

**CITY OF PENSACOLA
CODE ENFORCEMENT AUTHORITY MINUTES
AUGUST 15, 2023 PUBLIC, QUASI-JUDICIAL HEARINGS**

Present: Special Magistrate Judge

Louis F Ray, Jr

Present: Staff Members

Ryan Spikes, Code Enforcement Administrator
Joanna Walker, Administrative Officer
Ricky Lewis, Code Enforcement Supervisor
Tom Lucia, Code Enforcement Officer
Jason Hendricks, Code Enforcement Officer
Kevin Smith, Code Enforcement Officer
Ron Boutin, Code Enforcement Officer

Respondent(s)/Representative(s)/Citizens

Kum An Shin

- I. CALL TO ORDER 3:00 pm**
- II. PLEDGE OF ALLEGIANCE**
- III. ADMINISTRATION OF OATHS – Swearing in of City Staff and Respondent(s)**
- IV. APPROVED 7/18/23 MINUTES**
- V. REQUESTS TO FIND CODE VIOLATIONS**

- 1. Case # 23-198 1100 E Baars St – Est of Cora Walker – Kevin Smith
MO/Nuisance
IPMC/Accessory structures; Motor vehicles; Accumulation of rubbish or
garbage; General

Officer Kevin Smith testified that the cited code violation(s) first observed on 5/12/23 still exist(s). Respondent(s) did not appear. The SMJ found the property and the respondent(s) in violation of certain sections of the City Code and entered a standard Code Violation Order giving the respondent(s) until 9/19/23 to correct the violation(s) and providing in part for the subsequent assessment of a fine and filing of a lien against the respondent(s) and the property without further hearing or notice to the respondent(s) if the property is not timely brought into compliance.

- 2. Case # 23-210 1401 North N St – Christopher Simmons – Ron Boutin
MO/Nuisance
IPMC/Accumulation of rubbish or garbage

The property was brought into compliance prior to hearing.

- 3. Case # 23-218 721 W Lee St – Robin Stark – Ron Boutin
MO/Use of solid waste collection services required; Nuisance
IPMC/Accumulation of rubbish or garbage; Window, skylight, and door frames;
Glazing, Openable windows; General; Facilities required

Officer Ron Boutin testified that the cited code violation(s) first observed on 5/4/23 still exist(s). Respondent(s) did not appear. The SMJ found the property and the respondent(s) in violation of certain sections of the City Code and entered a standard Code Violation Order giving the respondent(s) until 9/5/23 to correct the violation(s) and providing in part for the subsequent assessment of a fine and filing of a lien against the respondent(s) and the property without further hearing or notice to the respondent(s) if the property is not timely brought into compliance.

4. Case # 23-219 350 South J St – Bryan Fontaine – Ron Boutin
MO/Nuisance
IPMC/Accumulation of rubbish or garbage; Refrigerators

The property was brought into compliance prior to hearing.

5. Case # 23-216 409 North F St – Arthur Williams, et al – Tom Lucia
MO/Use of solid waste collection services required

Officer Tom Lucia testified that the cited code violation(s) first observed on 6/6/23 still exist(s). Respondent(s) did not appear. The SMJ found the property and the respondent(s) in violation of certain sections of the City Code and entered a standard Code Violation Order giving the respondent(s) until 9/5/23 to correct the violation(s) and providing in part for the subsequent assessment of a fine and filing of a lien against the respondent(s) and the property without further hearing or notice to the respondent(s) if the property is not timely brought into compliance.

VI. REQUESTS TO ASSESS FINES

1. Case # 23-212 708 North N St – Est of Jerry Gulley – Jason Hendricks
MO/Nuisance; Maintenance of right-of-way by owner of abutting property;
Excessive growth of weeds prohibited
IPMC/Motor vehicles; Window, skylight, and door frames; Accumulation of
rubbish or garbage

Officer Jason Hendricks testified that the Respondent(s) did not bring the property into complete compliance by 8/15/23 as previously ordered by the SMJ and that one or more of the code violation(s) still exist(s). Respondent(s) did not appear. The SMJ assessed a fine of \$25.00 per day starting on 8/15/23 and continuing each and every day thereafter the violation continues to exist, without further hearing or notice to the respondent(s), a lien for any and all unpaid fines and costs be filed in the public records of the County against the respondent(s) and the property.

2. Case # 23-175 1801 N Palafox St – PLVS VLTRA LLC – Ron Boutin
MO/Excessive growth of weeds prohibited; Maintenance of right-of-way by
owner of abutting property; Parking of commercial vehicles in residential
neighborhoods; Nuisance
IPMC/Motor vehicles; Accumulation of rubbish or garbage

Officer Ron Boutin testified that the Respondent(s) did not bring the property into complete compliance by 8/15/23 as previously ordered by the SMJ and that one or more of the code violation(s) still exist(s). Respondent(s) did not appear. The SMJ assessed a fine of \$100.00 per day starting on 8/15/23 and continuing each and every day thereafter the violation continues to exist, without further hearing or notice to the respondent(s), a lien for any and all unpaid fines and costs be filed in the public records of the County against the respondent(s) and the property.

3. Case # 23-187 816 W Gregory St – Janie Nelson, et al – Ron Boutin
MO/Excessive growth of weeds prohibited; Obstructions on public rights-of-way
– Prohibited; Maintenance of right-of-way by owner of abutting property;
Nuisance
IPMC/Vacant structures and land; Accessory structures; General; Exterior
walls; Roofs and drainage; Window, skylight, and door frames; Doors

Officer Ron Boutin testified that the Respondent(s) did not bring the property into complete compliance by 8/15/23 as previously ordered by the SMJ and that one or more of the code violation(s) still exist(s). Respondent(s) did not appear. The SMJ assessed a fine of \$25.00 per day on 8/15/23, to start on 9/5/23 and continuing each and every day thereafter the violation continues to exist, without further hearing or notice to the respondent(s), a lien for any and all unpaid fines and costs be filed in the public records of the County against the respondent(s) and the property.

4. Case # 23-195 401 North D St – Est of Clara Hodges – Ron Boutin
IPMC/Motor vehicles

The property was brought into compliance prior to hearing.

5. Case # 23-204 2420 W Jackson St – Kum An Shin – Ron Boutin
IPMC/Swimming pools; Enclosures

Officer Ron Boutin testified that the Respondent(s) did not bring the property into complete compliance by 8/15/23 as previously ordered by the SMJ and that one or more of the code violation(s) still exist(s). Respondent(s) appeared and testified. The SMJ assessed a fine of \$25.00 per day on 8/15/23, to start on 9/5/23 and continuing each and every day thereafter the violation continues to exist, without further hearing or notice to the respondent(s), a lien for any and all unpaid fines and costs be filed in the public records of the County against the respondent(s) and the property.

6. Case # 23-167 202 E Yonge St – Rose Salter, et al – Kevin Smith
IPMC/Roofs and drainage

Staff requested to table the case until 9/5/23. The SMJ granted staff's request and tabled the case until 9/5/23.

7. Case # 23-186 1105 Barcia Dr – Rick Schamberger – Kevin Smith
MO/Nuisance

Staff requested to table the case until 9/19/23. The SMJ granted staff's request and tabled the case until 9/19/23.

8. Case # 23-206 7825 Le Jeune Dr – Joanne Maruso – Kevin Smith
MO/Parking and storage of major recreational equipment

Officer Kevin Smith testified that the Respondent(s) did not bring the property into complete compliance by 8/15/23 as previously ordered by the SMJ and that one or more of the code violation(s) still exist(s). Respondent(s) did not appear. The SMJ assessed a fine of \$25.00 per day starting on 8/15/23 and continuing each and every day thereafter the violation continues to exist, without further hearing or notice to the respondent(s), a lien for any and all unpaid fines and costs be filed in the public records of the County against the respondent(s) and the property.

VII. REQUESTS TO INCREASE FINES/LIENS

VIII. UNFINISHED BUSINESS

IX. REQUESTS TO REDUCE/RESCIND/CANCEL FINES/LIENS

X. ANY NEW BUSINESS? none

X. ADJOURNMENT 3:30 pm

Louis F. Ray, Jr., Special Magistrate Judge

Joanna Walker, Administrative Officer

Approved on: _____