

**ROCKLEDGE CODE ENFORCEMENT BOARD
MEETING MINUTES**

October 10, 2019 - 4:30 p.m.

1. CALL TO ORDER

The Rockledge Code Enforcement Board met on October 10, 2019, at 4:35 p.m. in the City Council Chamber at Rockledge City Hall, 1600 Huntington Lane, Rockledge, Florida.

MEMBERS PRESENT: Kevin Jarvis, Vice Chairman
Karen Kuta, Chairman
Mike Pryor
Martha Rich
David Wilkison

MEMBERS ABSENT: None

STAFF PRESENT: Joseph Miniclier, City Attorney
Jay Thakkar, Board Attorney
Maddie McDonald, Code Enforcement Officer
Deanna Pomichter, Recording Secretary

With a quorum present, the meeting was called to order by Chairman Kuta.

2. APPROVAL OF MINUTES

- Meeting of September 12, 2019

Motion by Kevin Jarvis to approve the Minutes and Attendance Record of the meeting with the correction that the meeting was called to order by the Kevin Jarvis, Vice Chairman. Seconded by Martha Rich. All in favor. Motion carries.

3. UNFINISHED BUSINESS

- A. ECE19-0601 – Clinton E, Bartley, Sr. and Gloria Bartley, 948 Sable Lane – Required pool safety barrier (fence) is by definition dilapidated and there is a dead tree in the front yard (Tabled on September 12, 2019).

Motion by Kevin Jarvis to remove from the table ECE19-601. Seconded by David Wilkison. All in favor. Motion carries.

Code Enforcement Officer McDonald stated this property has come into compliance.

- B. ECE19-0635 – Maurtio, LLC, - 1006 Woodlawn Road – Work without permit – windows replaced, interior renovations (Tabled on September 12, 2019).

Motion by Kevin Jarvis to remove from the table ECE19-0635. Seconded by David Wilkison. All in favor. Motion carries.

Code Enforcement Officer McDonald explained a permit has been submitted and review by the Rockledge Building Department with comments, which were sent on September 19, 2019 to the contractor. Staff is requesting to re-table ECE19-0635 to give the contractor time to respond to the comments.

Motion by Kevin Jarvis to table ECE-19-0635 until the next scheduled meeting. Seconded by Mike Pryor. All in favor. Motion carries.

- C. ECE19-0637 – William George Angevine – 1206 Wentworth Circle – Inoperable vehicle in driveway, accumulation of junk in side yard, driveway and front yard.

1. Finding of Fact, Conclusion of Law, and Order (September 13, 2019)

Code Enforcement Officer McDonald stated the deadline for compliance was October 4, 2019, however due to scheduling she was not able to check until October 7, 2019. This would not give reasonable time for proper notification to the Respondent regarding the City's filing of a lien on the property. Staff is requesting to table ECE19-0637 until the next meeting.

Motion by David Wilkison to table ECE19-0637 until the next scheduled meeting. Seconded by Kevin Jarvis. All in favor. Motion carries.

4. NEW BUSINESS

City Attorney Miniclier asked the Board members if they had any Ex-Parte communications and/or investigations regarding the agenda items. No members of the Board had any communications or site visits regarding any of the cases coming in front of the Board.

- A. ECE19-0632 – Xavier N. Jamardo and Donis Roily A. Solis, 761 White Pine Avenue - Driveway expansion using pavers to the right of way without a permit.

Code Enforcement Officer McDonald stated on a routine inspection of the area noted the driveway was extended using pavers which included the right of way without a permit. It was noted that if the property owners had only done the work on their property, then a permit would not be required. Permitting requirements come in when the driveway expansion includes the right of way. All notices have been sent with no communication from the property owner and with no change to the driveway or a permit submitted.

Staff is requesting 20 days or \$100.00 day fine retroactive to the date the order was signed.

Discussion followed.

Motion by Kevin Jarvis that there exists a paver driveway expansion without a permit at 761 White Pine Avenue which is a violation of the Rockledge Land Development Regulations when the Notice of Violation was sent. Seconded by David Wilkison. All in favor. Motion carries.

Motion by Kevin Jarvis that the property at 761 White Pine Avenue is in violation of Section 30.35(C) and Section 30.30 of the Rockledge Land Development Regulations by installing a paver driveway without a permit. Seconded by David Wilkison. All in favor. Motion carries.

Motion by Kevin Jarvis that the property at 761 White Pine Avenue must be in compliance with Section 30.35(C) and Section 30.30 of the Rockledge Land Development Regulations by removing the driveway or applying for a permit with Building Department within 20 days, or a fine of \$100.00 a day will be imposed retroactive to the date the order is signed. Seconded by David Wilkison. All in favor. Motion carries.

- B. ECE19-0747 - Robert Wayne Carroll, 1024 Medallion Drive – There is a vehicle in the open carport that is (inoperable) missing a side window, has flat tires, expired tag/plate and the yard is overgrown.

Code Enforcement Officer McDonald explained that on a routine inspection, noted the overgrown yard and the inoperable vehicle in the open carport. A Courtesy Notice was sent, on a re-inspection noted the front yard was mowed leaving the sides and rear untouched and vehicle remained. A Notice of Violation was sent and signed for; however, there has been no communication from the property owner or the tenants.

Virginia E. Ouellette, 1024 Medallion Drive, Rockledge, FL 32955, occupant of the property, stated the property owner is deceased with no will in place. They were together for over 20 years and never married. However, they did have children together. Ms. Ouellette stated that he does have other children and she does not know where they are and to her knowledge no probate has been filed.

Ms. Ouellette also explained that she is in poor health and mowing the yard is difficult and finances are tight so she is unable to hire someone to mow the yard.

Discussion followed.

Motion by David Wilkison to table ECE19-0747 until the first scheduled meeting in 2020. Seconded by Kevin Jarvis. All in favor. Motion carries.

5. ADJOURN

There being no further business, the meeting was adjourned at 5:05 p.m.

Submitted by:

Deanna Pomichter
Recording Secretary

Approved by:

Karen Kuta
Chairman