

**Code Enforcement Board
Meeting Minutes
November 15, 2018**

A regular meeting of the Code Enforcement Board of the City of Cocoa was held on Thursday, November 15, 2018 in the Council Chambers at 65 Stone Street, Cocoa, as publicly noticed.

OPENING MATTERS:

Chairman Jim Gifford called the meeting to order at 6:00 P.M. The Board Secretary called the roll.

MEMBERS PRESENT:

Jim Gifford	Chairman
George Brown, Jr.	Vice-Chairman
Edward Green	Board Member
David Lightholder	Board Member
Scott Hannon	Board Member - Alternate

MEMBERS ABSENT:

Stephanie Moretto	Board Member
Michael Cicerrella	Board Member
Virginia Weaver	Board Member

OTHERS PRESENT:

Dennis Bunt	Code Enforcement Manager
Mike Cantaloupe	Police Chief
Brian Fose	Code Enforcement Officer
Steve Murdick	Code Enforcement Officer
Don Boisvert	Councilman/Liaison
Debra Babb-Nutcher	Board Attorney
Darla Crowl	Recording Secretary

The Board Secretary swore in all Staff members giving testimony.

APPROVAL OF AGENDA AND MINUTES:

1. Approval of Meeting Agenda: November 15, 2018

Motion by Mr. Brown, seconded by Mr. Lightholder, to approve the agenda of November 15, 2018 as amended. Vote on the motion carried unanimously (5-0).

2. Approval of Minutes: October 18, 2018

Motion by Mr. Brown, seconded by Mr. Green, to approve the minutes of October 18, 2018 as written. Vote on the motion carried unanimously (5-0).

NEW BUSINESS:

None

CASES:

1. CE-17-908 – 3649 Crossbow Dr.

Code Enforcement Officer Steve Murdick provided an overview of the Case history and presented exhibits for the Board's review. Officer Murdick testified that the Property Owner was in violation of *XXII. Permit Required App A Art. XV Sec 2 (a) and Minimum standards for off-street parking APP. A, ART. XII, SEC. 3* of the City Code.

Officer Murdick requested that the Board find the Property Owner in violation and be given until December 15, 2018 (30 days) to come into compliance or impose a fine of fifty dollars (\$50.00) per day until found in compliance.

Property owner was sworn in: Chris Brunais, 3782 Stream Dr, Melbourne, FL 32940

Discussion amongst the Board members and staff. Mr. Brown asked property owner to explain the gravel driveway. He needs approval from Planning and Zoning for the gravel driveway, fence and also needs a residential business tax receipt. Motion by Mr. Lightholder, seconded by Mr. Hannon, to approve Staff's recommendation and find the Property Owner in violation. Vote on the motion carried unanimously (5-0).

2. CE-17-919 – 708 Thomas Ave.

Code Enforcement Officer Steve Murdick provided an overview of the Case history and presented exhibits for the Board's review. Officer Murdick testified that the Property Owner was in violation of *XXXIII. Storing Outdoors, Ch 6 Sec. 6-900 (b)(11)* of the City Code.

Officer Murdick requested that the Board find the Property Owner in violation and be given until December 15, 2018 (30 days) to come into compliance or impose a fine of fifty dollars (\$50.00) per day until found in compliance. Discussion amongst the Board members and staff.

Property owner was not present.

Motion by Mr. Brown, seconded by Mr. Hannon, to approve Staff's recommendation and find the Property Owner in violation. Vote on the motion carried unanimously (5-0).

3. CE-18-023 – 801 Dixon Blvd.

Code Enforcement Officer Steve Murdick provided an overview of the Case history and presented exhibits for the Board's review. Officer Murdick testified that the Property Owner was in violation of *XXII. Permit Required App A Art. XV Sec 2 (a)* of the City Code.

Officer Murdick requested that the Board find the Property Owner in violation and be given until December 15, 2018 (30 days) to come into compliance or impose a fine of twenty-five dollars (\$25.00) per day until found in compliance.

Property representative was sworn in: Cindy J. Kilgallon of ARX Real Estate, LLC, 1714 E. Irlo Bronson Memorial Hwy, Suite C, St. Cloud, FL 34771

Discussion amongst the Board members to amend the amount of day to (60 days) January 16, 2019 to come into compliance or impose a fine of twenty-five dollars (\$25.00) per day until found in compliance. Mr. Gifford and Mr. Brown had questions for Ms. Kilgallon. Code Enforcement Manager Bunt gave more background on the case to verify the length of time given to the property owner.

Motion by Mr. Brown, seconded by Mr. Lightholder, to approve the Staff's recommendation and find the Property Owner in violation. Vote on the motion carried unanimously (5-0).

4. CE-18-027 – 14 N Fiske Blvd.

This case was complied.

5. CE-18-029 – 108 N Fiske Blvd.

This case was complied.

6. CE-18-030 – 112 N Fiske Blvd.

This case was complied.

7. CE-18-430 – 1106 Alamanda Ln.

This case was complied.

8. CE-18-483 – 1401 Pineda St.

Code Enforcement Officer Brian Fose provided an overview of the Case history and presented exhibits for the Board's review. Officer Fose testified that the Property Owner was in violation of *II.Accum. Of Trash and Litter Ch 6 Sec. 6-900 (b)(1)a-d*, *I.Accessory Structures Ch 6 Sec. 6-1001 (g)*, *XXXIII.Storing Outdoors, Ch 6 Sec. 6-900 (b)(11)* and *Article II – Sec 5-32 – Regulations of Animals* of the City Code.

Officer Fose requested that the Board find the Property Owner in violation and be given until December 15, 2018 (30 days) to come into compliance or impose a fine of one hundred dollars (\$100.00) per day until found in compliance.

Discussion amongst the Board members and staff.

Property owner was not present.

Motion by Mr. Lightholder, seconded by Mr. Brown, to approve Staff's recommendation and find the Property Owner in violation. Vote on the motion carried unanimously (5-0).

9. CE-18-336 – 1876 Baylor Ct.

This case was complied.

10. CE-18-372 – 1201 Japonica Ln.

Code Enforcement Officer Brian Fose provided an overview of the Case history and presented exhibits for the Board's review. Officer Fose testified that the Property Owner was in violation of *XXVII.Protective Treatment, Ch 6 Sec. 6-1003 (b)* of the City Code.

Officer Fose requested that the Board find the Property Owner in violation and be given until December 15, 2018 (30 days) to come into compliance or impose a fine of twenty-five dollars (\$25.00) per day until found in compliance.

Property owner was sworn in: Richard F. Willoughby, 1201 Japonica Ln.

Discussion amongst the Board members to amend the amount of day to (60 days) January 16, 2019 to come into compliance or impose a fine of twenty-five dollars (\$25.00) per day until found in compliance.

Motion by Mr. Green, seconded by Mr. Lightholder, to approve Staff's recommendation and find the Property Owner in violation. Vote on the motion carried unanimously (5-0).

11. CE-419 – 1501 Pineda St.

Code Enforcement Officer Brian Fose provided an overview of the Case history and presented exhibits for the Board's review. Officer Fose testified that the Property Owner *was in violation of XXVII.Protective Treatment, Ch 6 Sec. 6-1003 (b), XXIX.Roofs & Drainage, Ch 6 Sec. 6-1003 (g) and I.Accessory Structures Ch 6 Sec. 6-1001 (g) of the City Code.*

Officer Fose requested that the Board find the Property Owner in violation and be given until December 15, 2018 (30 days) to come into compliance or impose a fine of seventy-five dollars (\$75.00) per day until found in compliance.

Property owner was not present.

Discussion amongst the Board members and staff

Motion by Mr. Lightholder, seconded by Mr. Brown, to approve Staff's recommendation and find the Property Owner in violation. Vote on the motion carried unanimously (5-0).

REPEAT VIOLATION:

1. CE-18-539 – 1049 W King St.

Code Enforcement Officer Steve Murdick provided an overview of the Case history and presented exhibits for the Board's review. Officer Murdick testified that the Property Owner was in repeat violation of *XXXVI.Weeds, Ch 6 Sec. 6-1001(d) and II.Accum. Of Trash and Litter Ch 6 Sec. 6-900 (b)(1)a-d of the City Code.*

Officer Murdick requested that the Code Enforcement Board find the property owner mentioned above is found to be in repeat violation of the above mentioned repeat violations and that the owner be fined \$100.00 per day from October 4, 2018 until compliance is achieved.

Attorney for the property owner was present: Michelle Hinden, 617 E Colonial Dr., Orlando, FL

Discussion amongst the Board members and the attorney for the property. Code Board members were asking why this property is not being taken care of by the tenant or property manager. The attorney stated that she will discuss the problem with the property owner to figure out a solution. Code manager Bunt explained to the Board members the history about this property.

Motion by Mr. Hannon, seconded by Mr. Brown, to approve Staff's recommendation and find the Property Owner in Repeat Violation. Vote on the motion carried unanimously (5-0).

NON-COMPLIANCE:

1. CE-18-378 – 1202 Princeton Road

Code Enforcement Officer Brian Fose provided an overview of the Case history and presented exhibits for the Board's review. Officer Fose testified that the Property Owner is in violation of *II. Accum. Of Trash and Litter Ch 6 Sec. 6-900 (b)(1)a-d, XXXIII. Storing Outdoors, Ch 6 Sec. 6-900 (b)(11)* and Accessory Structure Ch 6 Sec. 6-1001(g), of the City of Cocoa Code. Officer Fose stated a Notice of Hearing was sent on October 30, 2018 and property owner remains in violation.

Property owner was not present.

Discussion amongst the Board members and staff. Motion by Mr. Brown, seconded by Mr. Lightholder, to approve Staff's recommendation and find the Owner in Non-Compliance. Vote on the motion carried unanimously (5-0).

2. CE-18-357 – 1215 Counts Street

This case was complied.

LIEN REDUCTION:

None

OTHER BUSINESS:

No meeting for Code Enforcement Board in the month of December.

Discussion amongst the Board members. Motion by Mr. Lightholder, seconded by Mr. Green. Vote on the motion carried unanimously (5-0).

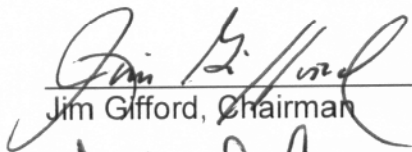
NEXT MEETING:

The Board members established that the next meeting would be held on January 17, 2019.

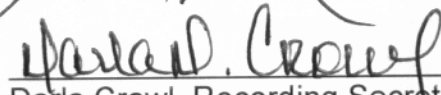
ADJOURNMENT:

There being no further business the meeting adjourned at 6:53 PM.

Approved on this 6 day of February, 2019.



Jim Gifford, Chairman



Darla Crowl, Recording Secretary

