

MINUTES

CODE ENFORCEMENT BOARD

City Commission Chambers
301 S. Ridgewood Ave., Daytona Beach, FL 32115

Members: Weegie Kuendig, Chairman; Turner Hymes, Vice-Chairman; Neil Harrington, Karen Robey, Bradford Gonzalez, Matthew Reinhart & Katherine Marsh

June 9, 2022

Members present:

Mrs. Weegie Kuendig, Chairman
Ms. Turner Hymes, Vice-Chairman
Mr. Bradford Gonzalez
Mrs. Karen Robey
Mr. Matthew Reinhart
Ms. Katherine Marsh
Mr. Charles Cino, Esquire, Board Attorney

Staff present:

Mr. Anthony Jackson, Esq., Assistant City Attorney
Captain Scott Lee, Daytona Beach Police Department
Mr. Denzil Sykes, Neighborhood Service Manager
Mr. Mark Jones, Field Supervisor
Ms. Sara Kirk, Code Inspector
Mr. Roosevelt Butler, Code Inspector
Mr. Mark Bostwick, Code Inspector
Mr. Daniel Garcia, Code Inspector
Mr. John Stenson, Code Inspector
Mr. Joe Graves, Audio/Video
Mr. Xavier Campbell, Audio/Video
Mrs. Brenda Seivwright, Board Secretary

Approval of Minutes by:

Manylwise "Weegie" Kuendig Chairman

The Chairman Mrs. Kuendig called the meeting to order at 9:00 a.m. Mrs. Seivwright called the roll. All present except Mr. Harrington who was absent, and Mr. Reinhart Mrs. Kuendig ask for a motion to excuse Mr. Harrington and Mr. Reinhart. Mrs. Robey made the motion and Mr. Gonzalez second and motion was carried.

Ms. Kuendig asked for disclosure of Ex Parte Communications, none noted.

Ms. Kuendig asked for the code board to be sworn in. and then announcements motion made by Ms. Marsh to approve minutes seconded by Mrs. Robey minutes were approved. Mrs. Seivwright announced the following cases in Compliance and the ones appearing via zoom.

Code officers sworn

Ms. Kuendig stated the procedures Mr. Gonzalez asked for clarification of lien review Capt. Lee gave detail in open discussion with the board.

Lien Review # 1

CEB 06-17-72 - 1348 Woodbine St Roy D. Helton is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3, Violation(s) – Outside storage. First Notified – 12/5/2016 Order Imposing Fine/Lien effective June 8, 2017. \$250.00 a day to a maximum of \$10,000.00 plus recording cost \$24.00 Compliance = April 19, 2022. = \$10,024.00

Will Akers- Attorney for the estate

Agreement made between the city and the respondent to pay One Thousand Dollars (\$1,000.00) payable in 30 days.

Motion was made by Mrs. Robey 2nd Ms. Hymes all approved. 5-0

There was a discussion about the process of lien review and the process.

Lien Review # 2

CASE # 47 - CEB 07-21-217 - 1348 Woodbine St. Roy D Helton is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 6 Sec. 6.2.H.7.A; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 302.8, 304.2, 304.7, 308.1, 404.6), Violation(s) – **Unmaintained landscaping, outside storage of junk and debris, trailer parking, parking in yard, junk vehicles, peeling/faded exterior paint, premise identification numbers.** First Notified – 4/30/2021 Order Imposing Fine/Lien effective August 12, 2022. \$100.00 a day to a maximum of \$10,000.00 plus recording cost \$24.00 Compliance = April 19, 2022. = \$10,024.00

Will Akers- Attorney for the estate

Agreement made between the city and the respondent to pay Six Thousand Five Hundred Dollars (\$6,500.00) payable in 30 days.

Motion was made by Mr. Gonzalez 2nd Ms. Hymes all approved.5-0

Lien Review # 3

Scrivener's error

the Code Board did not receive a packet with information for this lien it's still on the agenda and will still be heard.

CEB 08-08-246 - 337 Euclid Avenue Christopher Hurst is cited for failure to correct violations of The Land Development Code, Art. 19 Sec. 1; Art. 18 Sec. 7.1; Art. 18 Sec. 7.4.4, Violation(s) – Exterior deteriorated, peeling paint, porch support rotted First Notified – 2/20/2008 Order Imposing Fine/Lien effective September 11, 2008. \$50.00 a day plus recording cost \$22.00 Compliance = November 24, 2008= \$3,722.00

Bruce Johns Attorney Chris Hurst sworn owner

Mr. Gonzalez wanted to know what the hardship was for the reduction of the fine and Mr. Johns stated hardship was due process, but the city provided evidence of the due process was meet and agreement was made between the city and respondent to pay Two Thousand Dollars (\$2,000.00) payable in 30 days. Motion was made by Mrs. Robey 2nd Mr. Gonzalez all approved. 5-0

Lien Review # 4

CEB 10-21-290 - 515 Ribault Ave Lawrence & Hester Grace Trust is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.8, 304.7), Violation(s) – Roof and drainage and inoperable vehicle. First Notified – 7/13/2021 Order Imposing Fine/Lien effective January 13, 2022. \$100.00 a day to a maximum of \$10,000.00 plus recording cost \$24.00. Compliance = May 25, 2022, = \$10,024.00

Amy Bateau owners Assistant sworn via zoom

Agreement made between the city and the respondent to pay One Thousand Dollars (\$1,000.00) payable in 30 days. Motion to accept and approve, motion was made by Mrs. Robey 2nd Ms. Marsh all approved. 4-1 Gonzalez motion still passes.

The board continues to share their concerns for the new changes in lien review process and how it works, and Capt. Lee further assures the board they can ask any questions and if any issues arise, please let him know and adjustment will be made as we go along.

CONTINUED CASES:

CASE # 1 - CEB 05-22-122 - Arena Wholesale INC is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 304.2, 304.3, 304.6, 304.7,304.9, 304.19, 505.1), at **809 Niles St.** Violation(s) – **Damaged fence, no address numbers, damaged walls, damaged collapsed roof, damaged gate, and no water.** First Notified – 1/7/2022

No respondent

Inspector Jones testifies that no contact, and no process has been made as seen in recent photos the property is vacant, staff is requesting s \$100.00 per day up \$ 15,00.00 maximum to continue until in compliance is achieved.

BOARD ACTION: Mr. Gonzalez made motion to go with the city recommendation One Hundred Dollars \$100.00 per day up \$15,000.00 maximum until it comes in compliance. order of non-compliance and 2nd by Mrs. Robey and motion was approved.5-0

CASE # 2 - CEB 03-22-79 - Clarence John Haney Jr is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 304.2), at **532 Mark Ave.** Violation(s) – **Unpermitted fence, dirty and damaged fascia board.** First Notified – 12/18/2021

No respondent

Inspector Jones testifies since last hearing there has been contact and made a lot of progress has been made and they've applied for the permit and the repairs that were requested are ongoing staff requesting to amend to July cut off.

BOARD ACTION: Ms. Marsh made motion to amend the previous order of non-compliance and allow the Respondents until July 6, 2022, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day until compliance is achieved Mrs. Hymes 2nd motion was approved 5-0.

CASE # 3 - CEB 05-22-117 - Kimberly K Lacy is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1; Art. 6 Sec. 6.2.H.7.a; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.6, 304.7), at 409 Frances Ter. Violation(s) – **Roof damage, no permit for roof repair, exposed exterior wall, and parking on grass.** First Notified – 12/27/2021

No respondent

Inspector Bostwick testifies since the last hearing no contact with owner, no progress no permit requested for the roof staff requests a fine of \$100 per day, capped at \$10,000.00

BOARD ACTION: Mrs.Hymes motion to impose a fine of \$100 per day, against respondent effective today June 9,2022 and continue until compliance is achieved or reaches maxium of \$10,000.00 2nd Mr.Gonzalez motion aproved. 5-0

CASE # 4 - CEB 05-22-101 - Clement & CO Capital Partners is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.4; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 304.2,302.7), at 326 Phoenix Ave. Violation(s) – Dirt and grime, peeling and faded paint. First Notified – 1/10/2022

In compliance 6/7/2022

CASE # 5 - CEB 04-22-83 - Melissa A Chaney is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 6 Sec. 6.19.A.4; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 302.8, 304.5,304.6, 304.10, 304.14, 308.1, 308.2, 308.2.2, 308.3, 308.10, 605.1), at **314 Fletcher Ave & 316.** Violation(s) – **Storage, landscaping, exterior appearance standards, sanitation (rubbish), junk vehicles, roof & drainage, damaged block stoop, rubbish & garbage, disposal of rubbish, disposal of refrigerator or similar equipment, disposal of garbage, electrical wiring to**

equipment, exterior foundation & walls, exterior porches, and window screens. First Notified – 7/22/2021

Inspector Jones since last hearing myself and Mr. Stenson have had contact with the property owner, they have made a lot of progress cleaning up still have a to go the staff would like to amend to the next cut off meaning to I mean to the next cut off.

Board allowed Ms. Chaney to speak she states that there trying to wrap up loose ends to just see other pictures here wrap up loose ends and take a little bit longer than they anticipated but they're getting there.as she continued to explain her progress.

Madam Chairman asked about the previous minutes stating that she saw that she was looking to the government to get help and there was some foreclosure involved MSN states that it was from the city and that should be taking place within the next week and then the city attorney Mr. Anthony Jackson gave some clarification on it is a foreclosure stop it certainly the summary judgment is successful then what happens it gets scheduled for judicial sale and that generally is at least 45 days or so at the minimum so she's working on it and that's whatever action she wants to take in the foreclosure that's independent and Madam Chair asked if it a separate issue asking Jackson says Ms. Chaney says she's unclear about what to do and what's going on with the whole thing. And says she would hate to lose her home too code enforcement lien Mr. Gonzales made a statement that it has been going on for a year and then Ms. Chaney responds with yes there's a lot of things that that led up to that a lot of things going on and money issues and time issues.

Mr. Jackson also suggested we move on because of it's an ongoing active litigation and status of what we are in why I would case it would be our preference to continue and not move forward and then type of find at this juncture

ACTION: Mrs. Hymes made motion to amend the previous order of non-compliance and allow the Respondents until **July 6, 2022**, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. and Mr.Gonzalez second and motion was approved 6-0.

CASE # 6 - CEB 04-22-84 - Hattie Jackson is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S; Art. 3 Sec. 3.4.S.1;Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.3, 304.13.1, 304.13.2 & 308.2.2), at **330 Lane St. Violation(s) – Work without a permit (stucco) premises identification, protective treatment (paint), damaged window- glazing, operable window, rubbish and garage - refrigerator.**

First Notified – 10/25/2021

No respondent

Glass hearing Mr. Jones stated that met with her grandson and he would not be attending court he came with the permits for the work and the and the outside and everything that we've noted on the original violation still hasn't been cleaned up he has a couple of sitting up I met with him on June 3rd and you in the photos could see that he still has all the outside storage staff is requesting a fine of \$100 a day with the cap at \$10,000.00.

BOARD ACTION: Mrs. Kuendig asked for a motion to impose a fine of \$100.00 per day, effective June 9,2022 to a maximum of \$10,000.00 or until compliance is achieved. Mrs. Robey motioned the same with Ms. Marsh seconding. Motion was approved 6-0.

Mr. Reinhart arrives at 9:40 am

CASE # 7 - CEB 04-22-92 - Yonervy Viera Lorenzo is cited for failure to correct violations of The Land Development Code Art. 3 Sec. 3.4.S.1, at **1301 3rd St.** Violation(s) – **Fence installed without a permit.**
First Notified – 12/20/2021

No respondent

Inspector Butler states he has had contact with the owner and per Trakit since last month preceding court they have applied for a permit on March 24, 2022, however, it's not approved for at this time. He reached out to the permits and license, and they also reached out to the owners, and they have still and still no progress and the staff are requesting \$100 a day to a maximum of \$10,000 cap.

There was additional discussion that can be viewed via video.

BOARD ACTION: Mrs. Kuendig asked for a motion to Impose a fine of \$100 per day, effective June 9,2022 to a maximum of \$15,000 or until compliance is achieved. Mrs. Robey motioned the same with Mr. Gonzalez seconding. Motion was approved 6-0.

CASE # 8 - CEB 05-22-110 - Christopher L & Stella Durbin is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1; Art. 9 Sec. 9.2.A (Ref. FBC Supp.IP/MC 304.1.1, 304.7, 605.4), at **1145 Essex Rd.** Violation(s) – **Work without a permit, dilapidated fascia and gutters, dilapidated roof, and exposed electrical wires.**
First Notified – 3/17/2022

No respondent

Inspector Butler states as pertains to 1145 Essex since last month's court hearing I've had several contacts with the owner with this resident the property and there's no progress towards since last much more proceedings I've had several contacts with this residence at the property and there's no progress towards compliance this property is a major blight in the community staff requests \$200 a day took maximum of \$10,000.

Madam chair asked inspector Butler so you've spoken to them on several occasions and what do they say just oh we'll get to it; we will get it taken care of

Inspector Butler states but as you can see the pictures don't lie.

Captain Lee says that's the result I can say that, and every layer of our organization has had contact with them and try to resolve this as a significant community impact

BOARD ACTION: Mrs. Kuendig asked for a motion to impose a fine of \$100.00 per day, effective June 9,2022 to a maximum of \$10,000.00 or until compliance is achieved. Mr. Gonzalez motioned the same with Mrs. Hymes seconding. Motion was approved 6-0.

CASE # 9 - CEB 01-22-16 - Maebell Bizzell is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **1058 N Libby Ct.** Violation(s) – **No permit (Roof).**
First Notified – 8/18/2021

Inspector Butler has had contact with the owner Libby court did speak with Ms. Bizzell who's unable to attend court here this morning but since our last month court proceedings all the documents have been signed and currently, we are waiting on the attorney to process the paperwork through, and this is a probate issue for roof and as you can see the documents have been signed.
staff recommend that we amend to the August cut off.

Board Action: Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till August 3,2022 to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so motioned Mrs. Hymes seconded by Mr. Gonzales all in motion was approved 6-0.

CASE # 10 - CEB 05-22-118 - Gwendolyn D Frost is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S1; Art. 6 Sec. 6.2.H.7.a; Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.8), at **941 Emma St.** Violation(s) – **No permit for fencing and shed, outside storage, parking in yard, junk vehicle.**
First Notified – 12/20/2021

Inspector Stenson states since last hearing I've been in contact with this property owner who's making good progress promise for the curbing have been applied for improved by the public works department the permits for the fencing and the shed I'm currently under review I'd like to amend this case to July cut off.

BOARD ACTION Board Action: Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till July 6,2022 to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Ms. Marsh motioned seconded by Mrs. Hymes all in motion was approved 6-0.

CASE # 11 - CEB 05-22-119 - Violet Barrs is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.13.2), at **916 S Dr Martin Luther King Jr Blvd.** Violation(s) – **Outside storage, inoperable window (boarded).**
First Notified – 11/6/2021

Inspector Stenson he has been in regular contact with Mrs. Barr's daughter she has corrected all the issues except for the window there's been some issues for her getting the permit to get to work done through having the power returning those properties out in their name as of yesterday and she did have a contractor hired to apply for the permit, so I'd like to amend this case to July cut off.

BOARD ACTION Board Action: Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till July 6, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so motioned Mrs. Hymes seconded by Mr. Gonzalez all in motion was approved 6-0.

CASE # 12 - CEB 05-22-120 - Eloise D Jones C/O Shawn Stafford is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3, 302.7, 304.2, 304.6, 304.7), at **923 S Dr Martin Luther King Jr Blvd. Violation(s) – Vacant structure, Protective treatment, exterior walls, and roof & drainage, accessory structure (fencing).**

First Notified – 7/16/2021

No respondent

Inspector Stenson says he has been in contact via e-mail and phone with Mr. Stafford K at this last hearing I've been in regular contact the e-mail and phone with Mr. Stafford the structure has been painted the brick portion of the property still needs to be pressure washed some of the fencing has been removed but some still some fencing that remains that's entangled with the neighbors trees a facial work has been performed and completed on the roof however has not reached the point of compliance yet I'd like to give him until the next cut off too cause they are working on this and Madam Chair go ahead the responded also was unable to attend but submitted some documentation kind of late so we've given it to or we've printed it here and I'm going to give it to you to pass right I'm going to change recommendation. Information passed around is showing why he's not here due to previous travel plan/Itinerary

Anthony Jackson explains he's waiting for probate and planning to sell it is under contract as is.

BOARD ACTION: Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till July 6, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so motioned Mrs. Robey seconded by Ms. Marsh all in motion was approved 6-0.

***Next case is being moved up due a medical issue

And the respondent is asking to be seen in all future hearings right after Lien reviews.

And was informed by Captain Lee if he ever comes in his name is not near the top address the clerk.

CASE # 20 - CEB 02-21-44 - Keith Thomas is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.4 (Ref. FBC Supp. IPMC 304.7), at **622 Marion St.** Violation(s) – **Damaged roof and rotten decayed wood.**
First Notified – 3/6/2020

Keith Thomas sworn

Inspector Kirk states Mr. Thomas is still on the city's waiting list there is a roof permit issue issued currently so it is everything is in the works so we're just waiting right now so at this time I'd like to ask to amend to the September hearing for compliance.

Mr. Thomas states they aren't going to do the roof they sent out an engineer and the house two damaged so I'm in the process of dealing with Ms. Robinson and a gentleman who's name Mr. Beale that got me on a program where they're going to tear down the house down and rebuild another one, so I don't think I need to come back to here no more.

Madam Chair advises Mr. Thomas let's get what we need is to make sure code is aware of this new situation.

Inspector Kirk says I'm still waiting on official response as of right now the roof permit still issue there was termite damage that was discovered but I haven't seen anything in writing showing that they are going to demolish the house yet there's no demo permit open so that's why I was going to ask to amend to September.

Captain Lee explains in addition to that a documentation saying something will happen.

It's not in compliance so the issues have to be resolved the violations have to be remove dated so we would want to wait until we have, I mean we would assume that the motion would resolve those issues right so we would be able to mark it compliance at that point not on a piece of paper would have to be on the Act any other questions from the board, I should say that if we can secure a date that they plan to do demolition we can extend the deadline beyond that information which will save everybody from having to come back.

CASE # 13 - CEB 05-22-95 - Brian D Zahn & Tiffany DeJesus is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2), at **221 Blanche Place.** Violation(s) – **Dirt and grime, mildew.**
First Notified – 1/20/2022

No respondent

Inspector Jones since last during the inspector has had no contact with the property owner, they have made no progress and he's requesting Staffs requesting a fine of \$100 a day with a cap of 15.

BOARD ACTION: Mrs.Robey motion to impose a fine of \$100 per day, against respondent effective today June 9,2022 and continue until compliance is achieved or reaches maxium of \$15,000.00 2nd Mr.Gonzalez motion aproved. 6-0

CASE # 14 - CEB 04-22-87 - Taiisha Mendez is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S, at **619 Clark St.** Violation(s) – **No permit (shed)**

First Notified – 11/16/2021

No respondent

Inspector Jones structure you can see that they're on the screen since the last hearing there's been no contact with the owner there's been no application for the large shed that was installed Staffs requesting a fine of \$100 a day with a cap of 10,000.

Mrs. Robey asked if anyone living in it. Inspector Jones states we can't verify that anyone living in there it appears the way it's designed that it could be used as a residence, but we have no proof that it is. I mean there is a primary structure Madam chair responses right but there's no permit for the shed.

BOARD ACTION: Mr. Reinhart motioned to impose a fine of \$100 per day, against respondent effective today June 9,2022 and continue until compliance is achieved or reaches maxium of \$10,000.00 Mrs.Hymes 2nd the motion aproved. 6-0.

CASE # 15 - CEB 05-22-113 - Lawton B & Esther B Thomas is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3 (c); Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3), at **Seaman PL (Parcel# 5339-16-00-0190).** Violation(s) – **Overgrown lawn, weeds and hedges.**

First Notified – 3/15/2022

No respondent

Inspector Jones states it was case was open for an unmaintained parcel since last hearing we've had no contact with the property owner there has been no progress status request to go find of \$250 a day with a cap of 15.

BOARD ACTION: Mr. Robey motioned to impose a fine of \$250 per day, against respondent effective today June 9,2022 and continue until compliance is achieved or reaches maxium of \$15,000.00 Mrs.Hymes 2nd the motion aproved. 6-0.

CASE # 16 - CEB 10-21-307 - Robert Benjamin Rowley is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **269 Williams Ave.**

Violation(s) – **No permit for garage conversion into living space.**

First Notified – 4/23/2021

No respondent

Inspector Jones states we have been in contact with the property owner, and they also have an engineer that's involved there's been some complications with the engineer he must provide some additional drawings to the building department we'd like to amend this

to the next cut off to the August cut off to get that work done. It's a closed garage without a permit and they thought they'd be able to get a permit easier than that but now must get an engineer who says it will take him four to six weeks to get what he needs to put together done so hopefully by August will comply.

BOARD ACTION: Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till August 3, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day Mrs. Hymes motioned seconded by Mr. Gonzalez all in motioned was approved 6-0.

CASE # 17 - CEB 05-22-102 - Delphine Downey EST is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.3,302.3,304.2,304.2,304.7,304.8,304.10), at **1916 N Halifax Ave.** Violation(s) – **Debris on sidewalk, unmaintained hot tub/spa, dilapidated fence, rotted sections of planters on the home, damaged gutters, dilapidated deck and rails.**

First Notified – 9/16/2021

No respondent

Inspector Jones states since the last hearing we've had no contact and there's been no progress it appears the property is vacant uh and unoccupied we had to post our notices Staffs requesting a fine of \$100 a day with a cap of 15.

Mrs. Kuendig asked I did read that the police were involved with something on this property is that right.

Captain Lee's response, I know that we walked through the house and checked it. because it was unoccupied and opened, I'm not sure if there's something else that I'm just not recalling my involvement was when we discovered this issue it was a little bit very concerning its location. yes, it is secured with a fence, but it is having not been drained and indent this far it's not a pool and the board coordinator is clarified reference police in the past was the initiation of the case based on my observation.

BOARD ACTION: Mr. Gonzalez motioned to impose a fine of \$200 per day, against respondent effective today June 9,2022 and continue until compliance is achieved or reaches maxium of \$15,000.00 Mr.Reinhart 2nd the motion aproved. 6-0.

CASE # 18 - CEB 05-23-106 - James A Becker & Necia Becker is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 6 Sec. 2.H.7.a, at **299 Boylston Ave.** Violation(s) – **Cars parked on lawn and outside storage.**

First Notified – 10/6/2021

James A Becker & Necia Becker sworn

Inspector Jones state inspector Yates had numerous contacts with the owner there's been major progress been made there's just still a little outside storage that needs to be taken care of the owners aware of it we'd like to recommend to the next cut off.

BOARD ACTION: Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till July 6, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so motioned Mrs. Hymes seconded by Mr. Gonzalez all in motion was approved 6-0.

CASE # 19 - CEB 04-22-85 - Andrew Hohner is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.8, 304.3, 304.13), at **630 Marco St.** Violation(s) – **Outside storage, missing numbers, inoperable vehicles, broken/boarded windows and doors.**
First Notified – 10/15/2021

No respondent

Inspector Kirk states the last hearing I have had no contact with the owner there has been no progress, so staff is requesting a find it \$100 a day fine to a Max of 10,000.

BOARD ACTION: Mr. Gonzalez motioned to impose a fine of \$100 per day, against respondent effective today June 9,2022 and continue until compliance is achieved or reaches maxium of \$10,000.00 Mr.Reinhart 2nd the motion aproved. 6-0.

CASE # 21 - CEB 09-21-268 - Ernestine Johnson is cited for failure to correct violations of The Land Development Code, Art. 6 Sec 6.12.B; Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.7, 308.1), at **464 S Caroline St.** Violation(s) – **Graffiti, peeling paint, exposed wood, damaged carport roof, debris, overgrown grass.**
First Notified – 4/17/2021

No respondent

Inspector Kirk states the last hearing I have had no contact with the owner there has been no progress, there is a notice of condemnation and demolition order that was issued on May 10th with 20 days for the owner to respond and three days to secure the property, and it's been passed the 20 days. she was actually on the city's waiting list for a new roof and there was a fire and it's a total loss and she was elderly in a wheelchair if you I don't know if you remember her she survived she got out at 3:00 AM in the morning I haven't been able to get in contact with her, she's been displaced and I've tried to get a hold of her case worker and I haven't been able to contact with her I do know the city is going to demolish the property, I don't know an exact date, I do know it's in the works there is no demo permit issued at the moment so with that I'd like to ask to amend to the August cut off for compliance.

BOARD ACTION: Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till August 3, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mrs. Robey motioned Mrs. Hymes seconded all in motion was approved 6-0.

CASE # 22 - CEB 07-21-223 - Tracy Smith is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.4; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.7, 304.13), at **605 Willie Dr. Violation(s) – Damaged roof, missing siding, bare surfaces, damaged doors & windows.**

First Notified – 8/4/2020

No respondent

Inspector Kirk states since the last hearing I have had contact with Ms. Smith, and I've also had contact with the cities Mr. Orender says she is in the city's housing assistance program and there was an error when asked last month for an update on what list from the city she is waiting list I was told only the roof and HVAC well as it turns out she had her maiden name Smith and then she also had her married name Mrs. Evans so she was actually on another list under her married name Evans so she's actually on the list for plumbing HVAC doors windows siding repairs etc. so with that I'd like to ask to amend to the September cut off.

BOARD ACTION: Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till August 31, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mrs. Robey motioned Mrs. Hymes seconded all in motion was approved 6-0.

CASE # 23 - CEB 02-22-65 - Kirk Murphy & Don Roberts is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 6 Sec. 6.19.A.4; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.3, 304.15), at **548 Bellevue Ave. Violation(s) – Missing numbers, outside storage, peeling paint, dirt and grime, damaged trim, broken/boarded doors.**

First Notified – 6/11/2021

Kirk Murphy sworn

Inspector Kirk states since the last hearing I have had contact with Mr. Murphy as well as Mr. Roberts I spoke with the city housing coordinator bill or render the housing program delivery specialist and he is on the roofing and rehab waiting list and he's been on it since November 30th of 2021 staff is requesting to amend to the September cut off for compliance.

BOARD ACTION: Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till August 31, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mrs. Hymes. motioned Mr. Gonzalez. seconded all in motion was approved 6-0.

Mr. Gonzalez stepped out @ 10:19
And returned @ 10:22

CASE # 24 - CEB 05-22-96 - BMS Holdings LLC is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1; Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.01, 302.3, 304.13, 304.14, 305.3, 308.1, 309.1, 504.1, 602.2, 603.1, 604.3), at **350 Maple St.** Violation(s) – **No heat, rodent infestation, defective interior surfaces, holes, cracks, uneven and loose flooring, cracked exterior wall and stairs, no permit for door/door frame installation, defective plumbing, missing insect screens, unsanitary conditions, inoperable electrical outlets and loose outlet covers.**

First Notified – 1/29/2022

No respondent

Inspector Kirk states since the last hearing I've had no contact and there has been no progress at least from the exterior I've never been able to do are inspection of the interior and no contact staff is requesting a \$200 a day fine to Max of 15,000

BOARD ACTION: Mrs. Robey motioned to impose a fine of \$500 per day, against respondent effective today June 9,2022 and continue until compliance is achieved or reaches maximum of \$15,000.00 Mr.Reinhart 2nd the motion approved. 6-0.

CASE # 25 - CEB 05-22-98 - Steve & Teresa Broyles is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2), at **1112 Wheeler Ave.** Violation(s) – **unpermitted shed and peeling paint.**

First Notified – 11/3/2022

Teresa Broyles sworn

Inspector Kirk states since the last hearing there has been progress the fascia has been trim has been painted and the address numbers are a row only thing left is the permitting for the shed, I've spoken with Mrs. Broyles multiple times and she she's working on it, so staff is requesting to amend to the next cut off for compliance.

BOARD ACTION: Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till August 31, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mrs. Hymes. motioned Mr. Gonzalez. seconded all in motion was approved 6-0.

CASE # 26 - CEB 05-22-115 - John Carter III is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 6 Sec. 6.19.A.4; Art. 3 Sec. 3.4.S.1 Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.8, 605.1), at **324 S Franklin St.** Violation(s) – **Dirt and grime, exposed surfaces, damaged exterior light fixtures, damaged fascia, gutters & soffit, outside storage, inoperable vehicle permit for new windows.**

First Notified – 11/12/2021

Mary Harris fiancé of the owner

confirms she's stationary and not driving

Inspector Kirk stated that progress this is a before picture and then that's what it currently looks as of yesterday so there's been a lot of lot of progress, I have had contact with Ms. Harris staff is requesting to amend to the next cut off for compliance.

BOARD ACTION: Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till August 31, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mrs. Hymes. motioned Mrs. Robey seconded all in motion was approved 6-0.

CASE # 27 - CEB 05-22-99 - Sayer & Finder LLC C/O Jeffrey Sayer is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.A.4; Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC504.3), at **330 Division Ln.** Violation(s) – **No water, damaged roof, damaged fence and outside storage.**

First Notified – 2/28/2020

No respondent

Inspector Kirk states since the last hearing I've had no contact there's been no progress staff was requesting a \$200 a day fine to max of 15,000.

Mrs. Kuendig wanted to know if it was up for demolition Inspector Kirk replies yes, it is in the works. Captain Lee explains some sometimes these houses when they're condemned for the utilities it's more of a temporary condemnation in the sense that they can rectify it by reconnecting those utilities so it's not necessarily something that will be torn down it could be though inspector Kirk says this one is this one I've spoken to the building department.

BOARD ACTION: Mrs. Robey made motioned to impose a fine of \$400 per day, against respondent effective today June 9,2022 and continue until compliance is achieved or reaches maximum of \$15,000.00 Mr.Reinhart 2nd the motion approved. 6-0.

New Cases:

CASE # 28 - CEB 06-22-131 - Adam S Kuveke is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.6), at **366 Brookline Ave.** Violation(s) – **Dilapidated exterior wall.**
First Notified – 11/15/2021

No respondent

Inspector Jones states this case was open back in November of 2021 and it was filled generated it was a notice of violation was issued for a dilapidated exterior wall our first notice was November 15th, 2021, compliance was due on 12/15/2021 our last inspection was on April 21st, 2022, numerous contacts with the owner he now has a permit to repair the siding the exterior wall there and we're recommending a non-compliance with compliance next cut off.

BOARD ACTION Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till July 6, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mrs. Hymes motioned Mr. Gonzalez seconded all in motion was approved 6-0.

CASE # 29 - CEB 06-22-134 - Earlene F Canfield- Seals Cooke is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.8, 302.1), at **271 Woodland Ave.** Violation(s) – **Outside storage, trash, debris, and junk vehicle.**
First Notified – 10/21/2021

Inspector Jones on October 15th, 2021, it was field generated for outside storage trash debris and a junk vehicle they did receive their first notice on October 21st, 2021, compliance was due November 20th, 2021, we've had contact with the owner, but the issue remains we're recommending a finding of noncompliance with compliance next cut off.

BOARD ACTION Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till July 6, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mr. Gonzalez motioned and seconded by Mr. Reinhart all in motion was approved 6-0.

CASE # 30 - CEB 06-22-139 - Amy S Byrd & Bryant E Byrd Jr Rev TR is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7), at **1514 N Grandview Ave.** Violation(s) – **Dilapidated fence.**
First Notified – 10/16/2021

No respondent

Inspector Jones Mr. Jones this case was opened on October 11th, 2021, it was a field generated case it was opened for a dilapidated fence clients were due by November 15th, 2021, as of our last inspection nothing has been completed yet there's been no application for a permit or the fence to be repaired, we have had contact with the owner but the issue still remains that's recommending a finding of noncompliance with compliance next cut off .

BOARD ACTION Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till July 6, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mrs. Robey motioned and seconded by Mrs. Hymes all in motion was approved 6-0.

CASE # 31 - CEB 06-22-125 - Brett & Jennifer Crawley is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **3021 N Oleander Ave.** Violation(s) – **No permit for deck and rear structure.**
First Notified – 11/2/2021

Brett Crawley sworn

Inspector Jones this case it was opened by inspector Yates on October 22nd 2021 it was a citizens complaint he issued a notice of violation on 10/26 for no permit for the deck and in the end the rear structure notice was sent a green card was signed for on November 2nd 2021 in the compliance on the notice of violation was 12/2/2021 inspector yates last inspection was on April 20th 2022 he states that he has had contact with the owner but the issue still remains and at this point there's been no permits applied for. Mr. Crawley says he applied for permit there was a long-continued discussion on this matter and can be reviewed further via video on the city's website.

BOARD ACTION Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till July 6, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mr. Gonzalez motioned and seconded by Mrs. Hymes all in motion was approved 6-0.

Anthony Jackson city Attorney clarifies compliance is when the inspector signs an affidavit compliance saying it's in non- compliance with until that affidavit is issued, it remains in noncompliance. So, you need to follow up with the inspector he'll need to know what's happening in this process, whether he's part of it or not. Keep that process going. Captain Lee says and if for some reason there's some communication that he's unaware of because it's a phone call or maybe an email he didn't get copied on, just please forward to him, or let know so he can update the case on this side so that we're trying to stay in step with what you're doing with the other department as well.

CASE # 32 - CEB 06-22-135 - Humeberto Colon L & Vera Linnette is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.7), at **288 Boylston Ave.** Violation(s) – **Vegetation in gutters.**

First Notified – 9/17/2021

Compliance 5/27/22

CASE # 33 - CEB 06-22-127 - Shannon Shore is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1 ; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.2, 304.3, 304.6), at **1480 N Peninsula Dr.** Violation(s) – **unpermitted fence, dilapidated wall, peeling paint, address numbers don't contrast with the their background.**

First Notified – 12/24/2021

Shannon Shore same person Shannon Martin sworn

Shannon Martin says she's not Shannon Shore legally

Mrs.Keundig asked why confusion with her name there is she explains the house is financially in my name my maiden's name Shore my married name is Martin my driver's license and so I must pull anything.

Inspector Jones people field generated case the notice was sent for numbered fence dilapidated wall ceiling paint address numbers that don't contrast with and address numbers that don't do not contract with contrast with the background first notice was received on December 24th we've had contact inspector Yates has had contact with the owner, but the issues remain we're recommending a non-compliance with compliance next cut off. Can I ask a question about communication with Kevin Yates does he document his typically he is he typically does I do not have it in front of me he does state that he has had conversations with you he stated that you or his head, conference he says he has had conversations with the owner that they're having some financial issues but as of today they have not even corrected the address numbers yes the address number so I bought the house it was bought as a it was like a Airbnb when I bought the house so they changed all those laws on beach side and that's how I ended up coming into the house I didn't know that I honestly didn't even know that the house numbers are the same numbers of the house cause the gentleman who owned it before me just painted everything the same color right he's painted over the numbers so the numbers are there they're just the same color as the house yeah and I bought the numbers I was divorced in October my husband was a construction worker/ master plumber he got all the tools in the divorce so I don't even have a drill but I did buy the numbers I'm going to buy a drill next I don't have any communication with officer gates not only does he not return my phone calls the e-mail that I sent to him on January 21st he never replied to it I was planning on that day to fix the numbers which I had purchased I sent with a ruptured appendix turn sepsis for blood transfusions and then COVID all at that same time so yeah as financials are an issue.

Mrs.Keundig states but we see that there's work to do here there. There is additional discussion which can be viewed through the city website for further information.

BOARD ACTION Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till July 6, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mrs. Hymes motioned and seconded by Mr. Gonzalez all in motion was approved 6-0.

CASE # 34 - CEB 06-22-136 - Stylianos Tsoukalas is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 304.7), at **466 Nautilus Ave.** Violation(s) – **Dilapidated roof, dirt and grime.**

First Notified – 12/18/2021

Stylianos Tsoukalas sworn

Inspector Jones iinspector Yates opened this case back in December of 2021 this a field generated case a notice of violation was issued for dilapidated roof dirt and grime. first notice was December 18, 2021 with compliance being due January 17, 2022, inspector Yates has contact with the owner the roof has been repaired but to date no permit for the work that was done we're asking for non-compliance with compliance next cut off.

BOARD ACTION Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till July 6, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mrs. Hymes motioned and seconded by Mr. Gonzalez all in motion was approved 6-0.

CASE # 35 - CEB 06-22-142 - Dewey A Cooper et al Debbie L Cooper is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **2309 N Halifax Ave.** Violation(s) – **No permit for fence, driveway, and building renovation.**

First Notified – 2/25/2022

No Respondent

Inspector Jones this case opened in January of 2022 I was a citizen's complaint for unpermitted work there was a fence a driveway in a remodel in progress first notice was received on February 25th, 2022, the property was posted no permit has been issued for the unpermitted work Staffs requesting a finding of noncompliance with compliance next cut off.

BOARD ACTION Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till July 6, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so motioned by Mrs. Robey and seconded by Mrs. Hymes all in motion was approved 6-0.

Case # 36 - CEB 06-22-137 - Mathis B P & Emma J Morris is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 302.8), at **745 Ellen St.** Violation(s) – **Outside storage, damaged fencing, junk vehicle.**

First Notified – 6/4/2021

Mathis Bernard Presha Morris Jr.

Inspector Stenson inspect with the same qualification around 5:00 this is the field generated case he was cited for outside stores damaged fencing and junk vehicle the owner was first notified on June 4,2021. I've had one phone call from property owner compliance with do on two July 2,2021 with multiple be inspections of the property left from being yesterday and property remains noncompliance for asking for compliance by the next cut off.

BOARD ACTION Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till July 6, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mrs. Hymes motioned and seconded by Mr. Gonzalez all in motion was approved 6-0.

CASE # 37 - CEB 06-22-138 - Nicole J Marjanowicz is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **300 Waverly Cir.** Violation(s) – **No permit for roof and fence / wall work.**

First Notified – 4/22/2022

No respondent

Inspector Stenson states violations no permit roof and fencing and wall and did work on the fence without any permits property first order notified on April 22,2022 I've had one call and she's visited the office on 5/31 she has the survey schedule which she will need that to deal with the fence and the roofing contract is pending so from now compliance and compliance by the next cut off.

BOARD ACTION Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till July 6, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mrs. Hymes motioned and seconded by Mrs. Robey all in motion was approved 6-0.

CASE # 38 - CEB 06-22-124 - Yvonne C Pierce is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.7), at **105 N Paul Revere Dr. Violation(s) – Damaged roof.**
First Notified – 5/28/2021

Stephen Pierce (son of deceased) sworn

Inspector Stenson this is a complaint driven case for damaged roof property owners first notified on 28 May 21 I've had verbal contact with the owner on July1,2021 complaint to do and that's the property remains noncompliance or compliance by the next cut off.

Mr. Pierce had contacted Delmar roofing and they were willing to work with me as far as replacing the broken shingles we called Mr. Stenson and spoke with him regarding that and we could not yet in answer yeah you can see them there on the left side there's spots where they're missing right whether that would be acceptable it looked like we were gunning for a new roof and there's nothing I like more than new roof I I'm on the I went on a waiting list immediately in May of 2021 the waiting list Mrs.Keundig asked where? Mr. Pierce's response was with community development Bill Orender is who I'm dealing with directly.

Mrs.Keundig advises Mr. Pierce to bring that paperwork next time.

Mr. Pierce says that's the problem he (Mr. Orender) is welcoming a call from anyone regarding confirming that I am on the list he in fact he called me in April of this year saying that my name had come up because I'm moving up the list wanted to make sure that I was still on board, but he can't give me a date Mrs.Keundig advised he could only give you paperwork that you're on a list right.

BOARD ACTION Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till July 6, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mrs. Hymes motioned and seconded by Mrs. Robey all in motion was approved 6-0.

CASE # 39 - CEB 06-22-126 - James E & Anna M Souders is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304,3), at **207 Centennial LN. Violation(s) – No permit for new windows, closing of door, unpainted exterior surfaces, and lack of address numbers.**

First Notified – 5/26/2021

Helena Machain (Daughter) Ron Tice (fiancé of the daughter) sworn

Inspector Stenson 26th of May 21 return calls or property owner or 27 May 21 and vice the need to get permits and I told him what he needed to get done on five 2422 add conversation with the owner's daughter also has power of attorney she was under the impression they had permits unfortunately the permit she did have was for gutters and the permit that expired and as of yesterday this building still has been no application as

of yesterday there was no permit for new window. Captain Lee clarified the difference between it being a window and a door still doesn't prelude you from having to obtain a permit to close it in.

BOARD ACTION Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till July 6, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mr. Gonzalez motioned and seconded by Mrs. Hymes all in motion was approved 6-0.

CASE # 41 - CEB 06-22-130 - Gail E Stark & George Sibley is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.4), at **300 Yorktowne Dr. Violation(s) – Damaged roof.**
First Notified – 11/6/2021

George Sibley sworn

Inspector Stenson this is the field generated case for damaged roof first notification was on 6th November 21 damage roof first notification was on 6th November 21 call from the owner on 10 November stating that this property was still at the property owner was in litigation with the insurance company to get the roof repaired they're still in litigation with the insurance company they have some hearings and things like that scheduled I really didn't expect you to be here today from station however we're asking for compliance by next cut off.

BOARD ACTION Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till August 31, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mrs. Hymes motioned and seconded by Mrs. Robey all in motion was approved 6-0.

CASE # 44 - CEB 06-22-145 - Stephen A Mezzapapelle is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **1329 Edgewater Rd. Violation(s) – Shed installed without permit, dilapated fencing.**
First Notified – 5/28/2021

Stephen Mezzapalle sworn

Inspector Stenson this is a complaint generated case for unpermitted shed and damage fencing first notice was received on 28 May21 contact with an engineer on 6/18 of 21 advising that he was working on required plans for permit middle there's been no progress since then compliance was due on 18 June of 21 property remains a noncompliance with the shed, he has repaired the fencing we're asking for a by next cut off.

Mr. Mezzapelle states yes ma'am I tried to get a permit and they told me they couldn't permit, and they told me what I could not get a permit because the shed that was on there

was 8 by 11 and when I explained to them that the concrete that the shed was originally on was 10 by 12 and that's what we built the shed on they told me it doesn't meet the new setbacks so I cannot get a permit. Our options are to come into compliance I tried I mean I I'm not doing this maliciously immunized.

BOARD ACTION Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till August 31, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mrs. Hymes motioned and seconded by Mr. Reinhart all in motion was approved 6-0.

*Following in order in which they were called

CASE # 43 - CEB 06-22-141 - Virginia S Sotirin EST is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3 Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.3 304.6), at **1662 E Shangri LA Dr.** Violation(s) – **Unmaintained landscaping; lack of address number, exterior staining on walls**
First Notified – 11/22/2021

No respondent

Inspector Stenson this is the field generated case from maintain landscaping no address numbers on exterior wall exterior wall staining person notified on 22 November of 21 by posting there's been no contact no change in the property compliance with dual 14th December and it remains in noncompliance casting for compliance by the next cut off.

BOARD ACTION Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till August 31, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mrs. Hymes motioned and seconded by Mrs. Robey all in motion was approved 6-0.

***In order in which cases were called

CASE # 40 - CEB 06-22-128 - Hope & Kenneth Lindsey is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1 ; Art. 6 Sec. 6.2.H.7.a Art; Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 304.2, 304.6), at **909 Lockhart St.** Violation(s) –**Unmaintained landscaping, outside storage, boat parking, damaged fencing, exterior wall staining.**

First Notified – 11/29/2021

No respondent

Inspector Stenson this a rule of six case they were cited for unmaintained landscaping storage boat parking damage fencing peeling paint exterior surface staining probably one was notified on 29 November 21 there's been no contact with the property owner compliance with two on two January of 22 the property remains noncompliance next.

BOARD ACTION Mrs. Kuendig asked for a motion to amend previous order of noncompliance and allow responded till July 6, 2022, to come into compliance or returned to a subsequent meeting for consideration requiring up to \$1000 a day so Mr. Gonzalez motioned and seconded by Mrs. Hymes all in motion was approved 6-0.

CASE # 42 - CEB 06-22-140 - Mehrdad Khorassani is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.15), at **728 Ruby St.** Violation(s) – **Damaged garage door.**
First Notified – 12/22/2021

Compliance 6/7/222

Additional discussion between the board members and the staff

Mrs.Keundig asked Mr. Gonzalez do you want to address something? Mr. Gonzalez response was yes, and I think what confirmed it for me I want to address the issue of liens and negotiations to come to some financial agreement it seems to me, and I think it was the last attorney with the beard made comment of, I wait till they're over there (referring to Capt. Lee and Attorney conversation in progress) Mrs. Keundig acknowledges his comment by responding with oh ok. Then Mr. Gonzalez continues the attorney made a comment then I asked question and he looked at Captain Lee and said we last spoke to captain Lee so you know I think we are sanctioned to make decisions, I think that if other people, I'm not going to say that Captain Lee you know made a deal or whatever but I am saying that the impression that the attorney had was that he dealt with Captain Lee and that's it that's to be the decision Mrs. Keundig agreed with Mr. Gonzalez comment that was going be the decision Mr. Gonzalez continued and so I would think that these people need to understand that yes we can negotiate this but yes you have the board makes the final decision, that's what we are charged with we are charged with certain tasks and if we don't get to complete our task then we come we become rubber stamps, and I don't see that as my role and I'm not saying that that's what you're trying to do.

but I am saying that it needs to be cleared up somehow that the board is the one who makes the final decisions. Captain Lee assures the board that it is very clear and each one of those meetings starts with an explanation to the people as to why we're doing it and in end that explanation and ends with saying that all our agreements ultimately have to be approved by the board and that the board can deviate from that or may have further questions so that is explained to every applicant that comes in through that process then Attorney Jackson confirms that pretty much says everything and continues to gives clarification to the board that's the whole point it's well understood no one really trying to impede in any way into the if I can't compete anywhere into the authority or order the power of the of the board automatic chase is just the effort to try and come closer together

in terms of getting some resolution recognizing that but recognize that a lien review purely discretionary by the city the power list and granted to the board in terms of reviewing lien review a power that's been delegated down from the Commission and but it's you know it's the city lien but obviously we've that power beginning to you all and make the ultimate decisions on you know reduction or modification and so the party is coming with a suggestion of an outcome based upon their opportunity to meet discuss and understand where they had the difference is.

Mr. Gonzalez proceeds with well, I'm sure that our intentions are for the best to bring forth the best product that we all can staff and the board but looking the attorney attitude. That's what his response was saying. I 've spoken to Capt. Lee And I wouldn't have to deal with you. That's how I took it. I don't want attorneys to step up here with that type of attitude, because like I said we have a responsibility Mrs. Hymes added the case and point like Weegie was saying about the thousand dollars, we could have overruled that Mrs.Keundig agrees we could overrule Mrs. Keundig agrees and Mr. Cinco said the buck stops here.

Anthony Jackson was sharing his thoughts on how he perceived he states honestly, I didn't get what you got as far as from the attorney was saying if it's the last attorney I kind of thought he was just complimentary of the process as a whole. But in any sense, you know, really don't have whole lot of control of what they're doing up here and you can say the buck stop here, then you'll get to say that if that's what you feel you need to say yes, of course, in a way that's going to be received you know we see and Captain Lee made sure, he makes it clear that that's not intended to say this is final one and seldom and that's pretty much the standard. When parties come and talk about resolutions, the standard is to make sure it's well known that this isn't a final decision. There's someone else who makes the final decision this is more of a suggestion of the remedy.

Mrs. Keundig states for us to do our job though, I don't think we're saving that much time because I didn't feel that I got to questioned either party. And if these cases had come up without that, I would have asked all the questions I don't want to preclude us. and we're going to have hear here the answers. I know we're not saving time by doing that way. Particularly because I need to know the answers to be able to ask the city and I need to be able ask the respondent. Jackson says I understand. I think one of the things that was really an effort to emphasize was that it's a new process and it's a process that probably is dealt with a little different when it's one person versus one, it's a board that must think through and discuss. But in any sense, it's a new process where obviously it's beneficial for one for the staff to get the feedback on how it works. And then to try and see if they can answer those concerns, maybe it may be part better answered by a better presentation, maybe a better summary of a least we're understanding, acknowledging what was submitted and the presentation.

Mrs.Keundig says we didn't 'have that it was like everyone got up and said like we made an agreement and we're going, okay and if don't like it, but we never got into the case, the lean review at all.

Mr. Jackson states I don't think that was the intent was to say, okay, we made an agreement, and we don't want to ask you to ask but it comes across with that feeling especially as a new person that you're trying to save time.

Mrs. Keundig agrees yeah, we're trying to save time too. But I see that as a problem when that certainly could be overcome somehow, I see that as a problem that they had today.

Mr. Jackson says the staff is listening.

Captain Lee says the goal is not limit the lean review but, we all we're all in agreement that there are some that are pretty clean cut you know, those are the ones that we can clear off plate. So, if there's one or two in there you want to ask as many questions as you want. Go right ahead.

Mrs.Keundig states she wants a presentation I want to know more about the hardship because you can read that little piece of paper, but if you don't get to question them about that hardship, for it's not always complete and there could be more to the story, or we could find out that it's really not quite hardship as they said it was.

Capt. Lee states and I think that you'll mean in those ones where people made arguments that weren't valid, those are the ones that we didn't come to agreement on, and you have any of those on your agenda this time.

Mrs.Keundig states we're depending on you, but I think that's our job somehow, then Mr. Jackson says we're hearing the feedback and we'll talk about it more and we'll try and find a way to answer those questions.

Anthony Jackson assured them they understand and will come to resolution. Mr. Cino says he ask staff to send you a case not a lot of cases, but occasionally you get one that's related to the work you do.

Mrs.Keundig that may be related directly you must cross your t's and dot your l's. staff and board showed great concern for Mr. Harrington whereabouts.

Adjournment: 11:51