

**ROCKLEDGE CODE ENFORCEMENT BOARD
MEETING MINUTES**

Thursday, November 12, 2020 - 4:30 p.m.

1. CALL TO ORDER

The Rockledge Code Enforcement Board met on November 12, 2020, at 4:30 p.m. in the City Council Chamber at Rockledge City Hall, 1600 Huntington Lane, Rockledge, Florida.

MEMBERS PRESENT: Karen Kuta, Chairman
Kevin Jarvis, Vice Chairman
Jeffrey Fee
Mike Pryor
Matthew Whalen

MEMBERS ABSENT: Mark O'Donnell, excused
Martha Rich, excused

STAFF PRESENT: Jay Thakkar, Code Board Attorney
Joseph Miniclier, City Attorney
John Cooper, Planning Director
Maddie McDonald, Code Enforcement Officer
Deanna Pomichter, Recording Secretary

With a quorum present, the meeting was called to order by Chairman Kuta.

2. APPROVAL OF MINUTES

Meeting of September 10, 2020

Motion by Kevin Jarvis to approve the meeting Minutes and Attendance Record from September 10, 2020. Seconded by Jeffrey Fee. All in favor. Motion carries.

3. UNFINISHED BUSINESS - None

4. NEW BUSINESS

A. ECE199-1240 – Dean A Trosset, Cathy Lynn Trosset – 1152 Luther Drive - Occupying residence without water service (not in compliance), over growth in rear (complied), dilapidated fence along rear of property (complied)

1. Finding of Fact, Conclusion of Law and Order (February 14, 2020 – occupied no water service)
2. Non Compliance, request to file Administrative Order/Lien (May 6, 2020)

Code Enforcement Officer McDonald reviewed the case with the new members of the Board. The overgrowth, vehicles and the fence have been brought into compliance and the violation which remains outstanding is occupying the residence without water service. This was verified though City of Cocoa, Utilities.

Code Enforcement Officer McDonald also stated the property is not homesteaded and the taxes on the property are unpaid/delinquent. According to both the Florida Statutes and the Rockledge Land Development Regulations, the Rockledge Code Enforcement Board may authorize the City Attorney to foreclose on the lien. As of the date of the meeting the fine is: \$67,000.00.

Discussion followed.

Motion by Kevin Jarvis to authorize the City Attorney to start the process of foreclosing on the lien on the property at 1152 Luther Drive. Seconded by Jeffrey Fee. All in favor. Motion carries.

- B. ECE20-0351 – James V Joiner, Shirlene H Joiner - 889 Spirea Drive – unsecured/unsafe pool, rotting and/or missing siding, two cargo trailers stored on the grass.

Code Enforcement Officer McDonald explained that on a follow up visit to the property, she spoke with Mr. Joiner stating he was having financial issues and was asking for time to comply with the pool requirements (fence, etc.) and the siding on his house. The water from the pool has been removed and plywood had been put up to act as a safety barrier to secure the pool.

Discussion followed regarding Florida Statute Residential Swimming Pool Safety Act and if the plywood installed met the definition of a barrier. The Board determined that the plywood met that definition and that the pool was secured and in compliance.

- C. ECE20-0661 – Dameon Kaschafsky – 1187 Buddy Court – Shed installed without a Rockledge Building Permit or Inspections and there are windows that are boarded on occupied residence.

Code Enforcement Officer McDonald explained at the property owner applied for a shed permit on October 19, 2020 and plan review comments were sent to the property owner on November 10, 2020. The City is requesting to table this matter to give the owner time to comply with plan review comments.

Motion by Kevin Jarvis to table ECE20-0661 until the next meeting. Seconded by Jeffrey Fee. All in favor. Motion carries.

- D. ECE20-0798 – Cassandra Shiree Miller – 955 Lexington Road – Cargo Trailer stored in front setbacks on the grass, inoperable vehicle (no tag), household items and more stored in the open carport/porch area, and overgrowth including not edging sidewalk/curb area.

Code Enforcement Officer McDonald stated a complaint was received regarding a cargo trailer on the grass, along with furniture and more on the front porch. At the time of the inspection additional violations were found: a vehicle in the carport without tags and the front and rear yard were overgrown.

Code Enforcement Officer McDonald explained that there has been multiple complaints received and after follow up inspections more debris was in the yard, included potatoes and onions dumped on the front yard. There has been no communication with the property owner. This property is not homestead, taxes are current and no mortgage can be found. Complainants state that the property was willed to the owner from her grandmother.

Discussion followed.

Motion by Kevin Jarvis that junk and debris, a vehicle without proper tags, trailer on the grass, and overgrown grass without proper edging at 955 Lexington Road which is a violation of the Rockledge Land Development Regulations when the Notice of Violation was sent. Seconded by Jeffrey Fee. All in favor. Motion carries.

Motion by Kevin Jarvis that the property, at 955 Lexington Road, is in violation of Sections 13-14, 13-15, 55.15(D)(1), 59.73.B.3 and 59.79.B.4 of the Rockledge Land Development Regulations. Seconded by Mike Pryor. All in favor. Motion carries.

Motion by Kevin Jarvis that the property at 955 Lexington Road must be in compliance with Sections 13-14, 13-15, 55.15(D)(1), 59.73.B.3 and 59.79.B.4 of the Rockledge Land Development Regulations by having the junk and debris removed, the vehicle removed or tagged, the trailer removed or placed on concrete and the grass mowed and edging done and weeds removed along the sidewalk within ten (10) days or a fine of \$250.00 a day will be imposed retroactive to the date the order was signed. Seconded by Mike Pryor. All in favor. Motion carries.

5. ADJOURN - There being no further business, the meeting was adjourned at 4:58 p.m.

Submitted by:

Deanna Pomichter
Recording Secretary

Approved by:

Karen Kuta
Chairman