

**CODE ENFORCEMENT BOARD**  
**Wednesday, May 1, 2019 at 10:00 a.m.**  
*Intracoastal Room*  
*Palm Coast City Hall*  
**160 Lake Avenue, Palm Coast, Florida**

**BOARD MEMBERS PRESENT:** Larry Pulos, Jon Netts, Dean Roberts, Marc Bellapianta, Norman Mugford, Kenneth Carruth, Gennaro Arcamone

**BOARD COUNSEL PRESENT:** Mary Sneed

**STAFF MEMBERS PRESENT:** Code Enforcement Supervisor Mendez, Code Enforcement Lead, Romeo Officers Hadden, Festa, Shelley, Risch, Burton, Stafford, Nunez, MacDonald, Code Enforcement Clerk Wry, City Counsel Reischmann

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

The meeting was called to order at 10:08 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 April 3, 2019 Meeting Minutes**

The Minutes were unanimously approved.

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

None to report.

**E. Swearing in of Respondents and Staff**

The respondents and staff who were present were sworn in by Mary Sneed, Counsel for the Code Board.

**F. Withdrawn Cases:**

**AI# 2** CASE NO. 2018100103 - *30 Louisville Drive*  
**AI# 7** CASE NO. 2019020868 - *5 Zinc Place*  
**AI# 8** CASE NO. 2019020568 - *39 Zonal Geranium Trail*  
**AI# 9** CASE NO. 2018120644 - *56 Ramblewood Drive*  
**AI# 10** CASE NO. 2018101496 - *42 Russell Drive*  
**AI# 12** CASE NO. 2018121125 - *22 Black Alder Drive*  
**AI# 13** CASE NO. 2019011518 - *76 Farragut Drive*  
**AI# 14** CASE NO. 2019020137 - *78 Fountain Gate Lane*  
**AI# 15** CASE NO. 2018110833 - *7 Poinfield Place*  
**AI# 29** CASE NO. 2019010010 - *101 Pine Circle Drive*  
**AI# 34** CASE NO. 2019010459 - *7 Beckner Lane*  
**AI# 36** CASE NO. 2019011258 - *82 Belvedere Lane*  
**AI# 38** CASE NO. 2018070710 - *37 Braddock Lane*  
**AI# 40** CASE NO. 2019010267 - *66 Brunswick Lane*  
**AI# 41** CASE NO. 2019011539 - *30 Kathleen Trail*  
**AI# 46** CASE NO. 2018120111 - *34 Coral Reef Court North(A)*

**G. Continued Cases:**

**AI#47** CASE NO. 2018120134 – *39 Courtney Place*

1. **AI# 30**

**CASE NO. 2019010623** BR

*City of Palm Coast vs. Benjamin & Virnetta Folk*

**31 Pine Croft Lane**

*(Palm Coast Code Section 15-108(h) Unlicensed Vehicle)*

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 still in violation. Staff recommends a Fine – Violation Order and Administrative Costs. Benjamin Folk, Respondent, presented his side.

**Mr. Netts moved to find in this case that Respondents are in violation of City Code as charged; that 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 \$50.00 will be imposed for each and every day the violation continues past the aforesated date; that Respondents are further ordered to contact the Code Enforcement Officer to verify compliance with this Order. Respondents 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. Carruth – Yes**

**Mr. Bellapianta – Yes**

**Mr. Netts – Yes**

**Mr. Mugford - Yes**

**Mr. Roberts - Yes**

**Mr. Arcamone - Yes**

**Motion unanimously carried.**

2. **AI# 19**

**CASE NO. 2018081308** **MASSEY** MH

*City of Palm Coast vs. Ronald J. Ward & Nicolette J. Mahyer*

**6 Utide Court**

*(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 this is a Massey case and the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs. Ronald Ward, Respondent presented his side.

**Mr. Netts moved to find in this case that the fine be rescinded. Respondent shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Roberts seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes**

**Mr. Carruth – Yes**

**Mr. Mugford - Yes**

**Mr. Roberts - Yes**

Mr. Bellapianta – Yes  
Mr. Netts – Yes

Mr. Arcamone - Yes

**Motion unanimously carried.**

**3. AI# 33**

**CASE NO. 2018120327** BR  
*City of Palm Coast vs. Brianna L. Stevens*  
**12 Puritan Lane**  
*(Palm Coast Code Section 44-34(f) Improper Parking)*

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. Brianna Stevens Respondent, presented her side.

**Mr. Netts 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 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. Carruth – Yes  
Mr. Bellapianta – Yes  
Mr. Netts – Yes

Mr. Mugford - Yes  
Mr. Roberts - Yes  
Mr. Arcamone - Yes

**Motion unanimously carried.**

**4. AI# 27**

**CASE NO. 2019010133** BR  
*City of Palm Coast vs. Christopher J. & Sara Purdy*  
**70 Panorama Drive**  
*(Palm Coast Code Section 44-34(c) Parking of Comm. Vehicle/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. Christopher Purdy Respondent, presented her side.

**Mr. Roberts moved to find in this case that Respondents were 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 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. Respondents shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Arcamone seconded the motion.

Roll was called:

Mr. Pulos – Yes

Mr. Carruth – Yes

Mr. Bellapianta – Yes

Mr. Netts – Yes

Mr. Mugford - Yes

Mr. Roberts - Yes

Mr. Arcamone - Yes

Motion unanimously carried.

5. AI# 20

CASE NO. 2019011397      **RECURRING**      CSR

*City of Palm Coast vs. Mary L. Alexander & Njah Bing*

*1 Wellhaven Lane (A)*

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

Code Enforcement Officer Risch presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Risch testified this is a recurring violation and the property is in compliance. Staff recommends a No Fine Standing Order and Administrative Costs. Mary Alexander, Respondent, presented her side.

**Mr. Roberts moved to find in this case that Respondents were 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 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. Respondents 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. Bellapianta – Yes

Mr. Netts – Yes

Mr. Mugford - Yes

Mr. Roberts - Yes

Mr. Arcamone - Yes

Motion unanimously carried.

6. AI# 24

CASE NO. 2019021080      **RECURRING**      CSR

*City of Palm Coast vs. Jacqueline Rogelio Esquivel*

*5 Willard Place*

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

Code Enforcement Officer Risch presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Risch testified this is a recurring violation and the property is in compliance. Staff recommends a No Fine Standing Order and Administrative Costs. Jacqueline Esquivel, 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 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. Carruth seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes**

**Mr. Carruth – Yes**

**Mr. Bellapianta – Yes**

**Mr. Netts – Yes**

**Mr. Mugford - Yes**

**Mr. Roberts - Yes**

**Mr. Arcamone - Yes**

**Motion unanimously carried.**

**7. AI# 25**

**CASE NO. 2019021081      RECURRING      CSR**

*City of Palm Coast vs. Jacqueline Rogelio Esquivel*

**5 Willard Place**

*(Palm Coast Code Section 44-34(f) Improper Parking)*

Code Enforcement Officer Risch presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Risch testified this is a recurring violation and the property is in compliance. Staff recommends a No Fine Standing Order and Administrative Costs. Jacqueline Esquivel, 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 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. Arcamone seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes**

**Mr. Carruth – Yes**

**Mr. Bellapianta – Yes**

**Mr. Netts – Yes**

**Mr. Mugford - Yes**

**Mr. Roberts - Yes**

**Mr. Arcamone - Yes**

**Motion unanimously carried.**

**8. AI# 43**

**CASE NO. 2019010993      RECURRING      JS**

*City of Palm Coast vs. Chris Howard c/o. Paul Mele*

**15 Burning Place**

*(Palm Coast Code Section 44-34(b) Parking in Swale between 1 am & 6 am)*

Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Stafford testified this is a recurring violation and the property is in compliance. Staff recommends a No Fine Standing Order and Administrative Costs. Chris Howard, 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 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. Carruth seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes**

**Mr. Carruth – Yes**

**Mr. Bellapianta – Yes**

**Mr. Netts – Yes**

**Mr. Mugford - Yes**

**Mr. Roberts - Yes**

**Mr. Arcamone - Yes**

**Motion unanimously carried.**

**9. AI# 44**

**CASE NO. 2018091539      MASSEY      JS**

*City of Palm Coast vs. Daniel T. Boone, Jr.*

**6 Cerrudo Lane**

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

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

**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 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 30, 2019; that the fine amount has been reduced to \$1,000.00**

for the period of non-compliance from January 22, 2019 to April 29, 2019. Respondent shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Arcamone seconded the motion.

Roll was called:

Mr. Pulos – Yes

Mr. Carruth – Yes

Mr. Bellapianta – Yes

Mr. Netts – Yes

Mr. Mugford - Yes

Mr. Roberts - Yes

Mr. Arcamone - Yes

Motion unanimously carried.

**10. AI# 26**

**CASE NO. 2019020248      RECURRING      CSR**

*City of Palm Coast vs. Dulcilio & Maria Reis*

*78 Woodbury Drive*

*(Palm Coast Code Section 44-34(f) Improper Parking)*

Code Enforcement Officer Risch presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Risch testified this is a recurring violation and the property is in compliance. Staff recommends a No Fine Standing Order and Administrative Costs. Dulcilio Reis, Respondent, presented his side.

**Mr. Arcamone moved to find in this case that Respondents were 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 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. Respondents 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. Bellapianta – Yes

Mr. Netts – Yes

Mr. Mugford - Yes

Mr. Roberts - Yes

Mr. Arcamone – Yes

**11. AI# 42**

**CASE NO. 2018121058      RECURRING      JS**

*City of Palm Coast vs. Janette Loftin*

*136 Bud Hollow Drive*

*(Palm Coast Code Section 44-34(b) Parking in Swale Between 1am & 6 am)*

Code Enforcement Officer Risch presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Risch testified this is a recurring violation and the property is in compliance.

Staff recommends a No Fine Standing Order and Administrative Costs. Dulcilio Reis, 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. 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. Bellapianta – Yes  
Mr. Netts – Yes**

**Mr. Mugford - Yes  
Mr. Roberts - Yes  
Mr. Arcamone - Yes**

**12. AI #6**

**CASE NO. 2018061455                      REDUCTION                      AN**  
*City of Palm Coast vs. Gershen & Vera Melnik*  
**40 Pitt Lane**  
*(Palm Coast Code Section 35-76(d)(1) Nuisance - Accumulations)*

Code Enforcement Officer Nunez presented case history and stated the Respondent was present to request a Reduction of Fine. Officer Nunez notified the board the total fine amount is \$475.00. Property Manager, Tatiana Mixav presented her side on behalf of the Respondent and requested a reduction of fine.

**Mr. Arcamone moved the fine amount remain as is and not be reduced. Mr. Belapianta seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes  
Mr. Carruth – Yes  
Mr. Bellapianta – Yes  
Mr. Netts – Yes**

**Mr. Mugford - Yes  
Mr. Roberts - Yes  
Mr. Arcamone - Yes**

**Motion unanimously carried.**

**13. AI# 22**

**CASE NO. 2019020386                      RECURRING                      CSR**  
*City of Palm Coast vs. Margaret Charlene Nicholson*  
**26 Westland Place**  
*(Palm Coast Code Section 15-108(h) Inoperable Vehicle)*



Code Enforcement Officer Risch presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Risch testified this is a recurring violation and the property is in compliance. Staff recommends a No Fine Standing Order and Administrative Costs. Margaret Nicholson, 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 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. Carruth seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes**

**Mr. Carruth – Yes**

**Mr. Bellapianta – Yes**

**Mr. Netts – Yes**

**Mr. Mugford - Yes**

**Mr. Roberts - Yes**

**Mr. Arcamone - Yes**

**Motion unanimously carried.**

**14. AI# 1**

**CASE NO. 2018081605 MASSEY BMD**

*City of Palm Coast vs. Talendieu & Meriat D. St. Julien*

*11 Bickwick Lane*

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

Code Enforcement Officer MacDonald presented case history, paperwork and photos into evidence. The Respondent was not present. Officer MacDonald 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.

**Mr. Carruth moved to find in this case that Respondents were in violation of City Code as charged; that Respondents failed to correct the violation by the time specified for correction by the Code Enforcement Board in the Board’s Order entered into evidence in this case that Respondents have not brought the property into compliance; that a \$50.00 per day fine is imposed for the period of non-compliance from January 22, 2019 to April 30, 2019, totaling \$4,950.00 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. Respondents are further ordered to contact the Code Enforcement Officer to verify compliance with this Order. Respondents shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Roberts seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes**

**Mr. Carruth – Yes**

**Mr. Mugford - Yes**

**Mr. Roberts - Yes**

Mr. Bellapianta – Yes  
Mr. Netts – Yes

Mr. Arcamone - Yes

**Motion unanimously carried.**

**15. AI# 2**

**CASE NO. 2018100103      MASSEY      BMD**  
*City of Palm Coast vs. Emily Allen*  
**71 Leaver Drive**  
*(Palm Coast Code Section 44-34(f) Improper Parking)*

Code Enforcement Officer MacDonald presented case history, paperwork and photos into evidence. The Respondent was not present. Officer MacDonald 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.

**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 February 14, 2019 to April 30, 2019, totaling \$3,800.00 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. Mr. Carruth seconded the motion.**

**Roll was called:**

Mr. Pulos – Yes  
Mr. Carruth – Yes  
Mr. Bellapianta – Yes  
Mr. Netts – Yes

Mr. Mugford - Yes  
Mr. Roberts - Yes  
Mr. Arcamone - Yes

**Motion unanimously carried.**

**16. AI# 4**

**CASE NO. 2019011547      AN**  
*City of Palm Coast vs. Edward J. & Susan Norberg*  
**11 Edgemont Lane**  
*(Palm Coast Code Section 15-108(h) Unlicensed Vehicle)*

Code Enforcement Officer Nunez presented case history, paperwork and photos into evidence. The Respondents were not present. Officer Nunez 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 Respondents were 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 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. Respondents shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Bellapianta seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes**

**Mr. Carruth – Yes**

**Mr. Bellapianta – Yes**

**Mr. Netts – Yes**

**Mr. Mugford - Yes**

**Mr. Roberts - Yes**

**Mr. Arcamone - Yes**

**Motion unanimously carried.**

**17. AI# 5**

**CASE NO. 2019020740**

AN

*City of Palm Coast vs. John L. & Stephanie Riso*

**9 Llovera Place**

*(Palm Coast Code Section 44-34(f) Improper Parking)*

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

**Mr. Netts moved to find in this case that Respondents were 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 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. Respondents 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. Bellapianta - Yes**

**Mr. Netts - Yes**

**Mr. Mugford - Yes**

**Mr. Roberts - Yes**

**Mr. Arcamone - Yes**

**Motion unanimously carried.**

**18. AI# 11**

**CASE NO. 2018120100**

**REPEAT**

JF

*City of Palm Coast vs. Eugene & Zoya Kravets, Trustees*

**38 Russo Drive**

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

Code Enforcement Officer Festa presented case history, paperwork and photos into evidence. The Respondents were not present. Officer Festa 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.

**Mr. Netts moved to find in this case that Respondents were in repeat violation of City Code as charged based on the Board’s Order entered against the same Respondents for the same violation; that Respondents brought the property into compliance on December 4, 2018; that a \$50.00 per day fine is imposed for the period of non-compliance on December 3, 2018; totaling \$50.00. Respondents shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Roberts seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes**

**Mr. Carruth – Yes**

**Mr. Bellapianta – Yes**

**Mr. Netts – Yes**

**Mr. Mugford - Yes**

**Mr. Roberts - Yes**

**Mr. Arcamone - Yes**

**Motion unanimously carried.**

**19. AI# 16**

**CASE NO. 2019020557**

MH

*City of Palm Coast vs. Frank & Heather Ann Colombo*

**22 Seven Wonders Trail**

*(Palm Coast Code Section 44-34(i) Parking in Median)*

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

**Mr. Roberts moved to find in this case that Respondents were 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 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. Respondents shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Bellapianta seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes**

**Mr. Carruth – Yes**

**Mr. Bellapianta – Yes**

**Mr. Netts – Yes**

**Mr. Mugford - Yes**

**Mr. Roberts - Yes**

**Mr. Arcamone - Yes**

**Motion unanimously carried.**

20. AI# 17

**CASE NO. 2019020033 MASSEY** MH  
*City of Palm Coast vs. James F. Jr. & Harlena A McHugh*  
**2 Sled Court**

*(Palm Coast Code Section 35-76(d)(1) Nuisance-Debris on Side of House & Appliances on Back Deck)*

Code Enforcement Officer Hadden presented case history, paperwork and photos into evidence. The Respondents were not present. Officer Hadden testified this is a Massey case and 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 Respondents were in violation of City Code as charged; that Respondents failed to correct the violation by the time specified by the Code Enforcement Board in the Board’s Order entered into evidence in this case; that Respondents brought the property into compliance on February 7, 2019; that a \$50.00 per day fine is imposed for the period of non-compliance from January 29, 2019 to February 6, 2019, totaling \$450.00. Respondents shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Bellapianta seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes  
Mr. Carruth – Yes  
Mr. Bellapianta – Yes  
Mr. Netts – Yes**

**Mr. Mugford - Yes  
Mr. Roberts - Yes  
Mr. Arcamone - Yes**

**Motion unanimously carried.**

21. AI# 18

**CASE NO. 2019020209 RECURRING** MH  
*City of Palm Coast vs. Steven W. Fischer Sr.*  
**221 Ullian Trail**

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

Code Enforcement Officer Hadden presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Hadden testified this is a recurring violation and 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. 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. Bellapianta - Yes**  
**Mr. Netts - Yes**

**Mr. Mugford - Yes**  
**Mr. Roberts - Yes**  
**Mr. Arcamone - Yes**

**Motion unanimously carried.**

**22. AI# 21**

**CASE NO. 2019010576** CSR  
*City of Palm Coast vs. Richard, Daniel J. & Christine Fountain*  
**30 Westford Lane**  
*(Palm Coast Code Section 15-114(a) Rubbish/Garbage*

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

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

**Mr. Mugford - Yes**  
**Mr. Roberts - Yes**  
**Mr. Arcamone - Yes**

**Motion unanimously carried.**

**23. AI# 23**

**CASE NO. 2017120968** **REQ. FORECLOSURE** CSR  
*City of Palm Coast vs. Sand Land and Water Inc.*  
**30 Whittier Lane**  
*(Palm Coast Code Section 15-1-FBC 105.1 No Permit)*

Code Enforcement Officer Risch presented case history, paperwork and photos. The Respondent was not present. Mr. Risch testified the property has remained in violation for a total of 377 days. The City is requesting authorization from the Code Enforcement Board to start the foreclosure process.

**Mr. Netts moved to impose an Order to start the foreclosure process, as requested by the City. Mr. Roberts seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes**

**Mr. Carruth – Yes**

**Mr. Bellapianta – Yes**

**Mr. Netts – Yes**

**Mr. Mugford - Yes**

**Mr. Roberts - Yes**

**Mr. Arcamone - Yes**

**Motion unanimously carried.**

**24. AI# 28**

**CASE NO. 2019010684**

BR

*City of Palm Coast vs. Karen I. & Patrick D. Banks*

**16 Pennypacker Lane**

*(Palm Coast Code Section 15-108(h) Unlicensed Vehicle)*

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

**Mr. Netts moved to find in this case that Respondents were 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 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. Respondents 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. Bellapianta – Yes**

**Mr. Netts – Yes**

**Mr. Mugford - Yes**

**Mr. Roberts - Yes**

**Mr. Arcamone - Yes**

**Motion unanimously carried.**

**25. AI# 30**

**CASE NO. 2018080078**

**REPEAT**

BR

*City of Palm Coast vs. Edwin & Carmen Nazario*

**31 Point of Woods Drive**

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

Code Enforcement Officer Romeo presented case history, paperwork and photos into evidence. The Respondents were not present. Officer Romeo 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.

**Mr. Roberts moved to find in this case that Respondents were in repeat violation of City Code as charged based on the Board’s Order entered against the same Respondents for the same violation; that Respondents brought the property into compliance on August 3, 2018; that a \$100.00 per day fine is imposed for the period of non-compliance from August 1, 2018 to August 2, 2018, totaling \$200.00. Respondents 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. Bellapianta – Yes**

**Mr. Netts – Yes**

**Mr. Mugford - Yes**

**Mr. Roberts - Yes**

**Mr. Arcamone - Yes**

**Motion unanimously carried.**

**26. AI# 32**

**CASE NO. 2019010315**

BR

*City of Palm Coast vs. Pranav & Bhumika Shah*

***11 Prince Kaarel Lane***

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

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

**Mr. Roberts moved to find in this case that Respondents were 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 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. Respondents shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Netts seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes**

**Mr. Carruth – Yes**

**Mr. Bellapianta – Yes**

**Mr. Netts – Yes**

**Mr. Mugford - Yes**

**Mr. Roberts - Yes**

**Mr. Arcamone - Yes**

**Motion unanimously carried.**



**27. AI# 35**

**CASE NO. 2018090383      MASSEY      SB**

*City of Palm Coast vs. Angela & Scott Lapete*

**140 Beechwood Lane**

*(Palm Coast Code Section 42-56 Basketball Hoop in R.O.W.)*

Code Enforcement Officer Burton presented case history, paperwork and photos into evidence. The Respondents were not present. Officer Burton 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.

**Mr. Carruth moved to find in this case that Respondents were in violation of City Code as charged; that Respondents failed to correct the violation by the time specified for correction by the Code Enforcement Board in the Board’s Order entered into evidence in this case that Respondents have not brought the property into compliance; that a \$25.00 per day fine is imposed for the period of non-compliance from January 18, 2019 to April 30, 2019, totaling \$2,575.00 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. Respondents are further ordered to contact the Code Enforcement Officer to verify compliance with this Order. Respondents shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Roberts seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes**

**Mr. Mugford - Yes**

**Mr. Carruth – Yes**

**Mr. Roberts - Yes**

**Mr. Bellapianta – Yes**

**Mr. Arcamone - Yes**

**Mr. Netts – Yes**

**Motion unanimously carried.**

**28. AI# 37**

**CASE NO. 2018100172      REPEAT      SB**

*City of Palm Coast vs. Philip J. & Christina A. Sapienza*

**37 Braddock Lane**

*(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 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. 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 has not brought the property into compliance as of April 30, 2019; that a \$200.00 per day fine is imposed for the period of non-compliance from October 16, 2018 to April 30, 2019; totaling \$39,400.00; that a fine of \$200.00 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 \$70.50. Mr. Roberts seconded the motion.

Roll was called:

Mr. Pulos – Yes

Mr. Carruth – Yes

Mr. Bellapianta – Yes

Mr. Netts – Yes

Mr. Mugford - Yes

Mr. Roberts - Yes

Mr. Arcamone - Yes

Motion unanimously carried.

**29. AI# 39**

**CASE NO. 2018120721** SB

*City of Palm Coast vs. Cathy Fischer*

**80 Brunette Lane**

*(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 is still 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 \$25.00 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. Carruth seconded the motion.**

Roll was called:

Mr. Pulos – Yes

Mr. Carruth – Yes

Mr. Bellapianta – Yes

Mr. Netts – Yes

Mr. Mugford - Yes

Mr. Roberts - Yes

Mr. Arcamone - Yes

Motion unanimously carried.

**30. AI# 45**

**CASE NO. 2019010051** JS

*City of Palm Coast vs. John Barrett*

**44 Cooper Lane**

*(Palm Coast Code Section 15-108(h) Unlicensed Vehicle)*

Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Stafford 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.

**Mr. Bellapianta 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 April 15, 2019 to April 30, 2019, totaling \$800.00 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. Mr. Roberts seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes**

**Mr. Carruth – Yes**

**Mr. Bellapianta – Yes**

**Mr. Netts – Yes**

**Mr. Mugford - Yes**

**Mr. Roberts - Yes**

**Mr. Arcamone - Yes**

**Motion unanimously carried.**

**31. AI# 48**

**CASE NO. 2018120230** JS

*City of Palm Coast vs. Frank K. Jonas*

**8 Farragut Drive**

*(Palm Coast Code Section 44-34(b) Parking in the Swale Between 1 am & 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 still 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 thirty (30) 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. Bellapianta seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes**

**Mr. Carruth – Yes**

**Mr. Bellapianta – Yes**

**Mr. Netts – Yes**

**Mr. Mugford - Yes**

**Mr. Roberts - Yes**

**Mr. Arcamone - Yes**

**Motion unanimously carried.**

**32. AI# 49**

**CASE NO. 2018111258**

JS

*City of Palm Coast vs. Fillippo Como*

**13 Farver Lane**

*(Palm Coast Code Section 44-33(b) Parking in Swale Between 1 am & 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 No Fine Standing Order 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 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. Netts seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes**

**Mr. Carruth – Yes**

**Mr. Bellapianta – Yes**

**Mr. Netts – Yes**

**Mr. Mugford - Yes**

**Mr. Roberts - Yes**

**Mr. Arcamone - Yes**

**Motion unanimously carried.**

**33. AI# 50**

**CASE NO. 2018120568**

JS

*City of Palm Coast vs. Mark A & Cheri O. Fort*

**11 Felter Lane**

*(Palm Coast Code Section 44-33(b) Parking in Swale Between 1 am & 6 am)*

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

**Mr. Roberts moved to find in this case that Respondents were 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 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. Respondents shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Netts seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes  
Mr. Carruth – Yes  
Mr. Bellapianta – Yes  
Mr. Netts – Yes**

**Mr. Mugford - Yes  
Mr. Roberts - Yes  
Mr. Arcamone - Yes**

**Motion unanimously carried.**

**34. AI# 51**

**CASE NO. 2018111050** JS  
*City of Palm Coast vs. Martin E. McCarrick*  
**7 Shinnecock Court**  
*(Palm Coast Code Section 35-76(d)(1) Pool Enclosure Screens in Disrepair)*

Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Stafford testified the property is still 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 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 \$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. Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Mr. Bellapianta seconded the motion.**

**Roll was called:**

**Mr. Pulos – Yes  
Mr. Carruth – Yes  
Mr. Bellapianta – Yes  
Mr. Netts – Yes**

**Mr. Mugford - Yes  
Mr. Roberts - Yes  
Mr. Arcamone - 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, June 5, 2019 at 10:00am.

**ADJOURNMENT:**

There being no further business, the meeting was adjourned at 11:55 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.*