

**AGENDA**  
**CODE ENFORCEMENT BOARD**  
**December 29, 2009**  
**6:00 p.m.**

**Call to Order:**

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**CODE ENFORCEMENT BOARD MEMBERS**

CHARLIE LEONARD, CHAIR  
ROBERT ROTONDO, VICE CHAIR  
TOM DEVITO

SCOTT DOUGHERTY  
PHIL HOFFMANN  
BOB RICKEY

**Roll Call:**

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SWEARING IN OF ALL PERSONS TESTIFYING OR SPEAKING BEFORE THE BOARD

**1. APPROVAL OF AGENDA**

Action Request: Motion to approve the December 29, 2009 agenda.

**2. CONSENT AGENDA**

(TAB 1)

- A. Expenses: Code Enforcement Board legal expenses through November 2009.  
B. Minutes: November 24, 2009.

Action Request: Motion to approve the December 29, 2009 Consent Agenda.

**3. PUBLIC HEARINGS**

**A. Case No. 09-24**

(TAB 2)

Michael Peffley  
Katherine Peffley  
P.O. Box 14276  
Bradenton, FL 34280

Violation Location: 1306 13<sup>th</sup> Ave. W., Palmetto  
Codes Violated: Palmetto Code of Ordinances, Appendix B Zoning Code, Article I, Section 1.2 Legislative Authority; Section 1.3 Intent and Purpose; Section 1.5 Area of Coverage; Section 1.6 Code Affects ...Structures, Uses and Occupancies; Section 1.7(b) & (h) Code Affects ...Population Density...; Article II, Section 2.1 Establishment of Zoning Districts; Article III, Section 3.2 Definitions of Terms; Article IV Schedule of District Regulations, Section 4.1(a)(4) RS-3; Section 4.2 Schedule of Permitted and Conditional Uses by District.

**Open Public Hearing**

**Close Public Hearing for deliberation after public comment**

**B. Case No. 09-27**

(TAB 3)

John E. Matheny, Jr.  
Jill Ann Matheny  
146 Montibello Drive  
 Mooresville, NC 28117

Violation Location: 408 20<sup>th</sup> Avenue West, Palmetto, FL 34221

Codes Violated: Palmetto Code of Ordinances, Appendix B, Zoning Code, Article III, Definitions, Section 3.2 and Article VI, Supplemental Regulations, Sec. 6.6 Screening of Open Storage, (a) & (b); Chapter 7, Buildings and Building Regulations, Article XI, Minimum Maintenance Standards, Section 7-243(a); Palmetto Code of Ordinances, Chapter 16, Health and Sanitation, Article II Nuisances, Section 16-26, Section 16-26(3), and Section 16-27(a), (b), & (c):

**Open Public Hearing**

**Close Public Hearing for deliberation after public comment**

C. Case No. 09-28

(TAB 4)

E. Barbara Witt  
312 North Long Street  
Eaton, IN 47338

Violation Location: 1814 7<sup>th</sup> Street West, Palmetto, FL  
Codes Violated: Appendix B, Zoning Code, Article III, Definitions, Section 3.2 and Article VI, Supplemental Regulations, Sec. 6.6 Screening of Open Storage, (a) & (b); Palmetto Code of Ordinances, Chapter 16, Health and Sanitation, Article II Nuisances, Section 16-26, Section 16-26 (3), and Section 16-27(a), (b), & (c); Article XI, Minimum Maintenance Standards and Guidelines, Section 7-242(a):

**Open Public Hearing**

**Close Public Hearing for deliberation after public comment**

D. Case No. 09-29

(TAB 5)

Paul Dukor  
Alice Tice  
701 17<sup>th</sup> Avenue West  
Palmetto, FL 34221

Violation Location: 701 17<sup>th</sup> Avenue West, Palmetto, FL  
Codes Violated: Palmetto Code of Ordinances, Chapter 6, Animals, Article I, Section 6-3, Noisy animals as nuisance, Article II, Livestock and Fowl, and Section 6-31, Location restriction – fowl; Chapter 16, Health and Sanitation, Article II, Nuisances, Section 16-26, Definition, Section 16-26 (7) & (12), and Section 16-27(a), (b) & (c):

**Open Public Hearing**

**Close Public Hearing for deliberation after public comment**

**4. OLD BUSINESS**

CEB 09-18	Spire	Report of Compliance
CEB 09-26	Knowlton	Report of Compliance

**5. NEW BUSINESS**

**6. PUBLIC COMMENTS**

Anyone wishing to speak before the Code Enforcement Board must sign in prior to the meeting, stating name, address and topic to be addressed. All comments will be limited to two minutes. Please note: public comment about specific cases is generally not accepted unless the Board or one of the parties calls for a particular witness to provide testimony.

**7. ADJOURNMENT**

If any person desires to appeal any decision of the City Commission or of any other Board of the City, that person will 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 (F.S. 286.0105).

The City of Palmetto does not discriminate on the basis of race, color, national origin, sex, religion, age, marital status or handicapped status in employment or in the provision of services. Handicapped individuals may receive special accommodation in services on one working day's notice (F.S. 286.011[6]).

Anyone requiring reasonable accommodation for this meeting as provided for in the Americans with Disabilities Act should contact the City Clerk at 941-723-4570, fax 941-723-4576 or e-mail [jfreeman@palmettofl.org](mailto:jfreeman@palmettofl.org) or [drobot@palmettofl.org](mailto:drobot@palmettofl.org).

POSTED: December 15, 2009