

ANNOTATED AGENDA
CODE ENFORCEMENT BOARD
APRIL 28, 2010 - 9:00 A.M.
CITY COUNCIL CHAMBERS

1. CALL TO ORDER/ANNOUNCEMENTS

- A. Roll Call
- B. Next Scheduled Meeting - May 26, 2010
- C. Quasi-Judicial Proceedings & Ex-parte Communications Resolution

2. APPROVAL OF MINUTES

- A. Meeting of March 24, 2010 **APPROVED**

3. NEW BUSINESS

A. **09-38724 - CODE COMPLIANCE OFFICER - RANDY WRIGHT**

Respondent: Elaine M Struck Trustee
Address of Violation: 414 Caicos Drive

Violation of Chapter: 9A, Section: 9A-12 (e) and; Violation of Chapter: 26, Section: 3.13 (r), Inoperative, un-registered boat which is in a state of decay.

CONTINUED TO JUNE 23, 2010

B. **10-39259 - CODE COMPLIANCE OFFICER - MARICELA PERDOMO**

Respondent: Ronald C. Scott
Address of Violation: 101 Hibiscus Dr.

Violation of Chapter: 7, Section: 7-32 (a) (1) and (b) (4), failure to obtain a permit; and Violation of Chapter: 26, Section: 3.13 (l), watercraft stored on the lawn.

**CEASE & DESIST ORDER; COMPLIANCE
W/IN 14 DAYS OF RECEIPT OF ORDER OR
\$250/DAY FINE**

C. **10-39472 - CODE COMPLIANCE OFFICER - MARICELA PERDOMO
REPEAT VIOLATION**

Respondent: Punta Gorda Hotel, LLC
Address of Violation: 300 W. Retta Esplanade

Repeat Violation of Chapter: 9A, Section: 9A-12 (a), Outside storage of miscellaneous property and debris; and Repeat Violation of Chapter: 10, Section: 10-8 (a), Dumpster which is in disrepair and leaking; and Repeat Violation of Chapter: 10, Section: 10-8 (d), Failure to keep dumpsters tightly covered and in a good state of repair.

**GUILTY OF REPEAT VIOLATIONS; FINE OF
\$675 (\$25/DAY FOR 27 DAYS) (6 to 1)**

D. **10-39699 - CODE COMPLIANCE OFFICER - MARICELA PERDOMO**

Respondent: Punta Gorda Hotel, LLC
Address of Violation: 300 W. Retta Esplanade

Violation of Chapter: 17, Section: 17-11 (a), (b), (c); and Violation of Chapter: 17, Section: 17-14 (b), (d); and Violation of Chapter: 17, Section: 17-15, Damaged septic tanks used as grease interceptors discharging waste into the ground; and directly into the City sanitary sewer system.

**GUILTY; CEASE & DESIST ORDER; SUBJECT
TO A \$250/DAY FINE IF RESPONDENT DOES
NOT APPLY FOR ALL NECESSARY PERMITS,
REPLACE SEPTIC TANKS BEING USED AS
GREASE INTERCEPTORS AND BRING
PROPERTY INTO COMPLIANCE w/in 60 DAYS**

- E. 10-38922 – CODE COMPLIANCE OFFICER – RANDY WRIGHT**
 Respondent: Debra Ann Rommel
 Address of Violation: 402 W. Grace St.
Violation of Chapter: 10, Section: 10-1.1, Stagnant pool water.
CONTINUED TO MAY 26, 2010
- F. 10-38941 – CODE COMPLIANCE OFFICER – MARICELA PERDOMO**
 Respondent: Village Racquet Club
 Address of Violation: 1200 W. Retta Esplanade, Unit Q58.
Violation of Chapter: 12, Section 12.1, Failure to pay Local Business Tax.
**GUILTY; CEASE & DESIST ORDER OR \$250/
 DAY FINE FOR FUTURE VIOLATIONS
 (LBT APPLICATION SUBMITTED)**
- G. 10-39265 – CODE COMPLIANCE OFFICER – MARICELA PERDOMO**
 Respondent: Transcapital Bank
 Attn: OREO Account Bank
 Address of Violation: 1400 Park Beach Circle
**Violation of Chapter: 9A, Section: 9A-12 (a), Sign post, abandoned sign, and
 miscellaneous debris.**
**GUILTY; CEASE & DESIST ORDER;
 COMPLIANCE W/IN 10 DAYS OF RECEIPT OF
 ORDER OR \$250/DAY FINE**
- H. 10-39399 – CODE COMPLIANCE OFFICER – DAWN LEWIS**
 Respondent: Money Consultants, Inc.
 R Lee Jr. & Jennifer Chadwick
 Address of Violation: 412 Allen St.
**Violation of Chapter: 9A, Section: 9A-12 (e), Inoperative and unregistered
 watercraft; and**
**Violation of Chapter: 9A, Section: 9A-12 (d), Inoperative and unlicensed
 vehicle; and**
**Violation of Chapter: 9A, Section: 9A-12 (a), Lamps, wood, bird cages, a cooler,
 bins, doors, a trailer with no wheels, and other miscellaneous debris stored
 outside; and**
**Violation of Chapter: 9A, Section: 9A-12 (b), Several pieces of broken concrete
 in the rear yard; and**
**Violation of Chapter: 26, Section: 8.11(b), A broken window on the front of the
 house; and**
**Violation of Chapter: 26, Section: 11.5 (e), Snowman holiday decoration
 displayed in the front of the property.**
CONTINUED TO MAY 26, 2010
- I. 10-39420 – CODE COMPLIANCE OFFICER – DAWN LEWIS**
 Respondent: Lucille Glover & Gerald Sanders
 Address of Violation: 515 Myrtle St.
**Violation of Chapter: 26, Section: 8.11 (c), Grass and/or weeds over twelve (12)
 inches in height; and**
**Violation of Chapter: 9A, Section: 9A-12 (d), Inoperative vehicle parked in the
 rear yard of the property; and**
**Violation of Chapter: 9A, Section: 9A-12 (a), Accumulation of debris around the
 inoperative vehicle in the rear yard of the property.**
CONTINUED TO MAY 26, 2010

- J. 09-38645 – CODE COMPLIANCE OFFICER – DAWN LEWIS**
 Respondent: Laura A Hauser
 Address of Violation: 7241 N Blue Sage
Violation of Chapter: 26, Section: 8.11 (c), (e), and (f), Tall grass and/or weeds in the landscape areas of the property; and dead landscape debris throughout the yard.
CONTINUED TO MAY 26, 2010
- K. 10-39072 – CODE COMPLIANCE OFFICER – MARICELA PERDOMO**
 Respondent: Deltah M Corsini-Croome
 Address of Violation: 708 710 W. Olympia Ave.
Violation of Chapter: 26, Section 8.11 (c), Tall grass and/or weeds over twelve (12) inches throughout the property; including the landscaped areas; and
Violation of Chapter: 26, Section 8.11 (g), Outside storage in the rear of the property.
GUILTY; CEASE & DESIST ORDER;
COMPLIANCE W/IN 7 DAYS OF RECEIPT OF ORDER OR \$250/DAY FINE
- L. 10-39241 – CODE COMPLIANCE OFFICER – MARICELA PERDOMO**
 Respondent: Susan D. Temple
 Address of Violation: 312 Durrance St.
Violation of Chapter: 26, Section: 8.11 (c), Grass and/or weeds over twelve (12) inches in height; and
Violation of Chapter: 26, Section: 8.11 (g), Outside storage; and
Violation of Chapter: 9A, Section: 9A-12 (b), Pile of sand in the front of the property; and
Violation of Chapter: 26, Section: 8.11 (b), Broken window in the rear of the building.
GUILTY; CEASE & DESIST ORDER;
COMPLIANCE W/IN 10 DAYS OF RECEIPT OF ORDER OR \$250/DAY FINE
- M. 10-39307 – CODE COMPLIANCE OFFICER – MARICELA PERDOMO**
 Respondent: Harris S Topel & William H Berger & Michael B Berger & Robert E Kaprove
 Address of Violation: 2453 Flora LN.
Violation of Chapter: 26, Section 8.11 (a), Exterior walls of the structure have mold/mildew; faded areas of paint; and peeling paint; and
Violation of Chapter: 26, Section 8.11 (e), Overgrown shrubs.
GUILTY; CEASE & DESIST ORDER; ELIMINATE VIOLATIONS W/IN 14 DAYS OR \$250/DAY FINE
- N. 10-39161 – CODE COMPLIANCE OFFICER – RANDY WRIGHT**
 Respondent: Lewis A. & Charlotte A. Rice
 % Scott Rice
 Address of Violation: 230 W. Grace St.
Violation of Chapter: 10, Section 10-1.1, Grass and/or weeds over twelve (12) inches in height throughout the property; including landscaped areas; and
Violation of Chapter: 9A, Section 9A-12 (a), Inoperable bicycle lying next to the house.
GUILTY; CEASE & DESIST ORDER;
COMPLIANCE W/IN 10 DAYS OF RECEIPT OF ORDER OR \$250/DAY FINE

- O. **10-39458 – CODE COMPLIANCE OFFICER – RANDY WRIGHT**
Respondent: Robert E & Catherine Kipfinger
Address of Violation: 1401 Appian Dr.
Violation of Chapter: 9A, Section 9A-12 (a), Large pile of wood stacked beside the house; and
Violation of Chapter: 26, Section 8.11 (c), (e), Grass and/or weeds over twelve (12) inches in height throughout the property; including landscaped areas; and a palm tree in the rear yard full of dead palm fronds.
**GUILTY; CEASE & DESIST ORDER;
COMPLIANCE W/IN 10 DAYS OF RECEIPT OF
ORDER OR \$250/DAY FINE**

4. **UNFINISHED BUSINESS**

- A. **10-39093 – CODE COMPLIANCE OFFICER – MARICELA PERDOMO**
Respondent: Annie Dixon
Address of Violation: 315 Hargreaves Ave.
Violation of Chapter: 9A, Section: 9A-12 (a), Visual blight; and
Violation of Chapter: 26, Section: 8.11 (b), Broken windows, missing fascia; and
Violation of Chapter: 20, Section: 20-1 (a), Works in the public right-of-way.
**ALL VIOLATIONS ELIMINATED; CEASE &
DESIST ORDER, SUBJECT TO \$250/DAY
FINE FOR FUTURE VIOLATIONS**

5. **OLD BUSINESS**

- A. **HEARING IMPOSING PENALTY**
09-37882 – CODE COMPLIANCE OFFICER – RANDY WRIGHT
Respondent: Michele Stokes & T Rene Comer
Address of Violation: 465 Booth St.
Violation of Chapter: 26-8.11(b) Failure to repair exterior damage.
\$0 FINE; ALL VIOLATIONS ELIMINATED
- B. **HEARING IMPOSING PENALTY**
09-38809 – CODE COMPLIANCE OFFICER – DAWN LEWIS
Respondent: Jack Tara Mike, Inc.
Address of Violation: 417 Cooper St.
Violation of Chapter: 12, Section 12.1 Failure to pay Local Business Tax.
CONTINUED TO MAY 26, 2010
- C. **HEARING IMPOSING PENALTY**
09-38811 – CODE COMPLIANCE OFFICER – DAWN LEWIS
Respondent: Environmental Marketing & Distributing, Inc.
% William W. Hicks, Registered Agent
Address of Violation: 1205 Elizabeth St.
Violation of Chapter: 12, Section 12.1 Failure to pay Local Business Tax.
**IMPOSED \$1,375 FINE FOR 55 DAYS OF NON-
COMPLIANCE**
- D. **HEARING IMPOSING PENALTY**
09-38538 – CODE COMPLIANCE OFFICER – DAWN LEWIS
Respondent: Benderson Development Company, LLC
% David H Baldauf, Registered Agent
Address of Violation: 615 Cross St.
Violation of Chapter: 26, Section 17.5 (e) (3) Blank sign
**FAILURE TO COMPLY WITH BOARD’S ORDER;
IMPOSED FINE OF \$5,300 (\$25/DAY FOR 53
DAYS OF NON-COMPLIANCE)**

E. HEARING IMPOSING PENALTY

09-38834 – CODE COMPLIANCE OFFICER – DAWN LEWIS

Respondent: Sovereign Pembina Nation Little Shell Band of North America & RTT ADV POSS

Address of Violation: 528 Carmalita St.

Violation of Chapter: 9A, Section: 9A-12 (a), Visual blight, outside storage; and FAILURE TO COMPLY WITH BOARD’S ORDER; IMPOSED FINE OF \$600 (\$25/DAY FOR 24 DAYS OF NON-COMPLIANCE)

F. HEARING IMPOSING PENALTY

09-38260 – ZONING OFFICIAL – TERI TUBBS

Respondent: Linda-Louise (for the family Christian)

Address of Violation: 2543 Brazilia Ct.

Violation of Chapter: 26-3.13 (m). – Installing a fence in a way not consistent with the requirements of this ordinance; and

Violation of Chapter: 7-32 (a) (1), construction of a fence without a valid building permit.

FAILURE TO COMPLY WITH BOARD’S ORDER; IMPOSED FINE OF \$8,750 (\$250/DAY FOR 35 DAYS OF NON-COMPLIANCE)

6. OTHER BUSINESS

A. Report: Orders recorded three (3) months or more.

B. Staff Recommendation for Request of Foreclosure of Lien when Lien has been recorded three (3) months or more.

CE Case # 09-38260

Respondent(s): LINDA-LOUISE (for the family Christian)

Address of Violations: 2543 Brazilia Ct.

Lien Amount: \$6,750.00

RECOMMENDED CITY COUNCIL FORECLOSE ON LIEN

7. MEMBER COMMENTS

8. ADJOURNMENT

NOTE: If a person decides to appeal any decision made by the Code Enforcement Board, such person will need a record of proceedings, and for such purpose, the person may need to ensure that a verbatim record of proceedings is made which record indicates the testimony and evidence upon which the appeal is to be based.

DISTRIBUTION: Board Members (7); Alternates (2); Councilmembers (5), City Manager, City Attorney, City Clerk, Police Department, Board Attorney, Building Official, Growth Management Director, Zoning Official, Press.

In accordance with the Americans with Disabilities Act and Florida Statute 286.26, special accommodations may be made by contacting the Office of the City Clerk at (941) 575-3369.