



CODE ENFORCEMENT BOARD
Wednesday, April 5, 2023 at 10:00 a.m.
Intracoastal Room
Palm Coast City Hall
160 Lake Avenue, Palm Coast, Florida

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

MEMBERS ABSENT: Dean Roberts

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, Reilly, Olavarria, Code Enforcement
Clerk Filipe, City Counsel Jennifer Nix

- 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 six (6) members present.
- C. Approval of the March 1, 2023 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- F. Withdrawn Cases**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 #5 CASE #2022120190 – 10 East Diamond Drive
AI #6 CASE #2022120191 – 10 East Diamond Drive
AI #11 CASE #2022110381 – 28 Ranwood Lane
AI #13 CASE #2022110111 – 39 Rose Drive
AI #17 CASE #2022120045 – 6 Cerrudo Lane
AI #23 CASE #2022100681 – 13 Fletcher Court
AI #24 CASE #2022120705 – 29 Louvet Lane
AI #25 CASE #2023011190 – 25 Freneau Lane
AI #26 CASE #2023011191 – 25 Freneau Lane
AI #27 CASE #2023011192 – 25 Freneau Lane

AI #28 CASE #2023011193 – 25 Freneau Lane
AI #29 CASE #2023011194 – 25 Freneau Lane
AI #30 CASE #2023011195 – 25 Freneau Lane
AI #31 CASE #2023011196 – 25 Freneau Lane
AI #32 CASE #2022120817 – 144 Frontier Drive
AI #33 CASE #2022121111 – 42 Wedge Lane
AI #34 CASE #2023010336 – 53 Whispering Pine Drive
AI #35 CASE #2022100410 – 39 Wood Acre Lane
AI #38 CASE #2023010474 – 23 Pickcane Lane
AI #40 CASE #2023010826 – 47 Pine Crest Lane
AI #49 CASE #2022111140 – 16 Slumber Path
AI #51 CASE #2022120226 – 3 Ullynn Place
AI #52 CASE #2022120273 – 13 Universe Court
AI #53 CASE #2022110856 – 82 Utah Place

1. AI# 15

CASE NO. 2022120499 DR
City of Palm Coast vs. Antonio Vincenzo Dahm & Christal Thayer
10 Rybar Lane
(Palm Coast Code Section 44-34(c) Parking of Commercial Veh./ Trailer in

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

Mr. Dodzik moved to find in this case that the Respondent is in violation of City Code as charged; that Respondent correct the violation no later than three (3) days after this Order is entered in writing; that, in the event the Respondent does not comply with the Order, a fine in the amount of \$50.00 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. Dodzik - Yes
Mr. Mugford - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

2. AI# 4

CASE NO. 2023011450 RECURRING (3) BMD
City of Palm Coast vs. Brandon Steward & Devin J Baxter
42 Biscayne Drive
(Palm Coast Code Section 44-34(i) Parking in Median)

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 – Recurring Violation and Administrative Costs. Devin Baxter and Brandon Steward, Respondents, presented their side.

Mr. Arcamone moved to find in this case that the 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. Dodzik seconded the motion.

Roll was called:

**Mr. Sullivan – Yes
Ms. Wright – Yes
Mr. Pulos – No**

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

Motion carried 5/1.

3. AI# 45*

CASE NO. 2022100992

AN

City of Palm Coast vs. Monica C & Jerry Jones Jr

125 Sea Trail

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

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. Jerry Jones, Respondent, presented his side.

Mr. Dodzik moved to dismiss this case. Mr. Pulos seconded the motion.

Roll was called:

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

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

Motion unanimously carried.

4. AI# 46*

CASE NO. 2022101007

AN

City of Palm Coast vs. Monica C & Jerry Jones Jr

125 Sea Trail

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. Jerry Jones, Respondent, presented his side.

Mr. Sullivan moved to find in this case that the Respondent is in violation of City Code as charged; that the Respondent correct the violation no later than thirty (30) 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. Pulos seconded the motion.

Roll was called:

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

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

Motion unanimously carried.

5. AI# 18*

CASE NO. 2022090286

RL

City of Palm Coast vs. Stanley & Christine Cichowski

37 Cleveland Court

(Palm Coast Code Section 24-254 Derelict Vessel)

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. Complainant, Jim Bennett, who resides at 4 Caitlyn Ct., was permitted by the Board to provide testimony.

Mr. Dodzik moved to find in this case that the Respondent is in violation of the City Code as charged; that Respondent correct the violation no later than thirty (30) days after this Order is entered in writing; that, in the event 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 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 \$69.00. Mr. Arcamone seconded the motion.

Roll was called:

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

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

Motion unanimously carried.

6. AI# 21

CASE NO. 2022120826 RECURRING (1) RL

City of Palm Coast vs. Theresa L Cirelli & Robert E Williams & Joseph Wittrock

4 Coral Reef Court South

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

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

Mr. Arcamone moved to find in this case that the 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. Dodzik - Yes

Mr. Mugford - Yes

Mr. Arcamone - Yes

Motion unanimously carried.

7. AI# 55*

CASE NO. 2022110667 AN

City of Palm Coast vs. Nick Kolenko

20 Wheeler 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. Code Enforcement Officer Nunez testified the property is in compliance. Staff recommends a No Fine Standing Order and Administrative Costs. Matt Rivera, tenant, presented his side.

Mr. Sullivan moved to find in this case that the 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) 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. Dodzik - Yes
Mr. Mugford - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

8. AI# 16

CASE NO. 2022120593 RECURRING (3) DR
City of Palm Coast vs. Ana Paula Rodrigues-Pimental
25 Ryland Drive
(Palm Coast Code Section 15-108(d) Weeds/Overgrowth)

Code Enforcement Officer Reilly presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Reilly testified the property is in compliance. Staff recommends a No Fine Standing Order – Recurring Violation and Administrative Costs. Ana Rodrigues-Pimental, Respondent, presented her side.

Mr. Sullivan moved to find in this case that Respondent was in violation of City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation was corrected; that the violation recurred; that any violation of the same Code by Respondent within five (5) years of the 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. Dodzik - Yes
Mr. Mugford - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

9. AI# 56

CASE NO. 2022120418 REPEAT (4) AN
City of Palm Coast vs. Rui M & Jenevieve M Ferreira
90 Woodside Drive
(Palm Coast Code Section 44-34(c) Parking of Commercial Veh./ Trailer in Residential District)

Code Enforcement Officer Nunez presented case history, paperwork and photos into evidence. The evidence was shown to the Respondent. Officer Nunez testified this is a Repeat the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs. Jenevieve Ferreira, Respondent presented her side.

Ms. Wright moved to waive the \$450.00 per day fine for the period of non-compliance. No one seconded the motion.

Ms. Dodzik moved to find in this case that the 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 December 16, 2022; that an amended fine of \$150.00 per day fine is imposed for the period of non-compliance on December 9, 2022; totaling \$150.00. Respondent shall pay Administrative Costs to the City in the amount of \$71.00. Mr. Arcamone seconded the amended motion.

Roll was called:

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

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

Motion unanimously carried.

10. AI# 41

CASE NO. 2023010127 REPEAT (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 this is a Repeat case and the property is in compliance. Staff recommends a fine for the period of non-compliance and Administrative Costs. Adolfo Sadio, Respondent, presented his side.

Mr. Arcamone moved to find in this case that the 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 January 4, 2023; that a \$100.00 per day fine is imposed for the period of non-compliance on December 3, 2023; 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. Dodzik - Yes
Mr. Mugford - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

11. AI# 44

CASE NO. 2022120696 REPEAT (1) AN

City of Palm Coast vs. Kerry D Aylesworth II & Diane L Gorth
24 Sea Flower Path
(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. Kerry Aylesworth II, and Diane Gorth, Respondents, presented their side.

Mr. Arcamone moved to find in this case that the 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 December 19, 2022; that a \$100.00 per day fine is imposed for the period of non-compliance on December 14, 2022; 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. Dodzik - Yes
Mr. Mugford - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

12. AI# 1*CASE NO. 2022120568

SB

City of Palm Coast vs. Anthony & Julieta F Costa
140 Persimmon Drive
(Land Development Code 3.02.02 Farm Animals Prohibited in Residential District)

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

Mr. Dodzik moved to find in this case that the 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. 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. Dodzik - Yes
Mr. Mugford - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

13. AI# 2

CASE NO. 2022120025 REPEAT 1 HO

City of Palm Coast vs. Mark W Croy Sr

25 Blyth Place

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

Code Enforcement Officer Olavarria presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Olavarria 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. Arcamone moved to find in this case that the 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 April 4, 2023; that a \$100.00 per day fine is imposed for the period of non-compliance from **11/22/22 to April 3, 2023; totaling \$12,600.00; 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 \$69.50. Mr. Sullivan seconded the motion.

Roll was called:

Mr. Sullivan – Yes

Ms. Wright – Yes

Mr. Pulos – Yes

Mr. Dodzik - Yes

Mr. Mugford - Yes

Mr. Arcamone - Yes

Motion unanimously carried.

****Amended year from 11/30/23 to 11/30/22**

14. AI# 43*

CASE NO. 2022121103 BR

City of Palm Coast vs. William R Martin

157 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 evidence was shown to the Respondent. Lead Officer Romeo testified the property remains in violation. Staff recommends a Fine – Violation Order and Administrative Costs. William Martin, Respondent, presented his side.

Mr. Dodzik moved to find in this case that the Respondent is in violation of the City Code as charged; that the Respondent correct the violation no later than seven (7) days after this Order is entered in writing; that, in the event Respondent does not comply with this 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
Ms. Wright – Yes
Mr. Pulos – Yes

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

Motion unanimously carried.

15. AI# 3

CASE NO. 2022120893

BMD

City of Palm Coast vs. Karl Schlachter & Nancy Schlachter

9 Birchtree Way

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

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. Sullivan moved to find in this case that Respondent was in violation of the City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation 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. Dodzik seconded the motion.

Roll was called:

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

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

Motion unanimously carried.

16. AI# 7

CASE NO. 2023010057 REPEAT (2)

JP

City of Palm Coast vs. Eleonora Callahan & Christopher Callahan

8 Eastvue Place

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

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

Mr. Sullivan moved to find in this case that the 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 December 30, 2022; that a \$150.00 per day fine is imposed for the period of non-compliance on December 29, 2022; totaling \$150.00. 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. Dodzik - Yes
Mr. Mugford - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

17. AI# 8

CASE NO. 2022120885 REPEAT (1) JP

City of Palm Coast vs. Joshua Adam & Keri Antoinette Sammons

3 Edmond Place

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

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

Mr. Sullivan moved to find in this case that the 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 December 21, 2022; that a \$100.00 per day fine is imposed for the period of non-compliance on December 20, 2022; totaling \$100.00. Respondent shall pay Administrative Costs to the City in the amount of \$69.50. Ms. Wright seconded the motion.

Roll was called:

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

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

Motion unanimously carried.

18. AI# 9

CASE NO. 2022111045

JP

City of Palm Coast vs. Southern Impression Homes LLC

10 Kathleen Trail

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

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 – Violation Order and Administrative Costs.

Mr. Sullivan moved to find in this case that the 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 \$25.00 will be imposed for each and every day the violation continues past the aforesated date. Respondent is further ordered to contact the Code Enforcement Officer to verify compliance with this Order. Respondent shall pay Administrative Costs to the City in the amount of \$69.00. Ms. Wright seconded the motion.

Roll was called:

Mr. Sullivan – Yes

Ms. Wright – Yes

Mr. Pulos – Yes

Mr. Dodzik - Yes

Mr. Mugford - Yes

Mr. Arcamone - Yes

Motion unanimously carried.

19. AI# 10

CASE NO. 2022060531 MASSEY DR

City of Palm Coast vs. Sfr Jv-Hd Property LLC

34 Raemond Lane

(Palm Coast Code Section 17-39(a) Rental Registration)

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

Mr. Sullivan moved to find in this case that Respondent was in violation of the 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 the Respondent brought the property into compliance on March 9, 2023; that a \$25.00 per day fine is imposed for the period of non-compliance from December 22, 2022 to March 8, 2023; totaling \$1,925.00. Respondent shall pay Administrative Costs to the City in the amount of \$69.50. Ms. Wright seconded the motion.

Roll was called:

Mr. Sullivan – Yes

Mr. Dodzik - Yes

Ms. Wright – Yes
Mr. Pulos – Yes

Mr. Mugford - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

20. AI# 12

CASE NO. 2022110736 DR
City of Palm Coast vs. Alphonso D & Pamilian W Jefferson
14 Renfro Lane
(Palm Coast Code Section 15-108(h) Inoperable Vehicle)

Code Enforcement Officer Reilly presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Reilly 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 the 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. Dodzik - Yes
Mr. Mugford - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

21. AI# 14

CASE NO. 2022110505 DR
City of Palm Coast vs. Lyudmila Loguntsova & Darya Loguntsova
38 Rosepetal Lane
(Palm Coast Code Section 15-108(g) Shed/Fence/ Wall Maintenance)

Code Enforcement Officer Reilly presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Reilly 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 the 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. Ms. Wright seconded the motion.

Roll was called:

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

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

Motion unanimously carried.

22. AI# 19

CASE NO. 2022120564

RL

City of Palm Coast vs. Kjell Oddvar Hegland

30 Coral Reef Court North

(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. Dodzik moved to find in this case that the 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. 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. Dodzik - Yes
Mr. Mugford - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

23. AI# 20

CASE NO. 2023020452

RL

City of Palm Coast vs. Kjell Oddvar Hegland

30 Coral Reef Court North

(Land Development Code 4.01.08.A.2 Swimming Pools - Enclosure Requirements)

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

Mr. Sullivan moved to find in this case that the Respondent is in violation of City Code as charged; that Respondent correct the violation no later than thirty (30) days after this Order is entered in writing that, in the event the Respondent does not comply with the Order, a fine in the amount of \$250.00 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. Dodzik seconded the motion.

Roll was called:

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

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

Motion unanimously carried.

24. AI# 22*

CASE NO. 2022120520 RECURRING (1) RL
City of Palm Coast vs. Edmund J Di Bianco & Sherry Gaisford
20 Fanwood Court
(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 remains in violation. Staff recommends a Fine – Violation Order and Administrative Costs.

Mr. Arcamone moved to find in this case that the 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. 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. Dodzik - Yes
Mr. Mugford - Yes
Mr. Arcamone - Yes**

Motion unanimously carried.

25. AI# 36

CASE NO. 2022060096 MASSEY BR
City of Palm Coast vs. Et-4 Lp

166 Palmwood 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 this is a Massey case and the property remains in violation. Staff recommends a fine for the period of non-compliance and Administrative Costs.

Mr. Sullivan moved to find in this case that the 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 the Respondent has not brought the property into compliance. That a \$25.00 per day fine is imposed for the period of non-compliance from December 27, 2022 to April 4, 2023; totaling \$2,475.00; 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. Arcamone seconded the motion.

Roll was called:

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

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

Motion unanimously carried.

26. AI# 37*

CASE NO. 2022100162 BR
City of Palm Coast vs. Marilyn Ruth Brackett
5 Pheasant Drive
(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 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 the Respondent is in violation of City Code as charged; that the 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 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. Dodzik - Yes

Ms. Wright – Yes
Mr. Pulos – Yes

Mr. Mugford - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

27. AI# 39

CASE NO. 2022120282

BR

City of Palm Coast vs. Jack & Rebekah P Glover

28 Pierce Lane

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

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. Sullivan moved to find in this that the Respondent was in violation of the City Code as charged and failed to correct the violation by the time specified for correction by the Code Enforcement Officer; that the violation 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. Ms. Wright seconded the motion.

Roll was called:

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

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

Motion unanimously carried.

28. AI# 42

CASE NO. 2023010970 REPEAT (1)

BR

City of Palm Coast vs. Frederick O. Jr & Roxie Harris

97 Presidential 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. Sullivan moved to find in this case that the 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 March 8, 2023; that a \$100.00 per day fine is imposed for the period of non-compliance from January 18, 2023 to March

7, 2023; totaling \$4,900.00. 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. Dodzik - Yes
Mr. Mugford - Yes
Mr. Arcamone - Yes

Motion unanimously carried.

29. AI# 47

CASE NO. 2023010853 RECURRING (2) AN

City of Palm Coast vs. Dominique Maree & Procoro Hernandez

9 Seathorn Path

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

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

Mr. Sullivan moved to find in this case that the 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. Ms. Wright seconded the motion.

Roll was called:

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

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

Motion unanimously carried.

30. AI# 48

CASE NO. 2022120378 RECURRING (1) AN

City of Palm Coast vs. Luciano B & Luciana D Horta

13 Sexton Place

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

Motion unanimously carried.

31. AI# 50

CASE NO. 2022120574 RECURRING (4) AN
City of Palm Coast vs. John M & Lisa A Mock
12 Smoke Tree Place
(Palm Coast Code Section 44-34(i) Parking in Median)

Code Enforcement Officer Nunez presented case history, paperwork and photos into evidence. The Respondent was not present. Officer Nunez testified 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 the 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. Ms. Wright seconded the motion.

Roll was called:

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

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

Motion unanimously carried.

32. AI# 54*

CASE NO. 2022111085 AN
City of Palm Coast vs. Ciro V Motti & Lisa Anne Marie Motti

326 Wellington 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 is in compliance. Staff recommends a No Fine Standing Order and Administrative Costs.

Mr. Sullivan moved to find in this case that the 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. Dodzik - Yes

Mr. Mugford - Yes

Mr. Arcamone - Yes

Motion unanimously carried.

NEW BUSINESS:

ANNOUNCEMENT OF NEXT MEETING:

The next meeting of the Code Enforcement Board will be held on May 3, 2023 at 10:00 am.

ADJOURNMENT:

There being no further business, the meeting was adjourned at 12:05 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.