

CODE ENFORCEMENT BOARD
Wednesday, January 5, 2022 at 10:00 a.m.
Intracoastal Room
Palm Coast City Hall
160 Lake Avenue, Palm Coast, Florida

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

BOARD COUNSEL PRESENT: J. Giffin Chumley

STAFF MEMBERS PRESENT: Code Enforcement Manager Grossman, Code Compliance Supervisor Mendez, Code Enforcement Lead Officer Romeo, Code Enforcement Officers, Lott, Risch, Shelley, Stafford, Nunez, Paterno, MacDonald, Code Enforcement Clerk Filipe, City Counsel Reischmann

A. Call to Order and Pledge of Allegiance.

The meeting was called to order at 10:05 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 December 1, 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F. Withdrawn Cases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 #2 CASE #2021101225 – 11 Bunker View Drive (A)

AI #6 CASE #2021100216 – 25 Easterly Place

AI #11 CASE #2021100120 – 2 Rodger Place

AI #13 CASE #2021041528 – 24 Barring Place

AI #14 CASE #2021060417 – 140 Beechwood Lane

AI #15 CASE #2021090313 – 37 Braddock Lane

AI #16 CASE #2021081207 – 172 Bren Mar Lane

AI #19 CASE #2021081755 – 6 Castle Court

AI #21 CASE #2021070043 – 4 Colleen Court

AI #23 CASE #2021070543 – 11 Columbia Lane

AI #25 CASE #2021070545 – 13 Contee Court

AI #31 CASE #2021080506 – 28 Plateau Lane

AI #32 CASE #2021070062 – 21 Privacy Lane

AI #33 CASE #2021090836 – 44 Sea Front Trail

AI #38 CASE #2021080297 – 4 Ullman Court

AI #41 CASE #2021080404 – 36 Upshire Path

AI #43 CASE #2021100041 – 44 Patchogue Lane

AI #44 CASE #2021061005 – 26 Pierce Lane

AI #53 CASE #2021091515 – 29 Farrington Lane

1. AI# 34

CASE NO. 2021070601

AN

City of Palm Coast vs. Kennedy M Dasilva

2 Senlac Court

(Palm Coast Code Section 15-108(g) Shed/ Fence/ Wall Maintenance)

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. Kennedy DaSilva, Respondent, presented his side.

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 ten (10) days after this Order is entered in writing; that in the event the Respondent does not comply with the Order, a fine in the amount of \$25.00 will be imposed for each and every day the violation continues past the 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. Roberts – Yes

Mr. Mugford - Yes

Mr. Dodzik - Yes

Mr. Arcamone - Yes

Motion unanimously carried.

2. AI# 46

CASE NO. 2021101047 **RECURRING** (3) BR

City of Palm Coast vs. Tirso N Silvestri LLC & Amalia M Silvestri LLC

31 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. Amalia Silvestri, Respondent, presented her side.

Mr. Roberts moved to find in this case that Respondent was in violation of City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondent within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State Law for which a fine of up to \$5,000.00 per day may be imposed. Respondent shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Sullivan seconded the motion.

Roll was called:

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

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

3. AI# 50

CASE NO. 2021090361 BR

City of Palm Coast vs. Carlotta Stocks

206 Pritchard 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. Carlotta Stocks, 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 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. Roberts – Yes**

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

4. AI# 54

CASE NO. 2021100608 REPEAT (1) BS

City of Palm Coast vs. Keith E & Janine Lee Purvis

25 Felton Lane

(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 fine for the period of non-compliance and Administrative Costs. Janine Purvis, Respondent, presented her 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 October 13, 2021; that a \$100.00 per day fine is imposed for the period of non-compliance on October 12, 2021; totaling \$100.00. 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. Roberts – Yes**

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

5. AI# 51

CASE NO. 2021051142 MASSEY BR
City of Palm Coast vs. Rachel D & Alicia D Stomber
58 Providence Lane
(Palm Coast Code Section 15-108(g) Shed/ Fence/ Wall Maintenance)

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 remains in violation. Staff recommends a fine for the period of non-compliance and Administrative Costs. Rachel & Alicia Stomber, Respondents, presented their side.

Barbara Grossman, Code Enforcement Manager requested this case be continued. Motion was made by Mr. Pulos, seconded by Mr. Dodzik.

Roll was called:

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

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

6. AI# 20*

CASE NO. 2021060560 JS
City of Palm Coast vs. Florence Robert & Seeta Fruehan
27 Cleveland Court
(Palm Coast Code Section 35-76(d)(2) Nuisance - Livability (Loud Pool Pump))

Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Stafford testified the property remains in violation. Staff recommends a Fine – Violation Order and Administrative Costs. Complainant, Rosanne Vastano, who resides at 29 Cleveland Court, was

permitted by the Board to provide testimony. Florence Fruehan, Respondent and William DeFreis (pool mechanic) presented their side.

City staff requested this case be withdrawn, as the result of a discrepancy. Mr. Roberts moved to withdraw this case. Mr. Sullivan seconded the motion.

Roll was called:

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

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

7. AI# 55

CASE NO. 2021101315 RECURRING (4) BS

City of Palm Coast vs. John A & Bobbie-Joe Delbonis

41 Frederick Lane

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

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. John Delbonis, Respondent, presented his side.

Mr. Roberts moved to find in this case that Respondent was in violation of City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondent within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State Law for which a fine of up to \$5,000.00 per day may be imposed. Respondent shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Arcamone seconded the motion.

Roll was called:

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

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

8. AI# 22

CASE NO. 2021100336 REPEAT (1) JS

City of Palm Coast vs. Sarah J Kranz

15 Collins 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 evidence was shown to the Respondent. Officer Stafford testified the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs. Sarah Ent (Kranz) and Nate Ent, Respondents, presented their 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 October 14, 2021; that a \$100.00 per day fine is imposed for the period of non-compliance on October 7, 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. Roberts – Yes**

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

9. AI# 52

CASE NO. 2021100031 RECURRING (5) BS
City of Palm Coast vs. Charles Daniel & Tiffany Anne Kersey
2 Farmbrook Lane
(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. Tiffany Kersey, Respondent, presented her side.

Mr. Roberts moved to find in this case that Respondent was in violation of City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondent within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State Law for which a fine of up to \$5,000.00 per day may be imposed. Respondent shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Sullivan seconded the motion.

Roll was called:

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

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

10. AI# 30

CASE NO. 2021080505 RECURRING (5) AN

City of Palm Coast vs. Robin R Banks

26 Felter Lane

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

Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Stafford testified the property is in compliance. Staff recommended a No Fine Standing Order – Recurring Violation and Administrative Costs. Robin Banks, Respondent, presented her side.

Mr. Roberts moved to find in this case that Respondent was in violation of City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondent within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State Law for which a fine of up to \$5,000.00 per day may be imposed. Respondent shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Arcamone seconded the motion.

Roll was called:

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

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

11. AI# 47

CASE NO. 2021090495 BR

City of Palm Coast vs. Adriana & Piotr Lesniewski

34 Pleasant Lane (A)

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

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. Deborah McLeer, 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 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. Roberts – Yes**

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

12. AI# 9

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 Enforcement Officer Paterno presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Paterno testified the property remains in violation. Staff recommends a fine for the period of non-compliance and Administrative Costs. Code Manager Grossman and Code Compliance Supervisor Mendez also provided testimony in regard to this case. Tammy and Daniel Polo, Respondents, presented their side.

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 \$50.00 per day fine is imposed for the period of non-compliance from August 2, 2021 to January 5, 2022; totaling \$7,850.00; 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. Roberts – Yes

Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

13. AI# 3

CASE NO. 2021101227 BMD
City of Palm Coast vs. Bunker View LLC
11 Bunker View Drive (A)
(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 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 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. Roberts – Yes**

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

14. AI# 4

CASE NO. 2021101068 REPEAT (1) CR

City of Palm Coast vs. Sergejus Pylkovas

6 Wainbush Place

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

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

Mr. 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 October 21, 2021; that a \$100.00 per day fine is imposed for the period of non-compliance on October 20, 2021; totaling \$100.00. 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. Roberts – Yes**

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

15. AI# 5

CASE NO. 2021040756 MASSEY CR

City of Palm Coast vs. Edward Christopher Turner

32 Woodlawn Drive

(Palm Coast Code Section 15-110(a)(3) No House Number)

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

Mr. 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 October 29, 2021 to January 4, 2022; totaling \$1,950.00; and that a fine of \$25.00 per day shall continue to run until the property is brought into compliance and an Affidavit of Compliance has been filed by the Code Enforcement Officer. Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. Respondent shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Dodzik seconded the motion.

Roll was called:

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

Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

16. AI# 7*

CASE NO. 2021100804 RECURRING (5) JP
City of Palm Coast vs. James Michael Sr & Christine Marie Brannigan
21 Eastwood Drive
(Palm Coast Code Section 44-34(f) Improper Parking)

Code Enforcement Officer Paterno presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Paterno 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. Roberts – Yes

Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

17. AI# 8*

CASE NO. 2021070977 JP
City of Palm Coast vs. Magi Holdings LLC
2 Zenoble Place
(Palm Coast Code Section 24-159(a) Swale Maintenance)

Code Enforcement Officer Paterno presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Paterno 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 fourteen (14) days after this Order is entered in writing; that in the event the Respondent does not comply with the Order, a fine in the amount of \$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. Sullivan seconded the motion.

Roll was called:

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

Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

18. AI# 10

CASE NO. 2021091680 REPEAT (1) JK
City of Palm Coast vs. Jean Alice McMorrow
70 Rae Drive
(Palm Coast Code Section 15-108(d) Weeds/Overgrowth)

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

Mr. Roberts moved to find in this case that Respondent was in repeat violation of City Code as charged based on the Board’s prior Order entered against the same Respondent for the same violation; that Respondent brought the property into compliance on October 4, 2021; that a \$100.00 per day fine is imposed for the period of non-compliance from September 30, 2021 to October 3, 2021; totaling \$400.00. 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. Dodzik - Yes
Mr. Arcamone - Yes

Mr. Roberts – Yes

Motion unanimously carried.

19. AI# 12

CASE NO. 2021090018 JK
City of Palm Coast vs. Channy Khoeun & Sovanneth Om
9 Round Table Lane
(Palm Coast Code Section 15-1(FBC[A]105.1) No Permit)

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. Roberts moved to find in this case that Respondent is in violation of the City Code as charged; that Respondent correct the violation no later than 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. Arcamone seconded the motion.

Roll was called:

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

Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

20. AI# 17

CASE NO. 2021091732 **RECURRING** (2) JS
City of Palm Coast vs. Sharon Douglas
33 Birchshire Lane
(Palm Coast Code Section 44-34(i) Parking in Median)

Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Stafford testified the property is in compliance. Staff recommends a 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 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. Roberts – Yes

Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

21. AI# 18

CASE NO. 2021091715 REPEAT (1) JS
City of Palm Coast vs. Darryl & Julie James
72 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 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 October 7, 2021, that a \$100.00 per day fine is imposed for the period of non-compliance on September 30, 2021. 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. Roberts – Yes

Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

22. AI# 24*

CASE NO. 2021050292 MASSEY JS
City of Palm Coast vs. Kelly W Zhang
3 Comanche Court
(Palm Coast Code Section 15-1(FBC[A]105.1) 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 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 September 24, 2021 to January 4, 2022; totaling \$5,150.00; 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. Mr. Arcamone seconded the motion.

Roll was called:

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

Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

23. AI# 26

CASE NO. 2021090455 RECURRING (1) JS
City of Palm Coast vs. Richard Gaisford Life Estate
53 Fawn Lane
(Palm Coast Code Section 15-108(h) Inoperable Vehicle)

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 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. Roberts – Yes

Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

24. AI# 27

CASE NO. 2021090458 JS
City of Palm Coast vs. Richard Gaisford Life Estate
53 Fawn Lane
(Palm Coast Code Section 15-108(h) Unlicensed Vehicle)

Code Enforcement Officer Stafford presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Stafford testified 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. Roberts – Yes**

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

25. AI# 28

CASE NO. 2021091745 REPEAT (1) JS
City of Palm Coast vs. Sophal Phoeun & Sakun Hong
36 Londonderry 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 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 7, 2021; that a \$100.00 per day fine is imposed for the period of non-compliance on September 30, 2021; totaling \$100.00. 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. Roberts – Yes**

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

26. AI# 29

CASE NO. 2021071273

AN

City of Palm Coast vs. Douglas E & Ruth Schmidt

32 Edge Lane

(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 recommends a No Fine Standing Order and Administrative Costs.

Mr. Roberts moved to find in this case that Respondent was in violation of City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation is now corrected; that any violation of the same Code by Respondent within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State Law for which a fine of up to \$5,000.00 per day may be imposed. 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. Roberts – Yes

Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

27. AI# 35

CASE NO. 2021071530

REPEAT (1)

AN

City of Palm Coast vs. Alfred & Sonji Jackson

53 Slowdrift Turn

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

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

Mr. Roberts moved to find in this case that Respondent was in repeat violation of City Code as charged based on the Board’s prior Order entered against the same Respondent for the same violation; that the Respondent brought the property into compliance on July 29, 2021; that a \$100.00 per day fine is impose for the period of non-compliance on July 29, 2021; totaling \$100.00. Respondent shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Sullivan seconded the motion.

Roll was called:

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

Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

28. AI# 36

CASE NO. 2021080073 REPEAT (1) AN
City of Palm Coast vs. Erika L Clark & Coleman L Robinson
68 Smith Trail
(Palm Coast Code Section 44-34(f) Improper Parking)

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 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 the Respondent brought the property into compliance on August 7, 2021; that a \$100.00 per day fine is impose for the period of non-compliance on July 30, 2021 and August 6, 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. Roberts – Yes**

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

29. AI# 37

CASE NO. 2021080212 RECURRING (2) AN
City of Palm Coast vs. Vladimir D & Lyudmila Slobodkin
89 Ulaturn Trail
(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 – 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. Roberts – Yes

Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

30. AI# 39

CASE NO. 2021071495 RECURRING (1) AN
City of Palm Coast vs. Angela Antoinette Williams
21 Ullman Court
(Palm Coast Code Section 44-34(d)(2) Parking Boat/ Trailer)

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. 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 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. Roberts – Yes

Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

31. AI# 40

CASE NO. 2021061465 AN
City of Palm Coast vs. Guillermo Flores & Naybe Torres
367 Underwood Trail
(Palm Coast Code Section 17-39(a) Residential Rental Prog.)

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 five (5) days after this Order is entered in writing; that in the event the Respondent does not comply with the Order, a fine in the amount of \$25.00 will be imposed for each and every day the violation continues past the aforesated date; that Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order.

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

Roll was called:

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

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

32. AI# 42

CASE NO. 2021071014 BR
City of Palm Coast vs. Hector Alonzo
229 Parkview Drive
(Palm Coast Code Section 17-39(a) Residential Rental Prog.)

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 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. Sullivan seconded the motion.

Roll was called:

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

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

33. AI# 45

CASE NO. 2021090424 BR
City of Palm Coast vs. Seraphin & Marie D Antoine
59 Pilgrim 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 the property is in compliance. Staff recommends a No Fine Standing Order and Administrative Costs.

Mr. Roberts moved to find in this case that Respondent was in violation of City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation is now corrected; that any violation of the same Code by Respondent within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State Law for which a fine of up to \$5,000.00 per day may be imposed. 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. Roberts – Yes**

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

34. AI# 48

CASE NO. 2021070673 RECURRING (1) BR
City of Palm Coast vs. Renard Kenneth & Gayle H Harrison
21 Prairie Lane
(Palm Coast Code Section 41-11(a) Trash Containers)

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. 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 two (2) days after this Order is entered in writing; that in the event the Respondent does not comply with the Order a fine in the amount of \$25.00 will be imposed for each and every day the violation continues past the aforesated date; that Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Mr. Roberts seconded the motion.

Roll was called:

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

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

35. AI# 49

CASE NO. 2021090200 RECURRING (1) BR

City of Palm Coast vs. Harris & Lillie Mae Jones

5 Pritchard Drive

(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 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 two (2) days after this Order is entered in writing; that in the event the Respondent does not comply with the Order a fine in the amount of \$25.00 will be imposed for each and every day the violation continues past the aforesated date; that Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Mr. Roberts seconded the motion.

Roll was called:

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

**Mr. Mugford - Yes
Mr. Dodzik - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

OLD BUSINESS:

None to report.

NEW BUSINESS:

ANNOUNCEMENT OF NEXT MEETING:

The next meeting of the Code Enforcement Board will be held on February 2, 2022 at 10:00 am.

ADJOURNMENT:

There being no further business, the meeting was adjourned at 12:20 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.