

**Minutes**  
**CODE ENFORCEMENT BOARD**  
**September 25, 2012**  
**6:00 p.m.**

Members Present:

Charlie Leonard, Chair  
Robert Rotondo, Vice Chair  
Rose Quin-Bare  
Bob Rickey  
Robert Westbrook

Members Absent:

Tom Devito  
Phil Hoffmann

Staff Present:

William Strollo, Code Enforcement Director  
David Persson, Board Attorney  
Deanna Roberts, Clerk of the Board

Mr. Leonard called the meeting to order at 6:00 p.m., followed by a moment of silence and the Pledge of Allegiance.

The roll was called. Members Tom Devito and Phil Hoffmann were absent from the meeting.

All persons testifying or speaking before the Board were duly sworn.

1. APPROVAL OF AGENDA

**MOTION: Mr. Rickey moved, Mr. Rotondo seconded, and motion carried unanimously to approve the September 25, 2012 Agenda.**

2. CONSENT AGENDA

- A. Minutes: July 31, 2012
- B. Legal expenses through July 2012

**MOTION: Mr. Rickey moved, Mrs. Quin-Bare seconded, and motion carried unanimously to approve the September 25, 2012 Consent Agenda.**

3. PUBLIC HEARINGS

A. Case No. 12-06

Peter A. Whittaker  
Jean S. Whittaker  
6301 Merna Lane  
Lanham, Maryland 20706-2862

**Violation Location:** 2801 Trinidad Way, Palmetto, Florida

**Codes Violated:** Palmetto Code of Ordinances, Chapter 16, Health and Sanitation, Article II Nuisances, Section 16-26, Section 16-26 (2), (3), & (4), and Section 16-27(a), (b), & (c):

Mr. Leonard opened the public hearing.

Mr. Stollo testified that he had been sworn prior to his testimony and that his credentials are on file with the Clerk of the Board. He reminded the Board that this case had been continued at the July 31 meeting to the August 28 meeting, which was cancelled. He showed pictures of the property to the Board in its current condition. The property is clear, and he withdrew the case with no recommendation for costs or fines.

Mr. Leonard closed the public hearing.

**B. Case No. 12-07**

Jestany Investment Corporation  
3405 61<sup>st</sup> Street East  
Palmetto, Florida 34221-9429

**Violation Location:** 305 14<sup>th</sup> Street West, Units A-E

**Codes Violated:** Palmetto Code of Ordinances, Chapter 16, Health and Sanitation, Article II Nuisances, Section 16-26, Section 16-26 (2), (4) & (12), and Section 16-27(a), (b), & (c); Chapter 17, Housing, Article II, Housing Standards, Section 17-28 Palmetto Property Maintenance Code; Section 108 Unsafe Structures and Equipment, Section 108.1 General; Section 108.1.1 Unsafe Structures; Section 304 Exterior Structure, Section 304.1 General; Section 304.2 Protective Treatment; Section 304.4 Structural Members; Section 304.6 Exterior Walls; Section 304.13 Window, Skylight, and Door Frames; Section 304.13.1 Glazing; Section 304.15 Doors; Section 305 Interior Structure, Section 305.1 General; Section 305.2 Structural Members; Section 305.3 Interior Surfaces; Section 308 Extermination, Section 308.1 Infestation; Section 401 Light, Section 402.3 Other Spaces; Section 404.4.5 Other Requirements; Section 506 Sanitary Drainage System, Section 506.2 Maintenance; Section 604 Electrical Facilities, Section 604.1 Facilities Required; Section 604.3 Electrical System Hazards; Section 605 Electrical Equipment, and Section 605.1 Installation; Chapter 18 Junked, Wrecked, Abandoned Property, Section 18-1 and 18-3:

Mr. Stollo informed the Board that this case was also scheduled for the August 28 meeting, which was cancelled. Due to noticing problems, the owner of the property was not aware of Code Enforcement procedures against his property. He is now working with Code Enforcement to resolve the multiple exterior and interior issues of the three duplexes. Mr. Stollo withdrew the case, informing the Board that if the owner does not continue to cooperate he will proceed with a new case.

**C. Case No. 12-08**

Henry Lawrence  
2110 2<sup>nd</sup> Avenue East  
Palmetto, FL 34221

**Violation Location:** 401 17<sup>th</sup> Street West, Palmetto, Florida

**Codes Violated:** Palmetto Code of Ordinances, Chapter 7, Article XI, Section 7-242(a); Chapter 16, Health and Sanitation, Article II Nuisances, Section 16-26, Section 16-26 (2), (3) & (4) and Section 16-27(a), (b), & (c):

Mr. Leonard opened the public hearing.

Mr. Stollo testified that he had been sworn prior to his testimony and that his credentials are on file with the Clerk of the Board. He reviewed the case. A detailed case history of the property dating back to October 2006 is attached to and will remain a part of these minutes.

A Notice of Violation was issued on August 29. The Respondent was notified that as a repeat violation, this could result in a fine of up to \$500.00 per day. On September 20, 2012, the overgrowth was cut and yard waste was piled at the curb for collection. The fence remained unrepaired.

The Respondent, Henry Lawrence, was present at the hearing. He was sworn in and addressed the Board. He thanked the Board for its patience. He said it is his intent to bring the property into compliance. He is not sure if the fence is his responsibility. Some work was being done there, and the corner of the fence was destroyed. He has made arrangements to have the property taken care of.

Mrs. Quin-Bare asked him if he could just take down that section of the fence until it is repaired, as that would make it look a lot better. He said he could. In response to Mr. Rickey's question about a time frame, he said it might take thirty-sixty days. Mrs. Quin-Bare asked if he had made contact with the County regarding the damaged fence. He said he would this week. Mr. Leonard suggested staying in touch with Mr. Strollo and working out a schedule for keeping the property up.

Mr. Strollo recommended that the hearing be continued to next month so that he and Mr. Lawrence could work out details and the Board could monitor the level of cooperation by Mr. Lawrence.

**Motion: Mr. Rickey moved, Mr. Rotondo seconded, and motion carried unanimously to continue the case to the next regularly scheduled meeting.**

#### 4. OLD BUSINESS

Mrs. Quin-Bare brought up the issue of illegal road signs discussed at the last meeting. Mr. Strollo said he gave the Mayor and the City Clerk the information on the robo-calling program. In the meantime, staff continues to pick up the signs. He told the Board he will check on other counties in Florida that are using robo-calling. He said the program shouldn't cost a lot of money, and it could possibly be paid for through the CRA.

#### 5. NEW BUSINESS

None

#### 6. PUBLIC COMMENTS

None

#### 7. ADJOURNMENT

The meeting was adjourned at 6:28 p.m.

Minutes approved: October 30, 2012

*Charles W. Leonard*

---

Charles W. Leonard, Chair