

CODE ENFORCEMENT

BOARD



Crossroads of Flagler County

BOARD MEMBERS

**JOY ALLEN
JULIE AGUIAR
DELORIES HALL
KENNETH GORDON
TINA-MARIE SCHULTZ**

CODE ENFORCEMENT BOARD AGENDA

Wednesday, August 12, 2020 at 7:00 PM

Bunnell City Complex

201 W. Moody Blvd., Chambers Meeting Room, Bunnell, FL 32110

1. Call Meeting to Order and Pledge Allegiance to the Flag.

1.1. To Join the Zoom Meeting

2. Roll Call and determination of Quorum.

3. Disclosure of Ex-Parte communications.

4. Approval of Minutes:

a. **June 10, 2020 Code Enforcement Board Minutes**

5. Swearing in of witnesses.

Old Business:

6. Case Number 20-088 City of Bunnell vs. Patrica Vigliaturo

610 N Moore ST

This is a violation of the following City Codes:

Sec. 26-106. - Keeping and storing discarded property prohibited; exceptions.

(a) It shall be unlawful for any person to keep, store, or cause or permit to be kept or stored, on any property within any residential or commercial section of the city, any dismantled, partly dismantled, nonoperative or discarded personal property including, but not by way of limitation, discarded machinery, scrap metal or junk.

(b) This division shall not apply with regard to such machinery, or parts thereof, scrap metal and junk, in an enclosed building, or on the premises of a business enterprise operated in a lawful place and manner, when necessary to the operation of such business enterprise, or in an appropriate storage place or depository maintained in a lawful place and manner by the city. This division does not apply to boats, motor vehicles or parts thereof.

NTA:7-28-2020

New Business: None

7. Announcements

8. Next Scheduled Meeting: October 14, 2020

9. Adjournment of Code Enforcement Board

This Agenda is subject to change. Please see posted copy on the City of Bunnell website www.bunnellcity.us

NOTICE: IF ANY PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE CITY COMMISSION OR ANY OF ITS BOARDS, WITH RESPECT TO ANY MATTER CONSIDERED AT ANY MEETING OF SUCH BOARDS OR COMMISSION, HE OR SHE MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS BASED. 286.0105, FLORIDA STATUTES. ANY PERSON REQUIRING A SPECIAL ACCOMMODATION AT THIS MEETING BECAUSE OF DISABILITY OR PHYSICAL IMPAIRMENT SHOULD CONTACT CITY HALL AT 386.437.7500.



City of Bunnell, Florida

Agenda Item No. 1.1.

Document Date: 7/30/2020 Code Enforcement Case Number:
Department: City Clerk
Subject: To Join the Zoom Meeting
Address:
Zoning:
Agenda Section: Call to Order

Case Actions City of Bunnell is inviting you to a scheduled Zoom meeting.
Information:

Join Zoom Meeting <http://bunnellcity.us/meeting>
Meeting ID: 944 464 2817

Or from the Zoom Mobile App
<https://us02web.zoom.us/j/9444642817>

Or dial by phone for AUDIO ONLY:
+1 253 215 8782 US
+1 301 715 8592 US
Meeting ID: 944 464 2817

Zoom is a cloud platform that does not require the public to purchase any additional software or equipment to participate in the meeting.

Prior to the start of the meeting please make sure you have silenced/muted **all** cell phones or noise-making devices, such as tvs, radios other media devices, faucets, dishwashers, washing machines, etc., as they can be heard through the meeting audio.

Those in the audience have the opportunity to testify once they have been sworn in by the Board Attorney after the Case has been announced by the Chair and before Staff introduces the case.

The Chair will announce, "Is there anyone who wishes to provide testimony for this case?"

The Board Attorney will then swear in those wishing to testify.

To participate, those wishing to provide virtual testimony will identify themselves in the following manner:

1. Click the "Raise Hand" button on the bottom of the Zoom Meeting Screen and wait to be recognized by the Chair or Staff; be sworn in by Board Attorney; then be recognized by the Chair to proceed with their testimony.

2. If participating by telephone (AUDIO) only, unmute your line by pressing *6, request to speak by saying "Madame Chair" then wait to be recognized by the Chair or Staff; be sworn in by the Board Attorney; then be recognized by the Chair to proceed with their testimony.

Each person recognized to speak/provide testimony shall speak clearly and state their name into the record before proceeding with their comments.

Written comments or evidence regarding items that appear on the agenda can be submitted to the Community Development office either by dropping written comments into the payment box located at the Administration Complex, by mail at PO Box 756, Bunnell, FL 32110, by fax at 386-437-8253 or by e-mail at gharris@bunnellcity.us **12:00 PM (noon) Monday, August 10, 2020.**

Draft Minutes of this meeting will be available subsequent to the meeting.



City of Bunnell, Florida

Agenda Item No. a.

ATTACHMENTS:

Description

June 10, 2020 Code Enforcement Board Minutes

Type

Minutes

CODE ENFORCEMENT

BOARD



Crossroads of Flagler County

BOARD MEMBERS

**JOY ALLEN
JULIE AGUIAR
DELORIES HALL
KENNETH GORDON
TINA-MARIE SCHULTZ**

**CODE ENFORCEMENT BOARD MINUTES
Join Zoom Meeting <http://bunnellcity.us/meeting>
Wednesday, June 10, 2020 at 7:00 PM
Bunnell City Complex**

201 W. Moody Blvd., Chambers Meeting Room, Bunnell, FL 32110

1. **Call Meeting to Order and Pledge Allegiance to the Flag.**

2. **Roll Call and determination of Quorum.**

3. **Roll Call and determination of Quorum.**

Present by ZOOM: Tina-Marie Schultz

Present in Person: Joy Allen, Kenneth Gordon, Delories Hall

Excused: Julie Aguiar

Absent:

Non-Voting: Charlie Cino Attorney, Mr. Lucas Community Development Director, Gary Harris Code Enforcement Officer, Christine Hancock Community Development Coordinator

Rodney Lucas read the Executive Order issued by Governor Ron DeSantis. Rodney Lucas went over the instructions for participating in the Zoom Meeting

4. **Disclosure of Ex-Parte communications.**
None

5. **Approval of Minutes:**

a. **April 8, 2020 Code Enforcement Board Meeting Minutes**

Motion: To approve minutes from April 8, 2020 Code Board Meeting

Moved by: Kenneth Gordon

Seconded by: Delories Hall

Board Discussion: None

Public Discussion: None

Roll Call Vote:

Kenneth Gordon – Yes

Tina-Marie Schultz – Yes

Joy Allen – Yes

Delories Hall - Yes

Vote: Motion carried unanimously

Swearing in of Staff. Other witnesses shall be sworn in after each case is announced by the Chair.

Old Business:

6. **Case Number 18-014 City of Bunnell vs. B&S Motorsports LLC**

Mr. Lucas explained the case and that staff recommends finding respondent in compliance and closing the case. Alex Shaffer and Brittany Shaffer were present in person for questions.

Motion: To find respondent in compliance and close the case

Moved by: Kenneth Gordon

Seconded by: Delories Hall
Board Discussion: None
Public Discussion: None
Roll Call Vote:
Kenneth Gordon – Yes
Tina-Marie Schultz – Yes
Joy Allen – Yes
Delories Hall - Yes
Vote: Motion carried unanimously

New Business:

7. Case Number 20-088 City of Bunnell vs. Patricia Vigliaturo

Mr. Lucas explain case 20-088 City of Bunnell vs. Patricia Vigliaturo. Staff had sent a notice of violation, notice to appear and posted the property with a notice to appear. Staff recommends applying a non-compliant lien of \$50 dollar a day fine starting retroactively to April 21, 2020. Joy Allen asked Mr. Cino if the fee could be retroactive. Mr. Cino stated no it had to go into to effect today. Joy Allen stated the motion would have to be revised.

Mr. Cino stated for the record its ten minutes after 7 and no respondant was present or on zoom for this case.

Motion: To accept staffs recommendation of a non-compliant lien in the amount of \$50.00 per day effective June 10, 2020

Moved by: Delories Hall
Seconded by: Kenneth Gordon
Board Discussion: None
Public Discussion: None
Roll Call Vote:
Kenneth Gordon – Yes
Tina-Marie Schultz – Yes
Joy Allen – Yes
Delories Hall - Yes
Vote: Motion carried unanimously

8. Announcements

9. Next Scheduled Meeting: August 12, 2020

10. Adjournment of Code Enforcement Board

Motion: To adjourn
Moved by: Delories Hall
Seconded by: Kenneth Gordon
Board Discussion: None
Public Discussion: None
Roll Call Vote:
Kenneth Gordon – Yes
Tina-Marie Schultz – Yes
Joy Allen – Yes
Delories Hall - Yes
Vote: Motion carried unanimously

Board Chair

Code Enforcement Officer



City of Bunnell, Florida

Agenda Item No. 6.

Document Date: 7/29/2020 Code Enforcement Case Number: 20-088
Department: Code Enforcement
Subject: Case Number 20-088 City of Bunnell vs. Patrica Vigliaturo
Address: 610 N Moore ST
Zoning: R-1, Single-Family Residential District
Agenda Section: Old Business:

ATTACHMENTS:

Description	Type
Photo 1	Exhibit
Photo 2	Exhibit

Code Excepts: This is a violation of the following City Codes:

Sec. 26-106. - Keeping and storing discarded property prohibited; exceptions.

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Case Actions Information: Code case was originally opened on April 20, 2020. Notice of Violation was sent to property owner listed on Property Appraiser website on April 21, 2020. As of May 29, 2020 when notice to appear was posted and certified mail was sent, property was still in non-compliance.

The property is in compliance as of 7-14-2020.

Staff Recommendation: Staff recommends closing the case and finding the property owner in compliance.




DUNNELL
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07/28/2020
11:19



07/28/2020
11:20