

CODE ENFORCEMENT BOARD
Wednesday, June 6, 2018 at 10:00 a.m.
Intracoastal Room
Palm Coast City Hall
160 Lake Avenue, Palm Coast, Florida

BOARD MEMBERS PRESENT: Dean Roberts, Norman Mugford, Jon Netts, Larry Pulos, Tameka Maccherone, Andrew Dodzik, Richard LaPadula

MEMBERS ABSENT: Kenneth Carruth

BOARD COUNSEL PRESENT: Mary Sneed

STAFF MEMBERS PRESENT: Code Enforcement Manager Grossman, Code Enforcement Supervisor Mendez, Code Enforcement Officers Romeo, Risch, Festa, Hadden, Shelley, Burton, Sagala, Code Enforcement Clerk Wry, Lee, Chief Building Official, City Counsel Reischmann

- 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. Approval of the May 2, 2018 Meeting Minutes**
The Minutes were unanimously approved.
- D. Disclosure of Ex-Parte Communications.**
None to report.
- 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- F. Withdrawn Cases:**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. 2018010513 - 47 Wellesley Lane |
| AI# 5 | CASE NO. 2018011154 - 10 Seagull Place |
| AI# 6 | CASE NO. 2018020064 - 10 Seagull Place |
| AI# 7 | CASE NO. 2018011193 - 100 South Hummingbird Place |
| AI# 10 | CASE NO. 2017120479 - 71 Beechwood Lane |
| AI# 11 | CASE NO. 2017120481 - 71 Beechwood Lane |
| AI# 12 | CASE NO. 2017120482 - 71 Beechwood Lane |
| AI# 13 | CASE NO. 2018020633 - 1 Bennett Lane |
| AI# 15 | CASE NO. 2018021301 - 9 Blackwell Place |
| AI# 16 | CASE NO. 2017120469 - 23 Blare Castle Drive |
| AI# 18 | CASE NO. 2018020657 - 33 Fernwood Lane |
| AI# 19 | CASE NO. 2018040198 - 73 Fountain Gate Lane |
| AI# 20 | CASE NO. 2018040202 - 73 Fountain Gate Lane |
| AI# 22 | CASE NO. 2018021024 - 66 Raleigh Drive |

AI# 23	CASE NO. 2017120030 - 13 Regis Lane
AI# 25	CASE NO. 2018020700 - 6 Rybell Place
AI# 27	CASE NO. 2017121099 - 14 Blakemore Drive
AI# 28	CASE NO. 2018020383 - 17 Buffalo Grove Drive
AI# 29	CASE NO. 2018020376 - 9 Bunker Knolls Lane (A)
AI# 30	CASE NO. 2018011305 - 14 Bunker Knolls Lane (A)
AI# 31	CASE NO. 2017121101 - 15 Burning Place
AI# 32	CASE NO. 2017080822 - 4 Conley Court
AI# 34	CASE NO. 2018010408 - 21 Coral Reef Court South
AI# 39	CASE NO. 2018011066 - 180 Pine Grove Drive
AI# 43	CASE NO. 2018030205 - 30 Prince John Lane
AI# 45	CASE NO. 2018011055 - 23 Princeton Lane

1. AI# 44

CASE NO. 2018011390

BR

City of Palm Coast vs. Joao M. & Ana P. & Antonio & Suzana Carvalheria

31 Prince John Lane

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

Code Enforcement Officer Romeo presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Romeo testified the property remains in violation. Staff recommends a Fine – Violation Order and Administrative Costs. Joao Carvalheria, Respondent, presented his side.

Mr. Roberts moved to find in this case that Respondent is in violation of the 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 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. Ms. Maccherone seconded the motion.

Roll was called:

Mr. Pulos – Yes

Mr. LaPadula – Yes

Mr. Netts – Yes

Mr. Mugford – Yes

Ms. Maccherone - Yes

Mr. Roberts - Yes

Mr. Dodzik - Yes

Motion unanimously carried.

2. AI# 41

CASE NO. 2018010745 RECURRING (1) BR

City of Palm Coast vs. Jeffrey D. Melton & Maureen Steck

42 Poinsettia Lane

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

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. Jeffrey Melton, Respondent, presented his side.

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. Dodzik seconded the motion.

Roll was called:

**Mr. Pulos – Yes
Mr. LaPadula – Yes
Mr. Netts – Yes
Mr. Mugford – Yes**

**Ms. Maccherone - Yes
Mr. Roberts - Yes
Mr. Dodzik - Yes**

Motion unanimously carried.

3. AI# 21

CASE NO. 2018021250 RECURRING JF
City of Palm Coast vs. Stephen M. McClellan
21 Radford Lane
(Palm Coast Code Section 44-34(d)(2) Parking Boat/Trailer/RV)

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

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 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 – No
Mr. LaPadula – Yes
Mr. Netts – Yes**

**Ms. Maccherone - Yes
Mr. Roberts - Yes
Mr. Dodzik - Yes**

Mr. Mugford – Yes

Motion carried 6/1.

4. AI# 9

CASE NO. 2017120399 MASSEY SB

City of Palm Coast vs. Robert Edward Marvel

36 Bannerwood Lane

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

Code Enforcement Officer Burton presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Burton testified the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs. Kristin Marvel, wife of Respondent, presented her side.

Mr. Pulos moved to find in this case 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 April 18, 2018; that a \$25.00 per day fine is imposed for the period of non-compliance from March 20, 2018 to April 17, 2018; totaling \$725.00. Mr. Pulos amended his motion to reduce the fine to \$100.00. The Respondent shall pay Administrative Costs to the City in the amount of \$69.50.

Roll was called:

Mr. Pulos – Yes

Mr. LaPadula – Yes

Mr. Netts – Yes

Mr. Mugford – Yes

Ms. Maccherone - Yes

Mr. Roberts - Yes

Mr. Dodzik - Yes

Mr. Pulos amended his motion to reduce the fine to \$350.00. All were in favor.

Motion unanimously carried.

5. AI# 38

CASE NO. 2018011064 BR

City of Palm Coast vs. Joan Eisen & Yakov Shvartszayd

15 Phoenix Lane

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

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 and Administrative Costs. Isaac Conley, tenant, presented his side.

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. 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. LaPadula – Yes
Mr. Netts – Yes
Mr. Mugford – Yes

Ms. Maccherone - Yes
Mr. Roberts - Yes
Mr. Dodzik - Yes

Motion unanimously carried.

6. AI# 47

CASE NO. 2017080266 REDUCTION CSR

City of Palm Coast vs. Marta Bilek

133 Foxhall 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 is here to request a reduction in fine. Marta Bilek, Respondent, presented her side and requested the fine be reduced.

Mr. Dodzik moved that the fine be reduced in this case from \$6,600 to \$150.00 and that Respondent shall have thirty (30) days to pay the reduced amount. If not paid by that date, the fine shall revert to the amount now due and all requested relief shall be deemed denied. Mr. LaPadula seconded the motion.

Roll was called:

Mr. Pulos – No
Mr. LaPadula – Yes
Mr. Netts – No
Mr. Mugford – Yes

Ms. Maccherone - Yes
Mr. Roberts - Yes
Mr. Dodzik - Yes

Motion carried 5/2.

7. AI# 37

CASE NO. 2017111231 REDUCTION BR

City of Palm Coast vs. Leonid Tell

83 Pheasant Drive

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

Code Enforcement Officer Romeo presented case history, paperwork and photos into evidence. The Respondent is here to request a reduction in fine. The Property Manager, Alina Pekarsky, presented her side.

Mr. Roberts moved that the fine be reduced in this case from \$900.00 to \$300.00 and that Respondent shall have thirty (30) days to pay the reduced amount. If not paid by that date, the fine shall revert to the amount now due and all requested relief shall be deemed denied. Mr. Pulos seconded the motion.

Roll was called:

**Mr. Pulos – Yes
Mr. LaPadula – Yes
Mr. Netts – Yes
Mr. Mugford – Yes**

**Ms. Maccherone - Yes
Mr. Roberts - Yes
Mr. Dodzik - No**

Motion carried 6/1.

8. AI# 42

CASE NO. 2018010138

BR

City of Palm Coast vs. Andras & Christine Somlyai

55 President Lane

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

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 and Administrative Costs. Christine Gardener, Respondent, presented her side.

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. Respondent shall pay Administrative Costs to the City in the amount of \$53.50. Mr. LaPadula seconded the motion.

Roll was called:

**Mr. Pulos – No
Mr. LaPadula – Yes
Mr. Netts – Yes
Mr. Mugford – Yes**

**Ms. Maccherone - Yes
Mr. Roberts - Yes
Mr. Dodzik - Yes**

Motion carried 6/1.

9. AI# 4

CASE NO. 2017081233

MASSEY MH

City of Palm Coast vs. John Barrett

44 Cooper Lane

(Palm Coast Code Section 15-1-FBC 105.1 No Permit)

Code Enforcement Officer Hadden presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Hadden testified the property remains in violation. Staff recommends a fine for the period of violation and Administrative Costs. John Barrett, Respondent, was sworn in, presented his side and requested a meeting with City Attorney. Barbara Grossman, Code Enforcement Manager was sworn in and gave testimony.

Mr. Roberts moved to find in this case that Respondent was in violation of the 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 \$50.00 per day fine is imposed for the period of non-compliance from March 27, 2018 to June 5, 2018; totaling \$3,550.00 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 Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. 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. LaPadula – Yes
Mr. Netts – Yes
Mr. Mugford – Yes**

**Ms. Maccherone - Yes
Mr. Roberts – Yes
Mr. Dodzik - Yes**

Motion unanimously carried.

10. AI# 1

CASE NO. 2017111066 MASSEY CSR
City of Palm Coast vs. Daniel & Jamie Suter
8 Wayler Place
(Palm Coast Code Section 44-34(d)(2) Parking Boat/Trailer/RV)

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 for the period of non-compliance and Administrative Costs.

Mr. Netts 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 has not brought the property into compliance; that a \$50.00 per day fine is imposed for the period of non-compliance from March 16, 2018 to June 5, 2018; totaling \$4,100.00 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. Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. Respondent shall pay Administrative Costs to the City in the amount of \$69.50. Ms. Maccherone seconded the motion.

Roll was called:

Mr. Pulos – Yes
Mr. LaPadula – Yes
Mr. Netts – Yes
Mr. Mugford – Yes

Ms. Maccherone - Yes
Mr. Roberts – Yes
Mr. Dodzik - Yes

Motion unanimously carried.

11. AI# 3

CASE NO. 2018030986 REPEAT (1) CSR
City of Palm Coast vs. Rui M. & Jenevieve M. Ferreira
90 Woodside Drive
(Palm Coast Code Section 44-34(c) Parking of Comm. Veh./Trailer in Residential District)

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 the Respondent brought the property into compliance on March 25, 2018; that a \$100.00 per day fine is imposed for the period of non-compliance from March 20, 2018 to March 24, 2018; totaling \$500.00. Respondent shall pay Administrative Costs to the City in the amount of \$69.50. Ms. Maccherone seconded the motion.

Roll was called:

Mr. Pulos – Yes
Mr. LaPadula – Yes
Mr. Netts – Yes
Mr. Mugford – Yes

Ms. Maccherone - Yes
Mr. Roberts – Yes
Mr. Dodzik - Yes

Motion unanimously carried.

12. AI# 8

CASE NO. 2018020591 RECURRING ((1) MH
City of Palm Coast vs. Byron & Elizabeth Trask
1 Walter Place
(Palm Coast Code Section 44-33(b) Parking in Swale Between 1 & 6 AM)

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

**Ms. Maccherone - Yes
Mr. Roberts – Yes
Mr. Dodzik - Yes**

Motion unanimously carried.

13. AI# 14

CASE NO. 2018020516 SB
City of Palm Coast vs. Stacey N. Adams
2 Bowman Place
(Palm Coast Code Section 35-76(d)(1) Nuisance-Accumulations)

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 – 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 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 aforestated date; that Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. 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. LaPadula – Yes
Mr. Netts – Yes
Mr. Mugford – Yes**

**Ms. Maccherone - Yes
Mr. Roberts – Yes
Mr. Dodzik - Yes**

Motion unanimously carried.

14. AI# 17

CASE NO. 2018030730 RECURRING (5) BS
City of Palm Coast vs. Rafael Gomez & Bravo Zunilda
76 Farragut Drive
(Palm Coast Code Section 44-34(f) Improper Parking)

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 No Fine Standing Order – Recurring Violation 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 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. 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. LaPadula – Yes
Mr. Netts – Yes
Mr. Mugford – Yes

Ms. Maccherone - Yes
Mr. Roberts – Yes
Mr. Dodzik - Yes

Motion unanimously carried.

15. AI# 24

CASE NO. 2018021393 JF
City of Palm Coast vs. April M. Descartes
37 Robinson Drive
(Palm Coast Code Section 44-34(c) Parking of Comm. Veh./Trailer in Residential District)

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 one (1) day after this Order is entered in writing; that in the event the Respondent does not comply with the Order, a fine in the amount of \$50.00 will be imposed for each and every day the violation continues past the aforesated date; that Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. 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. LaPadula – Yes
Mr. Netts – Yes
Mr. Mugford – Yes

Ms. Maccherone - Yes
Mr. Roberts – Yes
Mr. Dodzik - Yes

Motion unanimously carried.

16. AI# 26

CASE NO. 2018011106 JF
City of Palm Coast vs. Joseph & Angie Buchanan
24 Rymesen Lane
(Palm Coast Code Section 44-34(d)(2) Parking Boat/Trailer/RV)

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 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. Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Ms. Maccherone seconded the motion.

Roll was called:

Mr. Pulos – Yes
Mr. LaPadula – Yes
Mr. Netts – Yes
Mr. Mugford – Yes

Ms. Maccherone - Yes
Mr. Roberts – Yes
Mr. Dodzik - Yes

Motion unanimously carried.

17. AI# 33

CASE NO. 2018010411 JS
City of Palm Coast vs. Jianming Ye & XiaorongPan
59 Coral Reef Court North
(Palm Coast Code Section 17-39(a) Residential Rental Program)

Code Enforcement Officer Sagala presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Sagala 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 aforestated date; that Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. 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. LaPadula – Yes
Mr. Netts – Yes
Mr. Mugford – Yes

Ms. Maccherone - Yes
Mr. Roberts – Yes
Mr. Dodzik - Yes

Motion unanimously carried.

18. AI# 35

CASE NO. 2018030005 REPEAT (1) JS
City of Palm Coast vs. David H. & Susan E. Beare
55 Courtney Place
(Palm Coast Code Section 15-108(d) Weeds/Overgrowth)

Code Enforcement Officer Sagala presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Sagala testified the property is in compliance. Staff recommends a 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 March 20, 2018; that a \$100.00 per day fine is imposed for the period of non-compliance from March 5, 2018 to March 19, 2018; totaling \$1,500.00. Respondent shall pay Administrative Costs to the City in the amount of \$70.00. Mr. Dodzik seconded the motion.

Roll was called:

Mr. Pulos – Yes
Mr. LaPadula – Yes
Mr. Netts – Yes
Mr. Mugford – Yes

Ms. Maccherone - Yes
Mr. Roberts – Yes
Mr. Dodzik - Yes

Motion unanimously carried.

19. AI# 36

CASE NO. 2018011043 BR
City of Palm Coast vs. Nikolai Simonov

180 Palmwood 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 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 the City Code as charged; that Respondent correct the violation no later than three (3) 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 Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Mr. Dodzik seconded the motion.

Roll was called:

Mr. Pulos – Yes
Mr. LaPadula – Yes
Mr. Netts – Yes
Mr. Mugford – Yes

Ms. Maccherone - Yes
Mr. Roberts – Yes
Mr. Dodzik - Yes

Motion unanimously carried.

20. AI# 40

CASE NO. 2018010824 BR
City of Palm Coast vs. Mark Scott & Beth Ann Shuman
24 Poindexter Lane
(Palm Coast Code Section 44-34(d)(2) Parking Boat/Trailer/RV)

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 the 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 aforesated date; that Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. 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

Ms. Maccherone - Yes

Mr. LaPadula – Yes
Mr. Netts – Yes
Mr. Mugford – Yes

Mr. Roberts – Yes
Mr. Dodzik - Yes

Motion unanimously carried.

21. AI# 46

CASE NO. 2017120055 MASSEY LM
City of Palm Coast vs. Gary R. & Jessie M. Wisman
3 Zammer Court
(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. Officer Mendez testified the property remains in violation. 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 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 March 20, 2018 to June 5, 2018; totaling \$1,950.00 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. Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. 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. LaPadula – Yes
Mr. Netts – Yes
Mr. Mugford – Yes

Ms. Maccherone - Yes
Mr. Roberts – Yes
Mr. Dodzik - Yes

Motion unanimously carried.

OLD BUSINESS:

None to report.

NEW BUSINESS

None to report.

ANNOUNCEMENT OF NEXT MEETING:

The next meeting of the Code Enforcement Board will be held on Wednesday, July 11, 2018 at 10:00am.

ADJOURNMENT:

There being no further business, the meeting was adjourned at 11:35 am.

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.