



# City of Pensacola

222 West Main Street  
Pensacola, FL 32502

## Agenda

### Code Enforcement Authority

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Tuesday, September 7, 2021

3:00 PM

City Hall Council Chambers, First Floor

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Members of the public may attend the meeting in person. City Council encourages those not fully vaccinated to wear face coverings that cover their nose and mouth.

#### CALL TO ORDER

#### PLEDGE OF ALLEGIANCE

#### ADMINISTRATION OF OATHS

#### APPROVAL OF MINUTES

1. [21-00717](#) APPROVAL OF MINUTES: MEETING DATED 8/17/2021.

**Attachments:** [AUG 17 2021 MINUTES](#)

#### REQUESTS TO FIND CODE VIOLATIONS

2. [Case # 21-135](#) 728 Gentian Dr - Sheilah Cook - Jason Hendricks  
MO/Nuisance  
IPMC/Motor vehicles; Accumulation of rubbish or garbage
3. [Case # 21-126](#) 310 W Chase St - Ty Havard - Tom Lucia  
MO/Use of solid waste collection services required
4. [Case # 21-136](#) 504 North G St - Lower Alabama Holdings LLC - Tom Lucia  
MO/Use of solid waste collection services required
5. [Case # 21-137](#) 612 North E St - Gerald & Oliver Robinson - Tom Lucia  
MO/Use of solid waste collection services required

#### REQUEST TO ASSESS FINES

6. [Case # 21-132](#) 3010 North 6th Ave - Ethel Montgomery - Tom Lucia  
MO/Use of solid waste collection services required

#### 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](http://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.*



# City of Pensacola

222 West Main Street  
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## Memorandum

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**File #:** 21-00717

Code Enforcement Authority

9/7/2021

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**SUBJECT:**

APPROVAL OF MINUTES: MEETING DATED 8/17/2021.

**CITY OF PENSACOLA  
CODE ENFORCEMENT AUTHORITY MINUTES  
AUGUST 17, 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  
Jason Hendricks, Code Enforcement Officer  
Tom Lucia, Code Enforcement Officer

**Respondent(s)/Representative(s)/Citizens**

Carol Myers  
Attorney William Brightwell  
Daniel Agnew  
Susan Agnew

- 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 8/3/21 MINUTES**
- V. REQUESTS TO FIND CODE VIOLATIONS**

- 1. Case # 21-133 2219 North 17<sup>th</sup> Ave – Carol Myers – Jason Hendricks  
MO/Excessive growth of weeds prohibited; Maintenance of right-of-way by owner of abutting property; Required visibility triangle

Officer Jason Hendricks testified that the cited code violation(s) first observed on 6/1/21 still exist(s). Respondent(s) and Council for the Mortgage holder, Attorney William Brightwell, 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 9/21/21 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.

- 2. Case # 21-134 810 E LaRua St – Daniel Agnew & Susan Agnew – Jason Hendricks  
IPMC/Accessory structures

Officer Jason Hendricks testified that the cited code violation(s) first observed on 3/31/21 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 9/16/21 to submit a temporary solution 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 # 21-131 1170 North A St – Christopher McCallum & Susan Reinhardt – Tom Lucia  
MO/Use of solid waste collection services required

The case was brought into compliance prior to Hearing.

4. Case # 21-132 3010 North 6<sup>th</sup> Ave – Ethel Montgomery – Tom Lucia  
MO/Use of solid waste collection services required

Officer Tom Lucia testified that the cited code violation(s) first observed on 6/15/21 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 9/7/21 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 # 21-079 404 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 8/17/21 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 8/17/21 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.

2. Case # 21-125 2000 Elaine Cir – Daniel Carr – Tom Lucia  
MO/Use of solid waste collection services required

The case was brought into compliance prior to Hearing.

## **VII. REQUESTS TO INCREASE FINES/LIENS**

## **VIII. UNFINISHED BUSINESS**

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

## **X. ANY NEW BUSINESS?**

1. Case # 21-114 3204 E Blount – Lamont Lipe – Ricky Lewis \$250.00

Supervisor Ricky Lewis testified that there is a new owner and that staff requests to rescind the fines. The SMJ granted staff's request and rescinded the fines to zero.

## **Xi. ADJOURNMENT 3:35 pm**

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**Louis F. Ray, Jr., Special Magistrate Judge**

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**Joanna Walker, Administrative Officer**

Approved on: \_\_\_\_\_



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## Memorandum

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**File #:** Case # 21-135

Code Enforcement Authority

9/7/2021

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**SUBJECT:**

728 Gentian Dr - Sheilah Cook - Jason Hendricks  
MO/Nuisance  
IPMC/Motor vehicles; Accumulation of rubbish or garbage



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## Memorandum

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**File #:** Case # 21-126

Code Enforcement Authority

9/7/2021

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**SUBJECT:**

310 W Chase St - Ty Havard - Tom Lucia  
MO/Use of solid waste collection services required



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## Memorandum

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**File #:** Case # 21-136

Code Enforcement Authority

9/7/2021

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**SUBJECT:**

504 North G St - Lower Alabama Holdings LLC - Tom Lucia  
MO/Use of solid waste collection services required





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## Memorandum

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**File #:** Case # 21-137

Code Enforcement Authority

9/7/2021

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**SUBJECT:**

612 North E St - Gerald & Oliver Robinson - Tom Lucia  
MO/Use of solid waste collection services required



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## Memorandum

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**File #:** Case # 21-132

Code Enforcement Authority

9/7/2021

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**SUBJECT:**

3010 North 6th Ave - Ethel Montgomery - Tom Lucia  
MO/Use of solid waste collection services required