

**CODE
ENFORCEMENT
BOARD**

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

Members: Mary Louise 'Weegie' Kuendig, Chairman; Turner Hymes, Vice-Chairman; Neil Harrington, Karen Robey, Bradford Gonzalez & Katherine Marsh.

March 9, 2023

Members present:

Mrs. Mary Louise "Weegie" Kuendig, Chairman
Mrs. Karen Robey
Ms. Katherine Marsh
Mr. Neil Harrington
Mr. Bradford Gonzalez

Mr. Scott Cummings, Esquire, Board Attorney

Staff present:

Mr. Anthony Jackson, Esq., Assistant City Attorney
Mr. Denzil Sykes, Code Compliance Division Manager
Mr. Mark A. Jones, Code Compliance Field Supervisor
Mr. Roosevelt. Butler Jr, Code Compliance Inspector
Ms. Sara Kirk, Code Compliance Inspector
Mr. John Stenson, Code Compliance Inspector
Mr. Steve Alderman, Code Compliance Inspector
Mr. Kevin Yates, Code Compliance Inspector
Mr. Joe Graves, Audio/Video
Mr. Xavier Campbell, Audio/Video
Mr. Cortland Lampe, Police Officer – Liaison
Mr. Tim Blowers, Police Officer - New Liaison
Mrs. Brenda Seivwright, Board Secretary

Approval of Minutes by: Mary Louise "Weegie" Kuendig Chairman

The Chairman **Mrs. Kuendig** called the meeting to order at 9:05 am.

Mrs. Seivwright called the roll. All board members present except, **Mrs. Hymes, Mrs. Robey** made the motion to excuse **Mrs. Hymes** and **Mr. Gonzalez** seconded the motion and all agreed and approved 5-0.

Mrs. Kuendig introduced **Mr. Scott Simpson Attorney for the Board** covering for **Mr. Cino** who will return next month.

And introduced **Sgt. Tim Blowers** who will be replacing **Officer Cortland Lampe** whose last day is today.

Mrs. Kuendig announced the board member that would have join the Code Board, joined a different board but there is a Quorum.

Mrs. Robey made a motioned to approve the minutes and **Mr. Gonzalez** seconded the motion to accept the Minutes, and they all agreed, minutes were approved. 5-0

The announcements which included all following cases were via zoom.

Pg 2 LR-1 - CEB 06-22-130 - Gail E Stark & George Sibley at 300 Yorktowne Dr

Pg 2 CASE # 2 - CEB 02-23-39 - William Hart at 879 Loomis Ave

Pg 4 CASE # 8 - CEB 06-22-131 - Adam S Kuveke at 366 Brookline

Pg 5 CASE # 9 - CEB 10-22-228 - PB Lands LP1 GP INC at 1236 Bel Aire Dr

Mrs. Seivwright sworn in the staff who will testify.

Mrs. Kuendig explained the proceedings and called the first case.

LR- 1

LR-1 - CEB 06-22-130 - Gail E Stark & George Sibley is cited for failure to correct violations of The Land Development Code, 8167, at **300 Yorktowne Dr** Violation(s) – Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.4) First Notified – Damaged roof. **Order Imposing Fine-Lien of \$100.00 per day effective December 8, 2022, to a maximum of \$10,000.00. Compliance February 6, 2023. \$ 10,000.00 plus \$24.00 recording costs = \$6, 024.00.**

George Sibley was sworn and explained his process and repair of his property and says he doesn't feel they should be penalized for the delays.

Inspector Stenson testified to the status of the cas and city agrees and recommends the fine/lien be waived.

BOARD ACTION: **Mr. Harrington** made a motion to waive the Fine/Lien in its entirety amount of \$6,024.00 **Mrs. Robey** seconded the motion, and all agreed and approved. 5-0.

LR-2

LR-2 - CEB 05-21-143 - Gracie Guest Batts is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3, at **931 Vernon St** Violation(s) – Outside storage. First Notified – 2/1/2021 **Order Imposing Fine-Lien of \$100.00 per day effective July 8, 2021, to a maximum of \$15,000.00. Compliance February 8, 2023. \$15,000.00 plus \$24.00 recording costs = \$ 15,024.00**

Lucy Stewart-Desmore was sworn in. (Representative) and explained the process and what has been done to the property and her job with the case. Inspector Stenson testified to the status of the case. and recommends the lien be reduced to \$1,500.00.

Mrs. Kuendig asked for clarification on compliance date/Affidavit of compliance

Mr. Denzil Sykes Manager Code Compliance Division after checking Trakit system confirms compliance date as February 8, 2023

Mr. Gonzalez made a motion to forgive this lien no seconded to the motion, motion failed due to the lack of second.

BOARD ACTION: **Mr. Harrington** made a motion to reduce the Fine/Lien to the amount of \$1,500.00. Payable in 30 days or fine reverts to the original amount of \$15,024.00. **Mrs. Robey** seconded the motion, and **Mr. Gonzalez** and **Ms. Marsh** both opposed that motion failed. 2-3. Board discussed the reasons of their vote.

Mr. Denzil Sykes advises after further research. In Trakit there is an entry dated Sept. 1, 2022 that the property was in compliance. but for some reason the case was not closed until February 8, 2023. **Mrs. Robey** made a motion to except the city's recommendation to reduce the Fine/Lien to the amount of \$1,500.00 Payable in 30 days or fine reverts to the original amount of \$15,024.00. **Ms. Marsh** seconded the motion all agreed and approved. 4-1. **Gonzalez**

CASE # 1 - CEB 02-23-26 - Erinogert Zhutaj is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S1; Art. 6 Sec. 6.19.A.4; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.3), at **542 Foote Ct** Violation(s) – No permit for addition, concreting drive, concreting back yard, accessory structure, fence & gate. First Notified – 8/2/2022

Inspector Jones testified to the status of the case and he's had contact with the Architect and the City they have submitted application for a variance due to property lines there is a hearing later this month and Staff recommended amending until the next cutoff to see what the results of that would be.

BOARD ACTION: **Ms. Marsh** made a motion to amend the previous order of non-compliance and allow the Respondents until April 5, 2023, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day **Mr. Gonzalez** seconded same and motion was approved 5-0.

CASE # 2 - CEB 02-23-39 - William Hart is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **879 Loomis Ave** Violation(s) – No permit for windows.

First Notified – 9/6/2022

William P Hart was sworn in via zoom.

Inspector Kirk testified to the status of the case, and explains there has been contact with the owner he's waiting on permit for window to be finished staff recommended to amend to next cutoff for compliance.

BOARD ACTION: **Mr. Gonzalez** made a motion to amend the previous order of non-compliance and allow the Respondents until April 5, 2023, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Mrs. Robey** seconded the same and motion was approved 5-0.

CASE # 3 - CEB 09-22-205 - LLOTS LLC 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 302.3, 304.10, 304.13, 307.1), at **590 Shady PL** Violation(s) – Unpermitted electrical work, HVAC, shed, stucco, windows, interior renovations. missing handrails on hazardous staircase, broken & hazardous concrete driveway.

First Notified – 6/9/2022

No respondent

Inspector Kirk testified to the status of the case. and explains there has been contact with owner and no additional progress since last hearing. Staff recommends Impose Fine of \$100 per day up to maximum of \$15,000.00.

Inspector Kirk explains what the respondent has done two permits HVAC were open but failed city inspection and needs to be reinspected attempted to get after the fact permit for the driveway but there are correction needed first and the contractor back out did apply for the permit .

BOARD ACTION: **Mr. Harrington** made a motion to except the city's recommendation that Respondent(s), shall pay to a fine in the amount of **One Hundred (\$100.00) Dollars per day** beginning **March 9, 2023**, until compliance is achieved or reached the maximum amount of **Fifteen Thousand (\$15,000.00) Dollars**. **Mr. Gonzalez** seconded the same and motion was approved 5-0.

CASE # 4- CEB 01-23-10 - Melissa Fairrington 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 302.1, 302.3, 302.7, 304.2, 304.5, 304.6, 304.11), at **1329 Golfview Dr** Violation(s) – Outside storage,

failure to maintain property (sanitation), Weeds, failure to maintain pool, protective treatment, pool enclosure, windows, doors.
First Notified – 6/21/2022

No Respondent

Inspector Clig testified to the status of the case. Staff recommends to amend until the next cutoff.

BOARD ACTION: **Mrs. Robey** made a motion to amend the previous order of non-compliance and allow the Respondents until April 5, 2023, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Ms. Marsh** seconded the same and motion was approved 4-1. **Gonzalez**

CASE # 5- CEB 02-23-25 - Malik Art LLC is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S1; Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 304.6, 305.3), at **934 W Millard Ct** Violation(s) – Work without permits, overgrown landscaping, dirt and grime, damaged exterior surfaces, accessory structure and damaged interior surfaces.

First Notified – 7/28/2022

No respondent

Inspector Butler testified to the status of the case and advised since last hearing he had continuous contact with the owner there is renovation on file that's under review permit and licensing advise there are a list of things that need to be done before they can issue permit staff is requesting to amend until the next cutoff.

Mr. Anthony Jackson City Attorney advised the board that respondents first time before the board was last month and there was fire damage and they will need the permits before they can move forward and explains the reason of time extension to allow them to complete permits.

BOARD ACTION: **Mrs. Robey** made a motion to except the recommendation of the city to amend the previous order of non-compliance and allow the Respondents until April 5, 2023, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and motion and approved 4-1. **Kuendig**

CASE # 6 - CEB 02-23-30 - Edward Alexander Jr & Deloris Alexander 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 302.8, 304.7, 304.13), at **925 W Millard Ct** Violation(s) – Dirt and grime, junk vehicle, Dilapidate roof and damaged windows. First Notified – 8/1/2022

No respondent

Inspector Butler testified to the status of the case. and advises there been no contact or progress. Staff recommended Impose Fine of \$100.00 per day up to maximum of \$10,000.00 dollars.

BOARD ACTION: **Mrs. Robey** made a motion to except the city's recommendation that Respondent(s), shall pay to a fine in the amount of **One Hundred (\$100.00) Dollars per day** beginning **March 9, 2023**, until compliance is achieved or reached the maximum amount of **Fifteen Thousand (\$10,000.00) Dollars**. **Mr. Gonzalez** seconded the same and motion was approved 5-0.

CASE # 7 - CEB 01-23-18 - Lars Homes LLC is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **227 Desoto St** Violation(s) – Renovation of single-family residence to a multi-family residence.
First Notified – 10/13/2022.

No respondent

Inspector Alderman testified to the status of the case and advised there was no permit or varince, it was unable to obtain due the square footage. Staff recommended Impose Fine of \$100.00 per day up maximum of fifteen thousand dollars.

BOARD ACTION: **Mrs. Robey** made a motion to impose a fine that Respondent(s), shall pay to a fine in the amount of **Five Hundred (\$500.00) Dollars per day** beginning **March 9, 2023**, until compliance is achieved or reached the maximum amount of **Fifteen Thousand (\$15,000.00) Dollars**. **Ms. Marsh** seconded the same and motion all agreed and approved 5-0.

Mr. Harrington questioned if the maximum amounts could be increased. And **Mrs. Kuendig** advised that can't be done those are limits city has placed for liens and would take a motion from the city commission to change, confirmed by **Mr. Jackson** assistance city attorney.

CASE # 8 - 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.

Adam Kuveke sworn in.

Inspector Jones testified to the status of the case. and advised since last hearing he's had contact with the owner property and property received additional damage from the hurricanes he has application for framing repair and is under view and also has electrical and siding permits that are active and has provided notification of purchased window and staff recommended amending until the June cutoff to give time to complete the work.

Adam Kuveke advised the permit was issued yesterday which was March 8,2023 for the cladding for the windows.

BOARD ACTION: **Ms. Marsh** made a motion to amend the previous order of noncompliance and allow the Respondents until May 31, 2023, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Mr. Harrington** seconded the same and motion and all agreed and was approved 5-0.

CASE # 9 - CEB 10-22-228 - PB Lands LP1 GP INC 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, 304.6, 304.9), at **1236 Bel Aire Dr** Violation(s) – Unpermitted renovation, dilapidated areas of roof, peeling paint, trash and debris.
First Notified – 9/8/2021

Dana Speer Agent was sworn in.

Inspector Yates testified to the status of the case and advised since last hearing he's had contact and the permit has been revoked and site is not being maintained, Staff recommended Impose Fine of \$100.00 per day to maximum of \$15,000.00 fifteen thousand dollars.

Ms. Speer explains the status of contractor information. Board questioned with continued discussion about the progress made.

BOARD ACTION: **Mr. Gonzalez** made a motion to impose a fine that Respondent(s), shall pay to a fine in the amount of **One Hundred (\$100.00) Dollars per day** beginning **March 9, 2023**, until compliance is achieved or reached the maximum amount of **Fifteen Thousand (\$15,000.00) Dollars**. **Mr. Harrington** seconded the same and motion was approved 5-0.

CASE # 10 - CEB 06-22-127 - Shannon Martin (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 Martin was sworn in.

Inspector Yates testified to the status of the case, and advised since last hearing he had contact with owner and construction is in progress, the wall has been removed and materials are on site staff recommended to amend until next cutoff.

Mrs. Martin explains the plans and process and completion timeline and other issues that has arisen with the permit and how the blueprint is written.

BOARD ACTION: **Mrs. Robey** made a motion to amend the previous order of non-compliance and allow the Respondents until May 3, 2023, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. And add the new owner **Mr. Gonzalez** seconded the same and motion was approved 5-0.

CASE # 11 - CEB 02-23-34 - Barbara A Morgan 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), at **209 Fremont Ave** Violation(s) – Dilapidated fence, and overgrown Landscaping. First Notified – 6/21/2022

No respondent

Inspector Yates testified to the status of the case and advised since last hearing he's had contact with the owner and work has been arranged with contractor staff recommended to amend until the April cutoff.

BOARD ACTION: **Mrs. Robey** made a motion to amend the previous order of non-compliance and allow the Respondents until April 5, 2023, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day **Mr. Gonzalez** seconded the same and motion was approved 5-0.

CASE # 12 - CEB 11-22-256 - Roy L. Dovberg 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), at **834-836 N Oleander Ave** Violation(s) – Outside storage, damaged driveway. First Notified – 8/17/2022

No respondent

Inspector Stenson testified to the status of the case and advise there's progress and the permits are under view upon approval work will be completed. Staff recommended until May cutoff.

BOARD ACTION: **Mrs. Robey** made a motion to amend the previous order of non-compliance and allow the Respondents until May 3, 2023, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Ms. Marsh** seconded the same and motion was approved 5-0.

CASE # 13 - CEB 02-23-29 - Paul J Spehar 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, 304.6), at **350 Euclid Ave** Violation(s) – Unmaintained landscaping. Junk vehicle. Exterior surfaces. First Notified – 4/8/2021

Inspector Stenson testified to the status of the case. Staff recommended noncompliance with compliance by the next cutoff.

BOARD ACTION: **Mrs. Robey** made a motion to amend the previous order of non-compliance and allow the Respondents until April 5, 2023, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Ms. Marsh** seconded the same and motion was approved 5-0.

CASE # 14 - CEB 02-23-31 - Manuel A Corbea is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1; Art of the LDC, at **445 Zelda Blvd** Violation(s) – No permit for windows. First Notified – 11/26/2022

Manuel Corbea was sworn in.

Inspector Stenson testified to the status of the case, and advised since the last hearing he's had contact with the owner applied for permit waiting for finalization and staff requested to amend until April cutoff for permit finalization and work completed.

BOARD ACTION: **Mrs. Robey** made a motion to amend the previous order of non-compliance and allow the Respondents until April 5, 2023, to come into compliance or be returned to a subsequent meeting for consideration of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and motion was approved 5-0.

New Cases:

CASE # 14 - CEB 02-23-35 - Mark Dieter is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A34; Art. 6 Sec. 6.19.A.4 Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 302.7, 304.2, 304.8, 304.13.1, 304.14, 304.15, 605.1), at **306 Shady Pl** Violation(s) – Outside storage, dirt, grime, screens, missing and broken, peeling paint, dilapidated garage, house skirting, broken light fixture, broken window, dilapidated door, and wood rot. First Notified – 8/20/2022

No respondent

Inspector Yates testified to the status of the case. Staff recommended noncompliance with compliance by the next cutoff.

BOARD ACTION: **Mrs. Robey** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by April 5, 2023, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and motion was approved 5-0.

CASE # 15 - CEB 02-23-27 - SF Home Buyers LLC is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A34; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.3), at **1032 Cadillac Dr** Violation(s) – Overgrown landscaping and dilapidated driveway. First Notified – 8/17/2022

No respondent

Inspector Butler testified to the status of the case and advised he has had contact with owner and there is progress staff recommended noncompliance compliance the next cutoff.

BOARD ACTION: **Mrs. Robey** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by April 5, 2023, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Ms. Marsh** seconded the same and motion was approved 5-0.

CASE # 16 - CEB 03-23-46 - Briana N Johnson is cited for failure to correct violations of The Land Development Code, LDC Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7), at **1344 Cedar Bluff** Violation(s) – Dilapidated fencing. First Notified – 12/17/2022

No respondent

Inspector Butler testified to the status of case. and advised he has spoken with the owner. Staff recommended noncompliance compliance the next cutoff.

BOARD ACTION: **Ms. Marsh** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by April 5, 2023 or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Harrington** seconded the same and motion was approved 5-0.

CASE # 17 - CEB 03-23-40 - Jara Chen Yuan 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 302.4, 304.1, 304.2, 304.7, 304.9), at **723 White St**

Violation(s) – Overgrown property, rotted fascia, rotted siding, damaged roof, missing address, peeling paint.

First Notified – 9/21/2022

No respondent

Inspector Alderman testified to the status of case. Staff recommended noncompliance compliance by the next cutoff.

BOARD ACTION: **Mrs. Robey** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by April 5, 2023, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Ms. Marsh** seconded the same and motion was approved 5-0.

CASE # 18 - CEB 02-23-28 - Bobby L. Caldwell is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S1; Art. 6 Sec. 6.19.A.3; (Ref. FBC Supp. IPMC 301.3, 302.7, 304.2, 304.4, 304.7, 304.13.1, 304.14), at **1311 Hillcrest Dr**

Violation(s) – Permit expired, rotted roofing, rotted roof trusses, rotted overhangs, rotted exterior cabinets, broken windows, peeling paint (all structure) missing screens, damaged fencing.

First Notified – 7/26/2022

No respondent

Inspector Alderman testified to the status of case. And advised there has been contact with owner. staff recommended noncompliance compliance the next cutoff.

BOARD ACTION: **Mr. Gonzalez** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by April 5, 2023, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day **Ms. Marsh** seconded the same and motion was approved 5-0.

CASE # 19 - CEB 03-23-44 - Donald T Wattrick is cited for failure to correct violations of The Land Development Code, PMC (505.1, 505.3), at **506 South St** Violation(s) – No water

First Notified – 10/21/2022

No respondent

Inspector Garcia testified to the status of case and there was additional discussion. no contact with the owner and there is someone living there possible squatters. Staff recommended noncompliance compliance the next cutoff.

BOARD ACTION: **Mr. Gonzalez** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by April 5, 2023, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day **Mrs. Robey** seconded the same and motion was approved 5-0.

CASE # 20 - CEB 03-23-45 - William D Belden 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, at **1118 Live Oak Ave** Violation(s) – Outside storage, vehicle parked on the grass.
First Notified – 1/6/2023

No respondent

Inspector Garcia testified to the status of case. and advised there has been no contact with owner. And property is unoccupied. Staff recommended noncompliance with compliance by the next cutoff.

BOARD ACTION: **Mrs. Robey** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by April 5, 2023, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Ms. Marsh** seconded the same and motion was approved 5-0.

CASE # 21 - CEB 02-23-37 - Liam Bates is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S1; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.3), at **552 Tarragona Way** Violation(s) – Missing address numbers and no permit shed.
First Notified – 7/19/2022

No respondent

Inspector Kirk testified to the status of case. and advised there has been contact with owner. Staff recommended noncompliance with compliance the next cutoff.

BOARD ACTION: **Mrs. Robey** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by April 5, 2023, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and motion was approved 5-0.

CASE # 22 - CEB 03-23-50 - Alaadin Rasnazarath Filgueiras Penna Francisco 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. 6 Sec. 6.19.A.4; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC) 308.1, at **1110 Australia Ave** Violation(s) – Expired HVAC permit, unpermitted renovations, outside storage, debris, peeling paint, crumbling exterior.
First Notified – 8/25/2022

Arlene Harris was sworn in mother of the respondent and owner.

Inspector Kirk testified to the status of case. Staff recommended noncompliance with compliance the next cutoff.

Ms. Harris explains the progress with the repairs and cost of cleanup made by her. And there was continued discussion.

Mrs. Kuendig advises **Ms. Harris** what type of proceedings she is in and why she's here in court today and that she not being fine.

BOARD ACTION: **Mr. Harrington** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by April 5, 2023, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Ms. Marsh** seconded the same and motion was approved 5-0.

CASE # 23 - CEB 02-23-38 - Industrial Quality Services LLC 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 302.5, 302.7, 304.5, 304.13, 305.3, 504.3, 604.3), at **529 Live Oak Ave** Violation(s) – Rodent harborage, unsanitary conditions, overgrown grass, damaged fence, defective interior and exterior surfaces, missing electrical outlets covers.
First Notified – 10/20/2022

No respondent

Inspector Kirk testified to the status of case. Staff recommended noncompliance with compliance the next cutoff.

BOARD ACTION: **Mrs. Robey** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by April 5, 2023, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and motion was approved 5-0.

CASE # 24 - CEB 03-23-47 - Jeanne M Harrington is cited for failure to correct violations of The Land Development Code, Art. 4 Sec. 4 . S. 1, at **360 Phoenix Ave** Violation(s) – Expired accessory permit (driveway). First Notified – 9/22/2022

No respondent

Inspector Kirk testified to the status of case. Staff recommended noncompliance with compliance by the next cutoff.

BOARD ACTION: **Mr. Gonzalez** made a motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by April 5, 2023, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Robey** seconded the same and motion was approved 5-0

CASE # 25 - CEB 03-23-48 - Stacey Johnson is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A REF RBC Suppl IPMC# 304.7, at **137 Pierce Ave** Violation(s) – **Damaged roof**.
First Notified – 2/24/2022

Stacey Johnson was sworn in.

Inspector Wiggins testified to the status of case. he has been in contact with owner, but issues remain. Staff recommended noncompliance with compliance by the next cutoff.

BOARD ACTION: **Mrs. Robey** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by April 5, 2023, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and motion was approved 5-0.

Mr. Gonzalez amended the motion to order the Respondents to come into compliance by May 3, 2023, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day **Mrs. Robey** seconded the same and motion was approved 5-0.

CASE # 26 - CEB 03-23-51 - Botero Holdings LLC TR is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp.) IPMC 304.2, 304.13.2, at **630 Tanglewood St** Violation(s) – Boarded windows, dirt and grime.
First Notified – 8/25/2021

Josue Botero was sworn in Manager

Inspector Wiggins testified to the status of case. and advises he has had contact with owner and issues remain. Staff recommended noncompliance with compliance by the next cutoff.

BOARD ACTION: **Mrs. Robey** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by April 5, 2023, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and motion was approved 5-0.

CASE # 28 - CEB 03-23-52 - Botero Holdings LLC TR is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A REF RBC Suppl IPMC# 302.7, 304.13, 304.13.2, at **611 Tanglewood St** Violation(s) – Damaged planter, missing windows, inoperative windows. First Notified – 4/12/2021

Jose Botero already sworn in **Anthony Jackson** city attorney advised he's from the previous case still under oath owns both properties.

Inspector Wiggins testified to the status of case. advises he has had contact with owner and issues remain. Staff recommended noncompliance with compliance by the next cutoff.

BOARD ACTION: **Mrs. Robey** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by April 5, 2023, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and motion was approved 5-0.

Next case, and **Ms. Shaffer** came up to the podium.

Ms. Jolynn Shaffer was sworn in. and was asked what her relation is to Shiven Universal LLC. She states she not related.

Mr. Jackson City Attorney and **Mr. Denzil Sykes** Code Compliance Manager had discussion gives clarification on, what took place with **Ms. Shaffer** who received a letter of compliance due the fact her case is in compliance and has no relations to the case called did not need to appear. her case was not on the agenda.

CASE # 28 - CEB 03-23-49 - Shiven Universal LLC 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 of the LDC of the Sup.(reference) 304.13 of the IPMC, at **1404 N Atlantic Ave # 25** Violation(s) – Unpermitted renovations, broke window._First Notified – 1/10/2023

Mukesh Patel owner was sworn in Shiven LLC is named after grandson.

Inspector Stenson testified to the status of case and advised he has had contact with the owner. There are permit issues. Permit have not yet, been finalized waiting for the city's permits & licenses. Staff recommended noncompliance with compliance by the next cutoff.

BOARD ACTION: **Mr. Harrington** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by April 5, 2023, or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and motion was approved 5-0.

7. Adjournment: at 11:20 am