

MAYOR
Hal J. Rose

DEPUTY MAYOR
John "Coach" Tice

COUNCIL MEMBERS
Pat Bentley
Adam Gaffney
Bill Mettrick
Barbara A. Smith
Andrea Young



Building Department
Tom Forbes, Building Official
City Hall
2240 Minton Road
West Melbourne, FL 32904
Phone: (321) 837-7776
Fax: (321) 952-9542
www.westmelbourne.org

CODE ENFORCEMENT BOARD

AGENDA

January 18, 2018
5:30 pm
City Council Chambers

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. ADOPTION OF MINUTES

The Board is asked to approve the minutes of the November 16, 2017 hearing.

5. SWEARING IN OF THOSE PRESENTING TESTIMONY
6. OLD BUSINESS

- A. Case No. 2017-99 (530 TORTUGA WAY)
GEORGE J WONNEMAN, III, et al.
Violation of Section 26-102 Removal of certain growth of grass and weeds
Violation of Section 26-64 Property maintenance
Order reducing lien
Order releasing lien
- B. Case No. 2017-113 (134 BOSSIEUX BLVD.)
NGA TO PHAM, et al.
Violation of Section 26-102 Removal of certain growth of grass and weeds
Violation of Section 26-241 Maintenance requirements
Order imposing city mow

- C. Case No. 2017-108 (129 W. LAILA DR.)
TERESA A. VANVALKENBURG, et al.
Violation of Section 98-1008. Parking, storage or use of major rec. equip
Violation of Section 26-166. Certain locations and vehicles prohibited
Reoccurrence of violations

7. NEW BUSINESS

- D. Case No. 2017-127 (116 BOSSIEUX BLVD.)
JASON KISMOKY, et al.
Violation of Section 26-64 Property maintenance
Violation of Section 26-67 Public littering acts prohibited
Violation of Section 26-100 Prohibited accumulations of garbage and trash
Violation of Section 26-102 Removal of certain growth of grass and weeds
Violation of Section 26-166 Certain locations and vehicles prohibited
Violation of Section 26-204 Restriction on number of vehicles under repair
Violation of Section 26-206 Vehicles in inoperable condition
Violation of Section 26-207 Store, deposit or keep abandoned property in building
Violation of Section 26-241 Maintenance requirements
Order finding violations
- E. Case No. 2017-130 (7605 PROGRESS CIRCLE #1)
L & R MELBOURNE PROPERTY, LLC., et al.
Violation of Section 26-100 Prohibited accumulations of garbage and trash
Violation of Section 26-207 Store, deposit or keep abandoned property in building
Order finding violations
- F. Case No. 2017-0124 (3232 IRENE STREET)
ROBERTA L. MOORE, et al.
Violation of Section 26-64 Property maintenance
Violation of Section 26-102 Removal of certain growth of grass and weeds
Order finding violations

8. ADJOURNMENT

All persons wishing to be heard should appear in person at these hearings or send written comments to the City Clerk. All persons and parties are hereby advised that if they should decide to appeal any decision made by the City with respect to any matter considered at the public meeting or hearing described in this notice, they will need a record of the proceedings, and for such purpose, said person or party may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based (Chapter 286, Florida Statutes). In compliance with American with Disabilities Act (ADA), anyone who needs a special accommodation for this meeting should contact the City's ADA coordinator at 321-837-7774 at least 48 hours in advance of this meeting.

MAYOR
Hal J. Rose

DEPUTY MAYOR
Andrea Young

COUNCIL MEMBERS
Pat Bentley
Adam Gaffney
Bill Mettrick
Barbara A. Smith
John "Coach" Tice



Building Department
Tom Forbes, Building Official
City Hall
2240 Minton Road
West Melbourne, FL 32904
Phone: (321) 837-7776
Fax: (321) 952-9542
www.westmelbourne.org

CODE ENFORCEMENT BOARD

MINUTES

November 16, 2017

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

Board Member Carl Weaver called the meeting to order at 5:33 pm and led the Pledge of Allegiance.

2. ROLL CALL

Present: Board Members Carl Weaver, James Shipton, Linda Palardy, Ed Ehrmann and George Bosch.

**Board Member Andrew Jones arrived at 5:40 pm.

Absent: Chair Chris Gibbs, Vice Chair Sandra Michelson and Board Member Robert Lubert.

Board Member Shipton moved to excuse Chair Gibbs, Vice Chair Michelson and Board Member Lubert. Seconded by Board Member Bosch motion carried 5-0.

Also present: Deputy Mayor Andrea Young, Council Member Barbara Smith, Building Official Thomas Forbes, Code Enforcement Inspectors Trude Hull and Roy Black and Code Enforcement Secretary Doreen A. Morales, City Attorney Morris Richardson and other members of the public.

3. ADOPTION OF MINUTES

Board Member Palardy moved to approve the minutes from the October 19, 2017 hearing. Seconded by Board Member Ehrmann motion carried 5-0.

4. SWEARING IN OF THOSE PRESENTING TESTIMONY

Doreen A. Morales swore in those presenting testimony.

5. OLD BUSINESS

Case No. 2017-99

Violation of Section 26-102. Removal of certain growth of grass and weeds

Violation of Section 26-64. Property maintenance

Code Enforcement Inspector Trude Hull presented Case No. 2017-99 for property located at 530 Tortuga Way and owned by George J Wonneman, III, et al. Inspector Hull stated this property has come into compliance with the help of the City's Lawn Maintenance Program and she would like to impose the hard cost mow lien of \$477.50.

Board Member Shipton moved to impose the hard cost mow lien of \$477.50. Seconded by Board Member Ehrmann motion carried 6-0.

Inspector Hull also would like to impose the lien for non-compliance; which began on September 17, 2017 and up to October 30, 2017 at \$250 per day, totaling \$11,000.

Board Member Shipton moved to impose the lien of \$11,000. Seconded by Board Member Bosch motion carried 6-0.

Case No. 2017-08

Violation of Section 30-5. Penalty for violation of fire prevention codes

Code Enforcement Inspector Trude Hull presented Case No. 2017-08 for property located at 3507 Carriage Gate Drive and owned by Seventh Day Adventist Inc., et al. Inspector Hull stated the reduced lien amount of \$475 has been paid and she requests the Board release the lien.

Board Member Ehrmann moved to release the lien of \$475. Seconded by Board Member Palardy motion carried 6-0.

6. NEW BUSINESS

Case No. 2017-110

Violation of Section 18-421. Conditions

Code Enforcement Inspector Trude Hull presented Case No. 2017-110 for property located at 44 Piney Branch Way "C" and owned by JG & ER Oliverio Family Limited Partnership No. 4., et al. Inspector Hull turned this case over to Building Official Forbes who stated this case is being tabled due to non-service. The property is vacant and the

unit is molding and is part of quad. Mr. Forbes stated this property will be returning to the Board in the future.

Case No. 2017-111

Violation of Section 26-102. Removal of certain growth of grass and weeds

Violation of Section 26-64. Property maintenance

Violation of Section 26-100. Prohibited accumulations of garbage and trash

Violation of Section 26-206. Vehicles in inoperable condition

Code Enforcement Inspector Trude Hull presented Case No. 2017-111 for property located at 211 Pine Street and owned by David J. Alexander. Inspector Hull stated this case is now in compliance.

Case No. 2017-113

Violation of Section 26-102. Removal of certain growth of grass and weeds

Violation of Section 26-241. Maintenance requirements

Code Enforcement Inspector Trude Hull presented Case No. 2017-113 for property located at 134 Bossieux Blvd and owned by Nga To Pham, et al. Inspector Hull stated this case will require a city mow as the property has been vacant for years and is over three feet tall. Property has two small buildings on one piece of property and the entire lot will be mowed. Inspector Hull requests the Board first find the violations.

Board Member Palardy moved to find the violations. Seconded by Board Member Ehrmann motion carried 6-0.

Inspector Hull requests the Board approve a city mow as soon as possible on the property.

Board Member Ehrmann moved for a city mow as soon as possible. Seconded by Board Member Shipton motion carried 6-0.

Case No. 2017-115

Violation of Section 26-206. Vehicles in inoperable condition

Violation of Section 26-204. Restriction on number of vehicles under repair

Code Enforcement Inspector Trude Hull presented Case No. 2017-115 for property located at 271 Naylor Drive and owned by Tim & Lisa Nugent. Inspector Hull stated this case is now in compliance.

Case No. 2017-117

Violation of Section 98-1008. Parking, storage of major recreational equip.

Code Enforcement Inspector Trude Hull presented Case No. 2017-117 for property located at 201 Naylor Drive and owned by Steven Spencer Jr. Inspector Hull stated this case is now in compliance.

Case No. 2017-119

Violation of Section 26-102. Removal of certain growth of grass and weeds

Violation of Section 26-241. Maintenance requirements

Code Enforcement Inspector Trude Hull presented Case No. 2017-119 for property located at 826 Hunters Creek Drive and owned by JoAnn Cramer, et al. Inspector Hull stated Ms. Cramer has been placed in a home and the son is in California. She requests the Board find the violations.

Board Member Shipton moved to find the violations. Seconded by Board Member Palardy motion carried 6-0.

Inspector Hull stated the property is in need of a city mow as soon as possible and requests the Board approve this request.

Board Member Palardy moved for a city mow. Seconded by Board Member Ehrmann motion carried 6-0.

Case No. 2017-123

Violation of Section 26-137. Parking or display of vehicles for sale

Violation of Section 26-206. Vehicles in inoperable condition

Code Enforcement Inspector Trude Hull presented Case No. 2017-123 for property located at 3430 Lakewood Drive and owned by Michael B. Vu & Lynn N. Vu. Inspector Hull stated this case is being tabled due to non-service.

****Special request was made to cancel the December 21, 2017 hearing due to close proximity to Christmas****

Board Member Jones motioned to cancel the December 21, 2017 hearing due close proximity to Christmas, seconded by Board Member Shipton, motion carried 6-0.

7. ADJOURNMENT

There being no further business, Board Member Carl Weaver adjourned the hearing at 5:45 pm.

Chair Chris Gibbs, or designee

Doreen A. Morales
Recording Secretary