



AGENDA
CODE ENFORCEMENT & APPEALS BOARD HEARING
JULY 5, 2018
5:30 PM
CITY HALL COMMISSION CHAMBERS
204 ASH STREET
FERNANDINA BEACH, FL 32034

- 1. CALL TO ORDER / ROLL CALL / DETERMINATION OF A QUORUM**
- 2. APPROVAL OF MINUTES**
 - 2.1 *Minutes from the June 7, 2018 regular meeting.*
- 3. OLD BUSINESS**
 - 3.1 **LISA JONES, JACK & DIANE'S, 708 CENTRE STREET, CASES 10-00035 AND 10-00073.** *Property owner requests a reduction of fines.*
- 4. NEW BUSINESS**
 - 4.1 **MATHEW SMITH, 731 N. FLETCHER AVENUE, CASE 18-00078.** Violation(s) of the City of Fernandina Beach Land Development Code exist: 7.01.05 Specific Parking Restrictions For Commercial Vehicles, Recreational Vehicles, Boats, and Trailers. *Requesting Board determination of the case.*
 - 4.2 **LEONIA M. TYLER, 1014 SOUTH 10TH STREET, CASE 18-00066.** Violation(s) of the City of Fernandina Beach Code of Ordinances exist: 42-173 Wrecked Or Inoperable Motor Vehicles On Private Property Declared A Nuisance And Prohibited. *Requesting Board determination of the case.*
 - 4.3 **TERESA A. VAN GOIDTSNOVEN, 1214 BEECH STREET, CASE 18-00074.** Violation(S) Of The City Of Fernandina Beach Code Of Ordinances Exist: 42-116 (A) Cleaning Of Lots; Maintenance of Structures. *Requesting Board determination of the case.*
- 5. BOARD BUSINESS**
- 6. ADJOURNMENT**

Quasi-Judicial – Denotes that the item must be conducted as a Quasi -Judicial hearing in accordance with City Commission established procedure and Florida Statutes.

All members of the public are invited to be present and be heard. Non -English speaking individuals may request a language or sign interpreter at least ten (10) working days prior to this meeting. Persons with disabilities requiring accommodations in order to participate should contact the City Clerk at (904) 310 - 3115 or TTY/TDD 711 (for the hearing or speech impaired).

For information regarding this matter, please contact the Community Development Department (904) 310-3135. If any person decides to appeal any decision made by the Code Enforcement & Appeals Board with respect to any matter considered at such meeting he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be made.

1. Call to Order/ Roll Call/Determination of Quorum – The meeting was called to order at 5:32 pm.

Council Members Present

Chair Buddy Boyd

Cynthia Crow

Marlene Chapman

Christine Harmon (Alt #1)

Adam Kaufman

Henry Byrd

Gail Schults

Council Members Absent

Vice Chair Scott Steffen

Others Present

Tammi Bach, City Attorney

Michelle Forstrom, Code Enforcement Manager

George Wells, Code Enforcement Officer

Katie Newton, Recording Secretary

Chair Boyd seated Member Harmon as a voting member.

2. Approval of Minutes – According to the agenda support documents, the Minutes for the May 2, 2018, Regular Hearing were presented for approval. **A motion was made by Member Kaufman, seconded by Member Chapman, to approve the Minutes. Vote upon passage of the motion was taken by voice vote being all ayes, carried.**

Chair Boyd asked for any changes regarding the agenda. Ms. Forstrom stated that items 4.2 and 4.4 were off the agenda, as the properties had come into compliance.

City Attorney Bach explained the quasi-judicial process, and noted that the old business cases other than 3.2 were not going to be conducted as quasi-judicial because the Board would not need to make findings of fact. Chair Boyd asked if there had been any ex-parte communications regarding the cases on the agenda. Member Kaufman restated his role with a community organization for historic preservation. Ms. Newton swore in witnesses.

3. Old Business

3.1 MARK R. O'BRIEN, 400 S. 8TH STREET, CASES 15-0058 & 17-0007.

Property owner to provide update.

Miriam Hill, Esquire, spoke on behalf of her client, Mark O'Brien. Ms. Hill asked for clarification on the two separate cases. Ms. Forstrom stated that one from 2015 is for the sign; and 2017 is for maintenance of the yard and the structure itself. Ms. Hill described some of the issues that were being addressed, including the landscaping and vines at now. She asked about removing the sign, and Ms. Forstrom stated that after applying for and receiving a demolition permit, the sign can be taken down and the fines for that part would stop accruing. For the weeding and vegetation, there is a separate fine that also includes the crack in the building. Ms. Forstrom showed some photos from when the case was heard and today.

Ms. Hill stated that the property was listed for sale and there have been several showings. The amount of money to repair the wall is cost prohibitive, and Mr. O'Brien stated that it had been there since 1984. The value of the of the property is in the land, and it does not make financial sense for Mr. O'Brien to make repairs at this time.

Ms. Forstrom stated that the biggest concern was the crack as it appeared to be a structural issue. She clarified that as the property came into compliance, the fines would stop, and the case would be closed once the fines and administrative fees were paid.

No action was taken.

3.2 RICHARD GOODSSELL, FRONT STREET PROPERTY LLC, 101 NORTH 2ND STREET, CASE 18-00044.

Violation(s) of the City of Fernandina Beach Code of Ordinances exist: Section 42-116 (a&b) Cleaning of lots, maintenance of structures. *Requesting Board determination of the case.*

Chair Boyd read the case. Ms. Forstrom presented the case for the City, and presented photos from the previous meeting and from today. She stated that the property looks much better, the windows have been boarded and painted, a soft wash of the building was being done, barbed wire removed, vegetation removed. There is still a roof issue and the building needs to be painted, but they had done what was asked for at the last meeting.

Mr. Price Poole, representing Mr. Goodsell, stated that the requirements set at the last meeting were met, and Mr. Goodsell was present to pledge he will maintain this property as it is now. Painting the building is a long term consideration and is not in the immediate future. He does not want to demolish the building, but he cannot justify the expense of painting and roof repair at this time. He is looking for a buyer, and would like this matter closed.

Ms. Forstrom stated that while the requirements for this meeting were met, there are still the problems with the painting and the roof so the property is still not in compliance with the Code. She understands that Mr. Goodsell is in the process of selling, but it is his responsibility to maintain the property he owns. She appreciates the work that has been done to this point, but she does not believe that the work is done yet.

Mr. Richard Goodsell, property owner, stated that he had hired architects and engineers, and they related that nothing can really be saved except walls due to the roof damage. Mr. Miranda's report estimated costs of \$500,000 for the roof and paint, and full restoration at \$2,000,000. He would prefer to give the property to the museum for them to restore and use as a museum, and Ms. Shaw has made an offer as well, but is not able to take on the project without Alachua Street being opened. He is not willing to undertake the costs of restoration, and must either sell or demolish it.

Member Crow requested some clarification on the cost estimates for the "mothballing" process described during the previous meeting. There was discussion on the definition of mothballing and the costs associated with it between the Board, Mr. Goodsell, and Ms. Forstrom. Mr. Poole wanted to know exactly what was required to get the property into compliance.

Chair Boyd read the motion from the last meeting, and the Board discussed whether the requirements laid out in the findings of fact were met. Member Kaufman stated that the requirements were a starting point, and that the report back was intended to address the issues of the roof and paint. A record with testimony on both sides would be ideal to determine the roof and paint. Mr. Goodsell reported that he was not planning on making the repairs to the paint or roof.

Members Crow and Kaufman wanted to know what it would take to get the building into compliance, and suggested bringing it back to another meeting to address the outstanding issues. Mr. Goodsell confirmed that he did not have the property on the market. After more discussion, the Board gave Ms. Forstrom direction to bring back the case if Code Enforcement felt that the property was out of compliance with the Code of Ordinances.

A motion was made by Member Kaufman, seconded by Member Schults, to find the property in compliance with the listed items on the findings of facts of the May 2, 2018: to board windows, clean vegetation on lot and building, remove or repair downspouts and scuppers, and report at the June meeting; and to assess administrative fees to date. Vote upon passage of the motion was taken by ayes and nays, and being all ayes, carried.

3.3 DAVID EMMETT COOK, JR, 500 FRONT STREET, CASE 07-00080.

Property owner requests a reduction of fines assessed.

Chair Boyd read the case.

Mr. Cook asked for a reduction of the fines. He has paid \$1200.00 in April to clear the lien on the property so it could be sold. Ms. Forstrom stated that was the total that had been sent to him, so that is what she agreed to as the amount needed to close the case. The permit was issued February 7, 2011, and the grand total of fines owed would have been over \$8000.00, but she had a printout of amount owed as of May 4, 2010. She stated that he already got a reduction, and a refund is not

necessary. Mr. Cook stated that he was waiting on permits, and that it was unfair to assess fines while he was waiting on permits when the City has property in disrepair where no fines are being levied.

Member Crow was disinclined to issue a refund, and wanted to make sure that the issue that caused the fines was resolved.

A motion was made by Member Crow, seconded by Member Kaufman, to deny the request to reduce fines beyond the amount paid on April 5, 2018. Vote upon passage of the motion was taken by ayes and nays, and being all ayes, carried.

3.4 DALE HAIR & STEVEN HAIR & LARISSA KWIATKOWSKI ET AL, 818 SAN FERNANDO STREET, CASE 17-00069

Violation(s) of the City of Fernandina Beach Code of Ordinances exist: Section 42-116 (a&b), cleaning of lots; maintenance of structures; 42-173 wrecked or inoperable motor vehicles on private property declared a nuisance and prohibited; and LDC 7.01.05 C & D, Specific Parking Restrictions of Commercial Vehicles, Recreation Vehicles, Boats and Trailers. *Property owner requests a reduction of fines assessed.*

Chair Boyd read the case.

Ms. Larissa Kwiatkowski, one of the property owners, stated that she has a 1/15 share in this property. Four years ago, there was an offer for sale, but the family could not agree as a whole what to do, so they kept it. Her uncle, Dale Hair, moved into the house, and did not share the letters regarding the code violation with any family members. When he moved out in February, they were able to enter the house and that is when they discovered the property was in violation. As of March 8, they began cleaning up the property and they have a potential buyer for the house. The buyer is a restorer who wants to restore the house according to HDC standards.

Ms. Forstrom stated that yes, the property is in much better shape and they are working hard to get into compliance. The fines are a little over \$15,000 to date. However, she does not want to set a precedent since usually, the buyer comes before the Board for a reduction of fines. Due process was given and the process was followed. The roof and fence still need to be fixed. Today, she cannot recommend a reduction, but she probably would down the line.

Ms. Kwiatkowski stated that the buyer would be willing to write a letter to the Board explaining his intent. They have an estimate for the roof, but would rather not replace it when the buyer wants to restore it to an earlier version.

City Attorney Bach agreed that it would set a bad precedent, and recommended that Board did not reduce the fines. A cash buyer does not need to have the liens paid off prior to closing. When the buyer restores the property, he could come before the Board and ask for the reduction then.

Chair Boyd asked which items were currently outstanding. Ms. Forstrom stated the roof, fence, and some overgrowth.

A motion was made by Member Kaufman, seconded by Member Chapman, that effective June 7, to suspend fines for 30 days; the sale and closing of the property must occur within 30 days; upon closing, fines will be \$5000.00 plus administrative fees. Within 120 of closing the buyer must be in compliance or the fines will be reinstated. Vote upon passage of the motion was taken by ayes and nays, and being all ayes, carried.

4. New Business

4.1 BESSIE M. LAWYER, 223 N. 8TH STREET, CASE 18-00039.

Violation(s) of the City of Fernandina Beach Code of Ordinances exist: Violation(s) of the City of Fernandina Beach Code of Ordinances exist: 42-173 Wrecked or Inoperable Motor Vehicles on Private Property Declared a Nuisance and Prohibited *Requesting Board determination of the case.*

Chair Boyd read the case. Mr. Wells presented the case for the City and entered the evidence in to the record. There is a blue Chevy that appeared inoperable, he spoke with the owner who stated it was not and did not have current tags. A verbal warning was given in February, a 30 day extension was given, and the violation still exists.

A motion was made by Member Crow, seconded by Member Kaufman, to find the property in violation of 42-173. Vote upon passage of the motion was taken by ayes and nays, and being all ayes, carried.

A motion was made by Member Crow, seconded by Member Kaufman, to recover all administrative fees and assess a fine of \$25 per day beginning June 14, 2018, if not in compliance. Vote upon passage of the motion was taken by ayes and nays, and being all ayes, carried.

4.2 MEMEORIA QUARTERMAN, 517 S. 12TH STREET, CASE 18-00057.

Violation(s) of the City of Fernandina Beach Code of Ordinances exist: 42-173 Wrecked or Inoperable Motor Vehicles on Private Property Declared a Nuisance and Prohibited. *Requesting Board determination of the case*

Property came into compliance.

4.3 SCOTT A. RIVENBARK & MARY BETH JONES (JT/RS), 1504 BROOME STREET, CASE 18-00043.

Violation(s) of the City of Fernandina Beach Land Development Code exist: 7.01.05 Specific Parking Restrictions for Commercial Vehicles, Recreational Vehicles, Boats, and Trailers. *Requesting Board determination of the case.*

Chair Boyd read the case. Mr. Wells presented the case for the City and entered the evidence in to the record. There is a utility trailer and recreational vehicle in the front driveway. The property owner has received notice but has not contacted Code Enforcement.

A motion was made by Member Chapman, seconded by Member Crow, to find the property in violation of LDC . Vote upon passage of the motion was taken by ayes and nays, and carried 6-1, with Member Byrd as the nay vote.

A motion was made by Member Kaufman, seconded by Member Crow, to recover all administrative fees and assess a fine of \$25 per day per vehicle beginning June 14, 2018, if not in compliance. Vote upon passage of the motion was taken by ayes and nays, and carried 6-1, with Member Byrd as the nay vote.

4.4 JANICE A. O'CONNELL, TRUSTEE OF JANICE O'CONNELL REVOCABLE LIVING TRUST, 2727 OCEAN DRIVE, CASE 18-00063

Violation(s) of the City of Fernandina Beach Code of Ordinances exist: 42-173 Wrecked or Inoperable Motor Vehicles on Private Property Declared a Nuisance and Prohibited. *Requesting Board determination of the case.*

Property came into compliance.

5. BOARD BUSINESS

The Board members discussed whether to have the next regular hearing on July 5, as that is during the holiday and a few members would be on vacation. It was determined that there would be a quorum on that date, and they decided to keep the meeting on July 5, 2018.

6. Adjournment - There being no further business to come before the Code Enforcement and Appeals Board, the meeting was adjourned at 8:23 p.m.

Katie Newton, Recording Secretary

Carlton "Buddy" Boyd, Chair



**FINES AND FEES INCURRED FROM
708 CENTRE STREET
AS OF 07/05/18**

<u>DATES</u>	<u># OF DAYS</u>	<u>FINE PER DAY</u>	<u>TOTAL</u>
APRIL 5 THROUGH APRIL 30, 2010	26	\$50.00	\$1,300.00
JUNE, 2010	30	\$50.00	\$1,500.00
JULY, 2010	31	\$50.00	\$1,550.00
AUGUST, 2010	31	\$50.00	\$1,550.00
AUGUST 5, 2010 (BANNER UP-REPEAT - JUNE 15, 2010)	1	\$500.00	\$500.00
SEPTEMBER, 2010	30	\$50.00	\$1,500.00
OCTOBER, 2010	31	\$50.00	\$1,550.00

TOTAL FINES **\$9,450.00**

TOTAL FEES **\$367.27**

GRAND TOTAL DUE AS OF JULY 5, 2018 **\$9,817.27**



CITY OF FERNANDINA BEACH

Code Enforcement Department

Michelle D. Forstrom

Code Enforcement Manager

**ADMINISTRATIVE FEES INCURRED FROM
708 CENTRE STREET
AS OF 7/5/18**

	# OF UNITS OR HOURS	RATE PER HOUR	<u>TOTAL</u>
<u>STAFF PERSONNEL</u>			
Michelle Forstrom, Code Compliance Officer	10	\$15.07	\$150.70
Record Findings of Facts with the Clerk of Circuit Court of Nassau County	4	\$35.50	\$142.00
Certified letters mailed	6	\$5.32	\$31.92
Certified letters mailed	4	\$5.54	\$22.16
Certified letters mailed	3	\$5.71	\$17.13
First Class letters mailed	8	\$0.42	\$3.36
TOTAL			\$367.27



City of Fernandina Beach

CODE ENFORCEMENT



FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER OF ENFORCEMENT

Date: August 5, 2010
Case Number: 10-00073

IN THE MATTER OF: Respondent Name: Lisa Jones
Jack & Diane's
Respondent Address: 708 Centre Street, Fernandina Beach, FL 32034

City of Fernandina Beach
204 Ash Street
Fernandina Beach, FL 32034
Attn: City Clerk's Office



This case having come before the Code Enforcement & Appeals Board of the City of Fernandina Beach on August 5, 2010 a violation hearing having been held, and the Board having heard, under oath, the testimony of the respective parties not present and the evidence presented, the respondent having not appeared, does hereby make the following finding of facts, and conclusions of law therefore imposing the following order and penalty:

SECTION 1 FINDINGS OF FACT

1. The Respondent was properly served notice of these proceedings as required by law on June 8, 2010, and she was not present at the hearing.
2. The real property on which the alleged violation occurred is located at 708 Centre Street, Fernandina Beach, FL and a brief legal description being **BLOCK 42 E26' OF LOT 1 & W12.5' OF LOT 8 IN OR 1569/1904, Fernandina Beach, FL.**
3. The Respondent is the owner of record of the aforementioned real property.
4. The Respondent is charged with three (3) banners that have been put up without a certificate of Appropriateness from the Historic District Council and without any sign permits issued after the Code Enforcement & Appeals Board ordered them down permanently.
5. Chapters 5.03.03 (A) Sign Permits Required;
5.03.03 Sign Permits Required
A. It shall be unlawful for any person to erect, construct, alter, or relocate any sign within the City without having first obtained a permit as provided in this section:
 1. The work necessary to construct, install, erect, illuminate, paint, or modify signage within the City shall comply with the requirements set forth in this section;
 2. Work which may be performed by a property owner or lessee:
 - a. Painting the face of any freestanding or wall sign; and
 - b. Erection of any temporary sign permissible as set forth in this LDC.
 3. Work which shall be performed by a sign contractor, general contractor, or building contractor licensed with the City to perform such work:

- a. Construction, installation, erection, or electrical connection of any sign that is internally illuminated;
- b. Construction, installation, or erection of any freestanding sign over six (6) feet in height, requiring wind load calculations;
- c. Construction, installation, or erection of any sign which is located above a pedestrian walkway or on the front fascia of a canopy over a pedestrian walkway; and
- d. Construction, installation, or erection of any projecting sign as set forth in this LDC.

5.03.10 (C) Permissible Permanent On-Site Signs;

5.03.10 Permissible Permanent On-Site Signs

C. The number and types of permanent on-site signs shall comply with the standards in Table 5.03.10(C).

Table 5.03.10 (C). Number and Types of Permanent On-Site Signs in Specified Non-Residential Zoning Districts.

Zoning District	Sign Type				
	Freestanding	Wall	Awning	Projecting	Sandwich Board or Sidewalk Sign
MU-1	1	1			1 per business
C-1	1	1			1 per business
C-2	1 per street frontage	1	1	1	1 per business
C-3	1 per street frontage, except within the Historic District; see Section 5.03.11	1 except within the Historic District; see Section 5.03.11	1	1	1 per business except within the Historic District; see Section 5.03.11
I-1	2	1	1	1	1 per business
I-A	2	1	1	1	1 per business
PI-1	1 per street frontage	1	1	1	1 per business

And 5.03.11 (A, F, G) Specific Provisions for Signs within the Historic District of the City of Fernandina Beach Land Development Code.

5.03.11 Specific Provisions for Signs within the Historic Districts

In an effort to protect the Historic District designations within the City of Fernandina Beach, the specific provisions in this article shall take precedence where conflicts arise in this sign code.

- A. One (1) permanent on- site (principal use) sign per business, is permissible, limited to projecting or wall signs, and subject to the following standards:
 1. Signs shall display only the identification or logo symbol of the business or a product sold therein and one (1) tag line or descriptive statement;
 2. Signs shall not project more than five (5) feet from the face of the building;
 3. Projecting signs may project over sidewalk or pedestrian areas only at no less than seven and one half (7 ½) feet above sidewalk level;
 4. The top of a projecting sign shall be not more than sixteen (16) feet above the sidewalk level;
 5. A projecting sign shall not be closer than two (2) feet to a vertical line extending upward from the curb;
 6. A projecting sign shall not exceed twelve (12) square feet (ft²) in area.
 7. A wall sign shall not exceed twelve (12) square feet (ft²) in area and may be placed on glassed areas;
 8. When a business is so located that the business has more than one principal public entrance, a second permanent on- site (principal use) sign is permissible, subject to the following:
 - a. The secondary sign will be limited to projecting or wall signs.
 - b. No secondary sign shall exceed six square feet (6 ft²) in area.

- c. Under no circumstances will there be allowed more than three (3) secondary signs at any one location.
 - F. All signs shall utilize materials which were generally available in commerce during or prior to 1914, or such materials as are available today to replicate as closely as possible the appearance of materials in general commercial use during or prior to 1914.
 - G. All signs affixed to private property, whether temporary or permanent, shall require a certificate of appropriateness and the approval of the Historic District Council, except for exempt signs, public directional signs, and street number signs.
6. Upon re-inspection on August 5, 2010, the code compliance officer found that this property was no longer in violation.
 7. Pursuant to Chapters 5.03.03 (A); 5.03.10 (C); AND 5.03.11 (A, F, G) of the City of Fernandina Beach Land Development Code, the respondent was in repeat violation.

SECTION 2

CONCLUSION OF LAW

1. Based on the foregoing findings of fact, a motion was made by Board Member Miranda and seconded by Board Member Desilet to find the Respondent in repeat violation of the City of Fernandina Beach Land Development Code, Chapters 5.03.03 (A) Sign Permits Required; 5.03.10 (C) Permissible Permanent On-Site Signs; 5.03.11 (A, F, G) Specific Provisions for Signs within the Historic District.

Board Member:	Aye	Nay
Member Crow	<u> X </u>	<u> </u>
Member Desilet	<u> X </u>	<u> </u>
Member Miranda	<u> X </u>	<u> </u>
Member Steffen	<u> X </u>	<u> </u>
Member Sturges	<u> X </u>	<u> </u>
Vice-Chair Boyd	<u> X </u>	<u> </u>
Chair Kaufman	<u> X </u>	<u> </u>
TOTAL:	<u> 7 </u>	<u> 0 </u>

The Motion is APPROVED.

SECTION 3

IMPOSITION OF FINE & CERTIFICATION OF VOTE

1. Based on the foregoing findings of fact, a motion was made by Board Member Miranda and seconded by Board Member Desilet to fine the Respondent \$500.00 plus any administrative costs associated with this case.



City of Fernandina Beach

CODE ENFORCEMENT FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER OF ENFORCEMENT

Date: April 1, 2010
Case Number: 10-00035

IN THE MATTER OF: Respondent Name: Lisa Jones
Jack & Diane's
Respondent Address: 708 Centre Street, Fernandina Beach, FL 32034

This case having come before the Code Enforcement & Appeals Board of the City of Fernandina Beach on April 1, 2010 a violation hearing having been held, and the Board having heard, under oath, the testimony of the respective parties not present and the evidence presented, the respondent having not appeared, does hereby make the following finding of facts, and conclusions of law therefore imposing the following order and penalty:

SECTION 1 FINDINGS OF FACT

1. The Respondent was properly served notice of these proceedings as required by law on March 11, 2010, and he was not resent at the hearing.
2. The real property on which the alleged violation occurred is located at 500 Front Street, Fernandina Beach, FL and a brief legal description being **BLOCK 42 E26' OF LOT 1 & W12.5' OF LOT 8 IN OR 1569/1904, Fernandina Beach, FL.**
3. The Respondent is the owner of record of the aforementioned real property.
4. The Respondent is charged with three (3) banners and two (2) signs that have been put up without a certificate of Appropriateness from the Historic District Council and without any sign permits issued.
5. Chapters 5.03.03 (A) Sign Permits Required;

5.03.03 Sign Permits Required

A. It shall be unlawful for any person to erect, construct, alter, or relocate any sign within the City without having first obtained a permit as provided in this section:

1. The work necessary to construct, install, erect, illuminate, paint, or modify signage within the City shall comply with the requirements set forth in this section;
2. Work which may be performed by a property owner or lessee:
 - a. Painting the face of any freestanding or wall sign; and
 - b. Erection of any temporary sign permissible as set forth in this LDC.
3. Work which shall be performed by a sign contractor, general contractor, or building contractor licensed with the City to perform such work:
 - a. Construction, installation, erection, or electrical connection of any sign that is internally illuminated;

204 Ash Street • Fernandina Beach, FL 32034-4230 • 904 277-7325 • Fax 904-277-7324 • TDD 904-277-7399

www.fbfl.us

Equal Opportunity Employer

- b. Construction, installation, or erection of any freestanding sign over six (6) feet in height, requiring wind load calculations;
- c. Construction, installation, or erection of any sign which is located above a pedestrian walkway or on the front fascia of a canopy over a pedestrian walkway; and
- d. Construction, installation, or erection of any projecting sign as set forth in this LDC.

5.03.10 (C) Permissible Permanent On-Site Signs;

5.03.10 Permissible Permanent On-Site Signs

C. The number and types of permanent on-site signs shall comply with the standards in Table 5.03.10(C).

Table 5.03.10 (C). Number and Types of Permanent On-Site Signs in Specified Non-Residential Zoning Districts.

Zoning District	Sign Type				
	Freestanding	Wall	Awning	Projecting	Sandwich Board or Sidewalk Sign
MU-1	1	1			1 per business
C-1	1	1			1 per business
C-2	1 per street frontage	1	1	1	1 per business
C-3	1 per street frontage, except within the Historic District; see Section 5.03.11	1 except within the Historic District; see Section 5.03.11			1 per business except within the Historic District; see Section 5.03.11
I-1	2	1	1	1	1 per business
I-A	2	1	1	1	1 per business
PI-1	1 per street frontage	1	1	1	1 per business

And 5.03.11 (A, F, G) Specific Provisions for Signs within the Historic District of the City of Fernandina Beach Land Development Code.

5.03.11 Specific Provisions for Signs within the Historic Districts

In an effort to protect the Historic District designations within the City of Fernandina Beach, the specific provisions in this article shall take precedence where conflicts arise in this sign code.

- A. One (1) permanent on- site (principal use) sign per business, is permissible, limited to projecting or wall signs, and subject to the following standards:
 - 1. Signs shall display only the identification or logo symbol of the business or a product sold therein and one (1) tag line or descriptive statement;
 - 2. Signs shall not project more than five (5) feet from the face of the building;
 - 3. Projecting signs may project over sidewalk or pedestrian areas only at no less than seven and one half (7 ½) feet above sidewalk level;
 - 4. The top of a projecting sign shall be not more than sixteen (16) feet above the sidewalk level;
 - 5. A projecting sign shall not be closer than two (2) feet to a vertical line extending upward from the curb;
 - 6. A projecting sign shall not exceed twelve (12) square feet (ft²) in area.
 - 7. A wall sign shall not exceed twelve (12) square feet (ft²) in area and may be placed on glassed areas;
 - 8. When a business is so located that the business has more than one principal public entrance, a second permanent on- site (principal use) sign is permissible, subject to the following:
 - a. The secondary sign will be limited to projecting or wall signs.
 - b. No secondary sign shall exceed six square feet (6 ft²) in area.
 - c. Under no circumstances will there be allowed more than three (3) secondary signs at any one location.

- F. All signs shall utilize materials which were generally available in commerce during or prior to 1914, or such materials as are available today to replicate as closely as possible the appearance of materials in general commercial use during or prior to 1914.
- G. All signs affixed to private property, whether temporary or permanent, shall require a certificate of appropriateness and the approval of the Historic District Council, except for exempt signs, public directional signs, and street number signs.

6. Upon re-inspection on April 1, 2010, the code compliance officer found that this property was in violation.
7. Pursuant to Chapters 5.03.03 (A); 5.03.10 (C); AND 5.03.11 (A, F, G) of the City of Fernandina Beach Land Development Code, the respondent is in continued violation.

SECTION 2
CONCLUSION OF LA. IMPOSITION OF FINE, AND CERTIFICATION OF VOTE

1. Based on the foregoing findings of fact, a motion was made by Board Member Desilet and seconded by Board Member Watkins to find the Respondent in continued violation of the City of Fernandina Beach Land Development Code, Chapters 5.03.03 (A) Sign Permits Required; 5.03.10 (C) Permissible Permanent On-Site Signs; 5.03.11 (A, F, G) Specific Provisions for Signs within the Historic District; and that the Board assess a fine of \$50.00 per day beginning at the close of business April 5, 2010 until the permanent business signage is brought into compliance; and that all administrative fees are collected.

Board Member:	Aye	Nay
Member Crow	<u> X </u>	<u> </u>
Member Desilet	<u> X </u>	<u> </u>
Member Steffen	<u> X </u>	<u> </u>
Member Sturges	<u> X </u>	<u> </u>
Member Watkins	<u> X </u>	<u> </u>
Vice-Chair Boyd	<u> X </u>	<u> </u>
Chair Kaufman	<u> X </u>	<u> </u>
TOTAL:	<u> 7 </u>	<u> 0 </u>

The Motion is APPROVED.

2. Based on the foregoing findings of fact, a motion was made by Board Member Desilet and seconded by Board Member Watkins to find the Respondent in continued violation of the City of Fernandina Beach Land Development Code, Chapters 5.03.03 (A) Sign Permits Required; 5.03.10 (C) Permissible Permanent On-Site Signs; 5.03.11 (A, F, G) Specific Provisions for Signs within the Historic District; and to institute a fine of \$200.00 per day beginning at the close of business April 5, 2010 until the banner signs are removed; and to collect any administrative fees incurred.

3. The City of Fernandina Beach shall record a certified copy of this order in the public records and this Order shall constitute a lien against the land on which the violations exists and upon any other real or personal property owned by the Respondent if fines are not paid within thirty (30) days. Upon Respondent's compliance with this Order, an Order Acknowledging Compliance shall be recorded in the public records.

Board Member:	Aye	Nay
Member Crow	<u>X</u>	<u> </u>
Member Desilet	<u>X</u>	<u> </u>
Member Steffen	<u>X</u>	<u> </u>
Member Sturges	<u>X</u>	<u> </u>
Member Watkins	<u>X</u>	<u> </u>
Vice-Chair Boyd	<u>X</u>	<u> </u>
Chair Kaufman	<u>X</u>	<u> </u>
 TOTAL:	<u>7</u>	<u>0</u>

The Motion is APPROVED.

SECTION 3
CERTIFICATION OF SERVICE

Done and ordered April 1, 2010 at the City of Fernandina Beach, Nassau County, Florida Code Enforcement & Appeals Board Hearing

By: [Signature]
Chairman

STATE OF FLORIDA
COUNTY OF NASSAU

The foregoing instrument was acknowledged before me
this 5th day of April, 2010, by Adam Kaufman
who is personally known by me.

(Print, Type or Stamp Name of Notary)
[Notary Seal]
Notary Public, State of Florida
My Comm. Expires Nov. 12, 2012
Commission No. DD 837194

[Signature]
Notary Signature

I HEREBY CERTIFY that a copy of the foregoing order was mailed via Certified Mail # 7007-3020-0002-0133-7582, to the violator at the address stated above on April 5, 2010.

[Signature]
Code Compliance Officer

*Florida Statute 162.11 Appeals.—An aggrieved party, including the local governing body, may appeal a final administrative order of an enforcement board to the circuit court. Such an appeal shall not be a hearing de novo but shall be limited to appellate review of the record created before the enforcement board. An appeal shall be filed within 30 days of the execution of the order to be appealed.

From: [lisa jones](#)
To: [Michelle Forstrom](#)
Subject: Code Meeting July 5
Date: Tuesday, June 26, 2018 10:24:14 AM

Hello Michelle,

Thank you for your time this morning, trying to help me get this resolved. I would very much like to go before the board on July 5, 2018. I would like to request a reduction in fines, if at all possible.

Thanks again.

Lisa Jones

STAFF REPORT
Case 18-00078
City of Fernandina Beach Code Enforcement & Appeals Board
June 27, 2018

Violation Information

Owner Mathew Smith
731 N. Fletcher Avenue
Fernandina Beach, Florida 32034

Violation City of Fernandina Beach – 7.01.05 LDC Specific Parking Restrictions For Commercial Vehicles, Recreational Vehicles, Boats, and Trailers.

Location: 731 N. Fletcher Avenue, Fernandina Beach, Florida 32034

Summary and Background Information

May 21, 2018, during a proactive sweep I observed and confirmed a boat and trailer parked in the front yard. I gave a verbal warning to the owner giving him ten (10) days to correct the violation. I recorded a photograph of the boat and trailer.

June 1, 2018, 2nd inspection-no change.

June 11, 2018, 3rd inspection-no change.

June 12, 2018, I mailed a NOV/NOH letter via certified mail to this residence. Signature card came back with an authorized signature.

Conclusion

As of June 26, 2018, the boat has not been moved and is still in violation.

Recommendation

The City recommends a \$25.00 per day fine for the boat parked in the front yard, along with administrative fees incurred.

Submitted by:



George Wells
Code Compliance Officer

**ADMINISTRATIVE FEES INCURRED FROM
731 N. Fletcher Avenue
AS OF 07/05/18
CODE CASE #18-00078**

<u>STAFF PERSONNEL OR ITEMS</u>	<u># OF UNITS OR HOURS</u>	<u>PRICE OR RATE PER HOUR</u>	<u>TOTAL</u>
Michelle Forstrom, Code Enforcement Manager	1	\$23.13	\$23.13
George Wells, Code Compliance Officers	4.5	\$20.80	\$93.60
Katie Newton, Board Secretary/Legal Assistant	1.5	\$21.63	\$32.45
Record Findings of Facts with the Clerk of Circuit Court of Nassau County	1	\$10.00	\$10.00
Certified letters mailed	1	\$6.48	\$6.48
First Class letters mailed	1	\$0.48	\$0.48

TOTAL ADMINISTRATIVE FEES DUE

\$166.14

**** TOTAL AMOUNT DUE MUST BE PAID IN FULL TO CLOSE THIS CASE AND AVOID A LIEN ON THIS
PROPERTY**



CODE ENFORCEMENT & APPEALS BOARD
NOTICE OF VIOLATION/NOTICE OF HEARING

June 12, 2018

Case Number: 18-00078

Cert. #:7014 0150 0002 0092 6588

IN THE MATTER OF:

Mathew Smith
731 N. Fletcher Avenue
Fernandina Beach, Florida 32034

PREMISES: 731 N. Fletcher Avenue, Fernandina Beach, FL 32034

The brief legal description of the real property upon which this violation occurred is: **LOT 189 IN OR 1871/985 GA FDNA BEACH #2 UNR, FERNANDINA BEACH, FL 32034.**

The Code Enforcement office of the City of Fernandina Beach has previously notified you of alleged violation(s) of the City of Fernandina Beach Code of Ordinances and contends that the following violation(s) exist: **7.01.05 LDC; Recreational Vehicle, Boats, Trailers, or Similar Vehicles.** (These can be found on the City's website: www.fbfl.us/code). This letter specifically addresses a boat that is parked on the front yard.

Therefore, you are hereby directed to remedy and discontinue the problems by: Remove or store in a proper structure or in side or rear yard the boat and trailer by June 22, 2018 ten (10) days from the date of this notice, and if this office is not notified of compliance by you, this department will refer this matter to the Code Enforcement & Appeals Board for legal action at the date and time listed below.

DATE: July 5, 2018
TIME: 5:30 p.m.
LOCATION: City Commission Chambers, 204 Ash Street
Fernandina Beach, Florida 32034

YOU HAVE THE RIGHT to appear before the Board at that time to answer and defend the allegations that you have violated the above cited provision(s) of the Code of Ordinances.

If the Board finds that you are in violation, they will consider all appropriate actions required to bring the property into compliance, which may include, but is not limited the recovery of fees, and fines which may be imposed for the duration of the non-compliance (NOT TO EXCEED \$250.00 per day, per violation).

Please be advised that the Rules of the Code Enforcement & Appeals Board and the Code of Ordinances of the City of Fernandina Beach govern the procedures of the Board.

PLEASE GOVERN YOUR SELF ACCORDINGLY.

If you have any questions, please feel free to contact me (please see my attached business card for contact information).



George Wells
Code Compliance Officer

Hearing impaired or non-English speaking individuals may request a language or sign interpreter at least (10) ten working days prior to this hearing. Please contact the City Clerk's office at (904) 310-3115.



5.21.2018 09:40

SENDER: COMPLETE THIS SECTION

■ Complete Items 1, 2, and 3.

■ Print your name and address on the reverse so that we can return the card to you.

■ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mathew Smith

731 N. Fletcher Avenue

Fernandina Beach, Florida 32034



9590 9402 3035 7124 0450 59

2. Article Number (Transfer from service label)

7014 0150 0002 0092 6588

COMPLETE THIS SECTION ON DELIVERY

A. Signature

☒ Agent

☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1?

☐ Yes

☐ No

If YES, enter delivery address below:

731 NFA

3. Service Type

☐ Adult Signature

☐ Adult Signature Restricted Delivery

☒ Certified Mail®

☐ Certified Mail Restricted Delivery

☐ Collect on Delivery

☐ Collect on Delivery Restricted Delivery

☐ Mail Restricted Delivery

☐ Priority Mail Express®

☐ Registered Mail™

☐ Registered Mail Restricted Delivery

☐ Return Receipt for Merchandise

☐ Signature Confirmation™

☐ Signature Confirmation Restricted Delivery

U.S. Postal Service™

731 NFA

CERTIFIED MAIL™ RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$.47
Certified Fee	3.45
Return Receipt Fee (Endorsement Required)	2.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 6.67

Mathew Smith

731 N. Fletcher Avenue

Fernandina Beach, Florida 32034

for instructions

7014 0150 0002 0092 6588

Postmark Here

7014 0150 0002 0092 6588

SENDER: COMPLETE THIS SECTION

- Complete Items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mathew Smith
731 N. Fletcher Avenue
Fernandina Beach, Florida 32034



9590 9402 3035 7124 0450 59

2. Article Number (Transfer from service label)

7014 0150 0002 0092 6588

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from Item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

731 NFA

3. Service Type

- | | |
|---|---|
| ☐ Adult Signature | ☐ Priority Mail Express® |
| ☐ Adult Signature Restricted Delivery | ☐ Registered Mail™ |
| ☒ Certified Mail® | ☐ Registered Mail Restricted Delivery |
| ☐ Certified Mail Restricted Delivery | ☐ Return Receipt for Merchandise |
| ☐ Collect on Delivery | ☐ Signature Confirmation™ |
| ☐ Collect on Delivery Restricted Delivery | ☐ Signature Confirmation Restricted Delivery |
| ☐ Collect on Delivery Restricted Delivery (over 500) | |

PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt

U.S. Postal Service™

CERTIFIED MAIL™ RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage \$.47

Certified Fee 3.45

Return Receipt Fee (Endorsement Required) 2.75

Restricted Delivery Fee (Endorsement Required)

Total Postage & Fees \$ 6.67

Postmark
Here

Mathew Smith
731 N. Fletcher Avenue
Fernandina Beach, Florida 32034

for Instructions

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

CERTIFIED MAIL™

7014 0150 0002 0092 6588
7014 0150 0002 0092 6588

STAFF REPORT
Case 18-00066
City of Fernandina Beach Code Enforcement & Appeals Board
June 27, 2018

Violation Information

Owner Leonia M. Tyler
1274 Nipigon Avenue
Atlantic Beach, Florida 32233

Violation City of Fernandina Beach – 42-173 Wrecked Or Inoperable Motor Vehicles On Private Property Declared A Nuisance And Prohibited.

Location: 1014 South 10th Street, Fernandina Beach, Florida 32034

Summary and Background Information

April 26, 2018, during a proactive sweep I observed two (2) inoperable vehicles parked in the front yard, a Chevrolet van with an expired tag and a Chrysler New Yorker with the hood ajar. I asked one of the residents of the halfway house if the New Yorker had a current tag and she said it did not. I left a door hanger on the front door giving 10 days to correct the violation. I took a photo of the vehicles..

May 7, 2018, 2nd inspection-No Change.

May 17, 2018, I mailed a NOV/NOH letter via certified mail to the owner of this house. Signature card came back with an authorized signature.

June 26, 2018, A pre-board inspection showed the Chrysler New Yorker has been removed, but the Chevrolet van is still present in the front yard with an expired license tag.

Conclusion

One vehicle has been removed, but the other vehicle is still present keeping the property still in violation. The owner called and left a message to call her on June 18, 2018. I was at a conference from 6/18/18 until 6/25/18 when I returned to work. I received her message and called her back, but her voice mail box was full. The property is still in violation as of 6/27/18.

Recommendation

The City recommends a \$25.00 per day for the remaining vehicle in violation, along with administrative fees incurred.

Submitted by:



George Wells
Code Compliance Officer

**ADMINISTRATIVE FEES INCURRED FROM
1014 S. 10th St.
AS OF 07/05/18
CODE CASE #18-00066**

<u>STAFF PERSONNEL OR ITEMS</u>	<u># OF UNITS OR HOURS</u>	<u>PRICE OR RATE PER HOUR</u>	<u>TOTAL</u>
Michelle Forstrom, Code Enforcement Manager	1	\$23.13	\$23.13
George Wells, Code Compliance Officers	4	\$20.80	\$83.20
Katie Newton, Board Secretary/Legal Assistant	1.5	\$21.63	\$32.45
 Record Findings of Facts with the Clerk of Circuit Court of Nassau County	 1	 \$10.00	 \$10.00
 Certified letters mailed	 1	 \$6.48	 \$6.48
First Class letters mailed	1	\$0.48	\$0.48

TOTAL ADMINISTRATIVE FEES DUE \$155.74

**** TOTAL AMOUNT DUE MUST BE PAID IN FULL TO CLOSE THIS CASE AND AVOID A LIEN ON THIS
PROPERTY**



CODE ENFORCEMENT & APPEALS BOARD
NOTICE OF VIOLATION/NOTICE OF HEARING

March 17, 2018

Case Number: 18-00066

Cert. #:7014 0150 0002 0092 6472

IN THE MATTER OF:

Leonia M. Tyler
1274 Nipigon Avenue
Atlantic Beach, Florida 32233

PREMISES: 1014 South 10th Street, Fernandina Beach, FL 32034

The brief legal description of the real property upon which this violation occurred is: **BLOCK 170 LOTS 7 8 9 & 10 IN OR 893/345 CITY OF FDNA BEACH, FERNANDINA BEACH, FL 32034.**

The Code Enforcement office of the City of Fernandina Beach has previously notified you of alleged violation(s) of the City of Fernandina Beach Code of Ordinances and contends that the following violation(s) exist: **42-173 Wrecked or inoperable motor vehicles on private property declared a nuisance and prohibited.** (These can be found on the City's website: www.fbfl.us/code). This letter specifically addresses two (2) inoperable vehicles a (yellow Chevrolet van and a dark Chrysler New Yorker) that are parked in front of this house with expired license tags on them.

Therefore, you are hereby directed to remedy and discontinue the problems by: Remove, repair, or register vehicles and put current tags on it by May 27, 2018 ten (10) days from the date of this notice, and if this office is not notified of compliance by you, this department will refer this matter to the Code Enforcement & Appeals Board for legal action at the date and time listed below.

DATE: July 5, 2018
TIME: 5:30 p.m.
LOCATION: City Commission Chambers, 204 Ash Street
Fernandina Beach, Florida 32034

YOU HAVE THE RIGHT to appear before the Board at that time to answer and defend the allegations that you have violated the above cited provision(s) of the Code of Ordinances.

If the Board finds that you are in violation, they will consider all appropriate actions required to bring the property into compliance, which may include, but is not limited the recovery of fees, and fines which may be imposed for the duration of the non-compliance (NOT TO EXCEED \$250.00 per day, per violation).

Please be advised that the Rules of the Code Enforcement & Appeals Board and the Code of Ordinances of the City of Fernandina Beach govern the procedures of the Board.

PLEASE GOVERN YOUR SELF ACCORDINGLY.

If you have any questions, please feel free to contact me (please see my attached business card for contact information).



George Wells
Code Compliance Officer

Hearing impaired or non-English speaking individuals may request a language or sign interpreter at least (10) ten working days prior to this hearing. Please contact the City Clerk's office at (904) 310-3115.



4.26.2018 13:59



4.26.2018 13:59

SENDER: COMPLETE THIS SECTION

■ Complete Items 1, 2, and 3.

■ Print your name and address on the reverse so that we can return the card to you.

■ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Leonia M. Tyler
1274 Nipigon Avenue
Atlantic Beach, Florida 32283

ATLANTIC BEACH
MAY 22 2018
32283

7014 0150 0002 0092 6472

7014 0150 0002 0092 6472

Barcode

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X *Leonia Tyler*
☐ Agent
☐ Addressee

B. Received by (Printed Name)
Leonia Tyler

C. Date of Delivery

D. Is delivery address different from item 1?
YES, enter delivery address below: ☐ Yes
☐ No

3. Service Type
☐ Adult Signature
☐ Adult Signature Restricted Delivery
☒ Certified Mail®
☐ Certified Mail Restricted Delivery
☐ Collect on Delivery
☐ Collect on Delivery Restricted Delivery
☐ Mail
☐ Mail Restricted Delivery

☐ Priority Mail Express®
☐ Registered Mail™
☐ Registered Mail Restr. Delivery
☐ Return Receipt for Merchandise
☐ Signature Confirmation™
☐ Signature Confirmation Restricted Delivery

1014 51014

Domestic Return Receipt

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$.47
Certified Fee	3.45
Return Receipt Fee (Endorsement Required)	2.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$6.67

Leonia M. Tyler
1274 Nipigon Avenue
Atlantic Beach, Florida 32233

for Instructions

2014 51014

Postmark Here

USPS-32034

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Leonia M. Tyler
1274 Nipigon Avenue
Atlantic Beach, Florida 32233



9590 9402 3035 7124 0451 72

7014 0150 0002 0092 6472

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from Item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

- | | |
|--|---|
| ☐ Adult Signature | ☐ Priority Mail Express® |
| ☐ Adult Signature Restricted Delivery | ☐ Registered Mail™ |
| ☒ Certified Mail® | ☐ Registered Mail Restricted Delivery |
| ☐ Certified Mail Restricted Delivery | ☐ Return Receipt for Merchandise |
| ☐ Collect on Delivery | ☐ Signature Confirmation™ |
| ☐ Collect on Delivery Restricted Delivery | ☐ Signature Confirmation Restricted Delivery |
| ☐ Mail Restricted Delivery | |

PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage \$.47

Certified Fee 3.45

Return Receipt Fee (Endorsement Required) 2.75

Restricted Delivery Fee (Endorsement Required)

Total Postage & Fees \$ 6.67

Postmark
Here

Leonia M. Tyler
1274 Nipigon Avenue
Atlantic Beach, Florida 32233

for Instructions

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS; FOLD AT DOTTED LINE

CERTIFIED MAIL™

7014 0150 0002 0092 6472
7014 0150 0002 0092 6472

STAFF REPORT
Case 18-00074
City of Fernandina Beach Code Enforcement & Appeals Board
June 27, 2018

Violation Information

Owner Teresa A. Van Goidtsnoven
85115 Crews Road
Fernandina Beach, Florida 32034

Violation-Repeat City of Fernandina Beach – Code of Ordinances, Section 42-116 (A)
Cleaning of lots; Maintenance of Structures

Location: 1214 Beech Street, Fernandina Beach, Florida 32034

Summary and Background Information

May 24, 2018, During a proactive sweep I observed that this vacant property was overgrown in excess of twelve (12") inches. The roof has vegetation growing on it that needs to be removed. There also is junk and debris that needs to be removed from this property.

May 24, 2018, I mailed a NOV/NOH letter via certified mail to the owner of this vacant property. The signature card was returned with an authorized signature on it.

Conclusion:

We have tried to contact this owner with no success. The owner has not contacted the code enforcement office either.

Recommendation

The City recommends a fine of \$ 25.00 per day for the violation, along with administration fees incurred.

Submitted by:



George Wells
Code Compliance Officer

**ADMINISTRATIVE FEES INCURRED FROM
1214 Beech Street
AS OF 07/05/18
CODE CASE #18-00074**

<u>STAFF PERSONNEL OR ITEMS</u>	<u># OF UNITS OR HOURS</u>	<u>PRICE OR RATE PER HOUR</u>	<u>TOTAL</u>
Michelle Forstrom, Code Enforcement Manager	1	\$23.13	\$23.13
George Wells, Code Compliance Officers	2.5	\$20.80	\$52.00
Katie Newton, Board Secretary/Legal Assistant	1.5	\$21.63	\$32.45
 Record Findings of Facts with the Clerk of Circuit Court of Nassau County	 1	 \$10.00	 \$10.00
 Certified letters mailed	 1	 \$6.48	 \$6.48
First Class letters mailed	1	\$0.48	\$0.48

TOTAL ADMINISTRATIVE FEES DUE

\$124.54

**** TOTAL AMOUNT DUE MUST BE PAID IN FULL TO CLOSE THIS CASE AND AVOID A LIEN ON THIS
PROPERTY**



CODE ENFORCEMENT & APPEALS BOARD
NOTICE OF VIOLATION/NOTICE OF HEARING

March 25, 2018

Case Number: 18-00074

Cert. #:7014 0150 0002 0092 6557

IN THE MATTER OF:

Teresa A. Van Goidtsnoven
85115 Crews Road
Fernandina Beach, Florida 32034

PREMISES: 1214 Beech Street, Fernandina Beach, FL 32034

The brief legal description of the real property upon which this violation occurred is: **BLOCK 230 N19 FT OF SUB C OF 1 & SUB D OF LOT 1 IN OR 1659/1590, FERNANDINA BEACH, FL 32034.**

The Code Enforcement office of the City of Fernandina Beach has previously notified you of alleged violation(s) of the City of Fernandina Beach Code of Ordinances and contends that the following violation(s) exist: **42-116 (a): Cleaning of lots; Maintenance of Structures.** (These can be found on the City's website: www.fbfl.us/code). This letter specifically addresses the entire property that the grass and weeds need to be cut to be in compliance. The vegetation growing on the roof, along with other debris needs to be removed.

Therefore, you are hereby directed to remedy and discontinue the problems by: Cutting the grass and weeds, along with removing all vegetation and debris that is on the roof of the structure by June 4, 2018 ten (10) days from the date of this notice, and if this office is not notified of compliance by you, this department will refer this matter to the Code Enforcement & Appeals Board for legal action at the date and time listed below.

DATE: July 5, 2018
TIME: 5:30 p.m.
LOCATION: City Commission Chambers, 204 Ash Street
Fernandina Beach, Florida 32034

YOU HAVE THE RIGHT to appear before the Board at that time to answer and defend the allegations that you have violated the above cited provision(s) of the Code of Ordinances.

If the Board finds that you are in violation, they will consider all appropriate actions required to bring the property into compliance, which may include, but is not limited the recovery of fees, and fines which may be imposed for the duration of the non-compliance (NOT TO EXCEED \$250.00 per day, per violation).

Please be advised that the Rules of the Code Enforcement & Appeals Board and the Code of Ordinances of the City of Fernandina Beach govern the procedures of the Board.

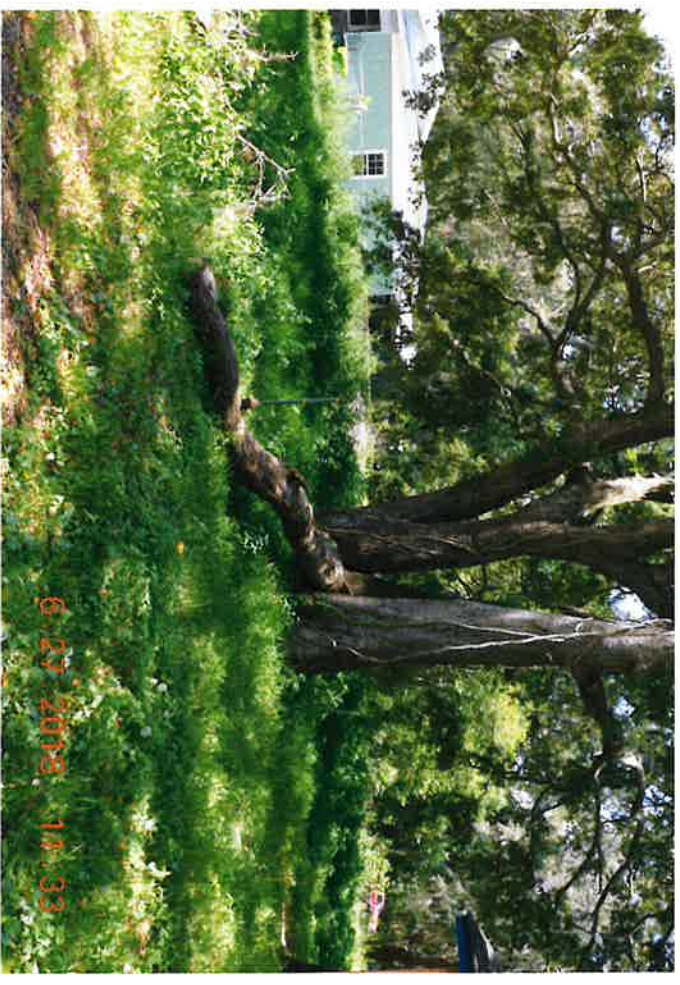
PLEASE GOVERN YOUR SELF ACCORDINGLY.

If you have any questions, please feel free to contact me (please see my attached business card for contact information).



George Wells
Code Compliance Officer

Hearing impaired or non-English speaking individuals may request a language or sign interpreter at least (10) ten working days prior to this hearing. Please contact the City Clerk's office at (904) 310-3115.





SENDER: COMPLETE THIS SECTION

■ Complete items 1, 2, and 3.

■ Print your name and address on the reverse so that we can return the card to you.

■ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Teresa A. Van Goidtsnoven

85115 Crews Road

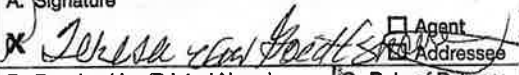
Fernandina Beach, Florida 32034



9590 9402 3035 7124 0450 80

2. Article Number (EPC)
7014 0150 0002 0092 6557

COMPLETE THIS SECTION ON DELIVERY

A. Signature


☐ Agent
☒ Addressee

B. Received by (Printed Name)

C. Date of Delivery
5-26-18

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☐ Adult Signature
☐ Adult Signature Restricted Delivery
☒ Certified Mail®
☐ Certified Mail Restricted Delivery
☐ Collect on Delivery
☐ Insured Mail
☐ Insured Mail Restricted Delivery
☐ Mail Restricted Delivery (over \$500)
☐ Priority Mail Express®
☐ Registered Mail™
☐ Registered Mail Restricted Delivery
☐ Return Receipt for Merchandise
☐ Signature Confirmation™
☐ Signature Confirmation Restricted Delivery

1214 Beach

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$.45
Certified Fee	3.45
Return Receipt Fee (Endorsement Required)	2.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 6.65

Teresa A. Van Goidtsnoven

85115 Crews Road

Fernandina Beach, Florida 32034

for Instructions

1214 Beach

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

CERTIFIED MAIL™



7014 0150 0002 0092 6557
7014 0150 0002 0092 6557

U.S. Postal Service™ *1214 Beach*
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided) *code Ent*

For delivery information visit our website at www.usps.com®

OFFICIAL USE

Postage	\$.47
Certified Fee	3.45
Return Receipt Fee (Endorsement Required)	2.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 6.67

Postmark
Here

Teresa A. Van Goidtsnoven
85115 Crews Road
Fernandina Beach, Florida 32034

for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Teresa A. Van Goidtsnoven
85115 Crews Road
Fernandina Beach, Florida 32034



9590 9402 3035 7124 0450 80

2. Article Number (Transfer from envelope label)

7014 0150 0002 0092 6557

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- ☐ Agent
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

- D. Is delivery address different from item 1?** ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

- | | |
|--|---|
| ☐ Adult Signature | ☐ Priority Mail Express® |
| ☐ Adult Signature Restricted Delivery | ☐ Registered Mail™ |
| ☒ Certified Mail® | ☐ Registered Mail Restricted Delivery |
| ☐ Certified Mail Restricted Delivery | ☐ Return Receipt for Merchandise |
| ☐ Collect on Delivery | ☐ Signature Confirmation™ |
| ☐ Collect on Delivery Restricted Delivery | ☐ Signature Confirmation Restricted Delivery |
| ☐ Mail | |
| ☐ Mail Restricted Delivery | |

(over \$500)

1214 Beach