

CODE ENFORCEMENT BOARD
Wednesday, August 5, 2015 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, Neil Copeland, Tameka McDowell, Kimble Medley, Dean Roberts

MEMBERS EXCUSED: Norman Mugford

STAFF MEMBERS PRESENT Code Enforcement Manager Grossman, Code Enforcement Supervisor Donovan, Code Enforcement Officers Ballard, Esposito, Festa, Fitzgerald, Hadden, Mendez, Risch, Romeo, Sagala, Landscape Specialist Beaudet, Sr. Staff Asst. Wry, Bill Reischmann, Board Counsel

- A. Call to Order and Pledge of Allegiance.**
The meeting was called to order at 9:05 a.m. by Ms. McDowell, followed by the Pledge of Allegiance.
- B. Roll Call and Determination of Quorum.**
Roll was called. A quorum was met with four (4) members present.
Vice Chair Mr. Copeland arrived at 9:10 am. A quorum was met with five (5) members present.
- C. Approval of the July 1, 2015 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, Code Enforcement Supervisor Donovan, Code Enforcement Officers Ballard, Esposito, Festa, Fitzgerald, Hadden, Mendez, Risch, Romeo, Sagala, Landscape Specialist Beaudet, and Sr. Staff Asst. Wry were sworn in by Bill Reischmann, Board Counsel
- F. Swearing in of Respondents:** The respondents who were present were sworn in by Bill Reischmann, Counsel for the Code Board.
- G. Withdrawn Cases**
- | | |
|--------|--|
| AI# 2 | CASE NO. 2015051169 - 17 Lysander Lane |
| AI# 5 | CASE NO. 2015040802 - 192 London Drive |
| AI# 7 | CASE NO. 2015031392 - 17 Rymen Lane |
| AI# 9 | CASE NO. 2015030745 - 2 Carlson Court |
| AI# 10 | CASE NO. 2015010874 - 53 Cochise Court |
| AI# 13 | CASE NO. 2015020079 – 2 Eagle Place |
| AI# 16 | CASE NO. 2015021049 – 34 Weymouth Lane |
| AI# 20 | CASE NO. 2015021051 - 12 Sea Flower Path |
| AI# 22 | CASE NO. 2015050628 - 6 Zelda Place |

AI# 23	CASE NO. 2015030547 - 25 Banner Lane
AI# 30	CASE NO. 2015041186 - 136 Parkview Drive
AI# 33	CASE NO. 2015041637 - 22 Piermount Lane
AI# 39	CASE NO. 2015041197 - 33 Pony Lane
AI# 40	CASE NO. 2015041635 - 31 Pony Lane (B)
AI# 41	CASE NO. 2015030744 - 55 Blairsville Drive
AI# 47	CASE NO. 2015050414 - 4 Farragut Drive
AI# 55	CASE NO. 2015041342 - 14 Bren Mar Lane
AI#56	CASE NO. 2015041767 – 129 Bridgehaven Lane
AI# 57	CASE NO. 2015031713 - 12 Brookside Lane
AI# 58	CASE NO. 2015051129 - 83 Brookside Lane

- AI# 53**
CASE NO. 2014100255 REDUCTION MD
City of Palm Coast vs. Richard & Perri Brandon
37 Banner Lane
(Palm Coast Code Section 17-39(a) Residential Rental Program)
CM# 91 7199 9991 7034 5553 5184

Code Enforcement Supervisor Donovan presented the case for a request for reduction of fine. Supervisor Donovan testified the property is in compliance. Perri Brandon, Respondent, presented her case for request for reduction of fine.

Mr. Branin moved in this case to reduce the fine to \$2,600.00. Mr. Roberts seconded the motion.

Roll was called:

Mr. Branin – Yes	Ms. Medley - No
Mr. Copeland – No	Mr. Roberts –Yes
Ms. McDowell – No	

Motion failed 3 to 2

Ms. McDowell moved in this case to reduce the fine to \$1,300.00. Ms. Medley seconded the motion.

Roll was called:

Mr. Branin – No	Ms. Medley - Yes
Mr. Copeland – Yes	Mr. Roberts – No
Ms. McDowell – Yes	

Motion carried 3 to 2

- AI# 54**
CASE NO. 2014100254 REDUCTION MD

City of Palm Coast vs. Richard & Perri Brandon
37 Banner Lane
(Palm Coast Code Section 15-108 (h) Unlicensed Vehicle)
CM# 91 7199 9991 7034 5533 5078

Code Enforcement Supervisor Donovan presented the case for a request for reduction of fine. Supervisor Donovan testified the property is in compliance. Perri Brandon, Respondent, presented her case for request for reduction of fine.

Ms. McDowell moved in this case to reduce the fine to \$1,050.00. No one seconded the motion.

Mr. Roberts moved not to reduce the fine amount of \$2,100.00. Ms. Medley seconded the motion.

Roll was called:

Mr. Branin – Yes

Ms. Medley - Yes

Mr. Copeland – Yes

Mr. Roberts –Yes

Ms. McDowell – No

Motion carried 4 to 1.

- 3. AI# 18**
CASE NO. 2015041513 RECURRING LF
City of Palm Coast vs. Cassandra Witkowski
75 Karas Trail
(Palm Coast Code Section 15-108(d) Weeds/Overgrowth)
CM# 91 7199 9991 7034 5533 5023

Code Enforcement Officer Fitzgerald presented paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Fitzgerald testified the property is in compliance. Staff recommends a No Fine Standing Order – Recurring Violation and Administrative Costs. Cassandra Bailey Respondent, presented her side.

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 is now 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. Ms. McDowell seconded the motion.

Roll was called:

Mr. Branin – Yes

Ms. Medley - Yes

Mr. Copeland – Yes

Mr. Roberts –Yes

Ms. McDowell – Yes

Motion unanimously carried.

4. **AI# 42**
CASE NO. 2015051547 RECURRING RS
City of Palm Coast vs. Stella J. Dsouza, Trustee
20 Blakefield Drive
(Palm Coast Code Section 15-108(d) Weeds/Overgrowth)
CM# 91 7199 9991 7034 5533

Code Enforcement Officer Sagala presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Sagala testified the property is in compliance. Staff recommends a No Fine Standing Order – Recurring Violation and Administrative Costs. Respondent, Marina Njkonavov (property manager) presented her side.

Mr. Branin 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 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. Branin – Yes	Ms. McDowell - Yes
Mr. Copeland – Yes	Mr. Roberts –Yes
Ms. Medley – Yes	

Motion unanimously carried.

5. **AI# 28**
CASE NO. 2015041685 RECURRING LM
City of Palm Coast vs. George & Gladys Torres
43 Russo Drive
(Palm Coast Code Section 44-34(c) Parking of a Commercial Veh./Trailer in Residential District)
CM# 91 7199 9991 7034 5435 1161

Code Enforcement Officer Mendez presented paperwork and photos into evidence. The evidence was shown to the Respondent. Office Mendez testified the property is in compliance. Staff recommends a No Fine Standing Order – Recurring Violation and Administrative Costs. Respondent, George Torres presented his side.

Ms. McDowell 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 is now 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. Branin – Yes

Mr. Copeland – Yes

Ms. Medley – Yes

Ms. McDowell - Yes

Mr. Roberts –Yes

Motion unanimously carried.

6. AI# 37

CASE NO. 2015041718 RECURRING BR

*City of Palm Coast vs. Mario & Erma Castro & Ernesto Rivera DeJesus & Emma Morales Rivera
171 Plain View Drive*

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

CM# 91 7199 9991 7034 5533 5276

Code Enforcement Officer Romeo presented paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Romeo testified the property is in compliance. Staff recommends a No Fine Standing Order – Recurring Violation and Administrative Costs. Respondent, Erma Castro presented her side.

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 is now 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. Ms. McDowell seconded the motion.

Roll was called:

Mr. Branin – Yes

Mr. Copeland – Yes

Ms. Medley – Yes

Ms. McDowell - Yes

Mr. Roberts –Yes

Motion unanimously carried.

7. AI# 38

CASE NO. 2015041732 RECURRING BR

*City of Palm Coast vs. Jennifer & Richard Clines
15 Pleasant Lane*

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

CM# 91 7199 9991 7034 5533 5283

Code Enforcement Officer Romeo presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Romeo testified the property is in compliance. Staff recommends a No Fine Standing Order – Recurring Violation and Administrative Costs. Respondent, Richard Clines presented his side.

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 is now 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:

Mr. Branin – Yes

Ms. McDowell - Yes

Mr. Copeland – Yes

Mr. Roberts –Yes

Ms. Medley – Yes

Motion unanimously carried.

8. AI# 43

CASE NO. 2015050595 REPEAT RS

City of Palm Coast vs. Richard & Gail Dake

55 Blakeport Lane

(Palm Coast Code Section 44-34(c) Parking of a Commercial Veh./Trailer in Residential District)

CM# 91 7199 9991 7034 5533 1130

Code Enforcement Officer Sagala presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Sagala testified this is a repeat case and the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs. Respondent, Richard Dake presented his side.

Mr. Branin 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 May 17, 2015; that a \$125.00 per day fine is imposed for the period of non-compliance on May 16, 2015, totaling \$125.00. The Respondents shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Roberts seconded the motion.

Roll was called:

Mr. Branin – Yes

Ms. Medley – Yes

Mr. Copeland – Yes

Mr. Roberts –Yes

Ms. McDowell - Yes

Motion unanimously carried.

9. **AI# 1**
CASE NO. 2015040331 ME
City of Palm Coast vs. The Group Golf of Palm Coast LLC
398 Lakeview Blvd.
(Palm Coast Code Section 15-108(d) Weeds/Overgrowth)
CM# 91 7199 9991 7034 5435 1109

Code Enforcement Officer Esposito presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Esposito testified the property remains in violation. Staff recommends Fine - Violation Order and Administrative Costs. Respondent, Steven Richardson presented his side.

Ms. McDowell 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 fourteen (14) 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 \$500.00 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. Ms. Medley seconded the motion.

Roll was called:

Mr. Branin – Yes

Ms. Medley – Yes

Mr. Copeland – Yes

Mr. Roberts –Yes

Ms. McDowell - Yes

Motion unanimously carried.

10. **AI# 6**
CASE NO. 2015030235 **MASSEY** JF
City of Palm Coast vs. Walter O'Connor
23 Ranshire Lane
(Palm Coast Code Section 15-1 No Permit for Shed)
CM# 91 7199 9991 7034 5533 5061

Code Enforcement Officer Festa presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Festa testified this is a Massey case and the property remains in violation. Staff recommends a fine for the period of non-compliance and Administrative Costs. Respondent, Walter O'Connor presented his side.

Mr. Copeland 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 \$50.00 per day fine is imposed for the period of non-compliance from May 18, 2015 to August 4,

2015; totaling \$4,150.00 and that a fine of \$50.00 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. Ms. McDowell seconded the motion.

Roll was called:

Mr. Branin – No

Mr. Copeland – Yes

Ms. McDowell - Yes

Ms. Medley – Yes

Mr. Roberts –Yes

Motion carried 4 to 1.

11. AI# 17

CASE NO. 2015060137 RECURRING LF

City of Palm Coast vs. Mohammad Asif & Johanny M. Crespo

34 Kankakee Trail

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

CM# 91 7199 9991 7034 5533 5016

Code Enforcement Officer Fitzgerald presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Fitzgerald testified the property is in compliance Staff recommends a No Fine Standing Order – Recurring Violation and Administrative Costs. Respondent, Mohammad Asif presented his side.

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 is now 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:

Mr. Branin – Yes

Mr. Copeland – Yes

Ms. McDowell – Yes

Ms. Medley – Yes

Mr. Roberts –Yes

Motion unanimously carried.

12. AI# 36

CASE NO. 2015042032 RECURRING BR

City of Palm Coast vs. Kurt Lawrence

24 Pine Hill Drive

(Palm Coast Code Section 44-34(f) Vehicle Improperly Parked)
CM# 91 7199 9991 7034 5533 5269

Code Enforcement Officer Romeo presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Romeo testified the property is in compliance Staff recommends a No Fine Standing Order – Recurring Violation and Administrative Costs. Respondent, James Atkins presented his side.

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 is now 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:

Mr. Branin – Yes

Ms. Medley – Yes

Mr. Copeland – Yes

Mr. Roberts –Yes

Ms. McDowell – Yes

Motion unanimously carried.

13. AI# 35

CASE NO. 2015042031 RECURRING BR

City of Palm Coast vs. Kurt Lawrence

24 Pine Hill Drive

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

CM# 91 7199 9991 7034 5533 5269

Code Enforcement Officer Romeo presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Romeo testified the property is in compliance Staff recommends a No Fine Standing Order – Recurring Violation and Administrative Costs. Respondent, Kurt Lawrence presented his side.

Mr. Branin 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 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. Branin – Yes

Ms. Medley – Yes

Mr. Copeland – Yes

Mr. Roberts –Yes

Ms. McDowell – Yes

Motion unanimously carried.

14. AI# 3

CASE NO. 2015030235 MASSEY JB

City of Palm Coast vs. PCM Homes

19 Ballard Lane

(Palm Coast Code Section 24-159(a) Swale Maintenance)

CM# 91 7199 9991 7034 5533 5207

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

Ms. McDowell 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 brought the property into compliance on June 3, 2015; that a \$50.00 per day fine is imposed for the period of non-compliance from May 20, 2015 to June 2, 2015 totaling \$700.00. The Respondent shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Roberts seconded the motion.

Roll was called:

Mr. Branin – Yes

Ms. Medley – Yes

Mr. Copeland – Yes

Mr. Roberts – Yes

Ms. McDowell – Yes

Motion unanimously carried.

15. AI# 4

CASE NO. 2015040025 RECURRING JB

City of Palm Coast vs. Keith & Jane S. Wassmuth & Brooke Juanita Holycross

90 Florida Park Drive

(Land Development Code 11.02.05 (a-1) Removal of Trees w/o Permit/Authorization)

CM# 91 7199 9991 7034 5533 5221

Landscape Specialist Beaudet presented case history, paperwork, and photos into evidence. The Respondents were not present. Mr. Beaudet testified the property remains in violation. Staff recommends Fine- Violation Order and Administrative Costs.

Mr. Branin 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 five (5) 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 \$100.00 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. Branin – Yes

Ms. Medley – Yes

Mr. Copeland – Yes

Mr. Roberts –Yes

Ms. McDowell – Yes

Motion unanimously carried.

16.

AI# 8

CASE NO. 2015042120 JF

City of Palm Coast vs. Joseph & Angie Buchanan

24 Rymesen Lane

(Palm Coast Code Section 15-1 No Permit for Heat Pump)

CM# 91 7199 9991 7034 5533 5047

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

Ms. McDowell moved to find in this case that the Respondents are 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 Respondents do 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 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. Ms. Medley seconded the motion.

Roll was called:

Mr. Branin – Yes

Ms. Medley – Yes

Mr. Copeland – Yes

Mr. Roberts –Yes

Ms. McDowell – Yes

Motion unanimously carried.

17.

AI# 12

CASE NO. 2015051315 **REPEAT** MH

City of Palm Coast vs. Marek Leszczynski

2 Fernham Lane

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

CM# 91 7199 9991 7034 5533 1260

Code Enforcement Officer Hadden presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Hadden testified this is a repeat case and the property remains in violation. 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 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 August 4, 2015; that a \$100.00 per day fine is imposed for the period of non-compliance from May 21, 2015 to August 4, 2014; totaling \$7,600.00; 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 \$70.00. Mr. Branin seconded the motion.

Roll was called:

**Mr. Branin – Yes
Mr. Copeland – Yes
Ms. McDowell – Yes**

**Ms. Medley – Yes
Mr. Roberts –Yes**

Motion unanimously carried.

18. AI# 14

CASE NO. 2015050180 REPEAT MB
City of Palm Coast vs. Jason Hambrick
18 Emmons Lane
(Palm Coast Code Section 44-34(d-2) Parking of a Boat & Trailer
CM# 91 7199 9991 7034 5435 1291

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

Ms. 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 Respondent for the same violation; that the Respondent brought the property into compliance on May 26, 2015; that a \$1,000.00 per day fine is imposed for the period of non-compliance from May 8, 2015 to May 24, 2015, totaling \$17,000.00. The Respondent shall pay Administrative Costs to the City in the amount of \$73.50. Ms. Medley seconded the motion.

Roll was called:

**Mr. Branin – Yes
Mr. Copeland – Yes
Ms. McDowell – Yes**

**Ms. Medley – Yes
Mr. Roberts –Yes**

Motion unanimously carried.

19. **AI# 15**
CASE NO. 2015050461 RECURRING MB
City of Palm Coast vs. Vladimir & Regina Zadorognuk
30 Lansdowne Lane
(Palm Coast Code Section 44-34(c) Parking of a Commercial Veh./Trailer in Residential District)
CM# 91 7199 9991 7034 5435 1284

Code Enforcement Officer Ballard presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Ballard 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 is now 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. Ms. Medley seconded the motion.

Roll was called:

Mr. Branin – Yes	Ms. Medley – Yes
Mr. Copeland – Yes	Mr. Roberts –Yes
Ms. McDowell – Yes	

Motion unanimously carried.

20. **AI# 19**
CASE NO. 2015060130 RECURRING LF
City of Palm Coast vs. Michael Sankowski, Jr.
6 Kathryn Court
(Palm Coast Code Section 44-34(d-2) Parking of Boat & Trailer)
CM# 91 7199 9991 7034 5435 1307

Code Enforcement Officer Fitzgerald presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Fitzgerald 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 is now 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. Ms. Medley seconded the motion.

Roll was called:

Mr. Branin – Yes
Mr. Copeland – Yes
Ms. McDowell – Yes

Ms. Medley – Yes
Mr. Roberts –Yes

Motion unanimously carried.

- 21. AI# 21**
CASE NO. 2015030986 RECURRING RS
City of Palm Coast vs. Michelle Whalen
20 Squash Blossom Trail
(Palm Coast Code Section 41-11(a) Trash Containers)
CM# 91 7199 9991 7034 5435 1093

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 is now 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. Ms. Medley seconded the motion.

Roll was called:

Mr. Branin – Yes
Mr. Copeland – Yes
Ms. McDowell – Yes

Ms. Medley – Yes
Mr. Roberts –Yes

Motion unanimously carried.

- 22. AI# 24**
CASE NO. 2015041616 LM
City of Palm Coast vs. Ella Harpster
280 Beechwood Lane
(Palm Coast Code Section 15-114(a) Rubbish/Trash/Garbage)
CM# 91 7199 9991 7034 5435 1178

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

Mar. 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 two (2) 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 aforestated 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. Branin – Yes

Ms. Medley – Yes

Mr. Copeland – Yes

Mr. Roberts –Yes

Ms. McDowell – Yes

Motion unanimously carried.

23. AI# 25

CASE NO. 2015042093 RECURRING LM

City of Palm Coast vs. Frank R. & Sirena Sorrentino

212 Beachway Drive

(Palm Coast Code Section 44-34(c) Parking a Commercial Veh./Trailer in Residential District)

CM# 91 7199 9991 7034 5435 1093

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

Mar. Branin 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 \$100.00 will be imposed for each and every day the violation continues past the aforestated 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. Branin – Yes

Ms. Medley – Yes

Mr. Copeland – Yes

Mr. Roberts –Yes

Ms. McDowell – Yes

Motion unanimously carried.

Mr. Branin was excused from the meeting at 11:30 am.

24. **AI# 26**
CASE NO. 2015041221 RECURRING LM
City of Palm Coast vs. Ronald K. & Helen Vettner
38 Cottonwood Court
(Palm Coast Code Section 44-34(c) Parking a Commercial Veh./Trailer in Residential District)
CM# 91 7199 9991 7034 5435 1192

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 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 is now 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. Ms. Medley seconded the motion.

Roll was called:

Mr. Copeland - Yes
Ms. McDowell - Yes

Mr. Medley - Yes
Mr. Roberts - Yes

Motion unanimously carried.

25. **AI# 27**
CASE NO. 2015041436 RECURRING LM
City of Palm Coast vs. Diane L. & Frank Severino
41 Riviera Estates Court
(Palm Coast Code Section 44-34(f) Improper Parking)
CM# 91 7199 9991 7034 5435 1185

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.

Ms, McDowell 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 is now 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. Ms. Medley seconded the motion.

Roll was called:

Mr. Copeland - Yes

Mr. Medley - Yes

Ms. McDowell - Yes

Mr. Roberts - Yes

Motion unanimously carried.

26. **AI# 29**

CASE NO. 2015040413 RECURRING LM

City of Palm Coast vs. Errol W. & Nancy Springer

55 Russo Drive

(Palm Coast Code Section 44-34(c) Parking of a Commercial Veh./Trailer in Residential District)

CM# 91 7199 9991 7034 5435 1208

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.

Ms. McDowell 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 is now 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. Ms. Medley seconded the motion.

Roll was called:

Mr. Copeland - Yes

Mr. Medley - Yes

Ms. McDowell - Yes

Mr. Roberts - Yes

Motion unanimously carried.

27. **AI# 31**

CASE NO. 2014040270 RECURRING BR

City of Palm Coast vs. Josephine Gennaro Pache

35 Pennsylvania Lane

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

CM# 91 7199 9991 7034 5533 5320

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.

Ms. Medley 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 is now 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. Ms. McDowell seconded the motion.

Roll was called:

**Mr. Copeland - Yes
Ms. McDowell - Yes**

**Mr. Medley - Yes
Mr. Roberts - Yes**

Motion unanimously carried.

28. AI# 32

CASE NO. 2015041200 RECURRING BR

City of Palm Coast vs. Mike & Lorraine Kochensparger

37 Pennsylvania Lane

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

CM# 91 7199 9991 7034 5533 5290

Code Enforcement Officer Romeo presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Romeo 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 is now 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. Ms. McDowell seconded the motion.

Roll was called:

**Mr. Copeland - Yes
Ms. McDowell - Yes**

**Mr. Medley - Yes
Mr. Roberts – Yes**

Motion unanimously carried.

29. AI# 34

CASE NO. 2015041199 BR

City of Palm Coast vs. Sergey Valov & Tatyana Valova

9 Pine Cedar Drive

(Palm Coast Code Section 44-34(c) Parking of Commercial Veh./Trailer in Residential District)

CM# 91 7199 9991 7034 5533 5306

Code Enforcement Officer Romeo presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Romeo 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 is now 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. Ms. McDowell seconded the motion.

Roll was called:

**Mr. Copeland - Yes
Ms. McDowell - Yes**

**Mr. Medley - Yes
Mr. Roberts – Yes**

Motion unanimously carried.

30.

AI# 44

CASE NO. 2015050831 RECURRING RS

City of Palm Coast vs. John E. Jr. & Donna Dunford

18 Lago Vista Place

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

CM# 91 7199 9991 7034 5435 1123

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 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 is now 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. Ms. McDowell seconded the motion.

Roll was called:

**Mr. Copeland - Yes
Ms. McDowell - Yes**

**Mr. Medley - Yes
Mr. Roberts – Yes**

Motion unanimously carried.

31.

AI# 45

CASE NO. 2015030741 RECURRING CSR

City of Palm Coast vs. Edward R. Collins Jr.

15 Farmbrook Lane

(Palm Coast Code Section 15-114(h) Inoperable Vehicle)

CM# 91 7199 9991 7034 5435 5160

Code Enforcement Officer Risch presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Risch testified the property remains in violation. Staff recommends 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 seven (7) 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. Ms. McDowell seconded the motion.

Roll was called:

**Mr. Copeland - Yes
Ms. McDowell - Yes**

**Mr. Medley - Yes
Mr. Roberts – Yes**

Motion unanimously carried.

- 32. AI# 46**
CASE NO. 2015030745 RECURRING CSR
City of Palm Coast vs. Edward R. Collins Jr.
15 Farmbrook Lane
(Palm Coast Code Section 15-114(a) Rubbish/Trash/Garbage)
CM# 91 7199 9991 7034 5435 5160

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

Ms. McDowell 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 seven (7) 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. Ms. Medley seconded the motion.

Roll was called:

**Mr. Copeland - Yes
Ms. McDowell - Yes**

**Mr. Medley - Yes
Mr. Roberts – Yes**

Motion unanimously carried.

33. **AI# 49**
CASE NO. 2015050669 RECURRING CSR
City of Palm Coast vs. Burdette A. & Cynthia D. Hunt
48 Fernwood Lane
(Palm Coast Code Section 15-108(d) Weeds/Overgrowth)
CM# 91 7199 9991 7034 5533 5153

Code Enforcement Officer Risch presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Risch testified the property is in compliance. Staff recommends a No Fine Standing Order – Recurring Violation 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. Ms. Medley seconded the motion.

Roll was called:

Mr. Copeland - Yes
Ms. McDowell - Yes

Mr. Medley - Yes
Mr. Roberts – Yes

Motion unanimously carried.

34. **AI# 50**
CASE NO. 2015050671 RECURRING CSR
City of Palm Coast vs. Burdette A. & Cynthia D. Hunt
48 Fernwood Lane
(Palm Coast Code Section 17-39(a) Residential Rental Program)
CM# 91 7199 9991 7034 5533 5153

Code Enforcement Officer Risch presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Risch testified the property remains in violation. Staff recommends 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 Respondent correct the violation no later than five (5) 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. Ms. Medley seconded the motion.

Roll was called:

Mr. Copeland - Yes
Ms. McDowell - Yes

Mr. Medley - Yes
Mr. Roberts – Yes

Motion unanimously carried.

35. AI# 52

CASE NO. 2015040402 RECURRING CSR
City of Palm Coast vs. Jeffrey Charles & Kary Bernice Adams
96 Frontier Drive
(Palm Coast Code Section 15-1No Permit for Outdoor Plumbing)
CM# 91 7199 9991 7034 5533 5153

Code Enforcement Officer Risch presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Risch testified the property remains in violation. Staff recommends 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 Respondent correct the violation no later than five (5) 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 \$50.00 will be imposed for each and every day the violation continues past the aforesated date; that the Respondents is 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. Ms. Medley seconded the motion.

Roll was called:

Mr. Copeland - Yes
Ms. McDowell - Yes

Mr. Medley - Yes
Mr. Roberts – Yes

Motion unanimously carried.

NEW BUSINESS

Ms. Medley asked if Code Enforcement staff was planning on creating a brochure to hand out to citizens of the top ten code violations. Supervisor Donovan advised the board the Code office already has a brochure in circulation, which lists more than ten of the most common code infractions.

ANNOUNCEMENT OF NEXT MEETING:

The next meeting of the Code Enforcement Board will be held on Wednesday, September 2, 2015.

ADJOURNMENT

There being no further business, the meeting was adjourned at 12:00 p.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.