

CITY OF WINTER SPRINGS, FLORIDA
MINUTES
CODE ENFORCEMENT BOARD
REGULAR MEETING
MAY 22, 2018

CALL TO ORDER

The Regular Meeting of Tuesday, May 22, 2018 of the Code Enforcement Board was called to Order by Chairperson Matthew Criswell at 5:33 p.m., in the East Training Room of the Municipal Building (City Hall, 1126 East State Road 434, Winter Springs, Florida 32708).

Roll Call:

Chairperson Matthew Criswell, present
Vice-Chairperson Gregg Roero, present
Board Member Carole Giltz, present
Board Member Maurice Kaprow, present
Board Member Bill Poe, present
Board Member Dennis Robinson, present
Board Member Suzanne Walker, present
Senior City Attorney Jennifer Nix, present,
Assistant to the City Clerk Antonia DeJesus, present

A moment of silence was held followed by the Pledge of Allegiance.

Regarding changes to the Agenda, Captain Chris Deisler, Code Enforcement Division, Police Department, pulled **PUBLIC HEARINGS – NEW CASE “502”** as the Respondent came into Compliance.

Brief comments.

Assistant to the City Clerk Antonia DeJesus swore in those who would be providing Testimony during tonight’s Meeting.

INFORMATIONAL AGENDA

INFORMATIONAL
100. Not Used

CONSENT AGENDA

CONSENT

200. Office of the City Clerk

The Office Of The City Clerk Requests The Code Enforcement Board Review And Approve The February 27, 2018 Code Enforcement Board Regular Meeting Minutes.

REGARDING THE MINUTES FROM THE LAST MEETING, “I RECOMMEND APPROVAL, AS CIRCULATED.” MOTION BY BOARD MEMBER POE. SECONDED BY BOARD MEMBER ROERO. DISCUSSION.

VOTE:

BOARD MEMBER ROBINSON: AYE

VICE-CHAIRPERSON ROERO: AYE

BOARD MEMBER WALKER: AYE

BOARD MEMBER KAPROW: AYE

CHAIRPERSON CRISWELL: AYE

BOARD MEMBER GILTZ: AYE

BOARD MEMBER POE: AYE

MOTION CARRIED.

PUBLIC HEARINGS AGENDA – CONTINUED CASES

PUBLIC HEARINGS – CONTINUED CASES

300. Not Used

PUBLIC HEARINGS AGENDA – REPEAT CASES

PUBLIC HEARINGS – REPEAT CASES

400. Not Used

PUBLIC HEARINGS AGENDA – NEW CASES

PUBLIC HEARINGS – NEW CASES

500. Code Enforcement Division – Police Department

CASE #2018CE000072

Irma Rodriguez

110 North Devon Avenue

Winter Springs, Florida 32708

City Code: 13-2.(b) Junk And Debris

Inspector: Captain Chris Deisler

Captain Deisler introduced the Case and testified, “Somewhere after the first of the year, on January 11th of 2018, I noticed that this yard had some junk and debris scattered throughout; old wood/tree debris in the front yard and other unsightly materials. A Notice of Code Violation was prepared and mailed but we got it back unclaimed. Accordingly, we posted the NCV (Notice of Code Violation) at the residence on February 12, 2018; however, these conditions have remained the same even to today. I believe this house is now vacant and nothing is really being done to it.

The Notice of Code Board hearing was prepared and it was also returned unclaimed. We posted the Notice at the house and here at City Hall March 21st of this year. And even to today, I have not had contact with anyone.”

Photographs were shown from “WS-1” followed by comments.

Concluding, Captain Deisler stated, “I recommend the property come into Compliance by the 26th of June or a Fine of a hundred dollars (\$100.00) a day be assessed if found in Non-Compliance.”

Brief comments.

Note: The Respondent was not present.

“I MOVE TO FIND THE RESPONDENT IN VIOLATION OF THE CITY CODE AND ORDER THAT THE RESPONDENT BE GIVEN UNTIL JUNE 26 [2018] TO CORRECT THE VIOLATION. IN THE EVENT THE RESPONDENT FAILS TO - COMPLY BY THIS DATE, A FINE IN THE AMOUNT OF A HUNDRED DOLLARS (\$100.00) A DAY SHALL BE IMPOSED FOR EACH DAY THE VIOLATION CONTINUES THEREAFTER.” MOTION BY VICE-CHAIRPERSON ROERO.

IT WAS ACKNOWLEDGED THAT THE RESPONDENT WAS NOT PRESENT.

SECONDED BY BOARD MEMBER ROBINSON. DISCUSSION.

VOTE:

BOARD MEMBER GILTZ: AYE
BOARD MEMBER ROBINSON: AYE
BOARD MEMBER POE: AYE
VICE-CHAIRPERSON ROERO: AYE
BOARD MEMBER WALKER: AYE
BOARD MEMBER KAPROW: AYE
CHAIRPERSON CRISWELL: AYE
MOTION CARRIED.

PUBLIC HEARINGS – NEW CASES

501. Code Enforcement Division – Police Department

CASE #2018CE000429

LLUM, LLC

629 David Street

Winter Springs, Florida 32708

City Code: 9-374. - Posting Of Numbers.

City Code: 13-2.(b) Junk And Debris

IPMC: 302.1 Sanitation.

IPMC: 304.13 Windows, Skylights And Door Frames.

Inspector: Captain Chris Deisler

After introducing the Case, Captain Deisler testified, “On March 5th of this year, I investigated an online complaint about this property from a neighbor; the complaint stemmed around excessive amounts of household garbage being essentially stored in the backyard. I found a toter in the backyard full of trash; it was clearly being invaded by raccoons and the like.

Loose trash and debris was everywhere, there was a tire in the backyard, a shopping cart, other items of junk strewn throughout the property. Some stacks of paper blocks on the – east side of the house, some old sand bags in the driveway, the numbers were also not posted to Code standards. There was a broken window on the west side of the house that was basically patched with a cardboard box; this is also a rental property so we had to Notice the owner and the registered agent – was received by both – entities on March 16th.”

Captain Deisler continued, “By the required correction date on the Notice of Code Violation of April 10th, there were some articles of trash picked up, but the Violations persisted as a whole. Henceforth, we’ve mailed the Code Board hearing Notice on April 3rd of this year.”

Further, Captain Deisler commented on the Violations and noted, “None of the Violations were corrected by the time on the Notice of Code Violation.”

Photographs were shown from “WS-1” followed by comments.

Captain Deisler concluded, “I recommend the property come into Compliance by June 26, 2018 or a Fine of two hundred and fifty dollars (\$250.00) a day be established. If found in Non-Compliance, on a side note, no more than an hour prior to this meeting, I actually spoke with the property manager, it was a representative of the owner who lives out of state.”

Following brief comments about the Respondent, Captain Deisler noted, “I think they intend to move forward with taking some solid action on getting it straightened out.” Additional remarks.

Note: The Respondent was not present.

“I MOVE TO FIND THE RESPONDENTS IN VIOLATION OF THE CITY CODE AND ORDER THAT THE RESPONDENTS BE GIVEN UNTIL JUNE 26, 2018 TO CORRECT THE VIOLATION. IN THE EVENT THE RESPONDENTS FAIL TO COMPLY BY THIS DATE, A FINE IN THE AMOUNT OF TWO HUNDRED AND FIFTY DOLLARS (\$250.00) SHALL BE IMPOSED FOR EACH DAY THE VIOLATION CONTINUES THEREAFTER.” MOTION BY BOARD MEMBER GILTZ. SECONDED BY BOARD MEMBER WALKER. DISCUSSION.

VOTE:

**BOARD MEMBER WALKER: AYE
BOARD MEMBER GILTZ: AYE
BOARD MEMBER KAPROW: AYE
BOARD MEMBER ROBINSON: AYE
CHAIRPERSON CRISWELL: AYE
BOARD MEMBER POE: AYE
VICE-CHAIRPERSON ROERO: AYE
MOTION CARRIED.**

PUBLIC HEARINGS – NEW CASES

502. Code Enforcement Division – Police Department

CASE #2018CE000464

Gregory And Kelly Fredrickson

111 Tarpon Circle

Winter Springs, Florida 32708

City Code: 6-195. - Maintenance Of Fences Or Walls.

City Code: 13-2.(b) Outdoor Storage

Inspector: Captain Chris Deisler

This Case was not heard, as noted earlier.

PUBLIC HEARINGS – NEW CASES

503. Code Enforcement Division – Police Department

CASE #2018CE000420

Rafael Trebilcock And Cindy Colon

1117 Oselot Trail

Winter Springs, Florida 32708

City Code: 6-195. - Maintenance Of Fences Or Walls.

Inspector: Captain Chris Deisler

Captain Deisler presented Case information and then testified, “On March 2nd of this year, while driving passed the residence – I noticed that the wooden fence along the Deer Run side was in disrepair, several slats are broken and missing. There are sections that appear to fallen or unsupported.

A Notice of Code Violation was prepared and mailed to the owner and was received by someone named Robbie Valentin on March 16th of this year; no work has been completed. Accordingly, the Code Board Notice was prepared and mailed; it was delivered to an individual at the home on April 16th of this year. Sometime after that, I eventually got a call from someone identifying herself as Ms. Colon. A fence permit has actually been pulled for this residence as of April 27th, but nothing has been done.”

Photographs were shown by “WS-1” followed by further comments.

Captain Deisler indicated, “I recommend the property come into Compliance by June 26th of this year or a Fine of fifty dollars (\$50.00) per day be established if found in Non-Compliance.”

Brief discussion followed on the surrounding trees and a wire on the property.

Note: The Respondent was not present.

“I MOVE TO FIND RAFAEL TREBILCOCK AND CINDY COLON IN VIOLATION OF CITY CODE AND ORDER THAT THE RESPONDENT BE GIVEN UNTIL JUNE 26, 2018 TO CORRECT THE VIOLATION. IN THE EVENT, THE RESPONDENT FAILS TO COMPLY BY THIS DATE, A FINE IN THE – AMOUNT OF FIFTY DOLLARS (\$50.00) A DAY SHALL BE IMPOSED FOR EACH DAY THE VIOLATION CONTINUES THEREAFTER.” MOTION BY VICE-CHAIRPERSON ROERO. SECONDED BY BOARD MEMBER POE. DISCUSSION.

VOTE:

BOARD MEMBER ROBINSON: AYE

BOARD MEMBER POE: AYE

BOARD MEMBER WALKER: AYE

CHAIRPERSON CRISWELL: AYE

BOARD MEMBER GILTZ: AYE

VICE-CHAIRPERSON ROERO: AYE

BOARD MEMBER KAPROW: AYE

MOTION CARRIED.

PUBLIC HEARINGS – NEW CASES

504. Code Enforcement Division – Police Department

CASE #2018CE000477

KNQ Inv., LLC

147 West State Road 434

Winter Springs, Florida 32708

City Code: 13-2.(b) Trash And Debris

IPMC: 304.2 Exterior Treatments.

Inspector: Captain Chris Deisler

Before his testimony, Captain Deisler introduced the Case. Then Captain Deisler continued, “On March 12th of this year, we observed the property had a lot of loose trash, cigarette butts, and other debris present. The rear, side, and front of the building are in need of a cleaning and a painting since the exterior treatments are either faded, peeling, or inadequate to protect the structure.

At that time, I spoke on the phone to a representative of the management company who said they would forward my information to the listing agent for follow up, and nothing was done at that time.

A Notice of Code Violation was prepared and mailed to the owner and registered agent. Both received on March 16th of this year; at this time nothing has been completed. The Code Board Notice was then prepared and it was delivered to an individual last name ‘Nguyen’ to both entities on May 5, 2018, and nothing has been done to date.”

Photographs were shown from “WS-1” with further comments.

Captain Deisler commented on the property’s location and stated, “I recommend the property come into Compliance by June 26, 2018 or a Fine of a hundred dollars (\$100.00) a day be established if found in Non-Compliance.”

Mr. David T. Van, 3807 Hollow Crossing Drive, Orlando, Florida: spoke about recent efforts to correct the Violations and elaborated on an issue with a neighbor.

Board Member Bill Poe commented on the exterior coating. Mr. Van pointed out that it had not been corrected but that he was waiting for his neighbor to cooperate. Further discussion.

Chairperson Criswell asked Mr. Van how much time he would need to correct the Violation. With brief comments. Mr. Van stated, “Yes, a month should be okay.” Further remarks.

Note: The Respondent was present.

“I MOVE TO FIND THE RESPONDENT IN VIOLATION OF THE CITY CODE AND ORDER THAT THE RESPONDENT BE GIVEN UNTIL JUNE 26 [2018] TO CORRECT THE VIOLATION. IN THE EVENT THE RESPONDENTS FAIL TO COMPLY BY THIS DATE, A FINE IN THE AMOUNT OF ONE HUNDRED DOLLARS (\$100.00) PER DAY SHALL BE IMPOSED FOR EACH DAY THE VIOLATION CONTINUES THEREAFTER.” MOTION BY BOARD MEMBER KAPROW. SECONDED BY BOARD MEMBER POE. DISCUSSION.

VOTE:

BOARD MEMBER ROBINSON: AYE

BOARD MEMBER POE: AYE

BOARD MEMBER WALKER: AYE

CHAIRPERSON CRISWELL: AYE

BOARD MEMBER GILTZ: AYE

VICE-CHAIRPERSON ROERO: AYE

BOARD MEMBER KAPROW: AYE

MOTION CARRIED.

PUBLIC HEARINGS AGENDA – NON-COMPLIANCE CASES

PUBLIC HEARINGS AGENDA – NON-COMPLIANCE CASES
600. Not Used

REGULAR AGENDA

REGULAR
700. Not Used

Board Member Poe commented favorably on the meeting room accommodation in lieu of the Commission Chambers as it was being renovated. Brief remarks followed.

ADJOURNMENT

Chairperson Criswell adjourned the Regular Meeting at 6:00 p.m.

RESPECTFULLY SUBMITTED:



ANTONIA DEJESUS
ASSISTANT TO THE CITY CLERK