

CODE ENFORCEMENT BOARD

City Commission Meeting Room

100 North Andrews Avenue

April 25, 2006

10:00 A.M – 12:20 P.M.

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From January 2006

<u>Board Members</u>	<u>Attendance</u>	<u>P</u>	<u>A</u>
Howard Elfman (alternate)	A		
Pat Hale, Chair	P	4	0
Sarah Horn	A	3	1
Sam Mitchell	P	4	0
John Phillips	P	4	0
Rixon Rafter, Vice Chair	P	4	0
Myrnabelle Roche	P	3	1
Jan Sheppard (alternate)	P		
Doug White (alternate)	A		
Bobby Young	P	4	0
 Bruce Jolly, Board Attorney	 P		

Staff Present

Assistant City Attorney  
Diana Cahill, Service Clerk  
Lynda Crase, Secretary, Code Enforcement Board  
Farida Mohammed, Clerk, Code Enforcement Board  
Robert Kisarewich, Fire Inspector  
Mohammed Malik, Building Inspector  
Bob Pignataro, Building Inspector  
Ken Reardon, Building Inspector  
Dallas Shumaker, Fire Inspector  
Wayne Strawn, Building Inspector  
Jamie Oppерlee, Recording Secretary

Also Present:

CE02091580: John Wilkes, owner's attorney  
CE05092124; CE05092015; CE05092038; CE05092046; CE05092051; CE05092093;  
CE05100037; CE05100446; CE05092144; CE05100033; CE05100048; CE05100074;  
CE05100097; CE05100374; CE05100380; CE05100382; CE05100391; CE05100394;  
CE05100462; CE05100465; CE05100467; CE05100471; CE05100474; CE05100479;  
CE05100483; CE05100484; CE05080204; CE05021843; CE05092124; CE05092015;  
CE05092038; CE05092046; CE05080204: Lawrence Wolk, attorney  
CE05092038; 05021843: Betsy Benson, attorney  
CE05100097: Tony Bernard, owner  
CE05092106; CE05092112; CE05092118; CE05081210; CE05080073; CE05080021;  
CE05080022; CE04111818: Larry Shendell, attorney

CE05092106; CE05092112; CE05092118; CE05092106; CE05092112; CE05092118;  
CE06030776: Neil Levinson, attorney  
CE04101430: Patrick Sullivan, owner, Mark Cervasio, Assistant Airport Manager, FXE; John  
Vaughn, architect  
CE03010790: Joan Kuntz, Regional Director for properties for Sheltair; Mark Cervasio, FXE  
CE00062070: Joseph Titone, attorney  
CE03120005: John Bria, owner  
CE05092038: CE05092144: CE05100391: Amy McGrotty, attorney  
CE05092106; CE05092112; CE05092118; CE05081210; CE05080073; CE05080021;  
CE05080022; CE04111818: Simeon Jacobs, contractor  
CE06030776: Sheryl McLeon, president, Paul McLeon, agent  
CE03120005; CE98060857: Bruce Barr, attorney  
CE04081702: Alex Charfen, owner  
CE05032069: Frederick Gushue, owner's representative; Michael Hirsch, attorney  
CE04121389: Randolph Carini, association president; Edward Darragh, attorney  
CE03101792: Alan Kozich, engineer; Robert Wickman, owner  
CE05090715; Mary Grace, owner  
CE02091580: Vincent Fazio, owner  
CE0301070: Joan Kuntz, association representative

Chair Hale called the meeting to order at 10:07 a.m., introduced the Board and explained the procedure for the hearing.

All individuals wishing to speak on any of the cases on today's agenda were sworn in.

**Reference CE00062070**

Maria Pikuta

104 Southeast 11<sup>th</sup> Avenue

Massey Hearing/Request to Vacate Order

Ms. Mohammed announced that the case was first heard on 2/27/01 with compliance ordered by 4/24/01. The property was complied and fines had accrued to \$119,800. The City was requesting vacation of the 5/25/04 order to impose the fine due to improper service.

**Motion** made by Mr. Rafter, seconded by Mr. Phillips, to vacate the order. Board unanimously approved.

Ms. Mohammed said the City was requesting a continuance to June 27, 2006 for the Massey hearing.

The Assistant City Attorney confirmed that service for the Massey hearing was improper, not service notifying the owner of the original violations. Mr. Titone, attorney for the owner, said he would work with the City Attorney's office to resolve the issue by June.

**Motion** made by Mr. Rafter, seconded by Mr. Phillips, to grant a 60-day continuance to the June 27, 2006 hearing. Board unanimously approved.

**Reference CE98060857**

Edward and Karen Stricklin  
820 West Las Olas Boulevard

Continued from February 28, 2006

Ms. Mohammed announced that this case was first heard 11/24/98 with compliance ordered by 1/23/99. The property was complied and fines had accrued to \$76,800. Ms. Mohammed added that this case was continued from February 28, 2006.

Mr. Bruce Barr, attorney for the owners, testified that Mr. Stricklin was back in the hospital and requested another continuance to May 23, 2006. Mr. Barr wanted clarification from Mr. Jolly regarding service; he felt that the owner was never served properly in November 1998. Mr. Jolly advised him to discuss this with the City Attorney. Mr. Barr said he would recommend ways Mr. Stricklin could resolve the issue if he was still unable to attend the May hearing.

**Motion** made by Mr. Phillips, seconded by Mr. Rafter, to grant a 30-day continuance to May 23, 2006. Board unanimously approved.

**Reference CE03040989**

Edward and Karen Stricklin  
820 West Las Olas Boulevard

Continued from February 28, 2006

Ms. Mohammed announced that the case was first heard on 2/24/04 with compliance ordered by 3/25/04. The property was complied and fines had accrued to \$55,100.

**Motion** made by Mr. Phillips, seconded by Mr. Rafter, to grant a 30-day continuance to May 23, 2006. Board unanimously approved.

**Reference CE03101792**

New River Dry Dock Inc.  
2200 Marina Bay Drive East

Request for Extension

Ms. Mohammed announced that this case was first heard on 11/25/03 with compliance ordered by 12/10/03; on 1/27/04 the date was extended to 5/26/04; on 5/25/04 the date was extended to 8/25/04; on 8/24/04 the date was extended to 2/22/05; on 2/22/05 the date was extended to 8/23/05; on 8/23/05 the date was extended to 2/28/06; on 2/28/06 the date was extended to 3/28/06; on 3/28/06 the date was extended to 4/25/06. The property was not complied and fines that had accrued from 12/11/03 to 8/24/04; there were no current fines.

Mr. Alan Kozich, architectural engineer, explained that the boat sale had fallen through and the boat would be donated and used as a reef; the removal would probably take place within 30 days. He requested a 60-day extension to remove the boat. Regarding the building, Mr. Kozich explained that the demolition permit application was with the Building Department and they hoped to demolish the building within 30 days.

Mr. Robert Kisarewich, Fire Inspector, said the fire marshal had opposed the last extension and opposed this one as well. Mr. Wayne Strawn, Building Inspector, agreed with Inspector Kisarewich, noting that the boat was an NFPA problem, and as long as it was present, the property was still considered a marina. Inspector Strawn noted that the building code issues were complied; only the fire code violations remained. Inspector Kisarewich said he was concerned about the interior furnishings of the boat and asked that the boat be stripped after it was removed from the premises.

Chair Hale asked Mr. Kozich who would accept ownership of and tow the boat; Mr. Kozich could not recall the name of the organization. Mr. Bob Whitman, president of New River Dry Dock, assured

the Board that the boat could not possibly catch fire. Mr. Whitman confirmed that the sale had fallen through approximately two weeks ago. Mr. Mitchell reminded Mr. Whitman that at the prior hearing, Mr. Kozich had promised the Board that the boat's removal would begin two weeks from that date. Mr. Whitman could not recall the name of the party who would accept the boat either.

**Motion** made by Mr. Mitchell, seconded by Mr. Rafter, to grant a 30-day extension to May 23, 2006. In a voice vote, motion passed 5 – 1 with Mr. Mitchell opposed and Mr. Phillips abstaining.

**Reference CE03010790**

Sheltair

Request for Abatement

5320 Northwest 20<sup>th</sup> Terrace

Ms. Mohammed announced that this case was originally heard on 3/25/03 with compliance ordered by 7/23/03. The property was complied and fines had accrued in the amount of \$9,600.

Joan Kuntz, Regional Director for properties for Sheltair, stated that all egress and access issues had been corrected in 2003 and requested abatement of the fines.

Mr. Robert Kisarewich, Fire Inspector, stated Inspector Spence-Brown had informed him that she had no objection to abatement of the fine.

**Motion** made by Mr. Phillips, seconded by Ms. Roche, to reduce the fine to \$100. Board unanimously approved.

**Reference: CE04101430**

Performance Trading, Inc.

Request for Extension

2800 Northwest 62<sup>nd</sup> Street

Ms. Mohammed announced that this case was originally heard on 11/23/04 with compliance ordered by 1/25/05; on 1/25/05, the date was extended to 2/22/05; on 2/22/05, the date was extended to 6/28/05; on 7/26/05 the date was extended to 9/27/05; on 9/27/05 the date was extended to 10/25/05; on 1/24/06 the date was extended to 4/25/06. The property was not complied and fines had accrued in the amount of \$351,000.

Mr. John Vaughn, architect, explained that he had made changes to the plans per Inspector Pignataro's suggestions and requested a 180-day extension. Mr. Patrick Sullivan, owner, said they had made significant progress.

Mr. Bob Pignataro, Building Inspector, confirmed the submission of revised plans and agreed that they were making progress. Mr. Sullivan informed the Board that performing boat repairs outside was permitted if the activity was screened from view. Inspector Pignataro said the code did not permit the outside repairs, and that the wall must be solid, not a hedge.

Mr. Vaughn stated he had spoken to David Gennaro, Senior Landscape Inspector, about using a hedge instead of a solid wall, and had received permits with the hedge in the drawings. Mr. Vaughn said he would confirm that the hedge was allowed instead of a solid wall; if they were not, he agreed to install a solid wall.

Mr. Mark Cervasio, Assistant Airport Manager, FXE, said the wall had been an issue for some time. The owner had also installed a driveway that was inconsistent with the approved site plan and they had been asking the owner to remove it for some time.

Inspector Pignataro suggested the Board require the owner to return with a signed letter from the head of the Zoning Department exempting him from the solid wall requirement in favor of the hedge.

**Motion** made by Mr. Young, seconded by Mr. Phillips, to grant a 180-day extension to October 24, 2006. In a roll call vote, motion passed 4 – 3 with Mr. Mitchell, Mr. Phillips and Ms. Sheppard opposed.

**Reference CE04121389**

Colony Terrace Apartments Co-Op  
1920 Northeast 21<sup>st</sup> Court

Request for Abatement

Ms. Mohammed announced that this case was originally heard on 3/22/05 with compliance ordered by 9/27/05; on 1/24/06 the date was extended to 4/25/06. The property was complied and fines had accrued in the amount of \$5,900.

Mr. Edward Darragh, attorney, stated that the work was now complete and requested abatement of the fines.

Mr. Mohammed Malik, Building Inspector, testified that the violations were complied and he had no objection to abatement of the fines. The owner had hired a contractor right away, but the contractor had been delayed getting the final inspection.

**Motion** made by Mr. Phillips, seconded by Mr. Mitchell, to abate the fine. Board unanimously approved.

**Reference: CE04081702**

Alex Charfen  
1135 Northeast 12<sup>th</sup> Avenue

Request for Extension

Ms. Mohammed announced that this case was originally heard on 5/24/05 with compliance ordered by 8/23/05; on 9/27/05, the date was extended to 1/24/06; on 2/28/06, the date was extended to 4/25/06. Fines accrued from 1/25/06 to 2/28/06 had been abated. The property was not complied and fines had accrued in the amount of \$6,800.

Mr. Alex Charfen, owner, informed the Board that the sale he had mentioned at the prior hearing had fallen through. Mr. Charfen said he had hired JBPE to draw plans for the property and Sean Flanigan as general contractor. Mr. Charfen requested an additional 90 days.

Mr. Mohammed Malik, Building Inspector, said he would leave it to the Board's discretion whether to grant another extension. He felt Mr. Charfen would need at least another 6 months because of the permit backup at the Building Department.

**Motion** made by Ms. Roche, seconded by Mr. Phillips, to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE03120005**

John & Georgiann Bria  
219 Southwest 21<sup>st</sup> Terrace

Massey Hearing/Request for Extension

Ms. Mohammed announced that this case was first heard on 3/23/04, with compliance ordered by 7/21/04. On 7/27/04, the date was extended to 11/24/04; on 1/25/05, the date was extended to 3/26/05; on 3/22/05 the date was extended to 5/24/05; on 5/24/05 the date was extended to 8/23/05; on 9/27/05 the date was extended to 11/22/05; on 2/28/06 the date was extended to 4/25/06. Fines accrued between 11/23/05 and 1/24/06 had been abated. The property was not complied and fines had accrued in the amount of \$20,000.

Mr. John Bria, owner, informed the Board that the contractor had been dealing with the last item on the plans and the City had lost his entire file; he had then resubmitted his plans. He had spoken with Inspector Reardon, who advised him to request another 90 days.

Mr. Ken Reardon, Building Inspector, recommended a 90-day extension because of the delays at the Building Department.

**Motion** made by Mr. Phillips, seconded by Mr. Rafter, to grant a 90-day extension to July 25, 2006. Board unanimously approved.

**Reference CE05032069**

ISCO Properties Inc.  
1291 Northwest 65<sup>th</sup> Place

Request for Extension

Ms. Mohammed announced that the case was first heard on 9/27/05 with compliance ordered by 1/24/06. The property was not complied and fines had accrued to \$20,250.

Mr. Michael Hirsch, the owner's attorney, said the owner had hired an engineer to create plans to "scale back" the mezzanine, but in the process had discovered that the mezzanine was, in fact, not a violation because it was smaller than Inspector Spence-Brown had thought. He referred to a report in Inspector Spence-Brown's file and requested abatement of the fine and dismissal of the case.

Mr. Robert Kisarewich, Fire Inspector, stated that the mezzanine was still a violation because it was installed without a permit. The Assistant City Attorney referred to the corrective action on the Board's first order dated October 4, 2005, requiring an after-the-fact permit for the construction of the mezzanine. The Board agreed that further research was required to determine whether a permit had ever been pulled.

Mr. Frederick Gushue, owner's representative; said he helped "homeowners who have permits that have been abandoned by contractors, and we go back and try to help them." He said he had researched the code violations and permits, and all permits on the property were "in order" and "closed out." Mr. Phillips asked Mr. Gushue if he was an architect, engineer or general contractor or if he had any documentary proof with him today and Mr. Gushue admitted that he was none of those things and had no documents with him. Mr. Phillips felt Mr. Gushue was not competent to testify.

**Motion** made by Mr. Rafter, seconded by Mr. Phillips, to grant a 60-day extension to June 27, 2006. Board unanimously approved.

**Reference CE02091580**

Hammocks at Edgewood Developers      Request for Extension  
2807 Southwest 15<sup>th</sup> Avenue

Ms. Mohammed announced that this case was originally heard on 5/25/04 with compliance ordered by 9/25/04 and 5/24/05; on 10/26/04 the date was extended to 5/25/05; on 5/24/05 the date was extended to 6/28/05; on 6/28/05 the date was extended to 1/26/06; on 1/24/06 the date was extended to 2/28/06; on 2/28/06 the date was extended to 3/28/06; on 3/28/06 the date was extended to 4/25/06. The property was not complied and fines had accrued in the amount of \$15,000

Mr. John Wilkes, the owner's attorney, confirmed that they had eliminated all occupied mobile home units except for the security and maintenance trailers. Mr. Wilkes said he had met with Inspectors Kisarewich and Strawn and they felt some of the trailers were too close to each other and presented a fire issue. Mr. Wilkes requested another 60 days to resolve all issues and fully comply the property.

Mr. Wayne Strawn, Building Inspector, confirmed that evacuation of the park was almost complete. The outstanding violations at the property concerned the fact that the trailers still located on the property had been altered without permits. Mr. Wilkes confirmed that there were 41 units left on the property. Inspector Strawn stated that according to code, all trailers must be off the property to comply, but since there were no life safety issues, he did not object to another extension.

Mr. Robert Kisarewich, Fire Inspector, said he did not object to a 60-day extension.

**Motion** made by Mr. Phillips, seconded by Mr. Rafter to grant a 60-day extension to June 27, 2006. Board unanimously approved.

**Reference CE06030776**

Capital Innovations Inc.  
812 Northwest 15<sup>th</sup> Terrace

Sec. 47-20.20 H: Parking area in disrepair;  
Sec. 47-21.9 G.1: Code-required landscaping;  
FBC 105.1: Work without permits;  
FBC 105.2.11: Installations/alterations without permits; FBC 105.2.4: Water heater installed without permits; FBC 1612.1.2: Inadequate construction; FBC 1626.1: Inadequate windows installed; FBC 2319.4: Spliced support beam; FBC R403.1: Inadequate construction design

Ms. Mohammed announced that certified mail addressed to the registered agent was accepted on April 10, 2006.

Mr. Wayne Strawn, Building Inspector, stated the violations still existed as cited and presented photos of the property to the Board. He explained that this was a follow-up to a 2003 case regarding many of the same violations. The building had gone into foreclosure in 2003 and the liens were extinguished.

The Assistant City Attorney acknowledged that this was a very confusing case and suggested they concentrate on this case, not the older cases against the property.

Mr. Paul Nelson, agent for Capital Innovations, stated there was a release of lien for prior cases in the amount of \$137,750 paid to the City and another \$15,760 was paid to the City for various liens against the property, therefore the City was indemnified prior to the property foreclosure. Inspector Strawn stated that this payment was related to the 1999 case, not this one. The Assistant City Attorney informed the Board that this payment was made by a third party for the 1999 case, not this one, and was prior to Capital Innovations' interest in the property.

Inspector Strawn informed the Board that Capital Innovations had not pulled any permits, done any work, or even submitted any plans for the property yet. Mr. Paul Nelson, owner, stated that the property had changed hands in December 2004. Cheryl Nelson, owner, stated that three of the units were currently occupied for approximately three months. Mr. Nelson said they had purchased the property at a foreclosure sale in 2004 and were served by a mortgage company in 2005, saying it had a superior interest to the lien. At the closing, the plaintiff's attorney had assured them the title was clear, so when the mortgage company demanded the additional money, the attorney had paid this himself. Mr. Nelson told the Board that they had cleared the property of vagrants and drug dealers since they purchased it. He requested a 180-day continuance.

Ms. Roche was concerned about the building supports because the building was occupied. Inspector Strawn explained that the code provided a wide margin for engineering issues. Even though the footings were technically inadequate, Inspector Strawn did not feel they were unsafe and noted that this was how the building was originally constructed and had stood since approximately 1960. Since there were no life safety issues, he had no objection to 180 days, but wanted the Board to find that the violations existed. The Assistant City Attorney also wanted the Board to find that the violations existed.

**Motion** made by Mr. Phillips, seconded by Mr. Young, to continue the case for 180 days to October 24, 2006. In a roll call vote, motion failed 3 – 4 with Mr. Mitchell, Ms. Roche, Mr. Young and Chair Hale opposed.

**Motion** made by Mr. Phillips, seconded by Mr. Mitchell, to order compliance within 180 days, by October 24, 2006, or a fine of \$50 per day, per violation would be imposed and to record the order. In a roll call vote, the Board unanimously approved.

**Reference CE05090715**

Sunlight Investments Inc.  
2615 Davie Boulevard

Request for Extension

Ms. Mohammed announced that this case was originally heard on 1/24/06 with compliance ordered by 3/28/06. The property was not complied and fines had accrued to \$8,100.

Ms. Mary Grace, owner, informed the Board that she had applied for a permit and said there was only one tenant on the property.

Mr. Dallas Shumaker, Fire Inspector, stated that only Section FBC 104.1.1 was still in violation; the other two original violations were complied. He felt Ms. Grace would need another 30 days to



comply Section 104.1.1. Ms. Grace was worried that the permit process would take more than 30 days.

**Motion** made by Mr. Phillips, seconded by Mr. Young to grant a 90-day extension to July 25, 2006. Board unanimously approved.

Ms. Mohammed announced that all cases at the 720 Northeast 13th Court address would be heard together:

**Reference CE05092124**

Villa Sun Ray Condo Association  
720 Northeast 13<sup>th</sup> Court

Request for Extension

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

Lawrence Wolk, Villa Sun Ray attorney, informed the Board that they had already submitted the as-builts and they were only waiting for structural approval. He requested a 180-day extension.

Mr. Bob Pignataro, Building Inspector, had no objection to a 180-day extension.

**Motion** made by Mr. Rafter, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05092015**

Michael Bland  
720 Northeast 13<sup>th</sup> Court #1

Request for Extension

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Rafter, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05092038**

Pablo Martin  
720 Northeast 13<sup>th</sup> Court #2

Request for Extension

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Rafter, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05092046**

Jamie Schetter  
720 Northeast 13<sup>th</sup> Court #3

Request for Extension

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Rafter, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05092051**

Erik Von Karaschand

Request for Extension

720 Northeast 13<sup>th</sup> Court #4

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Rafter, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05092093**

Marc Kantor

Request for Extension

720 Northeast 13<sup>th</sup> Court #5

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Rafter, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

Ms. Mohammed announced that all of the cases at the 728 Northeast 13th Court would be heard together:

**Reference CE05100037**

Villa Sun Ray Condo Association

Request for Extension

728 Northeast 13<sup>th</sup> Court

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

Mr. Lawrence Wolk, attorney, requested a 180-day extension for these properties as well.

**Motion** made by Mr. Mitchell, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05092144**

Bruce Darcy

Request for Extension

728 Northeast 13<sup>th</sup> Court #6

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Mitchell, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05100033**

John Weiss & Mark Lobar  
728 Northeast 13<sup>th</sup> Court #7

Request for Extension

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Mitchell, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05100048**

Frank Rubino  
728 Northeast 13<sup>th</sup> Court #8

Request for Extension

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Mitchell, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05100074**

Kenneth Goodwin & Jesus Magarinos  
728 Northeast 13<sup>th</sup> Court #9

Request for Extension

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Mitchell, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05100097**

Tony Bernard  
728 Northeast 13<sup>th</sup> Court #10

Request for Extension

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Mitchell, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05100374**

Sandra Sullivan  
728 Northeast 13<sup>th</sup> Court #11

Request for Extension

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Mitchell, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05100380**

Kevin Irish & Michael McClure  
728 Northeast 13<sup>th</sup> Court #12

Request for Extension

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Mitchell, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05100382**

Kevin Irish  
728 Northeast 13<sup>th</sup> Court #13

Request for Extension

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Mitchell, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05100391**

Carlos Bastidas  
728 Northeast 13<sup>th</sup> Court #14

Request for Extension

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Mitchell, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

Ms. Mohammed announced that all of the cases at the 736 Northeast 11th Court address would be heard together:

**Reference CE05100446**

Villa Sun Ray Condo Association  
736 Northeast 13<sup>th</sup> Court

Request for Extension

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

Mr. Lawrence Wolk, attorney, requested a 180-day extension for these properties as well.

**Motion** made by Mr. Phillips, seconded by Mr. Rafter to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05100394**

Sidney Jamila

Request for Extension

736 Northeast 13<sup>th</sup> Court #15

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Phillips, seconded by Mr. Rafter to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05100462**

Mark Kantor

Request for Extension

736 Northeast 13<sup>th</sup> Court #16

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Phillips, seconded by Mr. Rafter to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05100465**

Miguel Mato-Camacho

Request for Extension

736 Northeast 13<sup>th</sup> Court #17

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Phillips, seconded by Mr. Rafter to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05100467**

Michael Robinson

Request for Extension

736 Northeast 13<sup>th</sup> Court #18

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Phillips, seconded by Mr. Rafter to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05100471**

Charley's Columbian LLC

Request for Extension

736 Northeast 13<sup>th</sup> Court #19

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Phillips, seconded by Mr. Rafter to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05100474**

Ana Aubry & Miguel Schiaffino  
736 Northeast 13<sup>th</sup> Court #20

Request for Extension

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Phillips, seconded by Mr. Rafter to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05100479**

Ray Schindler & William Lackey  
736 Northeast 13<sup>th</sup> Court #21

Request for Extension

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Phillips, seconded by Mr. Rafter to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05100483**

Ronald Walker  
736 Northeast 13<sup>th</sup> Court #22

Request for Extension

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Phillips, seconded by Mr. Rafter to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05100484**

Sidney Jamila  
736 Northeast 13<sup>th</sup> Court #23

Request for Extension

Ms. Mohammed announced that this case was first heard on 1/24/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Phillips, seconded by Mr. Rafter to grant a 180-day extension to October 24, 2006. Board unanimously approved.

Ms. Mohammed announced that all of the cases at the 758 Northeast 13th Court address would be heard together:

**Reference CE05092106**

Paul Salmon

758 Northeast 13<sup>th</sup> Court #3

Request for Extension

Ms. Mohammed announced that this case was first heard on 2/28/06 with compliance ordered by 4/25/06.

Mr. Simeon Jacobs, contractor, informed the Board that the only remaining issue was the permit to remove the pavers; this was completed on April 7 but had not yet been inspected. He requested an additional 180 days.

**Motion** made by Mr. Rafter, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05092112**

Noah Kitty

758 Northeast 13th Court #4

Request for Extension

Ms. Mohammed announced that this case was first heard on 2/28/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Rafter, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05092118**

Jose Garces

758 Northeast 13th Court #6

Request for Extension

Ms. Mohammed announced that this case was first heard on 2/28/06 with compliance ordered by 4/25/06.

**Motion** made by Mr. Rafter, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05081210**

Asoka Condo Association Inc.

1330 Holly Heights Drive

Request for Extension

Ms. Mohammed announced that this case was first heard on 9/27/05 with compliance ordered by 10/25/05; on 1/24/06 the date was extended to 4/25/06. The case was not complied and fines that had accrued from 10/26/05 to 1/24/06 had been abated; there were no current fines on the property.

Mr. Simeon Jacobs, contractor, said only five doors needed replacement; he had applied for the permit on March 16 but had not received it yet. He requested a 180-day extension.

**Motion** made by Mr. Phillips, seconded by Mr. Rafter to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05080073**

Asoka Condo Association Inc.  
1336 Holly Heights Drive

Request for Extension

Ms. Mohammed announced that this case was first heard on 9/27/05 with compliance ordered by 10/25/05. The case was not complied and fines that had accrued from 10/26/05 to 1/24/06 had been abated; there were no current fines on the property.

Mr. Simeon Jacobs, contractor, requested a 180-day extension.

**Motion** made by Mr. Rafter, seconded by Mr. Phillips to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05080204**

Christopher Cartwright  
1341 Holly Heights Drive

Request for Extension

Ms. Mohammed announced that this case was first heard on 9/27/05 with compliance ordered by 10/25/05; on 1/24/06 the date was extended to 4/25/06. The case was not complied, fines that had accrued from 10/26/05 to 1/24/06 had been abated and there were no current fines on the property.

Mr. Lawrence Wolk, the developer's attorney, informed the Board that all of the permits had been issued. He wanted inspector Pignataro to view the property before they proceeded any further. Mr. Wolk requested a 180-day extension.

**Motion** made by Mr. Phillips, seconded by Mr. Rafter to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05080021**

Asoka Condo Association  
1342 Holly Heights Drive

Request for Extension

Ms. Mohammed announced that this case was first heard on 9/27/05 with compliance ordered by 10/25/05; on 1/24/06 the date was extended to 4/25/06. The case was not complied, fines that had accrued from 10/26/05 to 1/24/06 had been abated and there were no current fines on the property.

Mr. Larry Shendell, attorney, requested an additional 180 days to comply.

**Motion** made by Mr. Phillips, seconded by Mr. Rafter to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05080022**

Asoka Condo Association  
1348 Holly Heights Drive

Request for Extension

Ms. Mohammed announced that this case was first heard on 9/27/05 with compliance ordered by 10/25/05; on 1/24/06 the date was extended to 4/25/06. The case was not complied, fines that had accrued from 10/26/05 to 1/24/06 had been abated and there were no current fines on the property.



Mr. Simeon Jacobs, contractor, requested a 180-day extension for this property as well.

**Motion** made by Mr. Phillips, seconded by Mr. Rafter to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE05021843**

Christopher Cartwright  
1351 Holly Heights Drive

Request for Extension

Ms. Mohammed announced that this case was first heard on 9/27/005 with compliance ordered by 10/25/05; on 1/24/06 the date was extended to 4/25/06. The case was not complied, fines that had accrued from 10/26/05 to 1/24/06 had been abated and there were no current fines on the property.

Mr. Larry Wolk, attorney, requested a 180-day extension.

**Motion** made by Mr. Rafter, seconded by Ms. Sheppard, to grant a 180-day extension to October 24, 2006. Board unanimously approved.

**Reference CE04111818**

1470 Dixie LLC  
1470 North Dixie Highway

Request for Extension

Ms. Mohammed announced that this case was first heard on 9/27/05 with compliance ordered by 10/25/05; on 1/24/06 the date was extended to 4/25/06. The case was not complied, fines that had accrued from 10/26/05 to 1/24/06 had been abated and there were no current fines on the property.

Mr. Simeon Jacobs, contractor, said the property was complied and he would meet with Inspector Pignataro on Thursday to reinspect.

Mr. Bob Pignataro, Building Inspector, had no objection to a 30-day extension.

**Motion** made by Mr. Phillips, seconded by Ms. Sheppard, to grant a 30-day extension to May 23, 2006. Board unanimously approved.

**Reference CE05081212**

Andre Tonico  
1020 Northwest 9<sup>th</sup> Avenue

Massey Hearing

Ms. Mohammed announced that this case was originally heard on 9/27/05 with compliance ordered by 11/22/05. The property was complied and fines had accrued in the amount of \$11,250.

Mr. Dallas Shumaker, Fire Inspector, confirmed that the property was complied and said he was not opposed to abatement, but felt the City should receive some compensation for administrative costs.

**Motion** made by Mr. Mitchell, seconded by Mr. Rafter, to find that the property was not complied by the ordered date and to impose the fine of \$11,250. In a roll call vote, the motion passed 5 – 2 with Mr. Phillips and Ms. Sheppard opposed.

**Reference CE03091766**

William & Electra Cone  
1028 Northwest 6<sup>th</sup> Street

Massey Hearing

Ms. Mohammed announced that this case was first heard on 10/28/03 with compliance ordered by 1/26/04. The property was complied and fines had accrued to \$2,500.

Ms. Mohammed stated that the owner's attorney had requested a continuance, as he would be in court until May 25, 2006.

**Motion** made by Mr. Rafter, seconded by Mr. Phillips, to grant a 60-day extension to June 27, 2006. Board unanimously approved.

**Approval of Meeting Minutes**

**Motion** made by Mr. Phillips, seconded by Ms. Sheppard, to approve the minutes of the March 2006 meeting. Board unanimously approved.

**Cases Complied**

Ms. Mohammed announced that the below listed cases were complied. Additional information regarding respondents, violations, etc. can be found in the agenda, which is incorporated into this record by reference:

CE06031930

There being no further business to come before the Board, the meeting adjourned at 12:20 P.M.

ATTEST:

  
CLERK, CODE ENFORCEMENT BOARD

  
CHAIRPERSON, CODE ENFORCEMENT BOARD

NOTE: The agenda associated with this meeting is incorporated into this record by reference.