

CODE ENFORCEMENT BOARD
Wednesday, May 4, 2022 at 10:00 a.m.
Intracoastal Room
Palm Coast City Hall
160 Lake Avenue, Palm Coast, Florida

BOARD MEMBERS PRESENT: Gennaro Arcamone, Norman Mugford, Larry Pulos, Dean Roberts, Vincent Sullivan

BOARD MEMBERS EXCUSED: Andrew Dodzik, Geraldine Wright

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, MacDonald, Nunez, Olivarria, Reilly, Risch, Shelley, 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 five (5) members present.
- C. Approval of the April 6, 2022 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- F. Withdrawn Cases**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 #2022010792 – 28 Blaine Drive
AI #12 CASE #2022020437 – 43 Wellham Lane
AI #13 CASE #2022020755 – 51 Westchester Lane
AI #24 CASE #2021100524 – 6 Slumber Meadow Trail
AI #31 CASE #2021121159 – 42 Pheasant Drive
AI #40 CASE #2022021224 – 4247 Old Kings Road North
AI #41 CASE #2022020554 – 4289 Old Kings Road North
AI #42 CASE #2022021222 – 4289 Old Kings Road North
AI #44 CASE #2021120694 – 3 Creek Court
- G. Continued Cases**
AI #39 CASE #2022011372 – 2 Live Oak Lane

1. AI# 18

CASE NO. 2021111014 RECURRING (3) AN

City of Palm Coast vs. Vitaly Vinogradov

30 Rosecroft Lane (B)

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

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

Mr. Pulos – Yes

Mr. Mugford – Yes

Mr. Roberts - Yes

Mr. Arcamone - Yes

Motion unanimously carried.

2. AI# 4

CASE NO. 2022020596 RECURRING (1) RL

City of Palm Coast vs. Cindy S Buteau

8 Classic Court South

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

Code Enforcement Officer Lott presented case history, paperwork and photos into evidence. The evidence was shown to Respondent. Officer Lott testified the property is in compliance. Staff recommends a No Fine Standing Order and Administrative Costs. Cindy Buteau, 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
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

3. AI# 22

CASE NO. 2021111199 RECURRING (5) AN

City of Palm Coast vs. Christopher & Heather E Binder

32 Selborne Path

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

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

Roll was called:

Mr. Sullivan – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

4. AI# 15*

CASE NO. 2021101009 RECURRING (1) AN

City of Palm Coast vs. Joshua Alberto Rodriguez

20 Penn Manor 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 evidence was shown to the Respondent. Officer Nunez testified the property is in compliance. Staff recommends a No Fine Standing Order and Administrative Costs. Yasmines Cordova, Resident, presented her side.

Mr. Sullivan moved to find in this case that Respondent was in violation of City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation 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
Mr. Pulos – Yes
Mr. Mugford – Yes**

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

Motion unanimously carried.

5. AI# 1*

CASE NO. 2022020528 BMD
City of Palm Coast vs. Jessica Nicole & Matthew Clifford Coker
12 Langdon Drive
(Land Development Code 13.03.03.D.2. Weather Protection Shutters)

Code Enforcement Officer MacDonald presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer MacDonald testified the property is in compliance. Staff recommends a No Fine Standing Order and Administrative Costs. Matthew Coker, 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 is now corrected; that any violation of the same Code by Respondent within five (5) years of the date of the Order shall be treated as a repeat violation as defined by State Law for which a fine of up to \$5,000.00 per day may be imposed. Respondent shall pay Administrative Costs to the City in the amount of \$53.50. Mr. Arcamone seconded the motion.

Roll was called:

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

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

Motion unanimously carried.

6. AI# 23

CASE NO. 2021101451 REPEAT (1) AN
City of Palm Coast vs. Vladimyr & Mitchele C Jean-Francois
59 Slowdrift Turn
(Palm Coast Code Section 44-33(b) Parking in Swale Between 1 AM & 6 AM)

Code Enforcement Officer Nunez presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Nunez testified the property is in compliance. Staff recommends a fine

for the period of non-compliance and Administrative Costs. Mitchele Jean-Francois, Respondent, presented her side.

Mr. Sullivan moved to find in this case that Respondent was in repeat violation of City Code as charged based on the Board’s prior Order entered against the same Respondent for the same violation; that Respondent brought the property into compliance on November 5, 2021; that a \$100.00 per day fine is imposed for the period of non-compliance on October 29, 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
Mr. Pulos – Yes
Mr. Mugford – Yes**

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

Motion unanimously carried.

7. AI# 35

CASE NO. 2022011274 BR
City of Palm Coast vs. Adolfo G & Janette D Sadio
22 Postman Lane
(Palm Coast Code Section 42-56 R.O.W. Obstruction)

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. Adolfo Sadio, 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 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
Mr. Pulos – Yes
Mr. Mugford – Yes**

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

Motion unanimously carried.

8. AI# 36

CASE NO. 2022011275 RECURRING (1) BR
City of Palm Coast vs. Adolfo G & Janette D Sadio
22 Postman Lane
(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 – Recurring Violation and Administrative Costs. Adolfo Sadio, Respondent, presented his side.

Mr. Sullivan moved to find in this case that Respondent was in violation of City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondent within five (5) years of the date of the Order shall be defined 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
Mr. Pulos – Yes
Mr. Mugford – Yes**

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

Motion unanimously carried.

9. AI# 3

CASE NO. 2022020476 RL
City of Palm Coast vs. Valeri Grichine
1 Blaketown Place
(Palm Coast Code Section 35-76(d)(2) Nuisance - Accumulations)

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 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

Mr. Roberts - Yes

Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Arcamone - Yes

Motion unanimously carried.

10. AI# 5

CASE NO. 2021101299 RL
City of Palm Coast vs. Property Owner (Confidential)
5 Colorado Drive
(Palm Coast Code Section 44-34(d)(2) Parking Boat/ Trailer/ RV)

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 No Fine Standing Order and Administrative Costs.

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

Roll was called:

Mr. Sullivan – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

11. AI# 6

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

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

Mr. Arcamone moved to find in this case that Respondent was in violation of City Code as charged; 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 January 21, 2022 to May 3, 2022; totaling \$5,150.00 and that a fine of \$50.00 per day shall continue to run until the property is brought into compliance and an

Affidavit of Compliance has been filed by the Code Enforcement Officer. Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. Respondent shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Roberts seconded the motion.

Roll was called:

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

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

Motion unanimously carried.

12. AI# 7

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

Code Enforcement Officer Lott presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Lott testified the property remains in violation. Staff recommends a fine 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 January 21, 2022 to May 3, 2022; totaling \$5,150.00; 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
Mr. Pulos – Yes
Mr. Mugford – Yes**

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

Motion unanimously carried.

13. AI# 8*

CASE NO. 2022020894 RECURRING (3) CR
City of Palm Coast vs. Teri A Robinson
28 Ballenger Lane

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

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

Roll was called:

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

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

Motion unanimously carried.

14. AI# 9*

CASE NO. 2022020898 RECURRING (2) CR

City of Palm Coast vs. Teri A Robinson

28 Ballenger Lane

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

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

Mr. Arcamone moved to find in this case that Respondent is in violation of City Code as charged; that Respondent correct the violation no later than three (3) days after this Order is entered in writing; that in the event 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. 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. Pulos – Yes
Mr. Mugford – Yes**

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

Motion unanimously carried.

15. AI# 10

CASE NO. 2022011109

CR

City of Palm Coast vs. Dylan Patrick Reilly

67 Beechwood Lane

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

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

Mr. 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 three (3) days after this Order is entered in writing; that in the event Respondent does not comply with the Order, a fine in the amount of \$50.00 will be imposed for each and every day the violation continues past the aforesated date. Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Mr. Roberts seconded the motion.

Roll was called:

Mr. Sullivan – Yes

Mr. Pulos – Yes

Mr. Mugford – Yes

Mr. Roberts - Yes

Mr. Arcamone - Yes

Motion unanimously carried.

16. AI# 11

CASE NO. 2022011110 RECURRING (1) CR

City of Palm Coast vs. Dylan Patrick Reilly

67 Beechwood Lane

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

Code Enforcement Officer Risch presented case history, paperwork and photos into compliance. The Respondent was not present. Officer Risch 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 three (3) days after this Order is entered in writing; that in the event Respondent does not comply with the Order, a fine in the amount of \$50.00 will be imposed for each and every day the violation continues past the aforesated date. Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Mr. Roberts seconded the motion.

Roll was called:

Mr. Sullivan – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

17. AI# 14

CASE NO. 2022021092 REPEAT (1) CR
City of Palm Coast vs. Rosando Peter Horsford Jr
65 White Hall Drive
(Palm Coast Code Section 15-108(d) Weeds/Overgrowth)

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 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 23, 2022; that a \$50.00 per day fine is imposed for the period of non-compliance on February 22, 2022 totaling \$50.00. 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
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

18. AI# 16

CASE NO. 2021110301 REPEAT (1) AN
City of Palm Coast vs. William L Closson
2 Postman 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 fine for the period of non-compliance and Administrative Costs.

Mr. Sullivan moved to find in this case that Respondent was in repeat violation of City Code as charged based on the Board’s prior Order entered against the same Respondent for the same violation; that Respondent brought the property into compliance on November 19, 2021; that a \$100.00 per day fine is imposed for the period of non-compliance on November 15, 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
Mr. Pulos – Yes
Mr. Mugford – Yes**

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

Motion unanimously carried.

19. AI# 17

CASE NO. 2022021278 RECURRING (2) AN

City of Palm Coast vs. Benson Jr. Family Trust

35 Regent Lane (B)

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

Code Enforcement 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. 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
Mr. Pulos – Yes
Mr. Mugford – Yes**

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

Motion unanimously carried.

20. AI# 19

CASE NO. 2021101434 RECURRING (2) AN

City of Palm Coast vs. Jacinto X Barquet & Christian A Barquet

54 Russell Drive

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

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

Mr. Sullivan moved to find in this case that Respondent is in violation of City Code as charged; that Respondent correct the violation no later than one (1) day after this Order is entered in writing; that in the event 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. Pulos – Yes
Mr. Mugford – Yes**

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

Motion unanimously carried.

21. AI# 20

CASE NO. 2021110975 REPEAT (4) AN

City of Palm Coast vs. Joseph G & Christal Casanova

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

Mr. Sullivan moved to find in this case that Respondent was in repeat violation of City Code as charged based on the Board’s prior Order entered against the same Respondent for the same violation; that Respondent brought the property into compliance on November 23, 2021; that a \$450.00 per day fine is imposed for the period of non-compliance on November 22, 2021 totaling \$450.00. Respondent shall pay Administrative Costs to the City in the amount of \$71.00. Mr. Roberts seconded the motion.

Roll was called:

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

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

Motion unanimously carried.

22. AI# 21

CASE NO. 2021110976 REPEAT (2) AN

City of Palm Coast vs. Joseph G & Christal Casanova

53 Seattle Trail

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

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

Mr. Sullivan moved to find in this case that Respondent was in repeat violation of City Code as charged based on the Board’s prior Order entered against the same Respondent for the same violation; that Respondent brought the property into compliance on November 23, 2021; that a \$150.00 per day fine is imposed for the period of non-compliance on November 22, 2021; 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
Mr. Pulos – Yes
Mr. Mugford – Yes**

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

Motion unanimously carried.

23. AI# 25

CASE NO. 2021110795 REPEAT (2) 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.

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 24, 2021; that a \$150.00 per day fine is imposed for the period of non-compliance on November 17, 2021; totaling \$150.00. 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
Mr. Pulos – Yes
Mr. Mugford – Yes**

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

Motion unanimously carried.

24. AI# 26

CASE NO. 2022020423

AN

City of Palm Coast vs. Erika L Clark & Coleman L Robinson

68 Smith Trail

(Land Development Code 4.01.08 Swimming Pools - Fencing Requirements)

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 after this Order is entered in writing; that in the event Respondent does not comply with the Order, a fine in the amount of \$250.00 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

Mr. Pulos – Yes

Mr. Mugford – Yes

Mr. Roberts - Yes

Mr. Arcamone - Yes

Motion unanimously carried.

25. AI# 27

CASE NO. 2021110752 REPEAT (1)

AN

City of Palm Coast vs. Toni Spencer

8 Squirrel Place

(Palm Coast Code Section 35-76(d)(2) Nuisance - Accumulations)

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

Mr. Sullivan moved to find in this case that Respondent was in repeat violation of City Code as charged based on the Board’s prior Order entered against the same Respondent for the same violation; that Respondent has not brought the property into compliance as of May 3, 2022; that a \$50.00 per day fine is imposed for the period of non-compliance from November 16, 2021 to May 3, 2022 totaling \$8,450.00; 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. Roberts seconded the motion.

Roll was called:

Mr. Sullivan – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

26. AI# 28

CASE NO. 2021100355 ^{AN}
City of Palm Coast vs. Deanna Helmick
24 Ulster Court
(Land Development Code 11.03.01.H. General Landscaping Requirements - HVAC Screening)

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 three (3) days after this Order is entered in writing; that in the event Respondent does not comply with the Order, a fine in the amount of \$25.00 will be imposed for each and every day the violation continues past the 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
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

27. AI# 29

CASE NO. 2021100861 ^{AN}
City of Palm Coast vs. Daniel A Curley
70 Underwood Trail
(Palm Coast Code Section 15-108(h) Inoperable Vehicle)

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 after this Order is entered in writing; that in the event Respondent does not comply with the Order, a fine in the amount of

\$50.00 will be imposed for each and every day the violation continues past the aforestated date; that Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Mr. Sullivan seconded the motion.

Roll was called:

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

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

Motion unanimously carried.

28. AI# 30*

CASE NO. 2021110630 REPEAT (1) AN
City of Palm Coast vs. Jessica Lynn Laks
23 Westridge 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 fine for the period of non-compliance and Administrative Costs.

Mr. Sullivan moved to find in this case that Respondent was in repeat violation of City Code as charged based on the Board’s prior Order entered against the same Respondent for the same violation; that Respondent brought the property into compliance on November 24, 2021; that a \$100.00 per day fine is imposed for the period of non-compliance on November 19, 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
Mr. Pulos – Yes
Mr. Mugford – Yes**

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

Motion unanimously carried.

29. AI# 32

CASE NO. 2022010528 BR
City of Palm Coast vs. Fred Wohlfarth
22 Pillory Lane
(Palm Coast Code Section 15-108(g) Shed/ Fence/ Wall Maintenance)

Code Enforcement Officer Olivarria presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Olivarria 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 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 \$50.00 will be imposed for each and every day the violation continues past the aforestated date; that Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Mr. Sullivan seconded the motion.

Roll was called:

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

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

Motion unanimously carried.

30. AI# 33

CASE NO. 2021101141 BR
City of Palm Coast vs. Tillman Kids Property LLC
39 Pony Express Drive
(Palm Coast Code Section 17-39(a) Residential Rental Program)

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 ten (10) days after this Order is entered in writing; that in the event Respondent does not comply with the Order, a fine in the amount of \$25.00 will be imposed for each and every day the violation continues past the aforestated date; that Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Mr. Arcamone seconded the motion.

Roll was called:

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

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

Motion unanimously carried.

31. AI# 34

CASE NO. 2021101144 MASSEY BR

City of Palm Coast vs. Tillman Kids Property LLC

39 Pony Express Drive

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

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

Mr. Sullivan moved to find in this case that Respondent was in violation of City Code as charged; that Respondent failed to correct the violation by the time specified for correction by the Code Enforcement Board in the Board’s Order entered into evidence in this case; that Respondent has not brought the property into compliance; that a \$50.00 per day fine is imposed for the period of non-compliance from February 10, 2022 to May 3, 2022; totaling \$4,150.00; and that a fine of \$50.00 per day shall continue to run until the property is brought into compliance and an Affidavit of Compliance has been filed by the Code Enforcement Officer. The Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. Respondent shall pay Administrative Costs to the City in the amount of \$69.50. Mr. Roberts seconded the motion.

Roll was called:

Mr. Sullivan – Yes

Mr. Pulos – Yes

Mr. Mugford – Yes

Mr. Roberts - Yes

Mr. Arcamone - Yes

Motion unanimously carried.

32. AI# 37

CASE NO. 2022010698 REPEAT (2) BR

City of Palm Coast vs. Felix Sr & Icxia Baez

4 Rainstone Lane

(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 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 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 has not brought the property into compliance as of May 3, 2022; that a \$100.00 per day fine is imposed for the period of non-compliance from January 8, 2022 to May 3, 2022; totaling \$10,600.00; and that a fine of \$100.00 per day shall continue to run until the property is brought into compliance and an Affidavit of Compliance has been filed by the Code Enforcement Officer. Respondent is further ordered to contact the Code Enforcement Officer to

verify compliance with this Order. Respondent shall pay Administrative Costs to the City in the amount of \$70.00. Mr. Arcamone seconded the motion.

Roll was called:

Mr. Sullivan – Yes
Mr. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

33. AI# 38

CASE NO. 2022020708

BS

City of Palm Coast vs. Steven & Courtney Taylor & Rosanne Taylor

14 Farmbrook Lane

(Palm Coast Code Section 44-34(d)(1) Parking Boat/ Trailer/ RV)

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

Mr. Sullivan moved to find in this case that Respondent is in violation of City Code as charged; that Respondent correct the violation no later than one (1) day after this Order is entered in writing; that in the event the Respondent does not comply with the Order, a fine in the amount of \$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. Pulos – Yes
Mr. Mugford – Yes

Mr. Roberts - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

34. AI# 43

CASE NO. 2022030292 RECURRING (1) LM

City of Palm Coast vs. Monica Irigoyen

1 Bennett Lane

(Land Development Code 4.12.03.B. Prohibited Home Occupations)

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

Mr. Roberts moved to continue this case until the next Code Enforcement Board meeting. Mr. Sullivan seconded the motion.

Roll was called:

Mr. Sullivan – Yes

Mr. Pulos – Yes

Mr. Mugford – Yes

Mr. Roberts - Yes

Mr. Arcamone - Yes

Motion unanimously carried.

OLD BUSINESS:

None to report.

NEW BUSINESS:

None to report.

ANNOUNCEMENT OF NEXT MEETING:

The next meeting of the Code Enforcement Board will be held on June 1, 2022 at 10:00 am.

ADJOURNMENT:

There being no further business, the meeting was adjourned at 11:19 a.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.