

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

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

BOARD MEMBERS EXCUSED: None

BOARD COUNSEL PRESENT: J. Giffin Chumley

STAFF MEMBERS PRESENT: Code Enforcement Manager Grossman, Code Enforcement Supervisor Mendez, Code Enforcement Lead Romeo, Officers, MacDonald, Nunez, Kocorowski, Risch, Shelley, Stafford, Stormwater System Coordinator Troha, 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 (7) members present.
- C. Approval of the January 6, 2021 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 J. Giffin Chumley, Counsel for the Code Board.
- F. Withdrawn Cases**
- AI# 1** CASE NO. 2019120509 – *40 Colechester Lane*
 - AI# 4** CASE NO. 2020090146 – *14 Regis Lane*
 - AI# 7** CASE NO. 2020090734 – *13 September Place*
 - AI# 8** CASE NO. 2020101464 – *20 Ullman Court*
 - AI# 9** CASE NO. 2020101453 – *18 Unicorn Court*
 - AI# 10** CASE NO. 2020101454 – *18 Unicorn Court*
 - AI# 15** CASE NO. 2020110595 – *41 Frederick Lane*
 - AI# 18** CASE NO. 2020110452 – *75 Bridgehaven Drive*
 - AI# 20** CASE NO. 2020110620 – *40 Westgate Lane*
 - AI# 33** CASE NO. 2020101527 – *16 Zephyr Lily Trail*
 - AI# 42** CASE NO. 2019120643 – *40 Colechester Lane*
 - AI# 43** CASE NO. 2020081166 – *26 Coolidge Court*
 - AI# 44** CASE NO. 2020090190 – *59 Coral Reef Court North*
 - AI# 54** CASE NO. 2020021070 – *22 Perkins Lane*
 - AI# 56** CASE NO. 2020101233 – *8 Pine Haven Drive (A)*
 - AI# 59** CASE NO. 2020061314 – *171 Plainview Drive*

AI# 60 CASE NO. 2020060889 – 17 Plum Tree Place
AI# 64 CASE NO. 2020060771 – 152 Point Pleasant Drive
AI# 66 CASE NO. 2020081110 – 11 Porpoise Lane

1. AI# 52

CASE NO. 2020080436 JS
City of Palm Coast vs. Louis & Camille Bontempo
43 Leaver Drive
(Palm Coast Code Section 44-33(b) Parking in Swale Between 1 & 6 AM)

Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The Respondent requested to participate in the meeting virtually, but was not present. Officer Stafford testified the property is in compliance. Staff recommends a No Fine Standing Order 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 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 all 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.

2. AI# 45

CASE NO. 2020020470 JS
City of Palm Coast vs. Richard & Daina Yarusso
2 Creek Court
(Palm Coast Code Section 42-44 No Permit for Right-of-Way Utilization)

Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The evidence was provided to the Respondent, who participated in the meeting virtually. Officer Stafford testified the property remains in violation. Stormwater System Coordinator Conrad Troha Staff also provided testimony on behalf of the City. Staff recommends a Fine – Violation Order and Administrative Costs. Richard Yarusso, 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 ten days (10) days to comply with this Order;

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.

3. AI# 38

CASE NO. 2020091188 RECURRING (3) JS

City of Palm Coast vs. Gleb Arshinov

8 Calusa Court

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

Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The evidence was provided to the Respondent, who participated in the meeting virtually. Officer Stafford testified the property is in compliance. Staff recommends a No Fine Standing Order – Recurring Violation and Administrative Costs. Gleb Arshinov, 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 all 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.

4. AI# 49

CASE NO. 2020080871 REPEAT (1) JS

City of Palm Coast vs. Marie Cona Life Estate c/o Dicaterino Vittorio

48 Fischer Lane

(Palm Coast Code Section 44-33(b) Parking in Swale Between 1 & 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 repeat case and the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs. Steve Sheifo, friend of Respondent presented his side.

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 Respondent brought the property into compliance on September 24, 2020; that a \$100.00 per day fine is imposed for the period of non-compliance for 4 (four) days between August 13, 2020 and September 10, 2020; totaling \$400.00. Respondent shall pay Administrative Costs to the City in the amount of \$70.50 Ms. 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.

5. AI# 47

CASE NO. 2020110644 REPEAT (2) JS

City of Palm Coast vs. Fillippo Como

13 Farver Lane

(Palm Coast Code Section 44-33(b) Parking in Swale Between 1 & 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 repeat case and the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs. Fillippo Como, 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 brought the property into compliance on November 19, 2020; that a \$150.00 per day fine is imposed for the period of non-compliance on November 12, 2020; totaling \$150.00. Respondent shall pay Administrative Costs to the City in the amount of \$70.00. Mr. Roberts seconded the motion.

Roll was called:

**Mr. Sullivan - Yes
Ms. Wright - Yes
Mr. Pulos - Yes**

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

Mr. Mugford - Yes

Motion unanimously carried.

6. AI# 17

CASE NO. 2020110279

CR

City of Palm Coast vs. Randall & Pauline Mitchell

12 Bridgehaven Drive

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

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. Pauline Mitchell, Respondent presented her 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 thirty days (30) days to comply with this Order; 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.

7. AI# 25

CASE NO. 2020081733

AN

City of Palm Coast vs. James L & Arlene A Motta

42 Pebble Beach Drive

(Palm Coast Code Section 44-33(b) Parking in Swale Between 1 & 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. James Motta, 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 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 all

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.

8. AI# 24

CASE NO. 2020101369 AN
City of Palm Coast vs. Albert T Nassi Trustee

19 Lloshire Path

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

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. Property Manager Karen Radcliffe presented her side.

Mr. Dodzik 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 all 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.

9. AI# 37

CASE NO. 2020101323 REPEAT (1) 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 & 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 repeat case and the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs. Philip Sapienza, 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 brought the property into compliance on November 5, 2020; that a \$100.00 per day fine is imposed for the period of non-compliance on October 29, 2020; 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.

10. AI# 23

CASE NO. 2020091385 REPEAT AN
City of Palm Coast vs. Christopher Hoyt & Jill Cicacci
17 Evansmill Lane
(Palm Coast Code Section 44-34(i) Parking in Median)

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. Christopher Hoyt, 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 brought the property into compliance on September 29, 2020; that a \$100.00 per day fine is imposed for the period of non-compliance on September 28, 2020; 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.

11. AI# 11

CASE NO. 2020110738 RECURRING (3) BS
City of Palm Coast vs. Edward C & Danielle R Thompson
151 Bird of Paradise Drive
(Palm Coast Code Section 44-34(f) Improper Parking)

Code Enforcement Officer Shelley presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Shelley testified the property is in compliance. Staff recommends a No Fine Standing Order – Recurring Violation and Administrative Costs. Danielle Thompson, Respondent presented her 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 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 all 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# 16

CASE NO. 2020071574 CR
City of Palm Coast vs. Alik & Vera Mulayeva
78 Beaverdam Lane
(Palm Coast Code Section 15-1(FBC[A]105.1) No Permit)

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. Vera Mulayeva, Respondent requested a language translator. Staff opted to continue this case.

Mr. Roberts moved to continue this case to the next available Code Board meeting. Ms. Wright 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.

13. AI# 22

CASE NO. 2020120677 RECURRING (4) AN
City of Palm Coast vs. Ronald S Araneta II & Ronald S Araneta
15 Eton Lane (A)
(Palm Coast Code Section 44-34(f) Improper Parking)

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. Rolland Araneta, Respondent 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 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 all 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# 30

CASE NO. 2020101388 AN
City of Palm Coast vs. Shane H McFall & Jill M Softley
6 Squash Blossom Court
(Palm Coast Code Section 44-33(b) Parking in Swale Between 1 & 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. Jill Softley, 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 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 all 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.

15. AI# 2

CASE NO. 2020110962 RECURRING (3) BMD

City of Palm Coast vs. Robert S Hubbs

80 Burroughs Drive

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

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. 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 all 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.

16. AI# 3

CASE NO. 2019090542 MASSEY JK

City of Palm Coast vs. Edwin D & Carmen S Nazario

31 Point of Woods Drive

(Land Development Code 11.03.01(H) General Landscaping Required-HVAC Screening)

Code Enforcement Officer Kocorowski presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Kocorowski 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 \$25.00 per day fine is imposed for the period of non-compliance from March 19, 2020 to February 2, 2021; totaling \$8,025.00; 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. 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.

17. AI# 5

CASE NO. 2020070761

JK

City of Palm Coast vs. Kelly Cristina De Moraes & Raul Alezandre Miranda Melo

10 Ryder Place

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

Code Enforcement Officer Kocorowski presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Kocorowski 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 to comply with this Order; 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

Mr. Roberts - Yes

Ms. Wright - Yes
Mr. Pulos - Yes
Mr. Mugford - Yes

Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

18. AI# 6

CASE NO. 2020091023 JK
City of Palm Coast vs. Rose Germain
1 Ryken Lane
(Palm Coast Code Section 15-1(FBC[A]105.1) No Permit)

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

Mr. Roberts moved to find in this case that Respondent is in violation of City Code as charged; that Respondent correct the violation no later than five (5) days to comply with this Order; that in the event the Respondent does not comply with the Order, a fine in the amount of \$50.00 will be imposed for each and every day the violation continues past the aforesated date; that Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Mr. Dodzik seconded the motion.

Roll was called:

Mr. 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# 12

CASE NO. 2019120043 MASSEY BS
City of Palm Coast vs. Richard & Vickie Patrick
35 Fanshawe Lane
(Palm Coast Code Section 15-1(FBC[A]105.1) No Permit)

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 November 18, 2020 to February 2, 2021; totaling \$3,850.00; that a fine of \$50.00 per day shall continue to run until the property is brought into compliance and an Affidavit of Compliance has been filed by the Code Enforcement Officer. 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.

20. AI# 13

CASE NO. 2020110989 REPEAT (1) BS

City of Palm Coast vs. Thomas P Rhodes

6 Fleetwood Drive

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

Code Enforcement Officer Shelley presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Shelley testified 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 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 December 4, 2020; that a \$100.00 per day fine is imposed for the period of non-compliance from November 19, 2020 to December 3, 2020; totaling \$1,500.00. 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.

21. AI# 14

CASE NO. 2020111163 REPEAT (1) BS

City of Palm Coast vs. James J & Suzanne M Lynch
62 Frankford Lane
(Palm Coast Code Section 44-34(c) Parking of Comm. Veh./Trailer in Residential Dist.)

Code Enforcement Officer Shelley presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Shelley 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 Respondent brought the property into compliance on November 25, 2020; that a \$100.00 per day fine is imposed for the period of non-compliance on November 24, 2020; 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.

22. AI# 19

CASE NO. 2020011248 MASSEY CR
City of Palm Coast vs. Edna Allison
13 Waywood Place
(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 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 \$25.00 per day fine is imposed for the period of non-compliance from November 19, 2020 to February 2, 2021; totaling \$1,900.00; 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. 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

Motion unanimously carried.

Mr. Roberts - Yes

Mr. Dodzik - Yes

Mr. Arcamone - Yes

23. AI# 21

CASE NO. 2020110788 RECURRING (3) CR

City of Palm Coast vs. Ryan J & Barbara W Bradshaw

172 Westhampton Drive

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

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

Mr. Roberts moved to find in this case that 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 all 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# 26

CASE NO. 2020070994 AN

City of Palm Coast vs. Laurie & Ernest Mikos

23 Pickcane Lane

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

Code Enforcement Officer Nunez presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Nunez 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 to comply with this Order; 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.

25. AI# 27

CASE NO. 2020091274 RECURRING (2) AN
City of Palm Coast vs. James M Colantonio Trustee
56 Pony Express Drive
(Palm Coast Code Section 44-33(b) Parking in Swale Between 1 & 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 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 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 all 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.

26. AI# 28

CASE NO. 2020031179 AN
City of Palm Coast vs. Jean & Marie Exantus
10 Rainmill Place

(Palm Coast Code Section 44-33(b) Parking in Swale Between 1 & 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 recommends a No Fine Standing Order and Administrative Costs.

Mr. Dodzik 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 all 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.

27. AI# 29

CASE NO. 2020040711

AN

City of Palm Coast vs. Alfred & Sonji Jackson

53 Slowdrift Turn

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

Code Enforcement Officer Nunez presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Nunez 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 to comply with this Order; 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. 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.

28. AI# 31

CASE NO. 2020070269 REPEAT (1) AN

City of Palm Coast vs. Jennifer K Doyle

39 Uhl Path

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

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 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 \$100.00 per day fine is imposed for the period of non-compliance from July 2, 2020 to January 29, 2021; totaling \$1,300.00; that a fine of \$50.00 per day shall continue to run until the property is brought into compliance and an Affidavit of Compliance has been filed by the Code Enforcement Officer. 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.

29. AI# 32

CASE NO. 2020060986 RECURRING (1) AN

City of Palm Coast vs. Sigifredo Zapata

6 Westbury Lane

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

30. AI# 34

CASE NO. 2020101606 REPEAT (2) AN
City of Palm Coast vs. Annette C Ruggiero
16 Ziegler Place
(Palm Coast Code Section 44-34(c) Parking of Comm. Veh./Trailer in Residential Dist.)

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 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 November 3, 2020; that a \$150.00 per day fine is imposed for the period of non-compliance from October 28, 2020 to November 2, 2020; totaling \$900.00. Respondent shall pay Administrative Costs to the City in the amount of \$70.00 Ms. Wright 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# 35

CASE NO. 2020061098 JS
City of Palm Coast vs. Michael D Schroeder
21 Blairmore Place
(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 remains in violation. Staff recommends a Fine – Violation Order and Administrative Costs.

Mr. Roberts moved to find in this case that Respondent is in violation of City Code as charged; that Respondent correct the violation no later than five (5) days to comply with this Order; 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.

32. AI# 36

CASE NO. 2020061099 JS
City of Palm Coast vs. Michael D Schroeder
21 Blairmore Place
(Palm Coast Code Section 44-33(b) Parking in Swale Between 1 & 6 AM)

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

Mr. Dodzik 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 all 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.

33. AI# 39

CASE NO. 2020101163 RECURRING (3) JS

City of Palm Coast vs. David A Rosenberg

116 Cimmaron 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 all 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.

34. AI# 40

CASE NO. 2019120240 JS

City of Palm Coast vs. Brian L & Jana L Amerson

16 Clearview Court South

(Palm Coast Code Section 15-1 No Permit)

Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Stafford testified the property remains in violation. Staff recommends a Fine – 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 thirty (30) days to comply with this Order; 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.

35. AI# 41

CASE NO. 2020090561 JS
City of Palm Coast vs. Albert W & Amy S Wiggins
16 Cold Spring Court
(Palm Coast Code Section 15-108(g) Dock in Disrepair)

Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Stafford testified the property remains in violation. Staff recommends a Fine – 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 twenty (20) days to comply with this Order; that in the event the Respondent does not comply with the Order, a fine in the amount of \$50.00 will be imposed for each and every day the violation continues past the aforesated date; that Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Mr. Dodzik seconded the motion.

Roll was called:

Mr. 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# 46

CASE NO. 2020080002 JS
City of Palm Coast vs. Billie S & James A Jr Jones
9 Cute Court
(Palm Coast Code Section 44-33(b) Parking in Swale Between 1 & 6 AM)

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

Mr. Dodzik 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 all 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.

37. AI# 48

CASE NO. 2020090893 RECURRING (3) JS
City of Palm Coast vs. John C Schmitt & Gypsy Longoria
4 Fernham Lane
(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 all 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.

38. AI# 50

CASE NO. 2020020565 RECURRING (3) JS
City of Palm Coast vs. Alton Dixon

61 Florida Park Drive
(Palm Coast Code Section 41-11(a) Trash Containers)

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

Mr. Dodzik 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 all 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.

39. AI# 51

CASE NO. 2020020254 REPEAT (3) JS
City of Palm Coast vs. Alton Dixon
61 Florida Park 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 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 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 February 12, 2020; that a \$400.00 per day fine is imposed for the period of non-compliance on February 11, 2020; totaling \$400.00. Respondent shall pay Administrative Costs to the City in the amount of \$71.00 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.

40. AI# 53

CASE NO. 2020070984 REPEAT (1) JS

City of Palm Coast vs. Emily Allen

71 Leaver Drive

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

Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Stafford testified 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 Respondent brought the property into compliance on July 30, 2020; that a \$100.00 per day fine is imposed for the period of non-compliance on July 16, 2020 and July 23, 2020; 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.

41. AI# 55

CASE NO. 2020081115 REPEAT (1) BR

City of Palm Coast vs. Zoia Ivanova-Cardella

28 Pillory 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 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. 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 September 3, 2020; that a \$200.00 per day fine is imposed for the period of non-compliance from August 18, 2020 to September 2, 2020; totaling \$3,200.00. 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.

42. AI# 57

CASE NO. 2020091292 REPEAT (2) 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 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. 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 October 3, 2020; that a \$200.00 per day fine is imposed for the period of non-compliance from August 18, 2020 to September 2, 2020; totaling \$3,200.00. 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.

43. AI# 58

CASE NO. 2020091294 RECURRING (5) BR

City of Palm Coast vs. Charles R & Amanda Joann Woody

7 Plainview 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 recurring violation and the property is in compliance. Staff recommends a No Fine Standing Order – Recurring Violation and Administrative Costs.

Mr. Dodzik 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 all 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.

44. AI# 62

CASE NO. 2020100046 REPEAT (3) BR
City of Palm Coast vs. Edwin D & Carmen S Nazario
31 Point of Woods Drive
(Palm Coast Code Section 15-108(d) Weeds/ Overgrowth

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. 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 October 9, 2020; that a \$100.00 per day fine is imposed for the period of non-compliance from September 30, 2020 to October 8, 2020; totaling \$900.00. Respondent shall pay Administrative Costs to the City in the amount of \$70.00 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.

45. AI# 62

CASE NO. 2020090954 BR
City of Palm Coast vs. Carlos A Pimental

44 Point of Woods Drive

(Land Development Code 3.02.02 Farm Animals Prohibited 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 remains in violation. Staff recommends a Fine – Violation Order and Administrative Costs.

Mr. Roberts moved to find in this case that Respondent is in violation of City Code as charged; that Respondent correct the violation no later than five (5) days to comply with this Order; that in the event the Respondent does not comply with the Order, a fine in the amount of \$25.00 will be 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.

46. AI# 63

CASE NO. 2020090594 BR

City of Palm Coast vs. Carlos A Pimental

44 Point of Woods Drive

(Land Development Code 4.01.02.3G Unauthorized Fencing)

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

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 to comply with this Order; that in the event the Respondent does not comply with the Order, a fine in the amount of \$25.00 will be 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.

47. AI# 65

CASE NO. 2020081109 REPEAT (1) BR

City of Palm Coast vs. Scott A & Donna M Taylor

11 Porpoise 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 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 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 September 1, 2020; that a \$100.00 per day fine is imposed for the period of non-compliance from August 18, 2020 to August 29, 2020; totaling \$1,200.00. 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.

48. AI# 67

CASE NO. 2020060682 RECURRING (4) BR

City of Palm Coast vs. Robert W & Marzena B Kiernan

8 Providence Lane

(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 recurring violation and 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 all 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.

OLD BUSINESS:

None to report.

NEW BUSINESS

Manager Grossman informed the Board a new code officer was hired and would be starting on February 8th. She also advised due to budgetary reasons, there is a vacant code officer position, but hopes to be able to hire one in the latter part of the fiscal year.

Mr. Arcamone inquired about signage pertaining to commercial vehicle and swale parking regulations. Manager Grossman informed the Board in an effort to advise motorists, signs are placed at every entryway coming in to Palm Coast.

ANNOUNCEMENT OF NEXT MEETING:

The next meeting of the Code Enforcement Board will be held on March 3, 2021 at 10:00 am.

ADJOURNMENT:

There being no further business, the meeting was adjourned at 12:35 pm

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.