A. Call to Order and Pledge of Allegiance.
The meeting was called to order at 10:00 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. Swearing in of New Member
The new members of the Code Enforcement Board were sworn in by Mary Snead, Attorney for Code Enforcement Board.

D. Approval of the September 6, 2017 Meeting Minutes
The Minutes were unanimously approved.

E. Swearing in of Respondents: The respondents who were present were sworn in by Mary Sneed, Counsel for the Code Board.

F. Withdrawn Cases:
   AI# 2    CASE NO. 2017060683 - 110 White Hall Drive
   AI# 7    CASE NO. 2017061314 - 12 Bradmore Lane (A)
   AI# 9    CASE NO. 2017071875 - 57 Brushwood Lane
   AI# 11   CASE NO. 2017060044 - 4 Ranbay Place
   AI# 16   CASE NO. 2017050920 - 33 Bunker Lane
   AI# 17   CASE NO. 2017031344 - 10 Cardwell Court
   AI# 18   CASE NO. 2017070244 - 1 Chesney Court
   AI# 19   CASE NO. 2016051549 - 12 Cleveland Court
AI# 20   CASE NO. 2017031041 - 38 Cottonwood Court
AI# 21   CASE NO. 2017051089 - 9 Curtis Court
AI# 22   CASE NO. 2017030997 - 10 Flametree Court
AI# 23   CASE NO. 2016120493 - 22 Flamingo Drive
AI# 24   CASE NO. 2017070073 - 1 Lynton Place
AI# 27   CASE NO. 2017041148 - 2 Flaxton Lane
AI# 28   CASE NO. 2017061105 - 26 Florida Park Drive
AI# 36   CASE NO. 2017060750 - 16 Pennypacker Lane
AI# 37   CASE NO. 2017051365 - 43 Pepperdine Drive
AI# 40   CASE NO. 2017050983 - 14 Porcupine Drive
AI# 48   CASE NO. 2017061689 - 20 Squash Blossom Trail
AI# 57   CASE NO. 2017061067 - 398 Lakeview Blvd.
AI# 58   CASE NO. 2017050273 - 220 Palm Coast Parkway SW
AI# 59   CASE NO. 2017050275 - 220 Palm Coast Parkway SW

G. Continued Cases:
AI# 56   CASE NO. 2017070806 – 300 Bella Harbor Court 101

1. AI# 30
CASE NO. 2017040405 REDUCTION CSR
City of Palm Coast vs. Frances Souza
17 Fort Caroline Lane
(Palm Coast Code Section 44-34( c) Parking of a Trailer in Residential District)

Code Enforcement Officer Risch presented case history. The fine for this violation is $100.00. Frances Souza, Respondent, presented her side and requested a reduction in fine.

Mr. Roberts moved to reduce the fine from $100.00 to $25.00. Mr. LaPadula seconded the motion.

Roll was called:

Mr. Pulos – Yes Mr. Mugford - Yes
Mr. Carruth – Yes Mr. Roberts - Yes
Mr. LaPadula – Yes Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

2. AI# 35
CASE NO. 2016071205 REDUCTION BR
City of Palm Coast vs. Levorose Trust
29 Patchogue Lane
(Palm Coast Code Section 17-39(a) Residential Rental Program)
Mr. Roberts moved to reduce the fine from $350.00 to $150.00. Mr. LaPadula seconded the motion.

Roll was called:

Mr. Pulos – Yes Mr. Mugford - Yes
Mr. Carruth – Yes Mr. Roberts - Yes
Mr. LaPadula – Yes Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

3. AI# 34  
CASE NO. 2017060340 REPEAT (1) BR  
City of Palm Coast vs. Robert M. & Eileen R. Logue  
364 Parkview Drive  
(Palm Coast Code Section 44-34(f) Vehicle Improperly Parked)

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 fine for the period of non-compliance and Administrative Costs. Mike Smith, Representative for Respondent, presented his side.

Mr. Roberts moved to find in this case that 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 June 7, 2017; that a $100.00 per day fine is imposed for the period of non-compliance on June 6, 2017; totaling $100.00. The Respondent shall pay Administrative Costs to the City in the amount of $69.50. Mr. LaPadula seconded the motion.

Roll was called:

Mr. Pulos – Yes Mr. Mugford - Yes
Mr. Carruth – Yes Mr. Roberts - Yes
Mr. LaPadula – Yes Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

4. AI# 43  
CASE NO. 2017051164 BR  
City of Palm Coast vs. Darryl C. & Chance N. Backert  
31 Princess Ruth Lane
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. Darryl Backert, Respondent, presented his side.

Mr. Netts moved to find in this case that 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. Pulos – Yes
Mr. Carruth – Yes
Mr. LaPadula – Yes
Mr. Netts – Yes

Mr. Mugford - Yes
Mr. Roberts - Yes
Mr. Dodzik - Yes

Motion unanimously carried.

5. AI# 26
CASE NO. 2017070246    RECURRING    (6) CSR
City of Palm Coast vs. Richard Afflick & Birdie Hanson & Errol Lloyd
9 Fieldstone Lane
(Palm Coast Code Section 15-108(d) Weeds/Overgrowth)

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

Mr. Roberts moved to find in this case that 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. LaPadula seconded the motion.

Roll was called:

Mr. Pulos – Yes
Mr. LaPadula – Yes

Mr. Mugford - Yes
Mr. Carruth – Yes                      Mr. Roberts - Yes
Mr. LaPadula – Yes                    Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

6. AI# 1
CASE NO. 2017060763 BMD
City of Palm Coast vs. Tahsin Hassan & Ismat Ibrahim
74 Luther Drive
(Palm Coast Code Section 44-34(c) Parking of a Commercial Vehicle in Residential Dist.)

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. LaPadula moved to find in this case that Respondent was in violation of 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. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes                      Mr. Mugford - Yes
Mr. Carruth – Yes                    Mr. Roberts - Yes
Mr. LaPadula – Yes                   Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

7. AI# 3
CASE NO. 2016110560 REDUCTION SB
City of Palm Coast vs. Robert Mkrichyan
21 Wood Crest Lane
(Palm Coast Code Section 15-108(g) Fence Maintenance)

The Respondent was not present. Therefore, the case was not heard.

8. AI# 4
CASE NO. 2017070869 REPEAT SB
City of Palm Coast vs. Robert Greene
27 Woodlawn Drive
(Palm Coast Code Section 15-108(d) Weeds/Overgrowth)
Code Enforcement Officer Burton presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Burton testified 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 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 Respondent has not brought the property into compliance as of October 3, 2017; that a $50.00 per day fine is imposed for the period of non-compliance from July 17, 2017 to October 2, 2017; totaling $3,950.00; 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 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. Mr. LaPadula seconded the motion.

Roll was called:

Mr. Pulos – Yes      Mr. Mugford - Yes
Mr. Carruth – Yes    Mr. Roberts - Yes
Mr. LaPadula – Yes   Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

9. AI# 5
CASE NO. 2017060119   BS
City of Palm Coast vs. Elizabeth S. Ernie
14 Ballard Lane
Palm Coast Code Section 35-76(d)(1) Nuisance-Roof in Disrepair

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

Mr. Roberts moved to find in this case that Respondent is in violation of City Code as charged; that 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 $50.00 will be imposed for each and every day the violation continues past the aforesaid date; that 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. LaPadula seconded the motion.

Roll was called:

Mr. Pulos – Yes      Mr. Mugford - Yes
Mr. Carruth – Yes    Mr. Roberts - Yes
Mr. LaPadula – Yes                           Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

10. AI# 6

CASE NO. 2017061062      RECURRING (3) BS
City of Palm Coast vs. Jill E. & Robert L. Moyers
84 Berkshire Lane
(Palm Coast Code Section 44-34(d)(2) Parking of a Trailer in Residential District)

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

Mr. Carruth moved to find in this case that Respondent is in violation of City Code as charged; that 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 aforestated date; that 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. LaPadula seconded the motion.

Roll was called:

Mr. Pulos – Yes                           Mr. Mugford - Yes
Mr. Carruth – Yes                         Mr. Roberts - Yes
Mr. LaPadula – Yes                       Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

11. AI# 8

CASE NO. 2017040981      MASSEY ( BS
City of Palm Coast vs. Richard D. Legall
157 Brittany Lane
(Palm Coast Code Section 35-76(d)(1) Nuisance-Accumulations)

Code Enforcement Officer Shelley presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Shelley 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 City Code as charged; that 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 Respondent
brought the property into compliance on September 29, 2017; that a $50.00 per day fine is imposed for the period of non-compliance from July 17, 2017 to September 28, 2017; totaling $3,750.00. The Respondent shall pay Administrative Costs to the City in the amount of $69.50. Mr. LaPadula seconded the motion.

Roll was called:

Mr. Pulos – Yes Mr. Mugford - Yes
Mr. Carruth – Yes Mr. Roberts - Yes
Mr. LaPadula – Yes Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

12. AI# 10
CASE NO. 2017061225 JF
City of Palm Coast vs. Caliber Home Loans Inc.
4 Radford 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 Respondent is in violation of City Code as charged; that 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 aforesaid date; that 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. LaPadula seconded the motion.

Roll was called:

Mr. Pulos – Yes Mr. Mugford - Yes
Mr. Carruth – Not present Mr. Roberts - Yes
Mr. LaPadula – Yes Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

13. AI# 12
CASE NO. 2017051582 JF
City of Palm Coast vs. Kenneth J. Eady
7 Rolland 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. LaPadula moved to find in this case that Respondent is in violation of City Code as charged; that 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 aforesaid date; that 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. Pulos – Yes      Mr. Mugford - Yes
Mr. Carruth – Yes    Mr. Roberts - Yes
Mr. LaPadula – Yes   Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

14. AI# 13
CASE NO. 2017070800 JF
City of Palm Coast vs. Kenneth J. Eady
7 Rolland Lane
(Palm Coast Code Section24-159(a) Swale Maintenance)

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. Netts moved to find in this case that Respondent is in violation of City Code as charged; that 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 $50.00 will be imposed for each and every day the violation continues past the aforesaid date; that 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. Pulos – Yes      Mr. Mugford - Yes
Mr. Carruth – Yes    Mr. Roberts - Yes
Mr. LaPadula – Yes   Mr. Dodzik - Yes
Mr. Netts – Yes

Mr. Netts – Yes
Motion unanimously carried.

15. AI# 14  
CASE NO. 2017061231 REPEAT  IF  
City of Palm Coast vs. Aussillia & Cherilus Simon  
10 Ryder Place  
(Palm Coast Code Section 15-108(h) Unlicensed Vehicle)  

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. Roberts moved to find in this case that 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 Respondent brought the property into compliance on June 17, 2017; that a $50.00 per day fine is imposed for the period of non-compliance on June 16, 2017; totaling $50.00. The Respondent shall pay Administrative Costs to the City in the amount of $69.50. Mr. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes  Mr. Mugford - Yes  
Mr. Carruth – Yes  Mr. Roberts - Yes  
Mr. LaPadula – Yes  Mr. Dodzik - Yes  
Mr. Netts – Yes  

Motion unanimously carried.

16. AI# 15  
CASE NO. 2017070560 REPEAT  IF  
City of Palm Coast vs. Aussillia & Cherilus Simon  
10 Ryder Place  
(Palm Coast Code Section 44-34( c) Parking of a Commercial Vehicle in Residential Dist.)  

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. LaPadula moved to find in this case that 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 Respondent brought the property into compliance on June 11, 2017; that a $150.00 per day fine is imposed for the period of non-compliance on June 10, 2017; totaling $150.00. The Respondent shall pay Administrative Costs to the City in the amount of $70.00. Mr. Carruth seconded the motion.
Roll was called:

Mr. Pulos – Yes  Mr. Mugford - Yes
Mr. Carruth – Yes  Mr. Roberts - Yes
Mr. LaPadula – Yes  Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

17. AI# 25
CASE NO. 2017070566  CSR
City of Palm Coast vs. Donald & Marie E. Corcoran
9 Fariston Place
(Palm Coast Code Section 15-1 FBC 105.1 No Permit for Fence)

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 a Fine – Violation Order and Administrative Costs.

Mr. Roberts moved to find in this case that Respondent is in violation of City Code as charged; that Respondent correct the violation no later than five (5) days to receive a building permit, and ten (10) days to receive a final inspection, 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 aforesaid date; that 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. LaPadula seconded the motion.

Roll was called:

Mr. Pulos – Yes  Mr. Mugford - Yes
Mr. Carruth – Yes  Mr. Roberts - Yes
Mr. LaPadula – Yes  Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

18. AI# 29
CASE NO. 2017071058  REPEAT  (1)  CSR
City of Palm Coast vs. Lisa Riccardi
57 Forrester Place
(Palm Coast Code Section 15-108(d) Weeds/Overgrowth)
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 fine for the period of non-compliance and Administrative Costs.

Mr. Netts moved to find in this case that 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 Respondent brought the property into compliance on July 18, 2017; that a $50.00 per day fine is imposed for the period of non-compliance on July 17, 2017; totaling $50.00. The Respondent shall pay Administrative Costs to the City in the amount of $69.50. Mr. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes  Mr. Mugford - Yes
Mr. Carruth – Yes  Mr. Roberts - Yes
Mr. LaPadula – Yes  Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

19. AI# 60

Case No. 2017031322

City of Palm Coast vs. Mandela Holdings LLC & The Lending House Inc. c/o Stoll & Associates
1 Palm Harbor Parkway
(Palm Coast Code Section 35-76(d)(1) Nuisance-Weeds/Overgrowth)

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

Mr. Roberts moved to find in this case that Respondent is in violation of City Code as charged; that 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 $150.00 will be imposed for each and every day the violation continues past the aforesated date; that 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. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes  Mr. Mugford - Yes
Mr. Carruth – Yes  Mr. Roberts - Yes
Mr. LaPadula – Yes  Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.
20. AI# 61
CASE NO. 2017031323
City of Palm Coast vs. Mandela Holdings LLC & The Lending House Inc. c/o Stoll & Associates
1 Palm Harbor Parkway
(Palm Coast Code Section 35-76(d)(1) Nuisance-Accumulations)

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

Mr. Roberts moved to find in this case that Respondent is in violation of City Code as charged; that 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 $150.00 will be imposed for each and every day the violation continues past the aforesaid date; that 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. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes      Mr. Mugford - Yes
Mr. Carruth – Yes    Mr. Roberts - Yes
Mr. LaPadula – Yes   Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

21. AI# 62
CASE NO. 2017031325
City of Palm Coast vs. Mandela Holdings LLC & The Lending House Inc. c/o Stoll & Associates
1 Palm Harbor Parkway
(Palm Coast Code Section 35-76(d)(1) Nuisance-Fence in Disrepair)

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

Mr. Netts moved to find in this case that Respondent is in violation of City Code as charged; that 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 $150.00 will be imposed for each and every day the violation continues past the aforesaid date; that 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. Pulos – Yes  Mr. Mugford - Yes
Mr. Carruth – Yes  Mr. Roberts - Yes
Mr. LaPadula – Yes  Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

22. AI# 31
CASE NO. 2017040420  CSR
City of Palm Coast vs. Raymond L. Jr. & Juanita S. Trivett Gray
43 Fort Caroline Lane
(Palm Coast Code Section 24-159(a) Swale Maintenance)

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

Mr. Roberts moved to find in this case that 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 $50.00 will be imposed for each and every day the violation continues past the aforestated date; that 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. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes  Mr. Mugford - Yes
Mr. Carruth – Yes  Mr. Roberts - Yes
Mr. LaPadula – Yes  Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

23. AI# 32
CASE NO. 2017061807  CSR
City of Palm Coast vs. Raymond L. Jr. & Juanita S. Trivett Gray
43 Fort Caroline Lane
(Palm Coast Code Section 35-76(d)(1) Nuisance-Accumulations)

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 fine for the period of non-compliance and Administrative Costs.
Mr. LaPadula moved to find in this case that 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 Respondent brought the property into compliance on July 10, 2017; that a $200.00 per day fine is imposed for the period of non-compliance from July 6, 2017 to July 9, 2017; totaling $800.00. The Respondent shall pay Administrative Costs to the City in the amount of $70.50. Mr. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes  Mr. Mugford - Yes
Mr. Carruth – Yes  Mr. Roberts - Yes
Mr. LaPadula – Yes  Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

24. AI# 33
CASE NO. 2017070724   REPEAT (1)   CSR
City of Palm Coast vs. Mary Kathryn Hicks
26 Frenora Lane
(Palm Coast Code Section 15-108(d) Weeds/Overgrowth)

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 fine for the period of non-compliance and Administrative Costs.

Mr. Roberts moved to find in this case that 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 July 17, 2017; that a $50.00 per day fine is imposed for the period of non-compliance from July 12, 2017 to July 16, 2017; totaling $250.00. The Respondent shall pay Administrative Costs to the City in the amount of $69.50. Mr. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes  Mr. Mugford - Yes
Mr. Carruth – Yes  Mr. Roberts - Yes
Mr. LaPadula – Yes  Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

25. AI# 38
CASE NO. 2016120205   MASSEY    BR
City of Palm Coast vs. Evert & Cheryl Witteveen
31 Pine Haven Drive (A)
(Palm Coast Code Section 15-108(h) Inoperable Vehicle)

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 fine for the period of non-compliance and Administrative Costs.

Mr. Roberts moved to find in this case that Respondent was in violation of City Code as charged; that 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 Respondent brought the property into compliance on July 11, 2017; that a $50.00 per day fine is imposed for the period of non-compliance from June 22, 2017 to July 10, 2017; totaling $950.00. The Respondent shall pay Administrative Costs to the City in the amount of $69.50. Mr. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes                      Mr. Mugford - Yes
Mr. Carruth – Yes                   Mr. Roberts - Yes
Mr. LaPadula – Yes                  Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

26. AI# 39
CASE NO. 2017010284       MASSEY         BR
City of Palm Coast vs. Edwin D. & Carmen S. Nazario
31 Point of Woods Drive
(Palm Coast Code Section 15-108(h) Inoperable Vehicle)

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 fine for the period of non-compliance and Administrative Costs.

Mr. LaPadula moved to find in this case that Respondent was in violation of City Code as charged; that 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 Respondent brought the property into compliance on July 7, 2017; that a $50.00 per day fine is imposed for the period of non-compliance from June 22, 2017 to July 6, 2017; totaling $750.00. The Respondent shall pay Administrative Costs to the City in the amount of $69.50. Mr. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes                      Mr. Mugford - Yes
Mr. Carruth – Yes                   Mr. Roberts - Yes
Mr. LaPadula – Yes      Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

27. AI# 41
CASE NO. 2017040086      BR
City of Palm Coast vs. Josephine Villaverde Camiquel
3 Powder Horn Drive
(Palm Coast Code Section 17-39(a) Residential Rental Program)

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. LaPadula moved to find in this case that Respondent is in violation of City Code as charged; that 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 aforesaid date; that 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. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes      Mr. Mugford - Yes
Mr. Carruth – Yes      Mr. Roberts - Yes
Mr. LaPadula – Yes      Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

28. AI# 42
CASE NO. 2017061798 RECURRING (2) BR
City of Palm Coast vs. Yaroslav Kotiovskiy & Gennady Verba
5 Princess Mari Place
(Palm Coast Code Section 44-34(f) Vehicle Improperly Parked)

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 – Recurring Violation and Administrative Costs.

Mr. Roberts moved to find in this case that Respondent was in violation of 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. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes
Mr. Carruth – Yes
Mr. LaPadula – Yes
Mr. Netts – Yes

Mr. Mugford - Yes
Mr. Roberts - Yes
Mr. Dodzik - Yes

Motion unanimously carried.

29. AI# 44
CASE NO. 2017051096 REPEAT (1) JS
City of Palm Coast vs. Kurt Lawrence
24 Pine Hill Lane
(Palm Coast Code Section 44-33(b) Parking in the Swale between 1 & 6 AM)

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

Mr. LaPadula moved to find in this case that 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 Respondent brought the property into compliance on August 17, 2017; that a $100.00 per day fine is imposed for the period of non-compliance between May 18, 2017 and August 10, 2017 (11 days); totaling $1,100.00. The Respondent shall pay Administrative Costs to the City in the amount of $69.50. Mr. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes
Mr. Carruth – Yes
Mr. LaPadula – Yes
Mr. Netts – Yes

Mr. Mugford - Yes
Mr. Roberts - Yes
Mr. Dodzik - Yes

Motion unanimously carried.

30. AI# 45
CASE NO. 2017011304 MASSEY JS
City of Palm Coast vs. Sokhom & Thida Kim Neou
9 Russo Drive
(Palm Coast Code Section 17-39(a) Residential Rental Program)
Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Stafford testified the property remains in violation. Staff recommends a fine for the period of non-compliance and Administrative Costs.

Mr. LaPadula moved to find in this case that Respondent in this case was in violation of City Code as charged; that 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 Respondent has not brought the property into compliance; that a $25.00 per day fine is imposed for the period of non-compliance from June 27, 2017 to October 3, 2017; totaling $2,475.00; 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. Mr. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes       Mr. Mugford - Yes
Mr. Carruth – Yes     Mr. Roberts - Yes
Mr. LaPadula – Yes    Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

31. Al# 46
CASE NO. 2017061456   REPEAT (3)    JS
City of Palm Coast vs. Sokhom & Thida Kim Neou
9 Russo Drive
(Palm Coast Code Section 44-34(c) Parking of a Trailer in Residential District)

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

Mr. LaPadula moved to find in this case that 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 Respondent brought the property into compliance on June 30, 2017; that a $250.00 per day fine is imposed for the period of non-compliance on June 22, 2017 and June 29, 2017; totaling $500.00. The Respondent shall pay Administrative Costs to the City in the amount of $70.50. Mr. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes       Mr. Mugford - Yes
Mr. Carruth – Yes     Mr. Roberts - Yes
Mr. LaPadula – Yes    Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

32. AI# 47
CASE NO. 2017070077 RECURRING (3) JS
City of Palm Coast vs. Mitko Dimitrov
13 Seckel Court
(Palm Coast Code Section 115-108(d Weeds/Overgrowth)

Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Stafford 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 Respondent was in violation of 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. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes      Mr. Mugford - Yes
Mr. Carruth – Yes      Mr. Roberts - Yes
Mr. LaPadula – Yes      Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

33. AI# 49
CASE NO. 2017070191 REPEAT (1) JS
City of Palm Coast vs. Michelle Whalen
20 Squash Blossom Trail
(Palm Coast Code Section 41-11(a) Trash Containers)

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

Mr. LaPadula moved to find in this case that 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 Respondent brought the property into compliance on August 23, 2017; that a $50.00 per day find is imposed for the period of non-compliance from July 5, 2017 to August 22,
2017; totaling $2,450.00. The Respondent shall pay Administrative Costs to the City in the amount of $69.50. Mr. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes                      Mr. Mugford - Yes
Mr. Carruth – Yes                   Mr. Roberts - Yes
Mr. LaPadula – Yes                  Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

34. AI# 50
CASE NO. 2017061673     REPEAT  (3)  JS
City of Palm Coast vs. Michelle Whalen
20 Squash Blossom Trail
(Palm Coast Code Section 15-108(d) Weeds/Overgrowth)

Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Stafford 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 repeat violation of City code as charged based on the Board’s prior Order entered against the same Respondent for the same violation; that Respondent brought the property into compliance on July 6, 2017; that a $200.00 per day find is imposed for the period of non-compliance on July 5, 2017; totaling $200.00. The Respondent shall pay Administrative Costs to the City in the amount of $70.50. Mr. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes                      Mr. Mugford - Yes
Mr. Carruth – Yes                   Mr. Roberts - Yes
Mr. LaPadula – Yes                  Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

35. AI# 51
CASE NO. 2017061204     REPEAT  (2)  JS
City of Palm Coast vs. Toni Spencer
8 Squirrel Place
(Palm Coast Code Section 44-34(i) Parking in Median)
Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Stafford testified the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs.

Mr. Netts moved to find in this case that 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 Respondent brought the property into compliance on June 29, 2017; that a $150.00 per day fine is imposed for the period of non-compliance from June 20, 2017 to June 28, 2017; totaling $1,350.00. The Respondent shall pay Administrative Costs to the City in the amount of $70.00. Mr. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes  
Mr. Carruth – Yes  
Mr. LaPadula – Yes  
Mr. Netts – Yes  
Mr. Mugford - Yes  
Mr. Roberts - Yes  
Mr. Dodzik - Yes

Motion unanimously carried.

36. AI# 52  
CASE NO. 2017061201 REPEAT (3) JS  
City of Palm Coast vs. Toni Spencer  
8 Squirrel Place  
(Palm Coast Code Section 44-34( c) Parking of a Trailer in Residential District)

Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Stafford testified 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 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 Respondent has not brought the property into compliance as of October 3, 2017; that as $250.00 per day fine is imposed for the period of non-compliance from June 20, 2017 to October 3, 3017; totaling $26,500; that a fine of $250.00 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. Mr. Carruth seconded the motion.

Roll was called:

Mr. Pulos – Yes  
Mr. Carruth – Yes  
Mr. LaPadula – Yes  
Mr. Netts – Yes  
Mr. Mugford - Yes  
Mr. Roberts - Yes  
Mr. Dodzik - Yes

22
Motion unanimously carried.

37. AI# 53

CASE NO. 2017061615 REPEAT (1) JS
City of Palm Coast vs. Richard D. Belhumeur
17 Underwick Path
(Palm Coast Code Section 44-33(b) Parking in the Swale between 1 & 6 AM)

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

Mr. Carruth moved to find in this case that 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 Respondent brought the property into compliance on July 13, 2017; that a $100.00 per day find is imposed for the periods of non-compliance from June 22, 2017 to July 6, 2017 (3 days); totaling $300.00. The Respondent shall pay Administrative Costs to the City in the amount of $69.50. Mr. LaPadula seconded the motion.

Roll was called:

Mr. Pulos – Yes Mr. Mugford - Yes
Mr. Carruth – Yes Mr. Roberts - Yes
Mr. LaPadula – Yes Mr. Dodzik - Yes
Mr. Netts – Yes

Motion unanimously carried.

38. AI# 54

CASE NO. 2017060777 RECURRING (1) JS
City of Palm Coast vs. Tina M. Eddy
8 Upland Place
(Palm Coast Code Section 41-17(a)(5) Trash Containers)

Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Stafford 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 Respondent was in violation of 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. Dodzik seconded the motion.

Roll was called:

Mr. Pulos – Yes
Mr. Carruth – Yes
Mr. LaPadula – Yes
Mr. Netts – Yes

Mr. Mugford - Yes
Mr. Roberts - Yes
Mr. Dodzik - Yes

Motion unanimously carried.

39. AI# 55
CASE NO. 2017060775 RECURRING (1) JS
City of Palm Coast vs. Tina M. Eddy
8 Upland Place
(Palm Coast Code Section 42-56 R.O.W. Obstruction)

Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Stafford 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 Respondent was in violation of 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. LaPadula seconded the motion.

Roll was called:

Mr. Pulos – Yes
Mr. Carruth – Yes
Mr. LaPadula – Yes
Mr. Netts – Yes

Mr. Mugford - Yes
Mr. Roberts - Yes
Mr. Dodzik - Yes

Motion unanimously carried.

OLD BUSINESS:
None to report.

NEW BUSINESS
City Attorney Bill Reischmann presented a short educational session for the new members of the Code Enforcement Board. (See attached presentation).
Mary Snead, Code Board Attorney, advised that a Vice Chairman position was currently vacant and the Board members will be casting their vote today for a new Vice Chairman. Ballots were distributed and Ms. Snead tallied the votes. The new Vice Chairman will be Kenneth Carruth.

**ANNOUNCEMENT OF NEXT MEETING:**
The next meeting of the Code Enforcement Board will be held on Wednesday, November 1, 2017 at 10:00am.

**ADJOURNMENT:**
There being no further business, the meeting was adjourned at 11:30 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 Lake Avenue, 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.*