

**CITY OF WINTER PARK
CODE ENFORCEMENT BOARD**

Regular Meeting
Commission Chambers

November 7, 2013
3:00 p.m.

MINUTES

Chairperson, Carl Sanford, called the regular meeting of the Code Enforcement Board to Order at 3:00 p.m. on the 7th day of November 2013, in the Commission Chambers, Winter Park, Florida.

I. **Roll Call:**

Those present were Carl Sanford, Brian Kracht, Burley Adkins, John Hunt Daniel McIntosh and Jennifer Frank. Those absent were Keith Manzi.-

II. **Approval of Minutes:**

Motion made by Carl Sanford, seconded by Brian Kracht, to approve the October 3, 2013 Code Board Minutes.

III. **Swearing in of Witnesses:**

All witnesses were sworn in.

IV. **Compliances:**

V. **Stipulations:**

VI. **Other Business:**

VII. **New Business:**

#1 CC#13-1241 333 Vitoria Ave. Winter Park, FL 32789– Thomas & Jennifer Petters

Blue tarp on roof shows evidence of needed repairs. Stagnant pool. Chapter 22, 22-176, 22-177, 303.1, 303.2, 304.7 Property and Building Maintenance Code as adopted and amended by the City of Winter Park (Officer Raphael)

Officer Raphael, Code Compliance Officer, presented a brief summary and photographs as evidence.
Discussion was held

Motion made by Brian Kracht, seconded by Burley Adkins, finding the Respondent, **Thomas & Jennifer Petters**, Code Enforcement Board Case #13-1241 – 333 Vitoria Dr., Winter Park, FL 32789, in violation of **Chapter 22, 22-176,22-177,303.1,303.2,304.7** Property and Building Maintenance Code as adopted and amended by the City of Winter Park, FL.

The Respondent is ordered to obtain a building permit and repair the roof and board up the pool; within forty (40) days of today's hearing. Failure to comply with this Order will cause a fine of \$150.00 per day to be assessed for each day the violation continues beyond December 17, 2013.

The Respondent is further ordered to contact the City Code Enforcement Officer to verify compliance.

Motion passed, 6-0

#2 CC#13-1288 458 W. Comstock Ave. Winter Park, FL 32789 - Terri Bailey

Structural damages, electrical wiring exposed on west wall, exterior housing structure has deteriorated siding, dilapidated fence (front porch), exterior housing structure has chipped paint, unsightly discarded articles around the exterior of property, skirting needs replacing in the rear of the property, rotted wood (front & rear), broken screens (east wall of structure), rear door left open causing building to be unsecured, boarded up window/door. Chapter 22, 22-176, 22-177, Sections 108.7 (Public nuisances) 108.8. (Vacant buildings), Section 202 (General definitions NUISANCE) paragraph (18), 301.3 (Vacant structures and land), 302.1 (Sanitation and storage of materials), 304.2 (Protective treatment), 304.6 (Exterior walls), 304.10 (Stairways, decks, porches and balconies), 304.14 (Insect screens), 304.20 (Skirting around foundations), 305.4 (Stairs and walking surfaces) Property and Building Maintenance Code as adopted and amended by the City of Winter Park.
(Officer Raphael)

Officer Raphael, Code Compliance Officer, presented a brief summary and photographs as evidence.
Discussion was held

Motion made by Dan McIntosh, seconded by John Hunt, finding the Respondent, Terri Bailey, Code Enforcement Board Case #13-1288 – 458 W. Comstock Ave., Winter Park, FL 32789, to find the respondent in violation of Chapter 22, 22-176,22-177,303.1,303.2,304.7 Property and Building Maintenance Code as adopted and amended by the City of Winter Park, FL.

The Respondent is ordered to obtain a building permit for repairing/replacing all siding and rotted wood, repair. Remove dilapidated fence (front porch), pressure wash, seal and paint exterior walls, remove all unsightly discarded articles from exterior of property, repair/replace all broken skirting to the rear, repair/replace electrical equipment that has been exposed, replace all broken windows and

doors, make all necessary steps to temporarily secure the structure from outside entry, immediately or obtain permit and demolish the structure within thirty (30) days of today's hearing. Failure to comply will result in a fine of \$250.00 per violation, per day the violation continues and or further direction followed allowing the City to demolish the structure after the 30 days if not in compliance by December 7, 2013.

The Respondent is further ordered to contact the City Code Enforcement Officer to verify compliance.

Motion passed, 6-0

#3 CC#13-1664 1335 Chapman Circle, Winter Park, FL 32789 – Larry R. Smith & Cheryl Lee Wilds Stagnant Pool Water. Chapter 22-176; 22-177 and Sec. 303.1 Stagnant Pool of the City of Winter Park Property Maintenance Code (Officer Raphael)

Officer Raphael, Code Compliance Officer, presented a brief summary and photographs as evidence. Discussion was held.

Motion made by Dan McIntosh, seconded by Carl Sanford, finding the Respondent, Larry R. Smith & Cheryl Lee Wilds, Code Enforcement Board Case #13-1664 – 1335 Chapman Cir., Winter Park, FL 32789, in violation of Chapter 22, 22-176, 22-177, 303.1 Property and Building Maintenance Code as adopted and amended by the City of Winter Park.

The respondents are ordered to clean and sanitize pool and ensure all pool systems are in good repair per city code OR shock and temporary board up the pool within 14 days. Failure to comply with this Order will cause a fine of \$250.00 per day to be assessed for each day the violation continues beyond November 21, 2013.

The Respondent is further ordered to contact the City Code Enforcement Officer to verify compliance.

Motion passed, 6-0

Old Business:

#1 CC#12-2301 – 705 W Lyman Ave. Winter Park, FL 32789 – Kaye Margaret.

Chapter 18, Section 18-17 (1) and Chapter 62. Section 62-96. (a) & (b) City of Winter Park Animal and Noise Section of the Code of Ordinance (Section Chief Hawkins)

Section Chief Hawkins, Code Compliance Section Chief, presented a brief summary and photographs as evidence. Discussion was held

Motion made by Dan McIntosh, seconded by Carl Sanford, finding the Respondent, Margaret, Kaye, Code Enforcement Board Case #12-2301 – 705 W. Lyman Ave., Winter Park, FL 32789, to find the

respondent in violation of Chapter 18, Section 18-17 (1) Chapter 62 Section 62-96 (a) & (b) of the Winter Park Code of Ordinances as adopted and amended.

The Respondent is ordered to take whatever corrective actions are necessary to eliminate the barking dog disturbances within 7 days of this hearing date. Failure to comply with this order a fine of \$150.00 per occurrence will be assessed for each Police Department verifiable incident report submitted to Code Compliance Section thereafter and that once the fines start accruing that the process with Orange County Animal Control be started by November 14, 2013.

The Respondent is further ordered to contact the City Code Enforcement Officer to verify compliance.

Motion passed, 6-0

#2

CC#13-770-575 Palmer Ave., Winter Park Florida 32789 Dupont Eugene W. IV.

Interior and exterior demolition performed without a permit. Owner applied for the permit but permit was never picked up. Abandoned construction site creating unsightly conditions. Chapter 22-27; 22-28; Sec. 105 Permits; 105.1 Required of the City of Winter Park Building Code. (Officer Porras)

Office Porras, Code Compliance Officer, presented a brief summary and photographs as evidence. Discussion was held

Motion made by John Hunt, seconded by Burley Adkins, finding the Respondent, Dupont, Eugene W. IV, Code Enforcement Board Case #13-770 - 575 Palmer Ave., Winter Park, FL 32789, in violation of Respondent is not compliance with Chapter 22-27; 22-28 and 105.1 Permit required of the City of Winter Park Building Code as adopted and amended.

As of November 7th, 2013 fine in the amount of \$8,888.51 have been assessed and from this date forward until the violation is removed, the City will fine you in the amount of \$250.00 per day.

The Respondent is further ordered to contact the City Code Enforcement Officer to verify compliance and pay fines.

Motion passed, 6-0

#3

CC#13-1285 742 Granville Drive, Winter Park, FL 32789- John R. Kirchner

Stagnant Pool Water. Chapter 22-176; 22-177 and Sec. 303.1 Stagnant Pool of the City of Winter Park Property Maintenance Code (Officer Porras)

Office Porras, Code Compliance Officer, presented a brief summary and photographs as evidence. Discussion was held

Motion made by John Hunt, seconded by Burley Adkins, finding the Respondent, **John R. Kirchner**, Code Enforcement Board Case #13-1285 – 742 Granville Drive., Winter Park, FL 32789, in violation of Respondent is not compliance with Chapter 22-176; 22-177 and Sec. 303.1 Stagnant Pool of the City of Winter Park Property Maintenance Code.

As of November 7th, 2013 fines in the amount of \$3476.81 have been assessed and from this date forward until the violation is removed, the City will fine you in the amount of \$150.00 per day.

The Respondent is further ordered to contact the City Code Enforcement Officer to verify compliance and pay fines.

Motion passed, 6-0

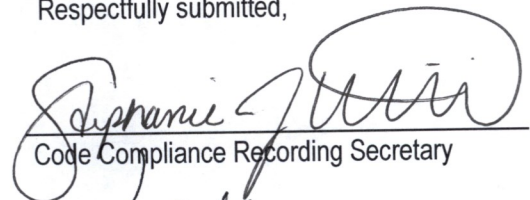
1. **Next Meeting Date:**

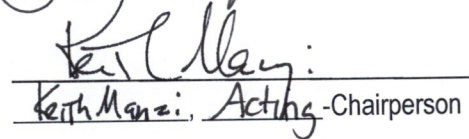
December 5, 2013

2. **Adjournment of Meeting:**

There being no further business, the meeting adjourned at 5:00 p.m.

Respectfully submitted,


Code Compliance Recording Secretary


Keith Manzi, Acting - Chairperson