



City of Key West, FL

City Hall
1300 White Street
Key West FL 33040

Meeting Agenda Full Detail

Code Compliance Hearing

Wednesday, June 27, 2018

1:30 PM

City Hall

ADA Assistance: It is the policy of the City of Key West to comply with all requirements of the Americans with Disabilities Act (ADA). Please call the TTY number 1-800-955-8771 or for voice 1-800-955-8770 or the ADA Coordinator at 305-809-3811 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

ALL VISUAL PRESENTATIONS FOR AGENDA ITEMS MUST BE RECEIVED (24) TWENTY-FOUR HOURS PRIOR TO THE MEETING.

Call Meeting to Order

Code Violations

1 **Case # 18-280**
Robert Janicki
1205 11th Street
Sec. 14-37 Building permits; professional plans; display of permits;
address; exceptions
Sec. 14-262 Request for inspection
FBC P2503.1 Inspections
FBC 1612.4 Flood Hazard Construction
Sec. 18-117 Acts declared unlawful
Officer Bonnita Badgett
Certified Service: 5-18-2018
Initial Hearing:

Continued from 30 May 2018

Count 1: Building, electrical and plumbing work being done without the benefit of a permits. **Count 2:** Failure to request electrical inspection for work being done without the benefit of a permit. **Count 3:** Failure to request plumbing inspections for work being done without the benefit of a permit. **Count 4:**The new rear room in the main house, the tiki hut and shed shall comply to the ordinance for structures located in the flood hazard areas. **Count 5:** Cease using an unlicensed contractor.

Legislative History

5/30/18 Code Compliance Hearing Continuance

2**Case # 18-247**

Juan Betancurt
291 Front St
Sec. 14-37 Building permits; professional plans; display of permits;
address; exceptions
Sec. 14-262 Request for inspection
Officer Wherden Charles
Certified Service: 5-19-2018
Initial Hearing: 6-27-2018

New Case

Count 1: Failure to obtain an electrical permit for the placement of LED lights on the ceiling. **Count 2:** Failure to obtain an electrical inspection.

3**Case # 18-496**

Christian M. Zuelch
Rupp William R Trust 10/3/1991
411 Greene Street
Sec. 2-939 Licenses
Sec. 14-40 Permits in historic districts
Officer Wherden Charles
Certified Service: 4-25-2018 - Christian Zuelch
Certified Service: 4-28-2018 - Rupp William R Trust 10/3/1991
Initial Hearing: 5-30-2018

In compliance 27 Jun 2018; request dismissal

Count 1: The subject business has not renewed their license which expired 30 Sept 2017. **Count 2:** Failure to obtain required HARC approval for signage.

Legislative History

5/30/18 Code Compliance Hearing Continuance

4

Case # 18-633

Janice Isherwood
523 Elizabeth Street
Sec. 26-32 Nuisances illustrated
Officer Wherden Charles
Posted: 6-21-2018
Initial Hearing: 6-27-2018

Repeat Violation**Request continuance for good service**

Count 1: Failure to remove substances that emit or cause foul, obnoxious, unhealthful or disagreeable odor or effluvia from the residence. This is a repeat violation Case# 17-869.

5

Case # 18-683

David Bootle - Musician
Daniel J Dingeman - Violator
Mangoes Restaurant
700 Duval Street
Sec. 26-192 Unreasonably excessive noise prohibited
Officer Wherden Charles
Certified Service: 5-29-2018 - Musician
Initial Hearing: 6-27-2018

New Case

Count 1: A DBC sound level was taken and this location was in violation of unreasonably excessive noise.

6

Case # 17-447

Lime Grove Properties, LLC

2907 Seidenberg Avenue

Sec. 14-37 Building permits; professional plans; display of permits;
address; exceptions

Sec. 90-363 Certificate of occupancy - required

Sec. 58-61 Determination and levy of charge

Sec. 14-325 Permits required

Sec. 14-262 Request for inspection

Officer Sophia Doctoche

Certified Service: 9-6-2017

Initial Hearing: 10-18-2017

In compliance 4 Jun 2018; request dismissal

Count 1: For failure to obtain building permits to convert the single family residence into two units and for failure to obtain building permits to convert the pool house into a livable unit. **Count 2:** For failure to obtain a certificate of occupancy for the two extra units. **Count 3:** For failure to pay solid waste charges on the two extra units. **Count 4:** For failure to obtain a permit for refrigeration for the two extra units. **Count 5:** For failure to obtain the required inspections for the refrigeration of the two extra units.

Legislative History

10/18/17	Code Compliance Hearing	Continuance
4/25/18	Code Compliance Hearing	Continuance

7

Case # 17-1391

Steven E Ness

1319 United Street 1

Sec. 26-126 Clearing of property of debris and noxious material required -
Dismissed

Sec. 26-32 Nuisances illustrated - **Dismissed**

Sec. 26-31 Offensive and nuisance conditions prohibited - **Dismissed**

Sec. 62-2 Obstructions - **Dismissed**

Sec. 14-37 Building permits; professional plans; display of permits;
 address; exceptions

Sec. 66-87 Business tax receipt required for all holding themselves out to
 be engaged in business

Sec. 90-363 Certificate of occupancy - required

Sec. 58-61 Determination and levy of charge

Officer Sophia Doctoche

Certified Service: 2-28-2018

Initial Hearing: 3-28-2018

In compliance 26 Jun 2018; request dismissal

~~Count 1: For failure to clear the property of all unsightly or unsanitary conditions. Count 2: For leaving dirty bowls/plates out on the right of way for the chickens that cause a foul odor in the neighborhood. Count 3: For failure to clean the property of all food, containers and debris left outside. Count 4: For obstructing the right of way with bowls, plates, pots and pans to use for feeding the chickens.~~ **Count 5:** For failure to obtain a building permit for the third unit. **Count 6:** For failure to obtain a business tax receipt to rent the third unit. **Count 7:** For failure to obtain a certificate of occupancy for the third unit. **Count 8:** For failure to obtain utility accounts for the third unit.

Legislative History

3/28/18	Code Compliance Hearing	Continuance
4/25/18	Code Compliance Hearing	Continuance
5/30/18	Code Compliance Hearing	Continuance

8

Case # 18-335

Brendan C. Milligan
1430 Grinnell Street 2
Sec. 66-102 Dates due and delinquent penalties
Officer Sophia Doctoche
Certified Service:
Initial Hearing: 6-27-2018

In compliance 21 May 2018; request dismissal

Count 1: Failure to renew the business tax receipt that expired 30 September 2017.

9

Case # 18-473

Keystrees Inc
David R. Cunningham - Registered Agent
1300 White Street
Sec. 66-102 Dates due and delinquent; penalties
Officer Sophia Doctoche
Certified Service: 5-18-2018
Initial Hearing: 6-7-2018

In compliance 21 May 2018; request dismissal

Count 1: Subject business owner has not renewed two of their licenses which expired 20 September 2017.

10

Case # 18-641

William Larose
2750 North Roosevelt Boulevard
Sec. 14-37 Building permits; professional plans; display of permits;
address; exceptions
Sec. 18-15 Certificate of Competency required
Officer Sophia Doctoche
Certified Service: 6-1-2018
Initial Hearing: 6-27-2018

Continuance granted to 25 Jul 2018

Count 1: An unlicensed contractor doing electrical work without a permit.

Count 2: Engaging in business without being a licensed contractor.

11

Case # 18-729

Salinero Construction, LLC
Fred Salinero
3743 Donald Avenue
Sec. 110-292 Failure to achieve a compliance agreement
Officer Sophia Doctoche
Certified Service: 5-31-2018
Initial Hearing: 6-27-2018

New Case

Count 1: Failure to achieve compliance regarding a settlement agreement with Karen DeMaria of Urban Forestry.

12

Case # 18-751

Mark Morales
516 Olivia Street
Sec. 14-37 Building permits; professional plans; display of permits; address; exceptions
Sec. 14-40 Permits in historic districts
Sec. 14-262 Request for inspection
Sec. 66-87 Business tax receipt required for all holding themselves out
Sec. 18-150 Certificate of competency required
Officer Sophia Doctoche
Certified Service:
Initial Hearing: 6-27-2018

Settlement Agreement

Count 1: Doing roofing work without the benefit of roofing permit. **Count 2:** Doing roofing work without the benefit of a certificate of appropriateness from the HARC Department. **Count 3:** Failure to obtain a roof inspection after work is done. **Count 4:** Conducting himself as a contractor without the required business license. **Count 5:** Failure to obtain a certificate of competency to act in the capacity of a contractor.

13

Case # 16-1707

Terence Schmida
 Joanna M Schmida Rev Trust DTD
 Walter G Schmida Rev Trust DTD
 3301 Duck Avenue C
 FBC 1612.4 Flood Hazard Construction
 Sec. 90-356 Building Permit Required
 Sec. 90-363 Certificate of Occupancy
 Sec. 14-74 Nuisances - **Dismissed**
 FBC 1612.4 Flood Hazard Construction -
 Officer Scott Fraser
 Certified Service: 8-17-2017 - W. Schmida
 Initial Hearing: 8-30-2017

Continued from 30 May 2018 for compliance

Count 1: Within FEMA designated AE-7 flood zone, interior space at ground level has been enclosed and said areas are actively being used for purposes other than the permitted uses for storage, parking or access to higher building levels. **Count 2:** Construct or allow to be constructed without the required building permits enclosed ground-floor areas for habitation. **Count 3:** Allowed occupancy of enclosed areas below the established flood level- constituting an unauthorized change of use from parking and storage to habitation; said enclosed areas not having been issued a certificate of occupancy, as required. **Count 4:** ~~Front of property exits a dilapidated wooden fence with concrete posts, both of which have deteriorated to the point where they present a danger from falling or collapse and injury to the occupants, neighbors and passers-by.~~ **Count 5:** Construct or allow to be constructed an enclosed area below the established floor level without benefit of the required permits a patio area at the rear of this building.

Legislative History

8/30/17	Code Compliance Hearing	Continuance
10/18/17	Code Compliance Hearing	Continuance
11/15/17	Code Compliance Hearing	Continuance
1/31/18	Code Compliance Hearing	Continuance
2/28/18	Code Compliance Hearing	Continuance
4/25/18	Code Compliance Hearing	Continuance
5/30/18	Code Compliance Hearing	Continuance

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Case # 17-716

Rockwell Property, Inc. - Property Owner
Gregory G. Farrelly - Registered Agent
816 Fleming Street
Sec. 14-37 Building permits; professional plans; display of permits;
address; exceptions
Officer Leonardo Hernandez
Certified Service: 4-13-2018 - Registered Agent
Certified Service: 4-16-2018 - Property Owner
Initial Hearing: 5-30-2018

Continuance granted to 28 Aug 2018

Count 1: Addition to the roof, black tar coating that extends to the neighbor's property was poured down and erected without the required building permits.

Legislative History

5/30/18 Code Compliance Hearing Continuance

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Case # 17-885

Carolyn C. Helliesen
Douglas A. Helliesen
1221 Laird Street
Sec. 14-37 Building permits; professional plans; display of permits;
address; exceptions
Officer Leonardo Hernandez
Certified Service: 5-4-2018
Initial Hearing: 5-30-2018

Continuance granted to 25 Jul 2018

Count 1: After-the-fact permit application for upstairs walkway/porch has been in call back status since June 23, 2017 due to the property owners not providing the required supporting documentation.

16

Case # 17-1261~~Redmarq Homes LTD Co. - Dismissed~~~~James Lewis Redmond - Dismissed~~

Marcel, Milan & Dominika Kozak - property owners

1501 Truman Avenue Down Rear

~~Sec. 18-117 Acts declared unlawful - Dismissed~~~~Sec. 18-157 Employment of unlicensed persons prohibited - Dismissed~~~~Sec. 14-37 Building permits; professional plans; display of permits;~~~~address; exceptions - Dismissed~~

Sec. 14-40 Permits in historic districts

~~Sec. 14-235 Permits required - Dismissed~~~~Sec. 14-327 Inspection - Dismissed~~Sec. 14-261 Failure to obtain - **Request dismissal**

Sec. 14-262 Request for inspection

Officer Leonardo Hernandez

Certified Service: 12-6-2017 - property owners

Initial Hearing: 1-3-2018

In compliance 22 Jun 2018; Administrative fees pending

~~Count 1: For aiding and abetting unlicensed contractors. Count 2: Employment of unlicensed persons is prohibited. Count 3: For working over the scope of permit 17-2809. Count 4: A/C condensers were installed without the benefit of a Certificate of Appropriateness. Count 5: A mechanical permit is required to install a/c condensers. Count 6: Inspections are required for mechanical installations. Count 7: Electrical work being done without the benefit of a electrical permit. Count 8: Electrical apparatus work requires inspection.~~

Legislative History

1/31/18	Code Compliance Hearing	Continuance
3/28/18	Code Compliance Hearing	Continuance
5/30/18	Code Compliance Hearing	Continuance

17

Case # 18-69

Lam Fong Yin &

Tong Yat Hok

2108 Harris Avenue

Sec. 14-37 Building permits; professional plans; display of permits;
exceptions; addressSec. 14-261 Failure to obtain - **Request dismissal**

Sec. 14-262 Request for inspection

Officer Leonardo Hernandez

Posted: 4-10-2018

Initial Hearing: 4-25-2018

**Continued from 25 Apr 2018 for compliance; request dismissal of
Count 2**

Count 1: For failure to obtain building permits for the interior work involving dry wall, ceiling and exterior porch roof coverage. **Count 2:** An electrical permit was obtained but the work performed was not done by that electrical contractor. **Count 3:** For failure to obtain required electrical inspections.

Legislative History

4/25/18

Code Compliance Hearing

Continuance

18

Case # 18-155

Todd & Tonya Feit

3343 Flagler Avenue 33

Sec. 14-262 Request for inspection

Officer Leonardo Hernandez

Certified Service: 6-6-2018

Initial Hearing: 6-27-2018

New Case

Count 1: Failure to obtain a final inspection with approval for after-the-fact electrical permit to be closed out.

19

Case # 18-310

Carmar Transportation, Inc
Margaret C. Scholl - Owner
United Stated Corp. Agents, Inc. - Registered Agent
1300 White Street
Sec. 78-126 Required
Sec. 78-91 Required
Officer Leonardo Hernandez
Certified Service: 6-5-2018 - Owner
Initial Hearing: 6-27-2018

New Case

Count 1: Failure to obtain required passenger vehicle for hire license.

Count 2: Failure to obtain passenger vehicle for hire driver's permit.

20

Case # 18-436

Keys Cooling LLC
Chris Gazzale
1300 White Street
Sec. 66-102 Dates due and delinquent; penalties
Officer Leonard Hernandez
Certified Service: 4-25-2018
Initial Hearing: 5-30-2018

Continued from 30 May 2018 for compliance

Count 1: The subject business owner has not renewed their license which expired 30 September 2017.

Legislative History

5/30/18 Code Compliance Hearing Continuance

21

Case # 18-536

Brugman Holdings LLC - Owner
Thomas J Sireci, Jr - Registered Agent
10 Hilton Haven Drive C
Sec. 14-37 Building permits; professional plans; display of permits;
address; exceptions
Officer Leonardo Hernandez
Certified Service: 5-30-2018 - Owner
5-23-2018 - Registered Agent
Initial Hearing: 6-27-2018

New Case

Count 1: Failure to obtain an after-the-fact building permit for interior framing of shed and dock behind shed.

22

Case # 18-556

Wendall A. Wall
4 Go Lane
Sec. 14-37 Building permits; professional plans; display of permits;
address; exceptions
Officer Leonard Hernandez
Certified Service: 5-18-2018
Initial Hearing: 6-27-2018

Continuance granted to 26 Sept 2018

Count 1: Failure to obtain after-the-fact building permit for fence with required supporting documents provided to the Planning Department and Urban Forestry Manager.

23

Case # 18-745

Ronit Berdugo - Violator
Brian Behar, ESQ. - Registered Agent
The Oaks Key West LLC - Property Owner
330 Julia Street
Sec. 18-601 License required
Sec. 122-1371 Transient living accommodations in residential dwellings;
regulations
Sec. 122-1371 D (9) Transient living accommodations in residential
dwellings; regulations - **Counts 3 - 27**
Officer Leonardo Hernandez
Certified Service: 6-21-2018 - Registered Agent
Initial Hearing: 6-27-2018

Repeat Violations**Continuance granted to 25 July 2018**

Count 1: Subject property held out for short term rental without the benefit of a transient rental license. **Count 2:** Subject property holding out/advertising for short term rental without the benefit of the required city, county and state licensing. Subject property does not have a transient medallion and has not been inspected by the City of Key West Fire Department. **Counts 3 - 27:** Subject property is holding out for transient rental for 27 nights the dates of 3 Jun 2018 thru 30 Jun 2018 for a total of \$3,529.00.

24

Case # 16-720

Trevor Cook
Elizabeth Fuller
908 Packer Street
Sec. 62-2 Obstructions
Officer Beau Langford
Certified Service:
Initial Hearing: 6-27-2018

Continuance granted to 25 Jul 2018

Count 1: Fence was built over the property line and will either need to be demolished or a variance applied for.

25

Case # 16-773

Brittany D Delgado

~~Mark R Delgado Estate~~

2807 Seidenberg Avenue

Sec. 90-363 Certificate of occupancy - Required

Sec. 58-61 Determination and levy of charge

Sec. 66-87 Business tax receipt required for all holding themselves out to be engaged in business

Officer Beau Langford

Certified Service:

~~Posted: 8-10-2017~~

Initial Hearing: 8-30-2017

Request continuance for good service

Count 1: Failure to obtain a Certificate of Occupancy for residential unit in the rear of the property. **Count 2:** Failure to have Utilities associated with the residential unit in the rear of the property. **Count 3:** Failure to have a non-transient business tax receipt for the residential unit in the rear of the property.

Legislative History

8/30/17	Code Compliance Hearing	Continuance
10/18/17	Code Compliance Hearing	Continuance
1/31/18	Code Compliance Hearing	Continuance
2/28/18	Code Compliance Hearing	Continuance
4/25/18	Code Compliance Hearing	Continuance
5/30/18	Code Compliance Hearing	Continuance

26

Case # 17-710

AIRBNB, Inc.

Lawyers Incorporating Services 2710

3333 Duck Avenue J204

Sec. 122-1371 D (9) Transient living accommodations in residential dwellings; regulations - Counts 1 thru 7

Officer Beau Langford

Certified Service: 5-16-2017

Initial Hearing: 7-26-2017

Continuance granted to 26 September 2018

Counts 1 - 7: During a routine investigation of the online website www.airbnb.com, the subject property was held out for short term rental without the benefit of a transient rental license. The subject property was advertised for 7 nights for the dates of 1 June 2017 through 8 June 2017.

Legislative History

7/26/17	Code Compliance Hearing	Continuance
10/18/17	Code Compliance Hearing	Continuance
11/15/17	Code Compliance Hearing	Continuance
12/20/17	Code Compliance Hearing	Continuance
1/31/18	Code Compliance Hearing	Continuance
2/28/18	Code Compliance Hearing	Continuance
4/25/18	Code Compliance Hearing	Continuance

27

Case # 17-724

AIRBNB, Inc.

Lawyers Incorporating Services 2710

620 Thomas Street 165

Sec. 122-1371 Transient living accommodations in residential dwellings;
regulations. D (9) - Counts 1 thru 7

Officer Beau Langford

Certified Service: 5-16-2017

Initial Hearing: 7-26-2017

Continuance granted to 26 September 2018

Counts 1 - 7: During routine investigation of the online website www.airbnb.com, the subject property held out for short term rental without benefit of a transient rental license. The subject property was advertised for 7 nights for the dates of 11 June 2017 through 18 June 2017.

Legislative History

7/26/17	Code Compliance Hearing	Continuance
10/18/17	Code Compliance Hearing	Continuance
11/15/17	Code Compliance Hearing	Continuance
12/20/17	Code Compliance Hearing	Continuance
1/31/18	Code Compliance Hearing	Continuance
2/28/18	Code Compliance Hearing	Continuance
4/25/18	Code Compliance Hearing	Continuance

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Case # 17-745

AIRBNB, Inc.

Lawyers Incorporating Services 2710

714 Thomas Street

Sec. 122-1371 Transient living accommodations in residential dwellings;
regulations. D (9) - Counts 1 thru 7

Officer Beau Langford

Certified Service: 5-22-2017

Initial Hearing: 7-26-2017

Continuance granted to 26 September 2018

Counts 1-7: During a routine investigation of the online website www.airbnb.com, the subject property held out for short term rental without the benefit of a transient rental license. The subject property was advertised for 7 nights for the dates of 1 July 2017 through 8 July 2017 for a total of \$1,638.00.

Legislative History

7/26/17	Code Compliance Hearing	Continuance
10/18/17	Code Compliance Hearing	Continuance
11/15/17	Code Compliance Hearing	Continuance
12/20/17	Code Compliance Hearing	Continuance
1/31/18	Code Compliance Hearing	Continuance
2/28/18	Code Compliance Hearing	Continuance
4/25/18	Code Compliance Hearing	Continuance

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Case # 17-746

AIRBNB, Inc. - Registered Agent

Brian Chesky - CP

Lawyers Incorporating Services 2710

Sec. 122-1371 Transient living accommodations in residential dwellings;
regulations (d) (9) - Counts 1 thru 4Sec. 122-1371 Transient living accommodations in residential dwellings;
regulations (d) (9) - Count 5

1207 Florida Street

Officer Beau Langford

Certified Service: 5-22-2017

Certified Service: 1-5-2018 - Amended Notice of Hearing

Initial Hearing: 7-26-2017

Continuance granted to 26 September 2018

AIRBNB, Inc.: **Counts 1-4:** During a routine investigation of the online website www.airbnb.com, the subject property held out for short term rental without the benefit of a transient rental license. The subject property was advertised for 4 nights for the dates of 1 July 2017 through 5 July 2017 for a total of \$551.00. **Count 5:** For unlawful holding out or advertising of a transient rental by an owner, tenant, broker, realtor, agent or other representative of the owner if the property is not permitted.

Legislative History

7/26/17	Code Compliance Hearing	Continuance
10/18/17	Code Compliance Hearing	Continuance
11/15/17	Code Compliance Hearing	Continuance
12/20/17	Code Compliance Hearing	Continuance
1/31/18	Code Compliance Hearing	Continuance
2/28/18	Code Compliance Hearing	Continuance
4/25/18	Code Compliance Hearing	Continuance

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Case # 17-751

AIRBNB, Inc.

Lawyers Incorporating Services 2710

3312 Northside Drive 106

Sec. 122-1371 Transient living accommodations in residential dwellings;
regulations. D (9) - Counts 1 thru 7

Officer Beau Langford

Certified Service: 5-22-2017

Initial Hearing: 7-26-2017

Continuance granted to 26 September 2018

Counts 1-7: During a routine investigation of the online website www.airbnb.com, the subject property held out for short term rental without the benefit of a transient rental license. The subject property was advertised for 7 nights for the dates of 1 June 2017 through 8 June 2017 for a total of \$808.00.

Legislative History

7/26/17	Code Compliance Hearing	Continuance
10/18/17	Code Compliance Hearing	Continuance
11/15/17	Code Compliance Hearing	Continuance
12/20/17	Code Compliance Hearing	Continuance
1/31/18	Code Compliance Hearing	Continuance
2/28/18	Code Compliance Hearing	Continuance
4/25/18	Code Compliance Hearing	Continuance

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Case # 17-866

AIRBNB, Inc

Lawyers Inc Service - Registered Agent

721 Georgia Street A

Sec. 122-1371 Transient living accommodations in residential dwellings;
regulations. D (9)

Officer Beau Langford

Certified Service: 11-15-2017 Amended Notice

Initial Hearing: 7-26-2017

Continuance granted to 26 September 2018

Counts 1-7: The subject property was held out/advertised by the respondent for transient rental for 7 nights the dates of 19 June 2017 through 26 June 2017 for a total of \$834.00

Legislative History

7/26/17	Code Compliance Hearing	Continuance
10/18/17	Code Compliance Hearing	Continuance
11/15/17	Code Compliance Hearing	Continuance
12/20/17	Code Compliance Hearing	Continuance
1/31/18	Code Compliance Hearing	Continuance
2/28/18	Code Compliance Hearing	Continuance
4/25/18	Code Compliance Hearing	Continuance

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Case # 16-335

Eleanor J Miller-Laino

3735 Cindy Avenue

Sec. 90-363 Certificate of occupancy - Required

Sec. 58-61 Determination and levy of charge

Sec. 122-238 Dimensional requirements

Sec. 14-37 Building permits; professional plans; display of permits;
address; exceptions

Officer Jorge Lopez

Certified Service: 7-17-2017

Initial Hearing: 8-30-2017

In compliance 31 May 2018; request case to be closed

Count 1: Failure to obtain a certificate of occupancy. **Count 2:** Failure to pay impact fees related to utilities. **Count 3:** This unit/structure is located in the rear side of the subject property in the setback. **Count 4:** Renovations including plumbing and electrical work done without the benefit of building permits.

Legislative History

8/30/17	Code Compliance Hearing	Continuance
12/20/17	Code Compliance Hearing	Continuance
1/31/18	Code Compliance Hearing	Continuance
4/25/18	Code Compliance Hearing	Continuance

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Case # 17-1146

Jordan James & Sara Key

1309 Newton Street

Sec. 14-37 Building permits; professional plans; display of permits;
address; exceptions

Sec. 14-40 Permits in historic districts

Sec. 14-262 Request for inspection

Officer Jorge Lopez

Certified Service: 3-26-2018

Initial Hearing: 4-25-2018

Continued from 25 Apr 2018 for compliance

Count 1: For failure to obtain a mechanical permit to install the A/C condenser on the roof. **Count 2:** For failure to obtain HARC approval for installation of the A/C condenser on the roof. **Count 3:** For failure to obtain an inspection for the A/C condenser.

Legislative History

4/25/18 Code Compliance Hearing Continuance

34

Case # 17-1203

Browning Family Irrevocable Trust

Michael Leo Browning

1300 White Street

Sec. 78-126 Required

Sec. 78-91 Required

Officer Jorge Lopez

Certified Service:

Initial Hearing: 6-27-2018

Request for continuance to 25 July 2018 for good service

Count 1: Subject business owner has not renewed their vehicle for hire license. **Count 2:** The subject individual has not received their documented permit which is required to operate a passenger vehicle for hire within the city limits.

35

Case # 17-1213

Erwin Mayer & Didier R Moritz - property owner
 1300 15th Court Lot 77
 Sec. 90-363 Certificate of Occupancy - required
 Sec. 58-61 Determination and levy of charge
 Sec. 14-37 Building permits; professional plans; display of permits;
 address; exceptions
 Officer Jorge Lopez
 Certified Service: 11-16-2017 - property owner
 Initial Hearing: 12-20-2017

Continuance granted to 25 Jul 2018

Count 1: For failure to obtain a certificate of occupancy for the addition that was built. **Count 2:** For failure to pay impact fees related to utilities. **Count 3:** For failure to obtain building permits for the addition to the trailer and for the installed plumbing.

Legislative History

12/20/17	Code Compliance Hearing	Continuance
1/31/18	Code Compliance Hearing	Continuance
2/28/18	Code Compliance Hearing	Continuance
3/28/18	Code Compliance Hearing	Continuance
4/25/18	Code Compliance Hearing	Continuance
5/30/18	Code Compliance Hearing	Continuance

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Case # 18-124

Richard & Kelly S Dostal, Estate
 208 Truman Avenue
 Sec. 26-126 Clearing of property of debris and noxious material required
 Officer Jorge Lopez
 Certified Service: 2-9-2018
 Initial Hearing: 2-28-2018

In compliance 15 June 2018; administrative fees pending

Count 1: For failure to maintain the property. It is overgrown and there are piles of yard debris and bulk waste. This property has previously been cited for the same conditions (Cases 15-918 and 16-1410).

Legislative History

2/28/18	Code Compliance Hearing	Continuance
3/28/18	Code Compliance Hearing	Continuance
4/25/18	Code Compliance Hearing	Continuance

5/30/18 Code Compliance Hearing Continuance

37

Case # 18-125

Edward & Gwen Keenan

1021 Watson Street

Sec. 26-32 Nuisance illustrated

~~Sec. 26-126 Clearing of property of debris and noxious material required -~~

Dismissed

Officer Jorge Lopez

Posted: 4-24-2018

Initial Hearing: 5-30-2018

In compliance 23 Jun 2018; Administrative fees pending

Count 1: For failure to clean the pool to avoid a breeding ground for mosquitoes. **Count 2:** ~~For failure to remove the debris from the yard.~~

Dismissed

38

Case # 18-392

Silver KW, Inc.

Alon Croitoru - Registered Agent

137 Duval Street 141

Sec. 14-37 Building permits; professional plans; display of permits; address; exceptions

Sec. 14-40 Permits in historic districts

Sec. 114-103 Prohibited signs

Sec. 2-939 Licenses

Officer Jorge Lopez

Certified Service: 6-11-2018

Initial Hearing: 5-30-2018

Continuance granted to 25 Jul 2018

Count 1: New installation of rolling steel doors on the exterior of the building without the benefit of a permit. **Count 2:** The rolling steel doors and the hanging sign over the sidewalk were installed without the benefit of a certificate of appropriateness. **Count 3:** Multiple prohibited signs on the exterior of the building. **Count 4:** The sign hanging over the sidewalk does not have a revocable license.

Legislative History

5/30/18 Code Compliance Hearing Continuance

39

Case # 18-528

Emotional Wellness Counseling, LLC.
Adeline Mctavous
1010Kennedy Drive #306
Sec. 66-102 Dates due and delinquent; penalties
Officer Jorge Lopez
Certified Service:
Initial Hearing: 6-27-2018

In compliance 17 May 2018; request dismissal

Count 1: Business owner has not renewed this license which expired 30 Sept 2017.

40

Case # 18-582

Old Town Mexican Cafe, Inc.
Gregory Farrely - Registered Agent
609 Duval Street
Sec. 114-103 Prohibited Signs
Officer Jorge Lopez
Certified Service: 5-23-2018
Initial Hearing: 6-27-2018

In compliance 22 May 2018; request dismissal

Count 1: Obstruction of City right of way by two "A" frame sign.

41

Case # 18-615

Martin Busam
1126 Grinnell Street
Sec. 14-37 Building permits; professional plans; display of permits;
address; exceptions
Sec. 14-40 Permits in historic districts
Sec. 14-262 Request for inspection
Sec. 102-152 Requirement for permits
Officer Jorge Lopez
Certified Service: 5-23-2018
Initial Hearing: 6-27-2018

New Case

Count 1: Ductless AC units installed without the benefit of a permit.
Count 2: Metal fence was installed and a new structure is being built in the rear side of the property without the benefit of a HARC certificate of appropriateness. **Count 3:** Two ductless AC units were installed without the benefit of inspections. **Count 4:** Significant alterations were made to the deck at the subject property without the benefit of applying and obtaining the required HARC certificate of appropriateness.

42

Case # 18-649

Adventure Amusements
Thomas Means
1514 Bertha Street
Sec. 66-102 Dates due and delinquent; penalties
Officer Jorge Lopez
Certified Service: 5-10-2018
Initial Hearing: 6-27-2018

Repeat Violation

In compliance ; Request a Finding of Violation with fees and suspended fine

Count 1: Subject business owner has not renewed their license which expired 30 Sept 2017. This is a repeat violation - Case# 16-544.

43

Case # 18-675

Victor & Cynthia Mills

1202 White Street

Sec. 14-37 Building permits; professional plans; display of permits;
address; exceptions

Sec. 14-325 Permit required

Sec. 14-262 Request for inspection

Officer Jorge Lopez

Certified Service: 6-6-2018

Initial Hearing: 6-27-2018

Continuance has been granted to 26 Sept 2018

Count 1: Failure to obtain all required permits for drywall work and ceiling work. **Count 2:** Failure to obtain mechanical permits for the HVAC system installation. **Count 3:** Failure to obtain all required inspections.

44

Case # 18-676

David Bootle - Musician

Mangoes Restaurant, LLC

Daniel Dingeman - Registered Agent

700 Duval Street

Sec. 26-192 Unreasonably excessive noise prohibited

Officer Jorge Lopez

Certified Service: 5-16-2018 - Musician

5-17-2018 - Registered Agent

Initial Hearing: 6-27-2018

New Case

Count 1: Performed a sound reading of 96.8 DBC on 10 May 2018. The GM was informed of the outcome of the reading and was asked to turn down the music. The subject property had been previously warned on 7 Feb 2018.

45

Case # 18-727

Ezmirly D Shirlee Rev Inter Vivos TR
532 Fleming Street
Sec. 110-292 Failure to achieve a compliance agreement
Officer Jorge Lopez
Certified Service: 6-5-2018
Initial Hearing: 6-27-2018

New Case

Count 1: Failure to achieve compliance regarding a settlement agreement with Karen DeMaria of Urban Forestry.

Adjournment