

MAYOR
Hal J. Rose

DEPUTY MAYOR
John Dittmore

COUNCIL MEMBERS
Daniel Batchelder
Pat Bentley
Adam Gaffney
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

Thursday, February 20, 2020
5:30 p.m.
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 January 16, 2020 hearing.

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

- A. Case No. 2013-0106 (116 McClain Drive)
DAVID A. BUTLER, et al.
Violation of Section 26-206. Vehicles in inoperable condition
Order releasing lien (no fines were imposed)

7. **NEW BUSINESS**

- B. Case No. 2020-0006 (157 Woodland Drive)
GAIL T. FLOYD, et al.
Violation of Section 26-64. Property maintenance
Violation of Section 26-100. Prohibited accumulations of garbage & trash
Violation of Section 26-207. Storing, depositing or keeping abandoned property
Violation of Section 26-241. Maintenance requirements
Order finding violations and penalties

- C.** Case No. 2019-0153 (647 Dundee Drive)
BRUCE & LAUREN POOSER, et al.
Violation of Section 26-64. Property maintenance
Violation of Section 26-206. Vehicles in inoperable condition
Violation of Section 18-475. Posting, dimensions & coloration of numerals
Order finding violations & penalties
- D.** Case No. 2020-0004 (5700 Morris Court)
LSF9 MASTER PARTICIPATION TRUST, et al.
Violation of Section 26-206. Vehicles in inoperable condition
Violation of Section 18-475. Posting, dimensions and coloration of numerals
Order finding violations & penalties

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 before the hearing.

MAYOR
Hal J. Rose

DEPUTY MAYOR
John Dittmore

COUNCIL MEMBERS
Daniel Batchelder
Pat Bentley
Adam Gaffney
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

MINUTES

January 16, 2020

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

Chair Chris Gibbs called the meeting to order at 5:33 pm and led the Pledge of Allegiance.

2. ROLL CALL

Present: Chair Chris Gibbs, Board Members Andrew Jones, James Shipton, Linda Palardy, Carl Weaver, Robert Luber and George Bosch.

Absent: Vice Chair Sandra Michelson and Board Member Arvind Maddikonda.

Board Member Luber moved to excuse Vice Chair Michelson and Board Member Maddikonda. Seconded by Board Member Palardy, motion carried 6-0.

Also present: Council Member Barbara Smith, Building Official Tom Forbes, Code Enforcement Inspectors Trude Hull and Roy Black, Fire Code Inspector Charles Crowell, Administrative Support Specialist Doreen Morales, City Attorney Morris Richardson and other members of the public.

3. ADOPTION OF MINUTES

Board Member Shipton moved to approve the minutes from the November 21, 2019 hearing. Seconded by Board Member Weaver, motion carried 6-0.

4. SWEARING IN OF THOSE PRESENTING TESTIMONY

Doreen A. Morales swore in those presenting testimony.

5. OLD BUSINESS

Case No. 2019-162

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

Code Enforcement Inspector Trude Hull presented Case No. 2019-162 for property located at 4255 Norfolk Parkway and owned by West Melbourne Holdings, II LLC, et al.

Inspector Hull turned the case over to Fire Code Inspector Charles Crowell.

Fire Code Inspector Charles Crowell was sworn in and testified he is reasonably satisfied with the progress AMC has made at this time and is comfortable closing the case upon receipt of payment for the \$1,000 fine.

Inspector Crowell recommends the Board impose the lien for the ten (10) false alarms from 3/22/2019 to 10/23/2019, a fine of \$100 per alarm, for a total fine of \$1,000.

Board Member Luber moved to impose the liens of \$1,000 for the ten (10) false alarms from 3/22/2019 to 10/23/2019, a fine of \$100 per alarm, for a total fine of \$1,000. Seconded by Board Member Weaver, motion carried 6-0.

6. NEW BUSINESS

Case No. 2019-166

Violation of Section 18-151 Required

Code Enforcement Inspector Trude Hull presented Case No. 2019-166 for property located at 1000 Fell Road - Right of Way and owned by City of West Melbourne.

Inspector Hull turned the case over to Building Official Tom Forbes.

Building Official Tom Forbes was sworn in and testified:

- Sign was constructed partially in the right-of-way and without a permit
- A sign permit is required for the relocation of the sign out of right-of-way
- Permit was submitted and issued today
- Permit fee was doubled because sign was installed without a permit

Building Official Forbes recommends tabling for thirty days to give Respondent time to relocate sign.

Board Member Jones moved to table for thirty days. Seconded by Board Member Luber, motion carried 6-0.

Case No. 2019-176
Violation of Section 26-206 Vehicles in inoperable condition

Code Enforcement Inspector Trude Hull presented Case No. 2019-176 for property located at 2710 Dairy Road and owned by Esther L. & Mariano Lopez, et al.

Inspector Hull stated this case has complied and is closed.

Case No. 2019-155
Violation of Section 26-206 Vehicles in inoperable condition

Code Enforcement Inspector Trude Hull presented Case No. 2019-155 for property located at 200 Bossieux Blvd., and owned by Stanley & Linda Hart, et al.

Inspector Hull was sworn in and testified:

- Contact was made with property owner and tenant
- The only violation remaining is one vehicle
- Would like to grant a thirty day extension to remove the last vehicle

Inspector Hull recommends the Board find the violations.

Board Member Weaver moved to find the violations. Seconded by Board Member Jones, motion carried 6-0.

Inspector Hull recommends to grant an extension of thirty days to remove the inoperable vehicle, if not in compliance by February 16, 2020, a fine of \$50/a day until compliance is reached.

Board Member Luber moved to grant an extension of thirty days to remove the inoperable vehicle, if not in compliance by February 16, 2020, a fine of \$50/a day until compliance is reached. Seconded by Board Member Shipton, motion carried 6-0.

7. ADJOURNMENT

There being no further business, hearing was adjourned.

Chair Chris Gibbs, or designee

Doreen A. Morales
Recording Secretary