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CODE ENFORCEMENT BOARD

MINUTES

JUNE 15, 2017

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

Chair Chris Gibbs called the meeting to order at 5:32 pm and led the Pledge of Allegiance.

2. ROLL CALL

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

Absent: Vice Chair Sandra Michelson and Board Members Edward Ehrmann and Linda Palardy.

Board Member Shipton moved to excuse Vice Chair Sandra Michelson and Board Members Edward Ehrmann and Linda Palardy. Seconded by Board Member Weaver, motion carried 6-0.

Also present: Council Member Barbara Smith, Code Enforcement Inspectors Trude Hull and Roy Black, Code Enforcement Secretary Doreen A. 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 May 18, 2017 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. NEW BUSINESS

Case No. 2017-11

Violation of Section 26-64. Property maintenance

Violation of Section 26-241. Maintenance requirements

Code Enforcement Inspector Trude Hull presented Case No. 2017-11 for property located at 8583 Sheridan Road and owned by FNMA. Inspector Hull stated she would like the three dead pine trees removed and the property maintained by the property owner. She recommends ten days to comply and \$250/a day thereafter until compliance.

Trees are on private property and there is no imminent danger at this time.

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

Board Member Shipton moved to grant ten days to comply then \$250/a day thereafter. Seconded by Board Member Luber, motion carried. 6-0.

Case No. 2017-46

Violation of Section 98-1008. Parking, storage or use of major rec. equipment

Violation of Section 26-166. Certain locations and vehicles prohibited

Code Enforcement Inspector Trude Hull presented Case No. 2017-46 for property located at 129 W. Laila Drive and owned by Teresa A. VanValkenburg. Inspector Hull stated the large boat and thirty foot trailer (EscapeRoom Live) should be removed from the front of the house. Both are prohibited by City codes and ordinances. She spoke with an occupant of the home on 5/23/2017 at 9:20 am and left a door hanger. The occupant stated Mr. Forbes told him he could keep the boat and trailer at the residence. Inspector Hull spoke to Mr. Forbes who went and spoke to occupant. Inspector Hull cannot testify to their conversation. Inspector Hull recommends finding the violations at this time as the boat and trailer were at the residence as of yesterday.

Darryl Adams was sworn in and testified:

- He has outside cameras installed
- Statements made by Inspector Hull were lies and he has proof
- He is trying to build commercial escape rooms for corporate events at his residence

- He also prefers not doing this in his front yard
- Teresa (the Respondent in this case) spoke with Mr. Forbes and she told him he did not make those statements as Inspector Hull stated
- He had thyroid issues and that is why it has taken so long to remove the boat and trailer
- Trailer is a commercial vehicle; an escape room on wheels
- Their neighbors also have boats in their yards; he has pictures
- He has been watching the inspector video his yard
- Tom Forbes was furious with him and Mr. Forbes stated Inspector Hull was going to quit over this
- He only needed a few more weeks to finish
- Lawn has been mowed
- Boat is for sale and will be gone shortly
- House will be going on the market
- He is uncomfortable at this home
- He also wants his neighborhood to look nice

Board Member Weaver moved to find the violations. Seconded by Board Member Jones, motion carried 5-1.

Inspector Hull recommends ten days to comply and \$250/ a day thereafter.

Board Member Jones moved to grant ten days to comply then \$250/a day thereafter. Seconded by Board Member Shipton, motion carried. 6-0.

Case No. 2017-58 (136 SUNSET DRIVE – NO SERVICE)

Case No. 2017-70 (1050 HOLLISTER DRIVE – FINE PAID- CASE CLOSED)

Case No. 2017-45 (1150 HOLLISTER DRIVE – NO SERVICE)

Case No. 2017-49 (1474 SUMTER LANE – NO SERVICE)

Case No. 2017- 51

Violation of Section 58-375. Establishment of rules

Code Enforcement Inspector Trude Hull presented Case No. 2017-51 for property located at 1380 Whitman Drive and owned by Eric Flora, et al. Inspector Hull testified Oak Grove watering days and times are Tuesday and Fridays, even numbers are 4am to 7am, odd numbers are 7am to 10am. There are three violations (8:01 am on 5/2/17, 7:45 am on 5/12/17 and 8:19 am on 5/19/17) for reuse watering and a fine of \$50 is due. Inspector Hull recommends the Board find the violations for reuse water and a \$50 fine.

Watering violations were for after 7 am. Inspector Hull stated this is an automatic fine of \$50.

Eric Flora was sworn in and testified:

- He had received the first notification on May 2 and tried fixing the system
- He then decided to shut it down as he was going out of town
- He was out of state from May 11th till after May 20th; he has receipts
- His neighbor borrowed something in the garage while he was away
- His neighbor turned his irrigation system on because the lawn was dry

Respondent's neighbor, Marcelo Aponte, was sworn in and testified: This was his fault. He thought he was doing his neighbor a favor by turning on his irrigation system.

Board Member Weaver moved to accept the first two violations but not the third violation. No fine at this time. Seconded by Board Member Shipton, motion carried 6-0.

Case No. 2017-53 (1061 OLDE BAILEY LANE – FINE PAID – CASE CLOSED)

Case No. 2017-55 (807 KALEY PLACE – FINE PAID – CASE CLOSED)

Case No. 2017-56 (2100 BROOKSHIRE CIR. – FINE PAID – CASE CLOSED)

Case No. 2017-61 (1731 BROOKSHIRE CIR. – FINE PAID – CASE CLOSED)

Case No. 2017- 64

Violation of Section 58-375. Establishment of rules

Code Enforcement Inspector Trude Hull presented Case No. 2017-64 for property located at 1241 Olde Bailey Lane and owned by Luke M. Thomas, et al. Inspector Hull stated there are four violations for out of schedule reuse watering and a fine of \$100 is due. Inspector Hull turned the case over to Inspector Roy Black.


Inspector Black testified the subdivisions of Stratford Pointe and Hammock Lakes West and East share the reuse watering scheduling days of Wednesdays and Saturdays. Stratford Pointe watering times are 6am to 10am. Hammock Lakes West and East watering times are from 4pm to 8pm. Inspector Black stated on 4/26/17 at 6:37 pm, he observed the irrigation system functioning and he left a blue tag warning. On 4/29/17 at 5:17 pm, he observed low pressure but the front zone was functioning. On 5/6/17 at 7:23 pm, Inspector Black spoke to the Respondent and advised them they were watering at the wrong times and finally on May 10, 2017 at 5:05 pm the irrigation system was again on at the wrong time and he left a final blue tag door hanger.

Attorney Morris Richardson explained to the Board this case is an initial violation reuse watering case for two \$50 fines for a total of \$100.

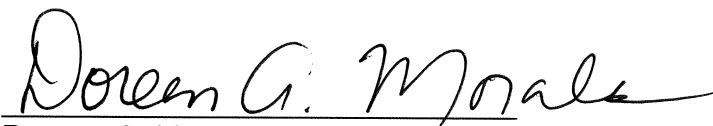
Board Member Luber moved to find the Respondent(s) in violation for the first two \$50 fines, based on the four notices, totaling \$100. Seconded by Board Member Bosch, motion carried 6-0.

6. ADJOURNMENT

There being no further business, Chair Gibbs adjourned the hearing at 6:07 pm.



Chair Chris Gibbs, or designee



Doreen A. Morales
Recording Secretary

