried.**

**31. AI# 32**

**CASE NO. 2014031381 REPEAT** JF

*City of Palm Coast vs. Natasha Taylor*

**72 Rolling Sands Drive**

*(Palm Coast Code Section 15-108 (d) Weeds Overgrowth)*

Code Enforcement Officer Festa presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Festa testified the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs.

**Mr. Klinkenberg moved to find in this case that the Respondent was in repeat violation of City Code as charged based on the Board's prior Order entered against the same Respondents for the same violation; that the Respondent brought the property into**

compliance on June 17, 2014; that a \$300.00 per day fine is imposed for the period of non-compliance from March 26, 2014 to June 16, 2014 totaling \$24,300.00. Mr. Roberts seconded the motion.

Roll was called:

Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes

Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes

Motion unanimously carried.

32. AI# 33

CASE NO. 2014020398

JF

*City of Palm Coast vs. Pedro A. Flores*

*12 Round Table Lane*

*(Palm Coast Code Section 17-39 (a) Residential Rental Program)*

Code Enforcement Officer Festa presented case history, paperwork and photos into evidence. The Respondent was not present Officer Festa testified the property remains in violation. Staff recommends a Fine - Violation Order and Administrative Costs.

**Mr. Roberts moved to find in this case that the Respondent is in violation of the City Code as charged; that the Respondent correct the violation no later than ten (10) days after this Order is entered in writing; that in the event the Respondent does not comply with the Order, a fine in the amount of \$25.00 will be imposed for each and every day the violation continues past the aforesated date; that the Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. The Respondent shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Klinkenberg seconded the motion.**

Roll was called:

Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes

Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes

Motion unanimously carried.

33. AI# 34A

CASE NO. 2014040796 REPEAT

JF

*City of Palm Coast vs. Shannon Melton*

*26 Ryder Drive*

*(Palm Coast Code Section 15-108 (d) Weeds Overgrowth)*

Code Enforcement Officer Festa presented case history, paperwork and photos into evidence. The Respondent was not present Officer Festa testified the property remains in violation. Staff recommends a fine for the period of non-compliance and Administrative Costs.

**Mr. Klinkenberg moved to find in this case that the Respondent was in repeat violation of the City Code as charged based on the Board’s prior Order entered against the same Respondent for the same violation; that the Respondent has not brought the property into compliance as of July 1, 2014; that a \$150.00 per day fine is imposed for the period of non-compliance from April 9, 2014 to July 1, 2014; totaling \$12,600.00; that a fine of \$150.00 per day shall continue to run until the property is brought into compliance and an Affidavit of Compliance has been filed by the Code Enforcement Officer. The Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. The Respondent shall pay Administrative Costs to the City in the amount of \$70.50. Mrs. McDowell seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes**

**Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes**

**Motion unanimously carried.**

**34. AI# 34B**

**CASE NO. 2014031381 REPEAT JF**

*City of Palm Coast vs. Shannon Melton*

**26 Ryder Drive**

*(Palm Coast Code Section 44-34 (f) Vehicle Improperly Parked)*

Code Enforcement Officer Festa presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Festa testified the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs.

**Mr. Klinkenberg moved to find in this case that the Respondent was in repeat violation of City Code as charged based on the Board’s prior Order entered against the same Respondent for the same violation; that the Respondent brought the property into compliance on May 7, 2014; that a \$100.00 per day fine is imposed for the period of non-compliance from May 6, 2014 totaling \$100.00. The Respondent shall pay Administrative Costs to the City in the amount of \$70.50. Mr. Roberts seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes  
Mr. Chagnon – Yes  
Mr. Mugford - Yes  
Mr. Copeland - Yes**

**Mr. Branin - Yes  
Mr. Klinkenberg – Yes  
Mrs. McDowell – Yes**

**Motion unanimously carried.**

**35. AI# 35**

**CASE NO. 2014050415 RECURRING JF**

*City of Palm Coast vs. James Michael Jr. & Natalie Marie Sullivan*

**13 Rymer Lane**

*(Palm Coast Code Section 44-34 (f) Vehicle Improperly Parked)*

Code Enforcement Officer Festa presented case history, paperwork and photos into evidence. The Respondents were not present. Officer Festa testified the property is in compliance Staff recommends a No Fine Standing Order and Administrative Costs.

**Mr. Branin moved to find in this case that the Respondents were in violation of the City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondents within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State law for which a fine of up to \$5,000.00 per day may be imposed. The Respondents shall pay Administrative Costs to the City in the amount of \$53.50. Mrs. McDowell seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes**

**Mr. Chagnon – Yes**

**Mr. Mugford - Yes**

**Mr. Copeland - Yes**

**Mr. Branin - Yes**

**Mr. Klinkenberg – Yes**

**Mrs. McDowell – Yes**

**Motion unanimously carried.**

**36. AI# 37A**

**CASE NO. 2014040217 RECURRING MH**

*City of Palm Coast vs. Adelaide Baltazar*

**281 Parkview Drive**

*(Palm Coast Code Section 15-108 (d) Weeds Overgrowth)*

Code Enforcement Officer Hadden presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Hadden testified the property is in compliance Staff recommends a No Fine Standing Order and Administrative Costs.

**Mr. Klinkenberg moved to find in this case that the Respondent was in violation of the City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondent within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State law for which a fine of up to \$5,000.00 per day may be imposed. The Respondent shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Roberts seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes**  
**Mr. Chagnon – Yes**  
**Mr. Mugford - Yes**  
**Mr. Copeland - Yes**

**Mr. Branin - Yes**  
**Mr. Klinkenberg – Yes**  
**Mrs. McDowell – Yes**

**Motion unanimously carried.**

**37. AI# 37B**

**CASE NO. 2014020398 RECURRING MH**

*City of Palm Coast vs. Adelaide Baltazar*

**281 Parkview Drive**

*(Palm Coast Code Section 15-114 (a) Rubbish/Trash/Garbage)*

Code Enforcement Officer Festa presented case history, paperwork and photos into evidence. The Respondent was not present Officer Festa testified the property remains in violation. Staff recommends a Fine - Violation Order and Administrative Costs.

**Mr. Roberts moved to find in this case that the Respondent is in violation of the City Code as charged; that the Respondent correct the violation no later than one (1) day after this Order is entered in writing; that in the event the Respondent does not comply with the Order, a fine in the amount of \$50.00 will be imposed for each and every day the violation continues past the aforesated date; that the Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. The Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Mrs. McDowell seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes**  
**Mr. Chagnon – Yes**  
**Mr. Mugford - Yes**  
**Mr. Copeland - Yes**

**Mr. Branin - Yes**  
**Mr. Klinkenberg – Yes**  
**Mrs. McDowell – Yes**

**Motion unanimously carried.**

**38. AI# 38**

**CASE NO. 2014040814 REPEAT MH**

*City of Palm Coast vs. Jaroslaw Maliszewski*

**1 Pickering Drive**

*(Palm Coast Code Section 15-108 (d) Weeds Overgrowth)*

Code Enforcement Officer Hadden presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Hadden testified the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs.

Mr. Roberts moved to find in this case that the Respondent was in repeat violation of City Code as charged based on the Board's prior Order entered against the same Respondent for the same violation; that the Respondent brought the property into compliance on April 12, 2014; that a \$50.00 per day fine is imposed for the period of non-compliance from April 9, 2014 to April 11, 2014 totaling \$150.00. The Respondent shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Branin seconded the motion.

Roll was called:

Mr. Roberts - Yes

Mr. Chagnon – Yes

Mr. Mugford - Yes

Mr. Copeland - Yes

Mr. Branin - Yes

Mr. Klinkenberg – Yes

Mrs. McDowell – Yes

Motion unanimously carried.

38. AI# 39

**CASE NO. 2014031611 REPEAT** MH

*City of Palm Coast vs. Marcin Wilinski*

**3 Pillar Lane**

*(Palm Coast Code Section 15-108 (d) Weeds Overgrowth)*

Code Enforcement Officer Hadden presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Hadden testified the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs.

Mr. Branin moved to find in this case that the Respondent was in repeat violation of City Code as charged based on the Board's prior Order entered against the same Respondent for the same violation; that the Respondent brought the property into compliance on March 29, 2014; that a \$100.00 per day fine is imposed for the period of non-compliance on March 28, 2014 totaling \$100.00. The Respondent shall pay Administrative Costs to the City in the amount of \$70.50. Mrs. McDowell seconded the motion.

Roll was called:

Mr. Roberts - Yes

Mr. Chagnon – Yes

Mr. Mugford - Yes

Mr. Copeland - Yes

Mr. Branin - Yes

Mr. Klinkenberg – Yes

Mrs. McDowell – Yes

Motion unanimously carried.

40. AI# 42

**CASE NO. 2014030901 REPEAT** MH

*City of Palm Coast vs. Irina, Yuriy & Arkadiy Voskoboynik*

**106 Plainview Drive**

*(Palm Coast Code Section 15-108 (d) Weeds Overgrowth)*

Code Enforcement Officer Hadden presented case history, paperwork and photos into evidence. The Respondents were not present. Officer Hadden testified the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs.

**Mrs. McDowell moved to find in this case that the Respondents were in repeat violation of City Code as charged based on the Board’s prior Order entered against the same Respondents for the same violation; that the Respondents brought the property into compliance on March 20, 2014; that a \$50.00 per day fine is imposed for the period of non-compliance on March 19, 2014 totaling \$50.00. The Respondents shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Roberts seconded the motion.**

**Roll was called:**

<b>Mr. Roberts - Yes</b>	<b>Mr. Branin - Yes</b>
<b>Mr. Chagnon – Yes</b>	<b>Mr. Klinkenberg – Yes</b>
<b>Mr. Mugford - Yes</b>	<b>Mrs. McDowell – Yes</b>
<b>Mr. Copeland - Yes</b>	

**Motion unanimously carried.**

- 41. AI# 43**  
**CASE NO. 2014040128 RECURRING** BMD  
*City of Palm Coast vs. Sandra Lafave*  
*37 Biscayne Drive*  
*(Palm Coast Code Section 44-34 (f) Vehicle Improperly Parked)*

Code Enforcement Officer MacDonald presented case history, paperwork and photos into evidence. The Respondent was not present. Officer MacDonald testified the property is in compliance Staff recommends a No Fine Standing Order and Administrative Costs.

**Mr. Roberts moved to find in this case that the Respondent was in violation of the City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondent within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State law for which a fine of up to \$5,000.00 per day may be imposed. The Respondent shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Branin seconded the motion.**

**Roll was called:**

<b>Mr. Roberts - Yes</b>	<b>Mr. Branin - Yes</b>
<b>Mr. Chagnon – Yes</b>	<b>Mr. Klinkenberg – Yes</b>
<b>Mr. Mugford - Yes</b>	<b>Mrs. McDowell – Yes</b>
<b>Mr. Copeland - Yes</b>	

**Motion unanimously carried.**

42. **AI# 44**

**CASE NO. 2014020400 MASSEY** BMD

*City of Palm Coast vs. Michael Van Heusen*

**64 Burnell Drive**

*(Palm Coast Code Section 44-34 (f) Vehicle Improperly Parked)*

Code Enforcement Officer MacDonald presented case history, paperwork and photos into evidence. The Respondent was not present. Officer MacDonald testified the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs.

**Mr. Roberts moved to find in this case that Respondent was in violation of the City Code as charged; that the Respondent failed to correct the violation by the time specified for correction by the Code Enforcement Board in the Board’s Order entered into evidence in this case; that the Respondent brought the property into compliance on April 21, 2014; that a \$50.00 per day fine imposed for the period of non-compliance from April 7, 2014 to April 20, 2014; totaling \$700.00. The Respondent shall pay Administrative Costs in the amount of \$69.50. Mr. Branin seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes**

**Mr. Chagnon – Yes**

**Mr. Mugford - Yes**

**Mr. Copeland - Yes**

**Mr. Branin - Yes**

**Mr. Klinkenberg – Yes**

**Mrs. McDowell – Yes**

**Motion unanimously carried.**

43. **AI# 46**

**CASE NO. 2014031628** BMD

*City of Palm Coast vs. Stuart & Carol Citron*

**22 Long Place**

*(Palm Coast Code Section 41-11 (a) Trash Containers)*

Code Enforcement Officer MacDonald presented case history, paperwork and photos into evidence. The Respondents were not present Officer MacDonald testified the property remains in violation. Staff recommends a Fine - Violation Order and Administrative Costs.

**Mr. Roberts moved to find in this case that the Respondents are in violation of the City Code as charged; that the Respondents correct the violation no later than one (1) day after this Order is entered in writing; that in the event the Respondents do not comply with the Order, a fine in the amount of \$25.00 will be imposed for each and every day the violation continues past the aforesated date; that the Respondents are further ordered to contact the Code Enforcement Officer to verify compliance with this Order. The Respondents shall pay Administrative Costs to the City in the amount of \$69.00. Mr. Branin seconded the motion.**

**Roll was called:**

**Mr. Roberts - Yes**  
**Mr. Chagnon – Yes**  
**Mr. Mugford - Yes**  
**Mr. Copeland - Yes**

**Mr. Branin - Yes**  
**Mr. Klinkenberg – Yes**  
**Mrs. McDowell – Yes**

**Motion unanimously carried.**

**UNFINISHED BUSINESS**

None to report.

**NEW BUSINESS**

Mr. Mugford said he believes a workshop is definitely needed for the Board members and asked if a one could be scheduled with City Council. Manager Grossman informed the Board that she was under the impression it was already agreed upon with Board Counsel that a workshop would take place at the end of this meeting. Attorney Babb-Nutcher stated she did not receive notification about a workshop taking place this month. As for Mr. Mugford's request to have a workshop with the Council members, both Counsel Babb-Nutcher and Manager Grossman advised it's not the procedure, as well as it's not likely it would happen.

Mr. Mugford and Mr. Copeland expressed concern about cases that are brought before the Board that are recurring and repeat violations. Manager Grossman explained the process and measures that Code Enforcement takes in an attempt to get property owners to come in to compliance. Additionally, she informed the Board that Code Enforcement makes every effort to apprise Palm Coast citizens of the rules and regulations of the City. Mr. Copeland asked if the City could impose more stringent methods in order to ensure compliance. Manager Grossman explained we are governed by enforcement laws as per Florida State Statute 162. Mr. Klinkenberg stated he feels a workshop is very necessary in order to review the enforcement process with the newer members of the Board. He also suggested that the Board members collectively prepare a letter to City Council, addressing their concerns relating to Code infractions in the City.

Manager Grossman informed the Board that Joe Colasanti, who returned to the Building Division has been replaced by Chip Risch and the Code office is now fully staffed with Enforcement Officers. She also informed the Board the City is in the process of interviewing a replacement for Office Manager Carol Hickey.

**ANNOUNCEMENT OF NEXT MEETING:**

**Next Code Board Meeting – August 6, 2014.**

**ADJOURNMENT**

**There being no further business, the meeting was adjourned at 11:45 a.m.**

**Respectfully submitted,**

*Yvonne Robinson*  
**Yvonne Robinson**  
**Secretary to the Board**

*In accordance with the Americans with Disabilities Act, persons needing assistance to participate in any of these proceedings should contact Wendy Cullen, at 386-986-3720 at least 48 hours prior to the meeting or visit Palm Coast City Offices, 160 Cypress Point Parkway, Suite B-106, Palm Coast, FL 32164. If any person decides to appeal a decision made by the Code Enforcement Board with respect to any matter considered at such meeting or hearing, he/she will need a record of the proceedings including all testimony and evidence upon which the appeal is to be based. To that end, such person will want to ensure that a verbatim record of the proceedings is made. The City of Palm Coast is not responsible for any mechanical failure of recording equipment.*

*All pagers and cell phones are to remain OFF while the Code Enforcement Board hearing is in session.*