

10:37:10 **Agenda Additions or Deletions, Consent Items**

Mr. Roland DeBlois, IRC Environmental and Code Enforcement Chief, reported the following cases had either complied, been rescheduled, or were recommended by staff for an extension of time on the Consent Agenda. Cases #2010080150, #2010070076, #2010070189, #2010070138, #2010070322, #2010080164, #2010090097, #2010090017, #2010090031, and #2010070249 - 30 day extension until December 24, 2010. Cases #2009110031, #2010020075, #2010060001, #2010060002, #2010040126, #2010030082, #2010060216, #2009120074, #2010070011, #2010070347, #2010070246, #2010090113, #2010060020, #2010090011, #2010090013, #2010090014, #2010090016, and #2010100066 - 60 day extension until January 21, 2011. Case #2010070020 – 90 day extension until February 25, 2011. Cases #2010020039, #2010090158, #2010080146, and #2010100060 were rescheduled.

In compliance were Cases #2010090204, #2010070003, #2010090188, #2010090156, #2010090006, #2010090071, #2010090104, #2010070299, #2010100046, #2010100048, #2010100074, #2010100075, #2010100103, #2010100034, #2010100037, #2010100033, #2010090129, #2010100149, #2010100170, #2010100171, #2010100211, #2010070117, #2010070260, #2010080045, #2010080097, #2010050082, #2010040244, #2010070080, #2010070224, #2010070013, #2010080095, #2010080038, #2010090143, #2010080155, and #2010070069.

Mr. DeBlois requested the Lien Release Requests be heard at a time certain of 3:00 p.m.

Mr. DeBlois stated he was requesting due to staff time, the following cases, #2010090161 and #2010090085 be presented first.

10:49:58

ON MOTION BY Mr. Zimmermann, SECONDED BY Mr. Hedin, the Board voted unanimously (6-0) to accept the Consent Agenda with the revisions.

Chairman Suthard advised if anyone present had heard their name or case number called for a Consent item and wanted their case to be heard, they should get with their Code Enforcement Officer and the Board would accommodate their

request.

10:50:56 **Swearing in of Those Who Will Testify**

The secretary proceeded to administer the testimonial oath to everyone who would be testifying at today's hearings.

10:50:58 **Case #2010070225 – Ronald Belanger**

Mr. DeBlois related this Evidentiary hearing related to a residential vacant house with the issue of an overgrown yard.

Ms. Rose Jefferson, IRC Code Enforcement Officer, presented an Affidavit of Service dated November 12, 2010 into evidence along with a photograph; both are on file in the Commission Office.

Mr. DeBlois recommended the Board find a violation and set a time for compliance.

Attorney Adam Chrzan, representing Deutsche Bank, stated he had not verified the property was vacant and was hoping to file a motion with the court to make sure the property was indeed vacant so corrective action could be taken. He requested 90 to 120 days to allow corrective action be taken and no fines or fees be assessed until after that time.

Mr. DeBlois stated based on the testimony of Attorney Chrzan, staff would recommend a 90 day timeframe, until February 25, 2011, for compliance.

ON MOTION BY Mr. Zimmerman, SECONDED BY Mr. Owens, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the bank representative was present for this hearing.

10:57:07 **Case #2010090085 – Susan Agnes Krol**

Mr. DeBlois explained this Evidentiary hearing related to a property located in a CG (General Commercial District) involving the removal of protected trees; in this case cabbage palms with trunk height in excess of 10-feet; land clearing and stockpiling of debris without permits. He continued a \$1,000 fine for each protective

tree removed was the standard fine.

Mr. Andrew Sobczak, Environmental Control and Code Enforcement Senior Planner, reported approximately five cabbage palm trees; three of which were considered on the protected tree list due to their size. He continued significant land clearing debris had been removed, but some still remained on site. He added a lot of the vegetation cleared was nuisance exotic vegetation.

Inspector Jefferson submitted an Affidavit of Service dated November 12, 2010, along with pictures of the property; which are on file in the Commission Office. Ms. Jefferson stated she met with the Respondent and was told she was having some financial problems.

Mr. DeBlois reported based on staff testimony and of evidence provided, staff recommended the Board find a violation of the removal of three protected cabbage palm trees; land clearing; and debris stockpiling without permits. Based on those findings, staff recommended the Respondent be fined \$3,000 and granted 60 days, until January 21, 2011 to bring the property into compliance.

ON MOTION BY Mr. Hedin, SECONDED BY Mr. Petrulak, to approve staff's recommendation.

Under discussion, Mr. Zimmerman asked if there was a reason for the land clearing. Mr. DeBlois responded there was some land clearing occurring in the vicinity and this property had a lot of exotic vegetation. The Respondent had an opportunity to have someone clear the property and the contractor took advantage of the situation and did not get approvals then went beyond what they were allowed to do.

Chairman Suthard asked if there was any indication of who the contractor was that removed the protected trees. Mr. Sobczak responded staff had been unable to ascertain that information.

Mr. Zimmerman felt it was as important to take action against the land clearing contractor as it was to take action against the Respondent.

THE MOTION WAS CALLED and passed with a unanimous vote of (6-0).

It is noted for the record the Respondent was not present for this hearing.

11:08:48 **Case #2010090206 - William G. & Patricia J. Brogna**

Mr. DeBlois explained this case related to storage of more than one boat/trailer in a residential area; junk, trash, and debris violations.

Ms. Betty Davis, IRC Code Enforcement Officer, reported there were still limbs and debris in the front and there was one boat that had been on the side of the property which had been moved to the back. She submitted an Affidavit of Service dated November 22, 2010 and photographs as evidence, which are on file in the Commission Office.

The Respondent, Mr. William Brogna, and his tenant, testified all the debris had been removed except for one branch because the tenant was still working on one tree. One boat had also been removed. The boat removed to the back was still there, but the tenant was looking for someone to donate the hull to and they would remove it. He felt 30 days would be sufficient for removal.

Mr. DeBlois recommended the Board find the boat trailer storage violation and grant 60 days, until January 21, 2011 to resolve the removal of the second and remaining boat.

ON MOTION BY Mr. Zimmerman, SECONDED BY Mr. Owens, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent and his tenant were present for this hearing.

11:12:30 **Case #2010090222 - Jason R. Sieffert**

Inspector Davis recapped this case came as a complaint involving the number of vehicles parked in the driveway that were not tagged, there were also tires and other debris around the vehicles. She submitted photographs as evidence, which are on file in the Commission Office.

Mr. Richard Sieffert, father of the Respondent, reported the vehicles were all road worthy; one was currently being repaired. Due to financial difficulties, he is unable to afford to register and tag all the vehicles. He continued several people live in the home with him and they all have vehicles.

Inspector Davis asked Mr. Sieffert how many of the vehicles on the property belonged to him. He responded he owned three of the vehicles.

Mr. DeBlois stated staff recommended the Respondent be given 30 days, until December 24, 2010, to resolve the issues and demonstrate whatever vehicles remained were road worthy and to clean up the miscellaneous debris referenced by staff in the yard area.

ON MOTION BY Mr. Petrulak, SECONDED BY Mr. Hedin, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent's father was present for this hearing.

11:22:32 **Case #2010090224 - Elihu & Lee Skinner (Co Trusts)**

Inspector Davis related this case involved hazardous Australian pine trees.

Mr. Andrew Sobczak testified there a number of dead or dying Australian pine trees along the property boundary with one dead tree falling across the boundary line. Several other trees were leaning and threatening a neighboring structure.

Inspector Davis stated she had spoken to the Respondents and they had said they would remove the trees adjacent to the property boundary by this hearing, but it had not been done. Pictures were submitted into evidence and are file in the Commission Office.

Mr. DeBlois remarked under the Public Nuisance Ordinance, the only trees staff could take action against were those that were dead. Based on that, staff would recommend the Board find there was a health, safety, public nuisance issue with respect to dead pine trees posing a threat to neighboring properties and structures, granting 10 days for compliance with a Compliance Hearing in January, 2011.

Mr. Petrulak inquired how many trees were involved. Mr. Sobczak responded there were approximately 10 to 15 trees.

Mr. DeBlois amended the recommendation to 30 days, until December 24, 2010, for compliance but would contact the Respondent to have the trees removed

prior to that timeframe.

ON MOTION BY Mr. Petrulak, SECONDED BY Mr. Owens, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

11:31:35 **Case #2010100137 – Jackson Hampton & George Gipson**

Mr. DeBlois recapped this violation dealt with junk, trash and debris on a vacant property.

Mrs. Kelly Buck, IRC Code Enforcement Officer, testified there had been a history of people dumping furniture, trash and debris on this particular piece of property. The County had posted signs to alleviate the problem of people using the area as a dumping area. The Respondent, Mr. Gipson, came to staff to complain of Ms. Bennie Jean Heard going back to the property dumping material from the house she had recently purchased from him. The material consisted of carpet, dog pens, household trash, and plastic pipes. At the request of Mrs. Buck, Teddy Floyd, from the IRC Sheriff's Department, talked with Mrs. Heard about the dumping.

Mrs. Buck continued Mrs. Heard then came to staff and admitted to dumping the material and she thought she had removed everything. Debris still remained on the property but staff was not able to determine if that was all from Mrs. Heard or someone else.

Mr. Gipson, testified he went to Code Enforcement because he wanted help getting the property cleaned up. The material dumped was all removed from the house he had sold Mrs. Heard. He had made daily trips to the property and nothing had been removed.

Attorney Coment interjected a Notice to Appear should be served on Mrs. Heard before any action could be taken.

Mr. DeBlois related based on the testimony received and the fact proper service had not been received on Mrs. Heard, staff recommended this case be rescheduled until the proper service was received on Mrs. Heard.

It is noted for the record the Respondent was present for this hearing.

11:48:33 **Case #2010110018 – Alonzo P. Sharpe**

Mr. DeBlois recapped this case involved use of an accessory barn as living quarters, also barn alterations without permits, and miscellaneous junk, trash & debris.

Inspector Davis testified the complaint was received from the Sheriff's Department. She related in 2002, Mr. Sharpe had been cited because the barn had been divided into three bedrooms and a bathroom and was being used for migrant labor rooming with no permits pulled. Mr. Sharpe started the permitting process but never completed it. Inspector Davis submitted copy of a letter, which is on file in the Commission Office, into evidence dated 2002 from IRC Planner Peter Radke addressing the issue and advised the Respondent the barn could not be used as a dwelling unit and he had the two options of making a guest cottage or servant quarters.

Mr. DeBlois asked if the junk, trash and debris issue had been resolved. Inspector Davis responded the initial debris she observed was still there and the rest of the property was posted so she could not tell if there was more elsewhere.

Mr. DeBlois stated based on the information provided, staff recommended the property be found in violation for the barn being used as a dwelling unit, also no building permit for barn modifications, and junk, trash and debris; granting 90 days, until February 25, 2011 for Mr. Sharpe to come into compliance by gaining approval for the living use of the barn and obtain all required permits and clean up the debris.

Mr. Alonzo Sharpe, Respondent, testified he was blind and hired someone to keep the property clean. That person brought in several lawnmowers and other debris. A new person has now been hired and he was cleaning up all the debris. He continued he boarded horses, sold goats, sheep, hogs, chickens, rabbits and turkeys and that accounted for the activity at the property.

Discussion ensued regarding the facilities available in the barn. Mr. Sharpe stated he had a bedroom, bathroom, and a section used for eating without a stove and a sink. Mr. DeBlois stated he would re-evaluate what was considered a living unit as far as kitchen facilities were concerned.

ON MOTION BY Mr. Petrulak, SECONDED BY Mr. Zimmerman, to approve staff's recommendation.

Under discussion, Mr. Morris Thomas, brother of the Respondent, stated he was a state certified general contractor and according to building codes, there were specific objectives for classifying a dwelling which included a kitchen.

THE MOTION WAS CALLED and the members voted (5-1) to approve staff's recommendation. Mr. Garone opposed.

It is noted for the record, the Respondent was present for this hearing.

12:26:40

LIEN RELEASE REQUESTS

12:26:48 **Case #2009070299 – Scott M. Chappellear**

Mr. DeBlois recapped this was a hearing on the issue of a lien that was recorded dating back to October, 2009 at which time the Board had an Evidentiary Hearing on the issue of overgrown weeds at a vacant house. An Order Imposing Fine had been entered in January, 2010 due to noncompliance. Compliance was verified October 16, 2010, after 291 days, with a flat fine of \$29,100.

Mr. Dan Reiner, representing Re-Max Masterpiece Realty as listing agent for the property, explained the bank did not acquire title to the property until September 15, 2010 and assigned it to Re-Max on September 24, 2010. There was some personal property left in the home so notices had to be posted. On October 8, 2010 entry was allowed to the property and determination was made the property had been abandoned so mowing took place on October 15, 2010.

Mr. DeBlois recommended a fine be imposed in the amount of \$1,800 to cover administrative costs.

ON MOTION BY Mr. Zimmerman, SECONDED BY Mr. Owen, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the property listing agent was present for this hearing.

12:31:49 **Case #2009100005 – Lloyd E. Tillis, Jr.**

Mr. DeBlois recapped this case related to an issue of overgrown weeds and junk, trash and debris. The case originally came before the Board in November,

2009. When compliance had not been reached by January 25, 2010, an Order Imposing Fine had been applied. Compliance was verified on October 25, 2010 for a total of 275 days, with a flat fine of \$27,500.

Mr. Michael Vereen, realtor with Wiechert Realty and representing Chase Bank, reported he received the listing the end of May, 2010. The property was soon after cleaned up, debris hauled off, and the broken front window boarded. He was unaware he was supposed to verify no liens existed against the property. An offer had been received on the property and the title company discovered the lien. Compliance was verified with staff and a closing date on the property is pending on clearing this fine.

Mr. DeBlois stated he would recommend a fine be imposed of \$1,800 to cover administrative costs.

ON MOTION BY Mr. Petrulak, SECONDED BY Mr. Hedin, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the bank representative was present for this hearing.

12:38:55 **Case #2006080011 – Ronald Anderson**

Mr. DeBlois recapped this case dates back to September, 2006 regarding overgrown weeds. The case ultimately came back to Board for a Compliance Hearing on November 27, 2006 at which time the Board found compliance had not been achieved and there were still overgrown weeds so a fine was imposed. Another case came forward a couple of years later and when mowing was verified for that case in 2009, 1,094 days had passed with a flat fine of \$109,400.

Mr. DeBlois reported Mr. Anderson had passed away and now the lone remaining next-of-kin, Dr. Edwin Anderson, was trying to finalize the status of the estate. The property had been recently cleaned up and there were no current violations. Staff recommended a fine of \$1,800 be imposed to cover administrative costs.

Attorney Eric Barkett, representing Dr. Edwin Anderson, asked for a fine reduction to pay off the lien so the estate could be settled.

ON MOTION BY Mr. Petrulak, SECONDED BY Mr. Owens, the members voted unanimously (6-0) to

ON MOTION BY Petrulak, SECONDED BY Mr. Zimmerman, the members voted (4-2) to set the fine at \$5,400. Mr. Hedin and Chairman Suthard opposed.

It is noted for the record, the Respondent's representative was present for this hearing.

12:59:59 **Case #2010060021 – Edward & Jorlena Agnes Williams**

Mr. DeBlois recapped this was a Compliance Hearing regarding overgrown weeds, junk, trash and debris, and pool maintenance violations. The case came before the Board for an Evidentiary Hearing in July, 2010. The Board's direction was for the weeds to be mowed, junk and debris removed from the property, and the swimming pool be cleaned. A 60 day extension was granted in September, 2010 based on the fact the property was in foreclosure with a November 19, 2010 compliance date.

Ms. Vanessa Carter-Solomon, IRC Code Enforcement Officer, testified she inspected the property this morning and some of the wood had been removed, the grass had not been cut, and the pool had not been cleaned. She clarified all the violations were confined to the back yard.

Mr. Jamie Epstein, representing BAC Home Loans, stated the property was currently in foreclosure, but there had not yet been a final judgment providing title to the property. He requested an additional 30 days to allow for final judgment and immediate cleanup thereafter.

Mr. DeBlois announced staff would support a 30 day extension, until December 24, 2010 to get the issues resolved.

ON MOTION BY Mr. Hedin, SECONDED BY Mr. Owens, the members voted (5-1) to approve staff's recommendation. Mr. Zimmerman opposed.

It is noted for the record the Respondent's representative was present for this hearing.

1:05:15 **Case #2010070326 – Joyce B. & William L. Simpson**

Mr. DeBlois recapped this property was in foreclosure with violations of junk, trash and debris, overgrown weeds, and junk vehicle violations. The Board granted at 30 day extension, until November 19, 2010 for compliance.

Inspector Davis testified the property was still in poor condition although several junk cars and some of the debris on a side lot had been cleared. She submitted photographs into evidence.

Mr. DeBlois summarized while there had been some effort made to bring the property into compliance; there was still some junk, trash and debris needing to be removed.

Mr. Jamie Epstein, representing Nationstar Mortgage, confirmed the property was in foreclosure but the bank had not yet received final judgment. He requested an additional 30 days for cleanup.

Mr. DeBlois asked Inspector Davis if there was any significant cleanup since the case came before the Board in September, 2010. Inspector Davis replied there had not; all the cleanup had been done prior to the hearing. Mr. DeBlois recalled there was a bank representative at the September, 2010 hearing so he had hoped there would have been some progress made. Staff recommended a 30 day extension, until December 24, 2010 to bring the property into compliance with no further extensions to be granted.

ON MOTION BY Mr. Zimmerman, SECONDED BY Mr. Garone, the members voted unanimously (6-0) to impose the fine since no activity had been taken.

It is noted for the record the Respondent's representative was present for this hearing.

1:12:25 The Chairman called for a break.

4:11:56 (Part 2 of recordings) The Chairman called the meeting back to order. Please note the following cases were not captured on the recording.

Case #2010070225 – Dorren L. Stone

Inspector Jefferson submitted a photograph into evidence, which is on file in

the Commission Office, and stated the Respondent was being cited with overgrown weeds and junk, trash, and debris violations. She recommended granting 30 days, until December 24, 2010 to bring the property into compliance.

ON MOTION BY Mr. Zimmerman, SECONDED BY Mr. Petrulak, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this case.

Case #2010080028 – Stacey Tate

Inspector Jefferson testified this case had to do with an overgrown weeds issue and requested 60 days, until January 21, 2011 to bring the property into compliance.

ON MOTION BY Mr. Petrulak, SECONDED BY Mr. Zimmerman, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010080069 – Kelly Construction and Development

Inspector Jefferson testified this case consisted of an overgrown weeds violation. She recommended granting 30 days, until December 24, 2010 to achieve compliance.

ON MOTION BY Mr. Hedin, SECONDED BY Mr. Owens, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010080137 – Catherine Williams

Inspector Jefferson reported this was an overgrown weeds violation and submitted two photographs into evidence which are on file in the Commission Office. She requested 60 days, until January 21, 2011 for compliance.

ON MOTION BY Mr. Petrulak, SECONDED BY Mr. Hedin, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010090007 – Gerald Michael White

Inspector Carter Solomon testified this case consisted of swimming pool maintenance; overgrown weeds, and junk, trash and debris violations. She submitted an Affidavit of Service dated November 10, 2010 and photographs into evidence, these are on file in the Commission Office. She requested granting 60 days, until January 21, 2011 for compliance.

ON MOTION BY Mr. Hedin, SECONDED BY Mr. Owens, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010090190 – Richard Bedore

Inspector Carter Solomon related this case had to do with overgrown weeds, junk vehicles, junk, trash and debris, and recreational vehicle storage violations. She submitted an Affidavit of Service dated November 10, 2010 along with photographs into evidence which are on file in the Commission Office. She recommended granting 60 days, until January 21, 2011 for compliance.

ON MOTION BY Mr. Petrulak, SECONDED BY Mr. Hedin, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010090207 – Curlie V. Davis

Inspector Jefferson testified she had not received service on this case.

Case #2010090183 – Kelly Construction

Inspector Jefferson related this case involved a commercial vehicle at a residence violation. She submitted an Affidavit of Service dated November 12, 2010 and photographs into evidence; these are on file in the Commission Office. She recommended granting 30 days, until December 24, 2010 for compliance.

ON MOTION BY Mr. Petrulak, SECONDED BY Mr. Hedin, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010090159 – P. Scott McCracken

Inspector Jefferson testified this case involved an overgrown weeds violation. She submitted an Affidavit of Service dated November 12, 2010 and a photograph into evidence; these are on file in the Commission Office. She recommended grating 60 days, until January 21, 2011 for compliance.

ON MOTION BY Mr. Owens, SECONDED BY Mr. Zimmerman, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010090231 – Kristi J. Wheatley

Inspector Davis testified this case involved a swimming pool enclosure violation and a health, safety hazard violation. She submitted a photograph into evidence which is on file in the Commission Office. She stated everything had been resolved except for the pool and recommended 30 days, until December 24, 2010 for compliance.

ON MOTION BY Mr. Zimmerman, SECONDED BY Mr. Petrulak, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010100028 – John F. Everett

Inspector Davis recapped this was a case of overgrown weeds violation and submitted a photograph into evidence which is on file in the Commission Office. She recommended granting 60 days, until January 21, 2011 for compliance.

ON MOTION BY Mr. Petrulak, SECONDED BY Mr. Garone, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010100017 – Bert A. Ammons

Inspector Davis reported this case involved no building permit; violation of Florida Building Code; boat/trailer storage; zoning district use; and yard sale violations. She submitted photographs into evidence which are on file in the Commission Office. She recommended granting 60 days, until January 21, 2011 for compliance.

ON MOTION BY Mr. Petrulak, SECONDED BY Mr. Garone, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010100040 – HPT TA Properties Trust

Inspector Davis testified this case consisted of site plan nonconformance and a landscape maintenance violation. She submitted a site plan into evidence which is on file in the Commission Office. She recommended granting 60 days, until January 21, 2011 to bring the property into compliance.

ON MOTION BY Mr. Hedin, SECONDED BY Mr. Owens, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010100042 - Five Parcels – 60, LLC

Inspector Davis reported this involved the former Mrs. B's Restaurant site and

the violations included property maintenance violation; health and safety hazard; junk, trash, and debris; and junk vehicle violations. She submitted photographs into evidence which are on file in the Commission Office.

Inspector Davis stated the windows and doors had been boarded on the building and some of the debris had been removed but there still were piles of trash on the property. She recommended granting 60 days, until January 21, 2011 to bring the property into compliance.

ON MOTION BY Mr. Hedin, SECONDED BY Mr. Owens, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010100076 – Orange State Retail Properties, Inc.

Inspector Davis reported this case involved site plan nonconformance and landscape maintenance violations. She submitted a site plan and photographs, which are on file in the Commission Office, as evidence and recommended granting 60 days, until January 21, 2011 to bring the property into compliance.

ON MOTION BY Mr. Petrulak, SECONDED BY Mr. Hedin, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010100136 – Wachovia Bank, NA

Inspector Carter Solomon testified this case involved overgrown weeds violations. She submitted an Affidavit of Service dated November 10, 2010 along with photographs into evidence, which are on file in the Commission Office. She recommended granting 30 days, until December 24, 2010 for compliance.

ON MOTION BY Mr. Petrulak, SECONDED BY Mr. Hedin, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010100125 – Juan and Maria Delossantos

Inspector Carter Solomon reported this case involved a health and safety hazard with an abandoned dumpster overflowing with trash. She submitted a photograph as evidence, which is on file in the Commission Office, and recommended granting 30 days, until December 24, 2010 to bring the property into compliance.

ON MOTION BY Mr. Petrulak, SECONDED BY Mr. Hedin, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondents were not present for this hearing.

Case #2010100088 – Paul & Bonnie Julin

Inspector Carter Solomon testified she received no service on this case.

Case #2010100094 – John C. Ruzkowski

Inspector Carter Solomon testified this case involved an overgrown weeds violation. She submitted an Affidavit of Service dated November 10, 2010 along with pictures as evidence, which are on file in the Commission Office. She recommended granting 60 days, until January 21, 2011 to bring the property into compliance.

ON MOTION BY Mr. Petrulak, SECONDED BY Mr. Hedin, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010100050 – Columbia Propane LP

Inspector Carter Solomon related this case involved site plan nonconformance and landscape maintenance violations. She submitted a site plan and photographs

into evidence, which are on file in the Commission Office, and recommended granting 60 days, until January 21, 2011 for compliance.

ON MOTION BY Mr. Owens, SECONDED BY Mr. Hedin, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this case.

Case #2010090118 – Terry Reese Williams

Inspector Buck testified the case consisted of a junk vehicle violation and submitted an Affidavit of Service dated November 10, 2010 and photographs into evidence, which are on file in the Commission Office. She recommended granting 60 days, until January 21, 2011 for compliance.

ON MOTION BY Mr. Zimmerman, SECONDED BY Mr. Petrulak, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010100198 – Nada B. & Lewis R. Howell

Inspector Davis related this case involved a health and safety hazard; overgrown weeds; and junk, trash, and debris violations. She recommended granting 30 days, until December 24, 2010 to bring the property into compliance.

ON MOTION BY Mr. Petrulak, SECONDED BY Mr. Hedin, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010100212 – Estate of Albina Cwik

Inspector Carter Solomon testified this case had to do with junk, trash and debris violations. She submitted photographs into evidence, which are file in the Commission Office, and recommended granting 30 days, until December 24, 2010 to bring the property into compliance.

ON MOTION BY Mr. Hedin, SECONDED BY Mr. Owens, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010060242 – Larry R. Johnson

Inspector Carter Solomon testified the case involved a swimming pool enclosure and maintenance violation. She submitted a photograph into evidence, which is on file in the Commission Office, and recommended imposing the fine.

ON MOTION BY Mr. Zimmerman, SECONDED BY Mr. Petrulak, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Case #2010050122 – Emily S. Fagnant

Inspector Carter Solomon testified this case involved a swimming pool violation. She submitted a photograph into evidence, which is on file in the Commission Office, and recommended the fine be imposed.

ON MOTION BY Mr. Hedin, SECONDED BY Mr. Petrulak, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

Note: The remaining cases are captured on the recording.

4:12:02 **Case #2010070229 – Thomas H. Hudson**

Inspector Buck related this case involved junk, trash and debris, and an unsecured vacant structure. She visited the site on November 16, 2010 and there was still some debris located in the front and along the side of the house. The trailer containing yard debris was still located on the site. She submitted pictures into

staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

4:15:01 **Case #2010030096 – Myriam Barreto**

Inspector Carter-Solomon related this case involved cited violations for a health and safety hazard concerning four trees on site. National City Bank had three of the trees removed but one remained. She had contacted the bank several times and they have been granted four extensions to resolve the issue but the tree had not been removed. Staff requested the fine be imposed.

ON MOTION BY Mr. Petrulak, SECONDED BY Mr. Owens, the members voted unanimously (6-0) to approve staff's recommendation.

It is noted for the record the Respondent was not present for this hearing.

4:16:03 **Case #2010090175 – A to Z Home Management**

Mr. DeBlois reported this abandoned apartment complex, known as Gifford Gardens, had been cited for violations of public safety issues for the property not being boarded up; the second story railing had been removed; and the property was considered a magnet for criminal activities. At the November 16, 2010 Board of County Commissioners (BCC) meeting, proceedings for condemnation and demolition had been discussed. Initially the bank foreclosing on the property had requested the structure not be demolished so they could retain the value of the property and eventually fix it but the BCC felt it was too much of a hazard. The demolition was approved and should occur in January, 2011. The property is set for final judgment and the property sale was set for the end of December, 2010.

Inspector Buck testified she had been on site this morning and nothing had been done to secure the building.

Mr. DeBlois recommended the fine be imposed for noncompliance.

ON MOTION BY Mr. Petrulak, SECONDED BY Mr. Owens, the members voted unanimously (6-0) to approve staff's recommendation.

