

Code Enforcement Authority

Agenda - Final

Tuesday, May 4, 2021, 3:00 PM

City Hall Council Chambers, First

Floor

Members of the public may attend the meeting in person; however there will be limited seating capacity. Consistent with CDC guidelines, attendees will be required to sit at least 6 feet apart and to wear face coverings that cover their nose and mouth.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ADMINISTRATION OF OATHS

APPROVAL OF MINUTES

Case #

1. <u>21-00390</u> APPROVAL OF MINUTES: MEETING DATED 4/20/2021.

Attachments: APRIL 20, 2021

REQUESTS TO FIND CODE VIOLATIONS

2.	21-077	JONATHAN BILBY MO/BUILDING PERMITS
3.	<u>Case #</u> <u>21-069</u>	1507 E GONZALEZ ST - DENNIS SHEA - JASON HENDRICKS MO/NUISANCE
4.	<u>Case #</u> <u>21-088</u>	804 S PALAFOX ST - ST JOSEPH LLC TRUSTEE - JASON HENDRICKS IPMC/GENERAL; PROTECTIVE TREATMENT; ROOFS AND DRAINAGE; WINDOW, SKYLIGHT AND DOOR FRAMES; DOORS
5.	<u>Case #</u> 21-091	1221 DRIFTWOOD DR - DORIS J CLAYTOR - JASON HENDRICKS MO/NUISANCE IPMC/MOTOR VEHICLES; ACCUMULATION OF RUBBISH OR GARBAGE

4024 N DAVIS HWY - GUI F COAST CAPITAL GROUP LLC -

6.	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
7.	<u>Case #</u> <u>21-089</u>	1120 DR MARTIN LUTHER KING JR DR - ROBERT A BEARGIE - TOM LUCIA MO/USE OF SOLID WASTE COLLECTION SERVICES REQUIRED
8.	<u>Case #</u> 21-090	1105 W STRONG ST - CHARLES PHELPS & MENA PHELPS - TOM LUCIA

MO/USE OF SOLID WASTE COLLECTION SERVICES REQUIRED

REQUEST TO ASSESS FINES

9.	<u>Case #</u> <u>21-067</u>	1715 E GONZALEZ ST - MARGARET HOSTETTER - CHRIS MAULDIN MO/OFF-STREET PARKING SPACE REQUIREMENTS; ANCILLARY, TEMPORARY OFF-STREET PARKING; LICENSE TO USE RIGHT-OF-WAY; PARKING FOR CERTAIN USE PROHIBITED
10.	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
11.	<u>Case #</u> <u>21-083</u>	907 NORTH 7TH AVE - TYIAHNEE MCGEE - JASON HENDRICKS MO/NUISANCE IPMC/ ACCUMULATION OF RUBBISH OR GARBAGE
12.	<u>Case #</u> <u>21-080</u>	2610 N DAVIS HWY - DSV SPV1 LLC - KEVIN SMITH MO/NUISANCE

UNFINISHED BUSINESS

REQUESTS TO REDUCE/RESCIND/CANCEL FINES/LIENS

ANY NEW BUSINESS?

ADJOURNMENT

The City of Pensacola adheres to the Americans with Disabilities Act and will make reasonable accommodations for access to City services, programs, and activities. Please call Joanna Walker at 850-436-5500 (or TDD 435-1666) for further information. Requests must be made at least 48 hours in advance of the event in order to allow the City time to provide the requested services.

If any person decides to appeal any decision made with respect to any matter considered at this meeting, such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and any evidence upon which the appeal is to be based.

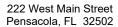
The City of Pensacola has an online process for complying with all public record requests. For copies of a prior Code Enforcement Authority Hearing Agenda or Minutes, simply go the City of Pensacola website (cityofpensacola.com). (1) On the main page, go to the "City Government" link, (2) go to the "Boards and Commissions" link, (3) go to the "List of Boards and Commissions" link, (4) go to the "Code Enforcement Authority" link, (5) go to the "View All Agendas and Minutes" link to review or print any prior Agendas and or approved Minutes. Additionally, you can automatically sign up to receive eNOTIFICATIONS for Agendas and Minutes and they will be delivered electronically, directly to your email address.

If more detailed Code Enforcement Authority information is required such as a copy of a particular Code Violation Order or other code violation case information, (1) from the "Public Records" link on the main page, (2) go to the "Submit/View Records Requests" link, (3) go to the "Submit Public Records Request" where you fill in the required information and submit the request.

PLEASE NOTE: One or more members of City Council may be in attendance.

If any person decides to appeal any decision made with respect to any matter considered at such meeting, he will need a record of the proceedings, and that for such purpose he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The City of Pensacola adheres to the Americans with Disabilities Act and will make reasonable accommodations for access to City services, programs and activities. Please call 435-1606 (or TDD 435-1666) for further information. Request must be made at least 48 hours in advance of the event in order to allow the City time to provide the requested services.



TORIDA

City of Pensacola

Memorandum

File #: 21-00390 Code Enforcement Authority 5/4/2021

SUBJECT:

APPROVAL OF MINUTES: MEETING DATED 4/20/2021.

CITY OF PENSACOLA CODE ENFORCEMENT AUTHORITY MINUTES APRIL 20, 2021 PUBLIC, QUASI-JUDICIAL HEARINGS

Present: Special Magistrate Judge

Louis F. Ray, Jr.

Present: Staff Members Respondent(s)/Representative(s)/Citizens

Brad Hinote, Engineering Project Manager
Susan Southard, Administrative Officer
Kevin Smith, Code Enforcement Officer
Ricky Lewis, Code Enforcement Supervisor
Jason Hendricks, Code Enforcement Officer
Jonathan Bilby, CBO/Inspection Services Administrator

Richard Sherrill Oneal Thompson

- 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 4/6/21 MINUTES
- V. REQUESTS TO FIND CODE VIOLATIONS
 - Case # 21-077 4024 N Davis Hwy Gulf Coast Capital Group LLC Jonathan Bilby MO/Building permits

CBO/Inspection Services Administrator Jonathan Bilby testified that the owners obtained submitted the correct applications for permits. He requested this to be tabled the case until 5/4/21.

2. Case # 21-068 1380 N Spring St – Richard & Elizabeth Sherrill – Brad Hinote MO/Off-street parking space requirements

Engineering Project Manager Brad Hinote testified that the cited code violation(s) first observed on May 3, 2020, still exist(s). Respondent(s) 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 5/18/2021 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.

3. Case # 21-080 2610 N Davis Hwy – DSV SPV1 LLC – Kevin Smith MO/Nuisance

Officer Kevin Smith testified that the cited code violation(s) first observed on 12/23/2020 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 5/4/2021 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 # 21-087 1301 W Intendencia St – Oneal Thompson – Kevin Smith MO/Nuisance

Officer Kevin Smith testified that the cited code violation(s) first observed on 10/1/2020 still exist(s). Respondent(s) 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 5/18/2021 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 # 21-082 905 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 cited code violation(s) first observed on 1/27/2021 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 5/4/2021 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 # 21-083 907 North 7th Ave – Tyiahnee McGee – Jason Hendricks MO/Nuisance IPMC/ Accumulation of rubbish or garbage

Officer Jason Hendricks testified that the cited code violation(s) first observed on 1/15/2021 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 5/4/2021 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

 Case # 21-078 2950 North 12th Ave – GECI & Associates Engineers Inc – Jonathan Bilby MO/Building permits

CBO/Inspection Services Administrator Jonathan Bilby testified that the Respondent(s) obtained permits and that the case was closed.

 Case # 21-079 404 E Maxwell St – Fredrick Hunter – Jason Hendricks IPMC/General; Protective treatment; Roofs and drainage; Window, skylight and door frames; Vacant structures and land

Officer Jason Hendricks testified that the Respondent(s) did not bring the property into complete compliance by 4/20/2021 as previously ordered by the SMJ and that one or more of the code violation(s) still exist(s). Respondent(s) did not appear. Staff requests to table the case until 5/18/2021. The SMJ granted staff's request and tabled the case until 5/18/2021.

 Case # 21-072 6141 Walton St – Victor Mabire & Mexine May – Ricky Lewis MO/Nuisance IPMC/General; Exterior walls; Doors

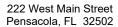
Officer Ricky Lewis testified that the Respondent(s) did not bring the property into complete compliance by 4/20/2021 as previously ordered by the SMJ and that one or more of the code violation(s) still exist(s). Respondent(s) did not appear. The SMJ assessed a fine of \$25 per day starting on 4/20/2021 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.

 Case # 21-073 423 W Gregory St – Adelante Sherburne – Ricky Lewis MO/Nuisance IPMC/Parking and storage of major recreational equipment

Officer Ricky Lewis testified that the Respondent(s) did not bring the property into complete compliance by 4/20/2021 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 per day starting on 4/20/2021 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
- X. ANY NEW BUSINESS?
- Xi. ADJOURNMENT 3:35 pm

Louis F. Ray, Jr., Special Magistrate Judge
Joanna Walker, Administrative Officer
Approved on:





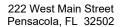
Memorandum

File #: Case # 21-077 Code Enforcement Authority

5/4/2021

SUBJECT:

4024 N Davis Hwy - Gulf Coast Capital Group LLC - Jonathan Bilby MO/Building permits



OF PRISON SECTION SECT

City of Pensacola

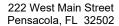
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File #: Case # 21-069 Code Enforcement Authority

5/4/2021

SUBJECT:

1507 E Gonzalez St - Dennis Shea - Jason Hendricks MO/Nuisance



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City of Pensacola

Memorandum

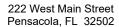
File #: Case # 21-088

Code Enforcement Authority

5/4/2021

SUBJECT:

804 S Palafox St - St Joseph LLC Trustee - Jason Hendricks IPMC/General; Protective treatment; Roofs and drainage; Window, skylight and door frames; Doors



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City of Pensacola

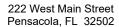
Memorandum

File #: Case # 21-091 Code Enforcement Authority

5/4/2021

SUBJECT:

1221 Driftwood Dr - Doris J Claytor - Jason Hendricks MO/Nuisance IPMC/Motor vehicles; Accumulation of rubbish or garbage



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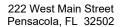
City of Pensacola

Memorandum

File #: Case # 21-092 Code Enforcement Authority 5/4/2021

SUBJECT:

1221 Driftwood Dr - Doris J Claytor - Jason Hendricks MO/Low-density residential land use district; Parking of commercial vehicles in residential neighborhoods



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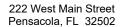
City of Pensacola

Memorandum

File #: Case # 21-089 Code Enforcement Authority 5/4/2021

SUBJECT:

1120 Dr Martin Luther King Jr Dr - Robert A Beargie - Tom Lucia MO/Use of solid waste collection services required





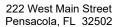
Memorandum

File #: Case # 21-090 Code Enforcement Authority

5/4/2021

SUBJECT:

1105 W Strong St - Charles Phelps & Mena Phelps - Tom Lucia MO/Use of solid waste collection services required



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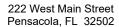
City of Pensacola

Memorandum

File #: Case # 21-067 Code Enforcement Authority 5/4/2021

SUBJECT:

1715 E Gonzalez St - Margaret Hostetter - Chris Mauldin MO/Off-street parking space requirements; Ancillary, temporary off-street parking; License to use right-of-way; Parking for certain use prohibited



H ST TORIDA

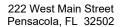
City of Pensacola

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File #: Case # 21-082 Code Enforcement Authority 5/4/2021

SUBJECT:

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



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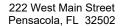
City of Pensacola

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File #: Case # 21-083 Code Enforcement Authority 5/4/2021

SUBJECT:

907 North 7th Ave - Tyiahnee McGee - Jason Hendricks MO/Nuisance IPMC/ Accumulation of rubbish or garbage





Memorandum

File #: Case # 21-080 Code Enforcement Authority 5/4/2021

SUBJECT:

2610 N Davis Hwy - DSV SPV1 LLC - Kevin Smith MO/Nuisance