

CODE ENFORCEMENT BOARD

A meeting of the Indian River County (IRC) Code Enforcement Board (the Board) was held in the Commission Chambers at the County Administration Building, 1801 27th Street, Building "A", Vero Beach, Florida on Monday, October 28, 2019 at 1:30 p.m.

Present were Chairperson **Mr. Bruce Redus**, Member-at-Large Appointee; Vice-Chairperson **Mr. Joe Petrulak**, Subcontractor Appointee; **Mr. Pete Clements**, General Contractor Appointee; **Mr. Stephen Boehning**, Engineer Appointee; **Mr. Karl Zimmermann**, Realtor Appointee; and **Mr. David Myers II**, Businessman Appointee.

Let the record show that there is a vacancy for an Architect Appointee

Also, in attendance was Ms. Brittany Beatty, Substitute Attorney for the Board; IRC staff: Mr. Andy Sobczak, Environmental Planning and Code Enforcement Chief; Mr. Roland DeBlois, Interim Community Development Director; Mr. Thomas Allred, Ms. Kelly Buck, Ms. Vanessa Carter Solomon and Ms. Maddie Gierczak, Code Enforcement Officers; Mr. Steven Hitt, Senior Environmental Planner; and Ms. Lisa Carlson, Recording Secretary.

00:01:23 Call to Order

Chairperson Mr. Bruce Redus called the meeting to order and led all in the Pledge of Allegiance. The secretary called the roll, establishing that a quorum was present.

00:02:13 Approval of Minutes

**ON MOTION BY Mr. Karl Zimmermann,
SECONDED BY Mr. Joe Petrulak, the Board
voted unanimously (6-0) to approve the minutes
of September 23, 2019 as presented.**

00:02:26 Attorney's Overview of Board Purpose and Procedures

Ms. Brittany Beatty, Substitute Attorney for the Board, gave a brief overview of the procedures and purpose of the Code Enforcement Board.

00:09:16 **Agenda Additions or Deletions, Consent Items**

Mr. Andy Sobczak, 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 #2019020051, #2019060086, #2019090221, #2019010106, #2019060140, #2019040006, #2019040111, #2019030095, #2019060135, #2019030047, #2019010016, #2019070048, #2019080036, #2019060130, #2018060010, and #2019090063 – thirty-day extension until November 22, 2019. Case #2019070030 – sixty-day extension until December 20, 2019. Cases #2019050048, #2019060225 and #2019030067 – ninety-day extension until January 24, 2020. Cases #2019070069 and #2019100021 were rescheduled.

In compliance were cases #20190080065, #2019080081, #2019050147, #2019080133, #2019080064, #2019090035, #2019070131, #2019030062, #2019080060, #2019060009, #2019080050, #2019080069 and #2019030096.

Mr. Andy Sobczak recommended that the Lien Release Requests be heard at 3:00 p.m. or later.

00:17:26

ON MOTION BY Mr. Pete Clements, SECONDED BY Mr. Joe Petrulak, the Board voted unanimously (6-0) to accept the Consent Agenda as presented.

00:17:54 **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.

EVIDENTIARY HEARINGS

00:19:12 **Case #2019070039 – Beatrice Williams (LE)**

Ms. Kelly Buck, IRC Code Enforcement Officer, entered three photographs into evidence and provided an overview of this case related to solid waste disposal violations with the county's recycling program. She noted that after a process of education as well as multiple violation notifications, that

there is still lack of compliance by the Respondent and recommended a Continuing Order for future violations so that a fine of \$100 per incident could be imposed if necessary.

IRC Solid Waste Department representative Ms. Sue Flak, Recycling Education and Marketing Coordinator, discussed their procedures to educate and encourage recycling compliance.

00:23:36

ON MOTION BY Mr. Karl Zimmermann, SECONDED BY Mr. David Myers II, the Board voted unanimously (6-0) to find current compliance and accept Staff recommendations for a Continuing Order.

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

00:31:35 **Case #2019070050 – Glendale Baptist Church Inc.**

Mr. Steven Hitt, Senior Environmental Planner, entered three photographs and correspondence from MBV Engineering into evidence as well as a copy of Section 927.17 Penalties and Enforcement from the IRC County Code. He reviewed details of this case relating to unpermitted land clearing that was referred to him by the IRC Stormwater Department. The Respondent had been given authorization to do “mulching in place” but instead performed an unpermitted grubbing operation which removes the underbrush, causing potential erosion concerns.

Representative for the Respondent, Mr. Ryan McLean from MBV Engineering, acknowledged that an error had occurred with the land clearing and discussed potential restoration plans.

Extensive discussion followed between Staff and the Board regarding appropriate fines and mitigation options.

01:12:49

ON MOTION BY Mr. Karl Zimmermann, SECONDED BY Mr. David Myers II, the Board voted (4-2) to find the violation and impose a fine of \$9,312.50. Chairperson Mr. Bruce Redus and

Mr. Pete Clements were the opposing votes and the MOTION PASSED.

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

01:14:45 **Case #2019080126 – RESI SFR SUB LLC**

The secretary administered the testimonial oath to the Respondent's Representative as he had arrived after the beginning of the meeting.

Mr. Thomas Allred, IRC Code Enforcement Officer, entered two photographs into evidence and presented this case relating to debris and overgrown weeds. He recommended a thirty-day extension, until November 22, 2019, for the Subject Property to be brought into compliance or a \$100 per day fine would be imposed.

Representative for the Respondent, Mr. Leonardo Farias agreed to the proposed extension.

01:18:50

ON MOTION BY Mr. Stephen Boehning, SECONDED BY Mr. Joe Petrulak, the Board voted unanimously (6-0) to find the violation and grant an extension of thirty days, until November 22, 2019, for compliance or a \$100 per day fine would be imposed.

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

COMPLIANCE HEARINGS

01:18:58 **Case #2019070030 – Titone Properties LLC**

Inspector Mr. Thomas Allred entered four photographs into evidence and discussed this case that originally came before the Board on August 26, 2019 for violations relating to overgrown weeds, debris boat/trailer storage and an unpermitted building addition at a rental property.

Respondent Mr. Mark Titone testified that he is in the process of

evicting the tenant at the Subject Property and requested an extension of time to come into compliance so as to avoid police interaction.

Inspector Mr. Thomas Allred recommended a sixty-day extension, until December 20, 2019, for the Subject Property to be brought into compliance or a \$100 per day fine would be imposed.

01:26:26

ON MOTION BY Mr. Joe Petrulak, SECONDED BY Mr. David Myers II, the Board voted unanimously (6-0) to find the violation and grant an extension of sixty days, until December 20, 2019, for compliance or a \$100 per day fine would be imposed.

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

01:26:48 **Case #2019070113 – Gloria J. Watts**

The secretary administered the testimonial oath to the Respondent's Representative as she had arrived after the beginning of the meeting.

Inspector Mr. Thomas Allred entered four photographs into evidence and advised that this case that originally came before the Board on September 23, 2019 for violations relating to debris, overgrown weeds, vehicle storage and unpermitted structures on a vacant residential property. At that time the Respondent was given until October 25, 2019 to clean up the Subject Property and until November 22, 2019 for compliance by obtaining the after-the-fact permits or a \$100 per day fine would be imposed.

Ms. Kayla Martinez, granddaughter of the deceased Respondent, explained her situation as it related to cleaning up the Subject Property and agreed to the proposed extension.

01:33:06

ON MOTION BY Mr. Pete Clements, SECONDED BY Mr. Joe Petrulak, the Board voted unanimously (6-0) to find the violation and grant an extension of thirty days, until November 22, 2019, for compliance or a \$100 per day fine

would be imposed.

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

LIEN RELEASE REQUESTS

01:33:39 **Case #2017100082 – Guillermo Escobar**

The secretary administered the testimonial oath to the Respondents as they had arrived after the beginning of the meeting.

Mr. Andy Sobczak summarized that this case related to unpermitted land clearing, mining, debris and junk vehicle violations as well as someone living in an RV and operating a business on the Subject Property. He stated the case originally came before the Board on November 27, 2017 and that after no extensions, a \$100 per day fine was imposed on January 20, 2018 when compliance was not met. Compliance was verified on July 3, 2018 after a passage of 164 days, for a flat accrued fine of \$16,400 with administrative costs being \$1,700. He added that the Property Appraiser's estimated market value for the Subject Property is currently \$36,410.

Respondents Mr. Guillermo Escobar and his son testified that they were unaware of the lien until they requested their most recent tax statement. Staff provided evidence that the Subject Property had been posted on November 29, 2017.

1:42:57

**ON MOTION BY Mr. Karl Zimmermann,
SECONDED by Mr. David Myers II, the Board
voted unanimously (6-0) to acknowledge
compliance and reduce the fine to
administrative costs of \$1,700.**

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

1:43:24 **Case #2018090220 – C. Thomas and Amber Wirth**

The secretary administered the testimonial oath to the Respondent as he had arrived after the beginning of the meeting.

Mr. Andy Sobczak reported that this case related to an unpermitted dock on the Subject Property that originally came before the Board on November 22, 2018. After four extensions, a \$100 per day fine was imposed on July 20, 2019 when compliance was not met. Compliance was verified thirteen days later on August 2, 2019 for a flat accrued fine of \$1,300 with administrative costs being \$2,900.

Respondent Mr. C. Thomas Wirth provided detailed testimony regarding his licensed contractor that did not finish the project before the permit expired and his subsequent interactions with county staff in his efforts to come into compliance.

Mr. Roland DeBlois, Interim Community Development Director, and Mr. Andy Sobczak clarified the permitting process as it had related to this project.

1:58:47

**ON MOTION BY Mr. Stephen Boehning,
SECONDED by Mr. Joe Petrulak, the Board
voted unanimously (6-0) to acknowledge
compliance and reduce the fine to the flat
accrued sum of \$1,300.**

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

1:59:44 **Case #2018020147 – John P. Cassidy**

The secretary administered the testimonial oath to the Respondent as he had arrived after the beginning of the meeting.

Mr. Andy Sobczak summarized that this case related to debris and unpermitted driveway alterations on the Subject Property that originally came before the Board on March 26, 2018. After no extensions, a \$100 per day fine was imposed on May 19, 2018 when compliance was not met. Compliance was verified on December 19, 2019 after a passage of 214 days, for a flat accrued fine of \$21,400 with administrative costs being \$1,700. He added that the Property Appraiser's estimated market value for the Subject Property is currently \$100,330.

Respondent Mr. John Cassidy explained that he had misunderstood

the deadline for compliance and described his extensive efforts to obtain guidance from county staff.

2:12:37

ON MOTION BY Mr. Stephen Boehning, SECONDED by Mr. Karl Zimmermann, the Board voted 2-4 to acknowledge compliance and reduce the fine to administrative costs of \$1700. Mr. David Myers II, Chairperson Bruce Redus, Mr. Joe Petrulak and Mr. Pete Clements were the opposing votes and the MOTION DID NOT PASS.

2:12:57

ON MOTION BY Mr. Pete Clements, SECONDED by Mr. Joe Petrulak, the Board voted 3-3 to acknowledge compliance and waive the fine. Mr. David Myers II, Mr. Karl Zimmermann and Mr. Stephen Boehning were the opposing votes and the MOTION DID NOT PASS.

2:15:07

ON MOTION BY Mr. Pete Clements, SECONDED by Mr. Stephen Boehning, the Board voted 4-2 to acknowledge compliance and reduce the fine to \$1,000. Mr. David Myers II and Mr. Joe Petrulak were the opposing votes and the MOTION PASSED.

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

2:17:44 **Case #2019040008 – Tatiana M. & Joseph J. Almeida**

The secretary administered the testimonial oath to the Respondent's Representative and other members of the audience that had arrived after the beginning of the meeting.

Mr. Andy Sobczak reported that this case related to overgrown weeds on the vacant Subject Property that originally came before the Board on June 24, 2019. After no extensions, a \$100 per day fine was imposed on June 22, 2019 when compliance was not met. Compliance was verified on October 19,

2019 after a passage of 109 days, for a flat accrued fine of \$10,900 with administrative costs being \$1,700. He added that the Property Appraiser's estimated market value for the Subject Property is currently \$8,840.

Representative for the Respondent, Ms. Catherine Soldatich, stated that Ms. Almeida currently resides in New York and had originally been unaware of the violation as she had failed to change her mailing address with the Property Appraiser's office. She did, however, bring the Subject Property into compliance as soon as she became aware of the violation.

Inspector Thomas Allred provided evidence that the Subject Property had been posted on May 9, 2019.

2:23:07

ON MOTION BY Mr. Joe Petrulak, SECONDED by Mr. Stephen Boehning, the Board voted 5-1 to acknowledge compliance and reduce the fine to administrative costs of \$1,700. Mr. David Myers II was the opposing vote and the MOTION PASSED.

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

2:24:00 **Case #2018070145 – Rudy Buckner [Estate]**

Mr. Andy Sobczak reviewed details of this case relating to unpermitted sheds and the storage of commercial equipment on a residential property that originally came before the Board on November 26, 2018. After three extensions, a \$100 per day fine was imposed on September 21, 2019 when compliance was not met. Compliance was verified nineteen days later on October 10, 2019 for a flat accrued fine of \$1,900 with administrative costs being \$2,600. He added that the Property Appraiser's estimated market value for the Subject Property is currently \$220,920.

Respondent Mr. Rudy Buckner Jr. explained that his father, Mr. Rudy Buckner Sr. had passed away in February of 2019 after a long battle with cancer and that his mother had been unaware of the status of the violations. He entered a letter from his mother to the Board into evidence explaining the situation.

2:29:17

ON MOTION BY Mr. Joe Petrulak, SECONDED by Mr. Pete Clements, the Board voted unanimously (6-0) to acknowledge compliance and waive the fine.

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

Chairperson Mr. Bruce Redus called a short recess at 3:58 p.m.

2:38:44 **Case #2008080003 – Doyal and Dianna L. Cox**

Mr. Andy Sobczak advised that this case related to an unpermitted structure that originally came before the Board on September 22, 2008. After no extensions, a \$100 per day fine was imposed on November 22, 2008 when compliance was not met. A subsequent \$2,000 Conditional Setting of the Fine was imposed, and compliance was achieved. The Subject Property was recently sold at a tax deed sale with the proceeds going toward the lien leaving a balance of \$15.

2:41:56

ON MOTION BY Mr. Pete Clements, SECONDED by Mr. Joe Petrulak, the Board voted 4-2 to acknowledge compliance, reduce the fine by \$15 and accept payment received for the Release of Lien. Mr. David Myers II and Mr. Karl Zimmermann were the opposing votes and the MOTION PASSED.

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

2:43:04 **Case #2009060021 – Joan Russell Roviroso**

Mr. Andy Sobczak noted that this case related to overgrown weeds on the Subject Property that originally came before the Board on August 24, 2009. After no extensions, a \$100 per day fine was imposed on October 26, 2009 when compliance was not met. Compliance was verified on January 6, 2010 after a passage of 74 days, for a flat accrued fine of \$7,400 with administrative costs being \$1,700. He added that the Property Appraiser's

estimated market value for the Subject Property is currently \$88,682.

2:46:57

ON MOTION BY Mr. Pete Clements, SECONDED by Mr. Joe Petrulak, the Board voted unanimously (6-0) to acknowledge compliance and reduce the fine to administrative costs of \$1,700.

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

2:47:59 **Case #2014090125 – Joan Russell Rovirosa**

Mr. Andy Sobczak provided an overview of this case relating to overgrown weeds on the same Subject Property as the previous case, noting that it originally came before the Board on November 24, 2014. After one extension, a \$100 per day fine was imposed on February 20, 2015 when compliance was not met. Compliance was verified on May 24, 2016 after a passage of 459 days, for a flat accrued fine of \$45,900 with administrative costs being \$2,000. He added that the Property Appraiser's estimated market value for the Subject Property is currently \$88,682.

2:47:37

ON MOTION BY Mr. Pete Clements, SECONDED by Mr. Joe Petrulak, the Board voted 4-2 to acknowledge compliance and reduce the fine to \$4,590 which is ten percent of the accrued flat fine. Mr. David Myers II and Mr. Karl Zimmermann were the opposing votes and the MOTION PASSED.

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

EVIDENTIARY HEARINGS

02:48:02 **Case #2019070024 – Barbara C. Altman**

Inspector Mr. Thomas Allred entered two photographs into evidence and presented this case relating to debris and property maintenance

violations as well as the possibility of people residing on the Subject Property despite the absence of running water. He recommended a thirty-day extension, until November 22, 2019, for the Subject Property to be brought into compliance or a \$100 per day fine would be imposed.

02:51:20

ON MOTION BY Mr. Joe Petrulak, SECONDED BY Mr. Pete Clements, the Board voted unanimously (6-0) to find the violation and grant an extension of thirty days, until November 22, 2019, for compliance or a \$100 per day fine would be imposed.

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

02:51:55 **Case #2019080042 – Amanda V. and John C. Roan**

Ms. Maddie Gierczak, IRC Code Enforcement Officer, entered four photographs into evidence and described this case relating to debris, overgrown weeds, vehicle storage and boat/trailer storage violations. She recommended a thirty-day extension, until November 22, 2019, for the Subject Property to be brought into compliance or a \$100 per day fine would be imposed.

02:53:40

ON MOTION BY Mr. Pete Clements, SECONDED BY Mr. David Myers II, the Board voted unanimously (6-0) to find the violation and grant an extension of thirty days, until November 22, 2019, for compliance or a \$100 per day fine would be imposed.

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

02:53:48 **Case #2019070112 – James Collucci**

Inspector Mr. Thomas Allred entered five photographs into evidence and reviewed this case relating to debris, junk vehicles and a variety of unpermitted structures. He recommended a sixty-day extension, until

December 20, 2019, for the Subject Property to be brought into compliance or a \$100 per day fine would be imposed.

02:58:30

ON MOTION BY Mr. Pete Clements, SECONDED BY Mr. Joe Petrulak, the Board voted unanimously (6-0) to find the violation and grant an extension of sixty days, until December 20, 2019, for compliance or a \$100 per day fine would be imposed.

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

02:58:55 **Case #2019080096 – Alexander Dames**

Inspector Ms. Maddie Gierczak entered four photographs into evidence and described this case relating to debris, commercial vehicle parking and boat/trailer storage violations. She recommended a thirty-day extension, until November 22, 2019, for the Subject Property to be brought into compliance or a \$100 per day fine would be imposed.

03:00:30

ON MOTION BY Mr. Karl Zimmermann, SECONDED BY Mr. Stephen Boehning, the Board voted unanimously (6-0) to find the violation and grant an extension of thirty days, until November 22, 2019, for compliance or a \$100 per day fine would be imposed.

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

03:00:48 **Case #2019090029 – Robert Gribble**

Inspector Mr. Thomas Allred entered five photographs into evidence and discussed this case relating to a variety of violations including debris, junk vehicles, swimming pool maintenance and an unpermitted structure. He recommended seven-day extension, until November 4, 2019 to secure the swimming pool and a thirty-day extension, until November 22, 2019, for the Subject Property to be brought into compliance or a \$100 per day fine would

be imposed.

03:02:40

ON MOTION BY Mr. Pete Clements, SECONDED BY Mr. Joe Petrulak, the Board voted unanimously (6-0) to find the violation and grant an extension of seven days, until November 4, 2019 to secure the swimming pool and thirty days, until November 22, 2019, for compliance or a \$100 per day fine would be imposed.

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

03:02:52 **Case #2019080134 – Robert E. and Patricia A. Pullease**

Inspector Mr. Thomas Allred entered four photographs into evidence and testified regarding this case relating to vehicle and recreational vehicle storage violations as well as debris and people illegally residing in recreational vehicles on the Subject Property. He recommended a thirty-day extension, until November 22, 2019, for the Subject Property to be brought into compliance or a \$100 per day fine would be imposed.

03:04:50

ON MOTION BY Mr. Joe Petrulak, SECONDED BY Mr. Pete Clements, the Board voted unanimously (6-0) to find the violation and grant an extension of thirty days, until November 22, 2019, for compliance or a \$100 per day fine would be imposed.

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

03:04:58 **Case #2019100041 – Alessandro Felix**

Inspector Mr. Thomas Allred entered three photographs into evidence and presented this case relating to swimming pool and property maintenance violations. He recommended seven-day extension, until November 4, 2019 to maintain and secure the swimming pool or a \$100 per day fine would be imposed.

03:06:40

ON MOTION BY Mr. Pete Clements, SECONDED BY Mr. Joe Petrulak, the Board voted unanimously (6-0) to find the violation and grant an extension of seven days, until November 4, 2019, for compliance or a \$100 per day fine would be imposed.

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

COMPLIANCE HEARINGS

03:06:58 **Case #2019060145 – Elisha C. Lofton Jr.**

Inspector Ms. Kelly Buck entered three photographs into evidence and described this case that originally came before the Board on August 26, 2019 for junk vehicle and debris violations. She concluded that there has been no progress toward compliance and recommended that a \$100 per day fine be imposed with a start date of October 26, 2019.

03:08:00

ON MOTION BY Mr. Joe Petrulak, SECONDED BY Mr. Karl Zimmermann, the Board voted unanimously (6-0) to find the violation and impose a \$100 per day fine beginning October 26, 2019.

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

03:08:18 **Case #2019030103 – Scott C. and Sarah M. Malek**

Inspector Mr. Thomas Allred entered two photographs into evidence and discussed this case that originally came before the Board on May 20, 2019 for an empty, uncompleted swimming pool with an expired permit. He pointed out that there has been no progress toward compliance and recommended that a \$100 per day fine be imposed with a start date of October 26, 2019.

03:09:26

ON MOTION BY Mr. Joe Petrulak, SECONDED BY Mr. Stephen Boehning, the Board voted unanimously (6-0) to find the violation and impose a \$100 per day fine beginning October 26, 2019.

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

03:09:38 **Case #2018100145 – Shuler W. Jr. and Cheryl B. Massey**

Inspector Mr. Thomas Allred entered four photographs into evidence and reviewed details of this case that originally came before the Board on March 25, 2019 for an unpermitted structure and illegal parking in the right-of-way. He concluded that there has been no progress toward compliance and recommended that a \$100 per day fine be imposed with a start date of October 26, 2019.

03:10:46

ON MOTION BY Mr. David Myers II, SECONDED BY Mr. Karl Zimmermann, the Board voted unanimously (6-0) to find the violation and impose a \$100 per day fine beginning October 26, 2019.

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

03:10:58 **Case #2019070110 – SAC Rentals Inc.**

Inspector Mr. Thomas Allred entered three photographs into evidence and advised that this case had originally come before the Board on September 23, 2019 for a well at a vacant residence that runs continuously and floods the neighbor's yard. He pointed out that there has been no progress toward compliance and recommended that a \$100 per day fine be imposed with a start date of October 26, 2019.

03:12:46

ON MOTION BY Mr. Pete Clements, SECONDED BY Mr. Stephen Boehning, the Board voted

unanimously (6-0) to find the violation and impose a \$100 per day fine beginning October 26, 2019.

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

03:12:58 **Case #2019070090 – Louise Wild**

Inspector Ms. Kelly Buck entered two photographs into evidence and described this case that originally came before the Board on September 23, 2019 for overgrown weeds. She pointed out that there has been no recent progress toward compliance and recommended that a \$100 per day fine be imposed with a start date of October 26, 2019.

03:13:40

ON MOTION BY Mr. Joe Petrulak, SECONDED BY Mr. Stephen Boehning, the Board voted unanimously (6-0) to find the violation and impose a \$100 per day fine beginning October 26, 2019.

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

03:13:48 **Case #2019080102 – Red Warrior Holding Corporation**

Inspector Mr. Thomas Allred entered four photographs into evidence and discussed this case that originally came before the Board on September 23, 2019 for overgrown weeds as well as swimming pool maintenance and enclosure violations. He pointed out that the Respondent's efforts to secure the swimming pool were inadequate and that the property remains overgrown. He recommended that a \$100 per day fine be imposed with a start date of September 30, 2019.

03:15:56

ON MOTION BY Mr. Karl Zimmermann, SECONDED BY Mr. David Myers II, the Board voted unanimously (6-0) to find the violation and impose a \$100 per day fine beginning September 30, 2019.

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

03:16:18 **Case #2019050080 – Minnie L. Flowers**

Inspector Ms. Kelly Buck entered two photographs into evidence and described this case that originally came before the Board on September 23, 2019 for overgrown weeds. She concluded that there has had no contact with the Respondent and no progress toward compliance and recommended that a \$100 per day fine be imposed with a start date of October 26, 2019.

03:16:57

ON MOTION BY Mr. Stephen Boehning, SECONDED BY Mr. Joe Petrulak, the Board voted unanimously (6-0) to find the violation and impose a \$100 per day fine beginning October 26, 2019.

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

03:17:08 **Case #2019090067 – Mark G. Anthos**

Ms. Vanessa Carter Solomon, IRC Code Enforcement Officer, entered five photographs into evidence as well as an Affidavit of Service indicating that the Subject Property had been posted on October 18, 2019 after attempts of certified and first-class mail were unsuccessful. She reported details of this case involving repeat violations of overgrown weeds and debris and recommended a thirty-day extension, until November 22, 2019, for the Subject Property to be brought into compliance or a \$100 per day fine would be imposed.

03:19:26

ON MOTION BY Mr. Joe Petrulak, SECONDED BY Mr. Pete Clements, the Board voted unanimously (6-0) to find the violation and grant an extension of thirty days, until November 22, 2019, for compliance or a \$100 per day fine would be imposed.

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

03:19:42 **Authorization for Notices to Appear**

ON MOTION BY Mr. Joe Petrulak, SECONDED BY Mr. Stephen Boehning, the Board voted unanimously (6-0) to authorize the Notices to Appear for cases leading up to the November 25, 2019 meeting.

Adjournment

There being no further business, the meeting was adjourned at 4:49 p.m.