

222 West Main Street Pensacola, FL 32502

#### **Agenda**

#### **Code Enforcement Authority**

Tuesday, September 20, 2022

3:00 PM

City Hall Council Chambers, First Floor

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. <u>22-00927</u> APPROVAL OF MINUTES: MEETING DATED 9/6/22.

Attachments: SEPT 6, 2022

#### REQUESTS TO FIND CODE VIOLATIONS

2.	Case # 22-148	3230 E Avery St - James W III & Mary Alice Carruth - Jason Hendricks MO/Nuisance IPMC/Motor vehicles
3.	<u>Case #</u> <u>22-155</u>	3795 Summer Dr - Est of Elizabeth Zaben - Ryan Spikes IPMC/Motor vehicles
4.	Case # 22-073	518 W Jackson St - Victoria Henderson - Kevin Smith IPMC/Protective treatment; Exterior walls
5.	<u>Case #</u> <u>22-140</u>	2090 Lansing Dr - Lansing 2090 LLC - Kevin Smith MO/Excessive growth of weeds prohibited; Maintenance of right-of-way by owner of abutting property
6.	<u>Case #</u> <u>22-147</u>	810 N Hayne St - Keith Gaudet - Kevin Smith MO/Nuisance IPMC/Accessory structures; Accumulation of rubbish or garbage
7.	Case # 22-152	6102 Chablis Ln - Susan Dark - Kevin Smith MO/Nuisance; Excessive growth of weeds prohibited; Maintenance of right-of-way by owner of abutting property IPMC/Accumulation of rubbish or garbage; Refrigerators

8.	Case # 22-153	260 W Jordan St - H & R of Pensacola LLC - Kevin Smith MO/Nuisance IPMC/Motor vehicles; Exterior walls; Roofs and drainage
9.	Case # 22-154	1414 N Hayne St - Est of Palestine McCloud - Kevin Smith MO/Maintenance of right-of-way by owner of abutting property; Excessive growth of weeds prohibited; Obstructions on public right-of-way-prohibited; Use of solid waste collection services required IPMC/Motor vehicles; General; Facilities required
10.	<u>Case #</u> <u>22-142</u>	1006 North N St - HT Land Company - Ron Boutin MO/Excessive growth of weeds prohibited; Maintenance of right-of-way by owner of abutting property; Nuisance IPMC/Accumulation of rubbish or garbage
11.	<u>Case #</u> <u>22-144</u>	6380 Schwab Dr - Murllene Mitchell - Tom Lucia MO/Use of solid waste collection services required
12.	<u>Case #</u> <u>22-145</u>	2112 Cypress St - Jason & Carlee McCullers - Tom Lucia MO/Use of solid waste collection services required
13.	<u>Case #</u> <u>22-151</u>	706 Woodland Dr - David, Cleveland III & Bertha Johnson & Tracey Jones - Tom Lucia MO/Use of solid waste collection services required

#### **REQUEST TO ASSESS FINES**

14.	<u>Case #</u> <u>22-136</u>	404 North Q St - HT Land Company - Jason Hendricks MO/Nuisance IPMC/Accumulation of rubbish or garbage
15.	Case # 22-133	4000 Potosi Rd - Jennifer & Cellie Abendan - Ron Boutin MO/Low-density residential land use district; Home occupation permits; Nuisance; Parking of commercial vehicles in residential neighborhoods IPMC/Accumulation of rubbish or garbage
16.	Case # 22-134	700 W Gregory St - Kevin & Sabrena Fountain - Ron Boutin MO/Excessive growth of weeds prohibited; Maintenance of right-of-way by owner of abutting property; Nuisance IPMC/Accessory structures; Motor vehicles; Exterior walls; Accumulation of rubbish or garbage
17.	<u>Case #</u> <u>22-124</u>	1700 W Government St - Est of Herman Turner - Tom Lucia MO/Use of solid waste collection services required

#### **UNFINISHED BUSINESS**

#### REQUESTS TO REDUCE/RESCIND/CANCEL FINES/LIENS

#### **ANY NEW BUSINESS?**

#### ADJOURNMENT

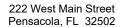
The City of Pensacola adheres to the Americans with Disabilities Act and will make reasonable accommodations for access to City services, programs, and activities. Please call Joanna Walker at 850-436-5500 (or TDD 435-1666) for further information. Requests must be made at least 48 hours in advance of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





#### Memorandum

File #: 22-00927 Code Enforcement Authority 9/20/2022

#### **SUBJECT:**

APPROVAL OF MINUTES: MEETING DATED 9/6/22.

## CITY OF PENSACOLA CODE ENFORCEMENT AUTHORITY MINUTES SEPTEMBER 6, 2022 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
Ron Boutin, Code Enforcement Officer
Tom Lucia, Code Enforcement Supervisor

Respondent(s)/Representative(s)/Citizens

Jennifer & Cellie Abendan Henrietta Williams Amanda Holt

- 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 8/16/22 MINUTES
- V. REQUESTS TO FIND CODE VIOLATIONS
  - Case # 22-135 2300 N Davis Hwy/504 E Bobe St Darel White Jason Hendricks MO/Excessive growth of weeds prohibited; Maintenance of right-of-way by Owner of abutting property; Nuisance IPMC/Accumulation of rubbish or garbage

Case was brought into compliance prior to meeting.

 Case # 22-136 404 North Q St – HT Land Company – Jason Hendricks MO/Nuisance IPMC/Accumulation of rubbish or garbage

Officer Jason Hendricks testified that the cited code violation(s) first observed on 3/30/22 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 9/20/22 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.

 Case # 22-133 4000 Potosi Rd – Jennifer & Cellie Abendan – Ron Boutin MO/Low-density residential land use district; Home occupation permits; Nuisance; Parking of commercial vehicles in residential neighborhoods IPMC/Accumulation of rubbish or garbage Officer Ron Boutin testified that the cited code violation(s) first observed on 5/25/22 still exist(s). Respondent(s) appeared and testified that they were evicting the tenants. 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 9/20/22 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 # 22-134 700 W Gregory St – Kevin & Sabrena Fountain – Ron Boutin MO/Excessive growth of weeds prohibited; Maintenance of right-of-way by owner of abutting property; Nuisance IPMC/Accessory structures; Motor vehicles; Exterior walls; Accumulation of rubbish or garbage

Officer Ron Boutin testified that the cited code violation(s) first observed on 6/3/22 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 9/20/22 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 # 22-124 1700 W Government St – Est of Herman Turner – Tom Lucia MO/Use of solid waste collection services required

Officer Tom Lucia testified that the cited code violation(s) first observed on 7/5/22 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 9/20/22 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 # 22-084 1913 Dr Martin Luther King Jr – Billy & Henrietta Williams – Jason Hendricks MO/Excessive growth of weeds prohibited IPMC/Motor vehicles; Protective treatment; Exterior walls; Roofs and drainage

Officer Jason Hendricks testified to the history of the case and that a permit was still active. Respondent appeared and testified. The SMJ tabled the case for the life of the permit.

2. Case # 22-128 (behind) 3318 Marcus Dr – Est of FA Baird & Est of Merry Baird – Ron Boutin MO/Nuisance

Case was brought into compliance prior to meeting.

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

1. Case # 12-105 518 E Government St – Terry Richardson IV – Jason Hendricks

Officer Jason Hendricks testified to the history of the case and that he continues to receive complaints regarding the property and staff requests to increase the daily fine. The SMJ granted staff's request and increased the daily fine from \$15.00 per day to \$50.00 per day.

#### VIII. UNFINISHED BUSINESS

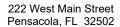
#### IX. REQUESTS TO REDUCE/RESCIND/CANCEL FINES/LIENS

1. Case # 12-509 926 E Bobe St - Amanda Holt - Steve Richards \$24,975.00

Administrator Steve Richards testified to the history of the case and that staff has received \$1,800.00 in payments. Staff requests to reduce the remaining balance to \$6,225.00. Respondent appeared and requested a payment plan or 90 days to pay. The SMJ gave until 12/6/22 to pay in full.

- X. ANY NEW BUSINESS? no
- XI. ADJOURNMENT 3:35 pm

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



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## City of Pensacola

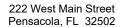
#### Memorandum

File #: Case # 22-148 Code Enforcement Authority

9/20/2022

#### SUBJECT:

3230 E Avery St - James W III & Mary Alice Carruth - Jason Hendricks MO/Nuisance IPMC/Motor vehicles



# TORIDA

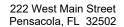
## City of Pensacola

#### Memorandum

File #: Case # 22-155 Code Enforcement Authority 9/20/2022

SUBJECT:

3795 Summer Dr - Est of Elizabeth Zaben - Ryan Spikes IPMC/Motor vehicles



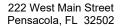


#### Memorandum

File #: Case # 22-073 Code Enforcement Authority 9/20/2022

#### SUBJECT:

518 W Jackson St - Victoria Henderson - Kevin Smith IPMC/Protective treatment; Exterior walls



## TORION STORY

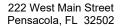
## City of Pensacola

#### Memorandum

File #: Case # 22-140 Code Enforcement Authority 9/20/2022

#### **SUBJECT:**

2090 Lansing Dr - Lansing 2090 LLC - Kevin Smith MO/Excessive growth of weeds prohibited; Maintenance of right-of-way by owner of abutting property



## TORIDA

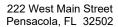
## City of Pensacola

#### Memorandum

File #: Case # 22-147 Code Enforcement Authority 9/20/2022

#### SUBJECT:

810 N Hayne St - Keith Gaudet - Kevin Smith MO/Nuisance IPMC/Accessory structures; Accumulation of rubbish or garbage





#### Memorandum

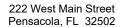
File #: Case # 22-152 Code Enforcement Authority 9/20/2022

#### **SUBJECT:**

6102 Chablis Ln - Susan Dark - Kevin Smith

MO/Nuisance; Excessive growth of weeds prohibited; Maintenance of right-of-way by owner of abutting property

IPMC/Accumulation of rubbish or garbage; Refrigerators



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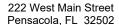
## City of Pensacola

#### Memorandum

File #: Case # 22-153 Code Enforcement Authority 9/20/2022

SUBJECT:

260 W Jordan St - H & R of Pensacola LLC - Kevin Smith MO/Nuisance IPMC/Motor vehicles; Exterior walls; Roofs and drainage



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### City of Pensacola

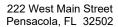
#### Memorandum

File #: Case # 22-154 Code Enforcement Authority 9/20/2022

#### **SUBJECT:**

1414 N Hayne St - Est of Palestine McCloud - Kevin Smith MO/Maintenance of right-of-way by owner of abutting property; Excessive growth of weeds prohibited; Obstructions on public right-of-way-prohibited; Use of solid waste collection services required

IPMC/Motor vehicles; General; Facilities required



## H 190 PP 190 PP

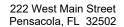
### City of Pensacola

#### Memorandum

File #: Case # 22-142 Code Enforcement Authority 9/20/2022

#### **SUBJECT:**

1006 North N St - HT Land Company - Ron Boutin MO/Excessive growth of weeds prohibited; Maintenance of right-of-way by owner of abutting property; Nuisance IPMC/Accumulation of rubbish or garbage





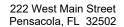
#### Memorandum

File #: Case # 22-144 Code Enforcement Authority

9/20/2022

#### SUBJECT:

6380 Schwab Dr - Murllene Mitchell - Tom Lucia MO/Use of solid waste collection services required



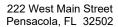


#### Memorandum

File #: Case # 22-145 Code Enforcement Authority 9/20/2022

#### SUBJECT:

2112 Cypress St - Jason & Carlee McCullers - Tom Lucia MO/Use of solid waste collection services required



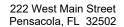


#### Memorandum

File #: Case # 22-151 Code Enforcement Authority 9/20/2022

#### SUBJECT:

706 Woodland Dr - David, Cleveland III & Bertha Johnson & Tracey Jones - Tom Lucia MO/Use of solid waste collection services required





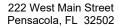
#### Memorandum

File #: Case # 22-136 Code Enforcement Authority

9/20/2022

#### SUBJECT:

404 North Q St - HT Land Company - Jason Hendricks MO/Nuisance IPMC/Accumulation of rubbish or garbage



## TORION

### City of Pensacola

#### Memorandum

File #: Case # 22-133 Code Enforcement Authority 9/20/2022

#### **SUBJECT:**

4000 Potosi Rd - Jennifer & Cellie Abendan - Ron Boutin MO/Low-density residential land use district; Home occupation permits; Nuisance; Parking of commercial vehicles in residential neighborhoods IPMC/Accumulation of rubbish or garbage



## TORIDA

### City of Pensacola

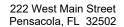
#### Memorandum

File #: Case # 22-134 Code Enforcement Authority 9/20/2022

#### **SUBJECT:**

700 W Gregory St - Kevin & Sabrena Fountain - Ron Boutin MO/Excessive growth of weeds prohibited; Maintenance of right-of-way by owner of abutting property; Nuisance

IPMC/Accessory structures; Motor vehicles; Exterior walls; Accumulation of rubbish or garbage





#### Memorandum

File #: Case # 22-124 Code Enforcement Authority 9/20/2022

#### SUBJECT:

1700 W Government St - Est of Herman Turner - Tom Lucia MO/Use of solid waste collection services required