

**CITY OF PENSACOLA
CODE ENFORCEMENT AUTHORITY MINUTES
MAY 4, 2021 PUBLIC, QUASI-JUDICIAL HEARINGS**

Present: Special Magistrate Judge

Louis F. Ray, Jr.

Present: Staff Members

Steve Richards, Code Enforcement Administrator
Joanna Walker, Administrative Officer
Ricky Lewis, Code Enforcement Supervisor
Susan Southard, Administrative Officer
Kevin Smith, Code Enforcement Officer
Jason Hendricks, Code Enforcement Officer
Tom Lucia, Code Enforcement Officer

Respondent(s)/Representative(s)/Citizens

John Ellis
Alfred Lojo

- I. CALL TO ORDER 3:00 pm**
- II. PLEDGE OF ALLEGIANCE**
- III. ADMINISTRATION OF OATHS – Swearing in of City Staff and Respondents**
- IV. REQUEST TO APPROVE 4/20/21 MINUTES**
- V. REQUESTS TO FIND CODE VIOLATIONS**

- 1. Case # 21-077 4024 N Davis Hwy – Gulf Coast Capital Group LLC – Jonathan Bilby
MO/Building permits

CBO/Inspection Services Administrator emailed his request to table the case until the next hearing date of 5/18/21. Respondent(s) did not appear. The SMJ granted staff's request and tabled the case until 5/18/21.

- 2. Case # 21-069 1507 E Gonzalez St – Dennis Shea – Jason Hendricks
MO/Nuisance

Officer Jason Hendricks testified that the cited code violation(s) first observed on 12/11/20 still exist(s) and that staff requests to table the case until 6/1/21. Respondent(s) did not appear. The SMJ granted staff's request and tabled the case until 6/1/21.

- 3. Case # 21-088 804 S Palafox St – St Joseph LLC Trustee – Jason Hendricks
IPMC/General; Protective treatment; Roofs and drainage; Window, skylight
and door frames; Doors

Officer Jason Hendricks testified that the cited code violation(s) first observed on 2/2/21 still exist(s). Respondent(s) Alfred Lojo appeared and testified. The SMJ found the property and the respondent(s) in violation of the specified sections of the City Code and entered a standard Code Violation Order giving the respondent(s) until 6/1/21 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 # 21-091 1221 Driftwood Dr – Doris J Claytor – Jason Hendricks
MO/Nuisance
IPMC/Motor vehicles; Accumulation of rubbish or garbage

Officer Jason Hendricks testified that the cited code violation(s) first observed on 2/17/21 still exist(s). Respondent(s) did not appear. The SMJ found the property and the respondent(s) in violation of the specified sections of the City Code and entered a standard Code Violation Order giving the respondent(s) until 6/1/21 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.

5. Case # 21-092 1221 Driftwood Dr – Doris J Claytor – Jason Hendricks
MO/Low-density residential land use district; Parking of commercial vehicles
In residential neighborhoods

Officer Jason Hendricks testified that the cited code violation(s) first observed on 3/3/21 still exist(s). Respondent(s) did not appear. The SMJ found the property and the respondent(s) in violation of the specified sections of the City Code and entered a standard Code Violation Order giving the respondent(s) until 6/1/21 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.

6. Case # 21-090 1105 W Strong St – Charles Phelps & Mena Phelps – Tom Lucia
MO/Use of solid waste collection services required

Officer Tom Lucia testified that the cited code violation(s) first observed on 2/24/21 still exist(s). Respondent(s) did not appear. The SMJ found the property and the respondent(s) in violation of the specified sections of the City Code and entered a standard Code Violation Order giving the respondent(s) until 5/18/21 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 # 21-067 1715 E Gonzalez St – Margaret Hostetter – Brad Hinote
MO/Off-street parking space requirements; Ancillary, temporary off-street parking; License to use right-of-way; Parking for certain use prohibited

Engineering Specialist Chris Mauldin emailed his request to table this case until the next meeting. Respondent(s) did not appear. The SMJ granted staff's request and tabled the case until 5/18/21.

2. Case # 21-082 905 North 7th Ave – Tyiahnee McGee – Jason Hendricks
MO/Parking and storage of major recreational equipment; Nuisance
IPMC/Motor vehicles; Accumulation of rubbish or garbage

Officer Jason Hendricks testified that the Respondent(s) did not bring the property into complete compliance by 5/4/21 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 5/4/21 and continuing each and every day thereafter the violation continues to exist, that on or after 90 days, 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 # 21-083 907 North 7th Ave – Tyiahnee McGee – Jason Hendricks
MO/Nuisance
IPMC/ Accumulation of rubbish or garbage

Officer Jason Hendricks testified that the Respondent(s) did not bring the property into complete compliance by 5/4/21 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 5/4/21 and continuing each and every day thereafter the violation continues to exist, that on or after 90 days, 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 # 21-080 2610 N Davis Hwy – DSV SPV1 LLC – Kevin Smith
MO/Nuisance

Officer Kevin Smith testified that the Respondent(s) did not bring the property into complete compliance by 5/4/21 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 5/4/21 and continuing each and every day thereafter the violation continues to exist, that on or after 90 days, 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

1. Case # 07-275 2625 North 8th Ave – John David Ellis Jr – Ricky Lewis \$6,278.50

Officer Ricky Lewis testified to the history of the case and that staff recommends a 75% reduction of the fines. The SMJ granted staff's recommendation and reduced the fines by 75% of which is to be paid within thirty (30) days.

2. Case # 13-353 2625 North 8th Ave – John David Ellis Jr – Ricky Lewis \$22,927.00

Officer Ricky Lewis testified to the history of the case and that staff recommends rescinding the fines. The SMJ granted staff's recommendation and rescinded the fines to zero (\$0.00).

X. ANY NEW BUSINESS?

Xi. ADJOURNMENT 3:25 pm



Louis F. Ray, Jr., Special Magistrate Judge



Joanna Walker, Administrative Officer

Approved on: 5/18/21