

CODE ENFORCEMENT BOARD
Wednesday, November 3, 2021 at 10:00 a.m.
Intracoastal Room
Palm Coast City Hall
160 Lake Avenue, Palm Coast, Florida

BOARD MEMBERS PRESENT: Dean Roberts, Andrew Dodzik, Larry Pulos, Gennaro Arcamone, Vincent Sullivan, Geraldine Wright, Norman Mugford

BOARD COUNSEL PRESENT: J. Giffin Chumley

STAFF MEMBERS PRESENT: Code Enforcement Supervisor Mendez, Code Enforcement Lead Officer Romeo, Code Enforcement Officers Lott, Risch, Shelley, Stafford, Nunez, MacDonald, Business Tax Inspector Giuliano, Code Enforcement Clerk Filipe, 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 October 6, 2021 Meeting Minutes

The Minutes were unanimously approved.

D. Disclosure of Ex-Parte Communications.

None.

E. Swearing in of Respondents and Staff

The respondents and staff who were present were sworn in by J. Giffin Chumley, Counsel for the Code Board.

F. Withdrawn Cases

AI #3 CASE #2021070431 – 19 Braddock Lane
AI #9 CASE #2021070922 – 51 Randolph Drive
AI #11 CASE #2021070013 – 9 Regina Lane
AI #14 CASE #2021081660 – 110 Wellstone Drive
AI #15 CASE #2021081659 – 110 Wellstone Drive
AI #20 CASE #2021071489 – 92 White Hall Drive
AI #24 CASE #2021061022 – 5 Cayuse Court
AI #32 CASE #2020121162 – 59 Sea Trail
AI #34 CASE #2021061403 – 42 Seven Wonders Trail

G. Continued Cases:

AI #26 CASE #2021010043 – 58 Cottonwood Court
AI #53 CASE #2021061644 – 222 Coral Reef Court North
AI #54 CASE #2021060234 – 5 Colorado Drive

1. **AI# 36**

CASE NO. 2021061483 RECURRING (1) AN
City of Palm Coast vs. US Bank c/o Wri Property Management
4 Slidell Place
(Palm Coast Code Section 15-108(h) Unlicensed Vehicle)

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

Mr. Arcamone moved to find in this case that Respondent is in violation of 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 per day 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. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes**

**Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

2. **AI# 18***

CASE NO. 2021081382 RECURRING (1) CR
City of Palm Coast vs. Nikko Jordan Bembry
3 Wheeler Place
(Palm Coast Code Section 35-76(d)(2) Nuisance - Accumulations)

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

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 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 \$25.00 per day 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. Sullivan – Yes

Mr. Roberts - Yes

Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

3. AI# 19*

CASE NO. 2021081785 CR
City of Palm Coast vs. Nikko Jordan Bembry
3 Wheeler Place
(Palm Coast Code Section 41-11(a) Trash Containers/Recycling

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

Mr. Arcamone moved to find in this case that Respondent is in violation of 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 \$25.00 per day 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. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

4. AI# 31

CASE NO. 2021060043 **RECURRING** (4) AN
City of Palm Coast vs. Vyacheslav Shlyakhover
25 Rosecroft Lane (A)
(Palm Coast Code Section 44-33(b) Parking in Swale Between 1 AM & 6 AM)

Code Enforcement Officer Nunez presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Nunez testified the property is in compliance. Staff recommends a No Fine Standing Order – Recurring Violation and Administrative Costs. Lindsey Crosby, Tenant, 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. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

5. AI# 41

CASE NO. 2021061653 REPEAT (1) AN

City of Palm Coast vs. Darren A & Marcy A Flores Kannan

36 Upshire Path

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

Code Enforcement Officer Nunez presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Nunez 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. Darren Kannan, 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 Respondent brought the property into compliance on June 29, 2021; that a \$100.00 per day fine is imposed for the period of non-compliance on June 28, 2021; totaling \$100.00. Mr. Arcamone seconded the motion.

Roll was called:

Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

6. AI# 47

CASE NO. 2021081347 REPEAT (4) BR

City of Palm Coast vs. Kurt Lawrence

24 Pine Hill Lane

(Palm Coast Code Section 15-108(h) Inoperable Vehicle)

Code Enforcement Lead Officer Romeo presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Lead Officer Romeo 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. Kurt Lawrence, Respondent, presented his side.

Mr. Sullivan 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 November 2, 2021; that a \$450.00 per day fine is imposed for the period of non-compliance from August 18, 2021 to November 2, 2021; totaling \$34,650.00; that a fine of \$450.00 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 \$71.00. Mr. Roberts seconded the motion.

Roll was called:

Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

7. AI# 48

CASE NO. 2021081348 REPEAT (2) BR
City of Palm Coast vs. Kurt Lawrence
24 Pine Hill Lane
(Palm Coast Code Section 35-76(d)(2) Nuisance - Accumulations)

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

Mr. Arcamone 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 November 2, 2021; that a \$100.00 per day fine is imposed for the period of non-compliance from August 18, 2021 to November 2, 2021; totaling \$34,650.00; that a fine of \$450.00 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 \$71.00. Mr. Sullivan seconded the motion.

Roll was called:

Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Not present

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

8. AI# 12

CASE NO. 2021080151 RECURRING (4) JK

City of Palm Coast vs. Higgins Nataliya & Ebo LLC

18 Regis Lane

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

Code Enforcement Office MacDonald presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer MacDonald testified the property is in compliance. Staff recommends a No Fine Standing Order – Recurring Violation and Administrative Costs. Barbara Rodriguez, Tenant, presented her 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 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. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes**

**Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

9. AI# 42

CASE NO. 2021050865 AN

City of Palm Coast vs. Alice Davis Stephenson

52 Upshire Path

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

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

Roll was called:

Mr. Sullivan – Yes

Mr. Roberts - Yes

Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

10. AI# 49

CASE NO. 2021080604 RECURRING (5) BR

City of Palm Coast vs. Daniel Lourenco Cogo

22 Plateau Lane (B)

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

Code Enforcement Lead Officer Romeo presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Lead Officer Romeo testified the property is in compliance. Staff recommends a No Fine Standing Order – Recurring Violation and Administrative Costs. Angel Cruz, 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 was corrected; that the violation recurred; that any violation of the same Code by Respondent within five (5) years 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. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

11. AI# 16

CASE NO. 2021081859 RECURRING (4) CR

City of Palm Coast vs. Susan Walako

70 Westglen Lane

(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 the property is in compliance. Staff recommends a No Fine Standing Order – Recurring Violation and Administrative Costs. Lee Leducke, Daughter of Respondent, presented her side.

Mr. Sullivan 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 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. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

12. AI# 8

CASE NO. 2021021343 MASSEY JK
City of Palm Coast vs. Tammy & David Polo & Ashley Moawad
8 Angela Drive
(Palm Coast Code Section 15-1(FBC[A]105.1) No Permit)

Code Supervisor Mendez informed the Board that this case was being continued to next available Code Enforcement Board meeting.

13. AI# 30

CASE NO. 2021070066 RECURRING (3) AN
City of Palm Coast vs. Yvette L Smith
47 Robinson Drive
(Palm Coast Code Section 44-33(b) Parking in Swale Between 1 AM & 6 AM)

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

Mr. Arcamone 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 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. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

14. AI# 43

CASE NO. 2021071195

BR

City of Palm Coast vs. Console & Litha M Antoine

47 Pickering Drive

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

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

Roll was called:

Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

15. AI# 1*

CASE NO. 2021080987 **RECURRING** (2)_{BMD}

City of Palm Coast vs. Jacint Barquet

23 Lindberg Lane

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

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

Mr. Sullivan 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 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. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

16. AI# 52

CASE NO. 2020100434 LM
City of Palm Coast vs. Guy R Lathrop/ Rides Taxi Service LLC
10 Cedarview Court
(Palm Coast Code Section 16-38 No Local Business Tax Receipt)

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. Mike Giuliano, Business Tax Inspector, provided testimony in this case.

Mr. Dodzik 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 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. Sullivan – No
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion carried 6/1.

17. AI# 2

CASE NO. 2021071051 **RECURRING** (1) RL
City of Palm Coast vs. Charles R & Deborah L Daugherty
55 Boxwood Lane
(Palm Coast Code Section 15-108(h) Inoperable Vehicle)

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

Mr. Sullivan 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 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. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes**

**Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

18. AI# 4

CASE NO. 2021080759 BS
City of Palm Coast vs. Elizabeth L Jacob
44 Flamingo Drive
(Palm Coast Code Section 15-108(h) Inoperable Vehicle)

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 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. Arcamone seconded the motion.

Roll was called:

**Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes**

**Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

19. AI# 5

CASE NO. 2021051086 **MASSEY** BS
City of Palm Coast vs. James Franklin Guthrie
77 Freeport Lane
(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 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. 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 has not brought the property into compliance; that a \$50.00 per day fine is imposed for the period of non-compliance from August 18, 2021 to November 2, 2021; totaling \$3,850.00; 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. Arcamone seconded the motion.

Roll was called:

**Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes**

**Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

20. AI# 6

CASE NO. 2021081407 RECURRING (1) BS
City of Palm Coast vs. James Franklin Guthrie
77 Freeport Lane
(Palm Coast Code Section 15-114 Rubbish & Garbage)

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. Sullivan 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 \$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. Roberts seconded the motion.

Roll was called:

**Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes**

**Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

21. AI# 7

CASE NO. 2021081408 BS
City of Palm Coast vs. James Franklin Guthrie
77 Freeport Lane
(Palm Coast Code Section 15-110(a)(13) Broken Element)

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. Arcamone 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 aforesated date. 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. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

22. AI# 10

CASE NO. 2021081323 RECURRING (3) JK
City of Palm Coast vs. Charles V Prizzi
50 Red Mill Drive
(Palm Coast Code Section 44-34(c) Parking of Commercial Veh./ Trailer in Residential District)

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 – Recurring Violation and Administrative Costs.

Mr. Sullivan 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. Sullivan – Yes
Ms. Wright – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes

Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Arcamone - Yes

Motion unanimously carried.

23. AI# 13

CASE NO. 2021081320 RECURRING (2) JK

City of Palm Coast vs. James E Armstrong III

26 Ryan Drive

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

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 – 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. Sullivan seconded the motion.

Roll was called:

Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

24. AI# 17

CASE NO. 2021080660 CR

City of Palm Coast vs. Sunshine Orange LLC

41 Westmore Lane

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

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. Arcamone moved to find in this case that Respondent is in violation of 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 \$25.00 will be imposed for each and every day the violation continues past the aforesated date. 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. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

25. AI# 21

CASE NO. 2021080374 RECURRING (5) JS
City of Palm Coast vs. Polina Rozenberg & Alexander & Rita Rozenberg
132 Berkshire Lane
(Palm Coast Code Section 44-34(c) Parking of Commercial Veh./ 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 No Fine Standing Order – Recurring Violation and Administrative Costs.

Mr. Sullivan 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. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

26. AI# 22

CASE NO. 2021080394 REPEAT (4) JS
City of Palm Coast vs. Michael Andrews
59 Blare Drive
(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 this is a Repeat case and the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs.

Ms. Wright 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 19, 2021; that a \$450.00 per day fine is imposed for the period of non-compliance on August 5, 2021 and August 11, 2021; totaling \$900.00. Respondent shall pay Administrative Costs to the City in the amount of \$71.00. Mr. Sullivan seconded the motion.

Roll was called:

Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

27. AI# 23*

CASE NO. 2021070909 REPEAT (5) JS
City of Palm Coast vs. Philip J & Christina A Sapienza
37 Braddock 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 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. Arcamone 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 19, 2021; that a \$650.00 per day fine is imposed for the period of non-compliance between July 22, 2021 to August 11, 2021; totaling \$2,600.00. Respondent shall pay Administrative Costs to the City in the amount of \$71.50. Mr. Sullivan seconded the motion.

Roll was called:

Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

28. AI# 25*

CASE NO. 2021080480 RECURRING (5) JS
City of Palm Coast vs. Southern Bell Tel & Tel
5 Club House Drive
(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 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. Sullivan seconded the motion.

Roll was called:

**Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes**

**Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

29. AI# 27

CASE NO. 2021080395 REPEAT (1) JS
City of Palm Coast vs. Thomas P Rhodes
6 Fleetwood Drive
(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 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. Dodzik moved to find in this case that Respondent was in 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 11, 2021; that a \$100.00 per day fine is imposed for the period of non-compliance on August 5, 2021; totaling \$100.00. Respondent shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Roberts seconded the motion.

Roll was called:

**Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes**

**Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

30. AI# 28

CASE NO. 2021081976 REPEAT (1) JS

City of Palm Coast vs. Louis & Camille Bontempo

43 Leaver Drive

(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 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. Arcamone moved to find in this case that Respondent was in 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 September 9, 2021; that a \$100.00 per day fine is imposed for the period of non-compliance on August 26, 2021 and September 2, 2021; totaling \$200.00. Respondent shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Roberts seconded the motion.

Roll was called:

**Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes**

**Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

31. AI# 29

CASE NO. 2021081979 REPEAT (3) JS

City of Palm Coast vs. Emily Allen

71 Leaver Drive

(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 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 Respondent was in 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 September 9, 2021; that a \$250.00 per day fine is imposed for the period of non-compliance on August 26, 2021 and September 2, 2021; totaling \$500.00. Respondent shall pay Administrative Costs to the City in the amount of \$70.50. Mr. Arcamone seconded the motion.

Roll was called:

**Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes**

**Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

32. AI# 35

CASE NO. 2021050867 RECURRING (3) AN

City of Palm Coast vs. Edison Jr & Maria C Puentes

72 Seven Wonders Trail

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

Code Enforcement Officer Nunez presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Nunez testified the property is in compliance. Staff recommended 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. Sullivan seconded the motion.

Roll was called:

Mr. Sullivan – Yes

Ms. Wright – Yes

Mr. Pulos – Yes

Mr. Mugford – Yes

Mr. Roberts - Yes

Mr. Dodzik - Yes

Mr. Arcamone - Yes

Motion unanimously carried.

33. AI# 33*

CASE NO. 2021010431 MASSEY AN

City of Palm Coast vs. Gypsy Longoria

46 Sedgwick Trail

(Palm Coast Code Section 15-114 Rubbish & Garbage)

Code Enforcement Officer Nunez presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Nunez 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. Sullivan 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 May 19, 2021 to November 2, 2021; totaling \$4,200.00; 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. Dodzik seconded the motion.

Roll was called:

Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

34. AI# 37*

CASE NO. 2021030233 MASSEY AN
City of Palm Coast vs. Erika L Clark & Coleman L Robinson
68 Smith Trail
(Palm Coast Code Section 35-76(d)(2) Nuisance - Accumulations)

Code Enforcement Officer Nunez presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Nunez 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. 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 has not brought the property into compliance; that a \$50.00 per day fine is imposed for the period of non-compliance from June 15, 2021 to November 2, 2021; totaling \$7,050.00; 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. When the property comes into compliance, an Affidavit of Compliance will be issued. Mr. Arcamone seconded the motion.

Roll was called:

Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

35. AI# 38

CASE NO. 2021041157 REPEAT (3) AN
City of Palm Coast vs. Toni Spencer
8 Squirrel Place
(Palm Coast Code Section 44-34(i) Parking in Median)

Code Enforcement Officer Nunez presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Nunez 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. Sullivan 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 compliance on April 21, 2021; that an \$800.00 per day fine is imposed for the period of non-compliance on April 20, 2021. Respondent shall pay Administrative Costs to the City in the amount of \$72.00. Mr. Roberts seconded the motion.

Roll was called:

**Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes**

**Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

36. AI# 39

CASE NO. 2021081288 AN
City of Palm Coast vs. Melissa K Rolfe
13 Uniondale Place (A)
(Palm Coast Code Section 44-34(i) Parking in Median)

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

Mr. Sullivan 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. Arcamone seconded the motion.

Roll was called:

**Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes**

**Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

37. AI# 40

CASE NO. 2021090039 AN

City of Palm Coast vs. Melissa K Rolfe

13 Uniondale Place (A)

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

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

Mr. Sullivan 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. Roberts seconded the motion.

Roll was called:

**Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes**

**Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

38. AI# 44

CASE NO. 2021080315 **RECURRING** (1) BR

City of Palm Coast vs. Fairyn S McSwain & Ashton D Koller

26 Pilgrim Drive

(Palm Coast Code Section 44-34(d)(2) Parking Boat/ Trailer/ RV)

Code Enforcement Lead Officer Romeo presented case history, paperwork and photos into evidence. The Respondent was not present. Lead 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. Respondent shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Sullivan seconded the motion.

Roll was called:

**Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes**

**Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

39. AI# 45

CASE NO. 2021080595 REPEAT (1) BR

City of Palm Coast vs. Eyvonne M Green

13 Pine Grove Drive

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

Code Enforcement Lead Officer Romeo presented case history, paperwork and photos into evidence. The Respondent was not present. Lead 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. Dodzik 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 August 7, 2021; that a \$100.00 per day fine is imposed for the period of non-compliance on August 6, 2021; totaling \$100.00. Respondent shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Roberts seconded the motion.

Roll was called:

**Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes**

**Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

40. AI# 46

CASE NO. 2021080600 REPEAT (2) BR

City of Palm Coast vs. Eyvonne M Green

13 Pine Grove Drive

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

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

Mr. Sullivan 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 August 7, 2021; that a \$450.00 per day fine is imposed for the period of non-compliance on August 6, 2021; totaling \$450.00. Respondent shall pay Administrative Costs to the City in the amount of \$71.00. Mr. Roberts seconded the motion.

Roll was called:

Mr. Sullivan – Yes

Mr. Roberts - Yes

Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

41. AI# 50

CASE NO. 2021051607 RECURRING (2) BR
City of Palm Coast vs. Yueh Yee & Yueh Hai Wong
23 Point Pleasant Drive
(Palm Coast Code Section 44-34(f) Improper Parking)

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

Mr. Arcamone 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. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

42. AI# 51

CASE NO. 2021080157 RECURRING (1) BR
City of Palm Coast vs. Suzanne Butler
26 Pontiac Lane
(Palm Coast Code Section 44-34(c) Parking of Commercial Veh./ Trailer in Residential District)

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

Mr. Sullivan 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. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

OLD BUSINESS:

None to report.

NEW BUSINESS:

The Board was advised the election for Chairperson and Vice Chairperson will take place at the December 1, 2021 Code Enforcement Board meeting.

ANNOUNCEMENT OF NEXT MEETING:

The next meeting of the Code Enforcement Board will be held on December 1, 2021 at 10:00 am.

ADJOURNMENT:

There being no further business, the meeting was adjourned at 12:30 p.m.

Respectfully submitted,

Yvonne Robinson

Yvonne Robinson
Secretary to the Board

In accordance with the Americans with Disabilities Act, persons needing assistance to participate in any of these proceedings should contact Human Resources, 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.