



**AGENDA
CODE ENFORCEMENT & APPEALS BOARD HEARING
OCTOBER 4, 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 The minutes for the September 6, 2018 meeting will be presented for approval.
- 3. OLD BUSINESS**
 - 3.1 **TANYA J. WEBSTER, 1016 BROOME ST, CASE 17-00133.** *Property owner requests a reduction of fines.*
 - 3.2 **MARK O'BRIEN, 400 S. 8TH STREET, CASES 15-00058, 17-00007, & 17-00114.** *Staff to provide update.*
 - 3.3 **JAMES P. RANKOSKY, 613 FIR STREET, CASE 16-00001.** *Staff to provide update.*
- 4. NEW BUSINESS**
 - 4.1 **JOHN W. & LINDA K. BUSH, 105 N. WOLFF ST., CASE 17-00045.** 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.*
 - 4.2 **HERIBERTO GONZALEZ, 412 S. 13TH TERRACE, CASE 18-00105.** Violation(s) of the City of Fernandina Beach Code of Ordinances exist: Section 42-61(4) Health Nuisances-Enumerated. *Requesting Board determination of the case.*
 - 4.3 **JOHN LUTHER PETERS, 832 SOUTH 8TH STREET, CASE 18-00115.** Violation(s) of the City of Fernandina Beach Code of Ordinances exist: Section 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 5:31 pm.

Council Members Present

Chair Buddy Boyd

Adam Kaufman

Gail Schults

Cynthia Crow

Henry Byrd

Christine Harmon (Alt #1)

Council Members Absent

Vice Chair Scott Steffen

Marlene Chapman

Others Present

Tammi Bach, City Attorney

Michelle Forstrom, Code Enforcement Manager

George Wells, Code Enforcement Officer

Katie Newton, Recording Secretary

Chair Boyd called the meeting to order. Member Harmon was seated as a voting member.

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

City Attorney Bach explained the quasi-judicial procedures. Chair Boyd asked if there had been any ex parte communications, and there were none.

Chair Boyd began with Board Business.

3. Old Business

There were no items to discuss under old business.

4. New Business

4.1 ELVIRA I. NOWLIN, 407 S. 13TH TERRACE, CASE 18-00094

Violation(s) of the City of Fernandina Beach exist: Section 42-116(a) Cleaning of lots, maintenance of structures.

Chair Boyd read the case. Mr. Wells presented the staff report and entered evidence into the record. During a proactive sweep, he observed junk and debris in the front yard and driveway, and he showed the Board photos. No response was received from the property owner from mailed and posted notices, and the property is still not in compliance. He recommends fines of \$50.00 per day for fines.

Member Kaufman asked if the neighbors had complained and Mr. Wells said they had, and that there was a lot of activity around the house that they were concerned with.

Member Crow asked if this was a repeat violation. Mr. Wells explained that he had cited the property previously for other violations, but that it had come into compliance prior to bringing it before the Board.

Member Shults asked if Mr. Wells had ever spoken to the property owner. Mr. Wells stated he had for previous occasions when they were not in compliance, but not this time. He spoke to one of her sons. Member Shults wanted to make sure the owner was aware that they could be fined.

The Board discussed whether Code Enforcement should try to contact property owners at their place of employment. The Board agreed that they did not want to create more obligations for Code Enforcement or special treatment for property owners. They also discussed the merits of bringing a police officer to certain properties to serve notice, and Ms. Forstrom explained how the Code Enforcement officers serve notice by statute.

A motion was made by Member Byrd, seconded by Member Crow, to find the property in violation of Section 116 (a) Cleaning of lots; Maintenance of structures. Vote upon passage of the motion was taken by ayes and nays, and being 5-1, passed. Member Shults voted nay.

A motion was made by Member Byrd, seconded by Member Crow, to recover administrative fees and to collect fines of \$50.00 per day if not in compliance by September 16, 2018. Vote upon passage of the motion was taken by ayes and nays, and being all in favor, passed.

5. Board Business

5.1 Discussion and Appointment of Chair and Vice-Chair

A motion was made by Member Kaufman, seconded by Member Crow, to recommend reappointment of Member Boyd as Chair. Vote upon passage of the motion was taken by ayes and nays, and being all in favor, passed.

A motion was made by Member Byrd, seconded by Member Crow, to recommend appointment of Member Kaufman as Vice-Chair. Vote upon passage of the motion was taken by ayes and nays, and being all in favor, passed.

6. Adjournment - There being no further business to come before the Code Enforcement and Appeals Board, the meeting was adjourned at 5:57 p.m.

Katie Newton, Recording Secretary

Carlton “Buddy” Boyd, Chair



**ADMINISTRATIVE FEES INCURRED FROM
1016 BROOME STREET
AS OF 03/12/18
CODE CASE #17-00133**

<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	6.5	\$20.80	\$135.20
Katie Newton, Board Secretary/Legal Assistant	1	\$21.63	\$21.63
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

\$196.92

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



CITY OF FERNANDINA BEACH

Code Enforcement Department

George E. Wells

Code Compliance Officer

**FINES AND FEES INCURRED FROM
1016 BROOME STREET
AS OF 03/12/18
CODE CASE #17-00133**

<u>DATES</u>	<u># OF DAYS</u>	<u>FINE PER DAY</u>	<u>TOTAL</u>
JANUARY 15, 2018 THROUGH JANUARY 31, 2018	17	\$100.00	\$1,700.00
FEBRUARY 2018	28	\$100.00	\$2,800.00
MARCH 1 THROUGH MARCH 5, 2018	5	\$100.00	\$500.00
TOTAL FINES			\$5,000.00
TOTAL FEES			\$196.92
GRAND TOTAL DUE AS OF 03/05/2018			\$5,196.92

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



City of Fernandina Beach

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER OF ENFORCEMENT

Date: January 5, 2018
Case Number: 17-00133

IN THE MATTER OF: Respondent Name: Tanya J. Webster
Respondent Address: 1016 Broome Street, Fernandina Beach, FL 32034

This case having come before the Code Enforcement & Appeals Board of the City of Fernandina Beach on January 4, 2018, a violation hearing having been held, and the Board having heard testimony, 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 November 16, 2017 and the Respondent was not present at the hearing.
2. The real property on which the violations occurred at 1016 Broome Street, Fernandina Beach, FL and a brief legal description being **BLOCK 80 LOT N1/2 OF 5 IN OR 992/1512 CITY OF FDNA BEACH, Fernandina Beach, FL 32034.**
3. The Respondent is the owner of record of the aforementioned real property.
4. The Respondent violated sections of the Fernandina Beach Code of Ordinances: Section 42-116 (A), Cleaning of lots; maintenance of structures, and Section 42-173 Wrecked or inoperable motor vehicles on private property declared a nuisance and prohibited.

SECTION 2 - CONCLUSION OF LAW & IMPOSITION OF FINE

1. Based on the foregoing findings of fact, the Board voted to find the property in violation of Section 42-116 (A), and Section 42-173, and if not brought into compliance by January 15, 2018, assess fines of \$50.00 per day per violation until brought into compliance; and collect administrative fees.
2. 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 real property on which the violations exist and upon any other real or personal property owned by the Respondent if fines are not paid within thirty (30) days.
3. If the lien remains unpaid for a period of three (3) months from the date of the filing of the lien, the City of Fernandina Beach may foreclose on the lien or sue to recover a money judgment for the amount of the lien plus accrued interest.

SECTION 3 - CERTIFICATION OF VOTE

Done and ordered January 4, 2018 at the City of Fernandina Beach, Nassau County, Florida Code Enforcement & Appeals Board Hearing.

By: _____
Chair, Buddy Boyd

*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.

STAFF REPORT
Case 17-00133
City of Fernandina Beach Code Enforcement & Appeals Board
January 4, 2018

Violation Information

Owner Tanya J. Webster
1016 Broome St.
Fernandina Beach, FL 32034

Violation City of Fernandina Beach Code of Ordinances, Section 42-173 Wrecked or inoperable motor vehicles on private property declared a nuisance and prohibited; 42-116(a) Cleaning of lots; Maintenance of Structure.

Location: 1016 Broome St., Fernandina Beach FL 32034

Summary and Background Information

October 30, 2017, Proactive sweep - I observed and confirmed a black Mercury Mountaineer SUV with an expired tag parked on the front driveway. The yard has grass and weeds over 12 inches high. There is a large pile of trash and debris on the right front side of house.

October 30, 2017, I left a door hanger on the front door with ten (10) days to correct violations.

November 14, 2017, 2nd inspection-No Change.

November 16, 2017, I mailed out NOV/NOH letter via certified mail to the owner.

December 20, 2017, Field visit-No Change

December 28, 2017, NOV/NOH 1 inspection-no change. Took pictures.

Conclusion

I have not had any contact with this owner about this case.

Recommendation

Staff recommends a \$50.00 per day fine per violation along with administrative fees incurred.

Submitted by:



George Wells
Code Compliance Officer



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

November 16, 2017

Case Number: 17-00133

Cert. #:7006 3450 0003 6936 9713

IN THE MATTER OF:

Tanya J. Webster
1016 Broome Street
Fernandina Beach, FL 32034

PREMISES: 1016 Broome Street, Fernandina Beach, FL 32034

The brief legal description of the real property upon which this violation occurred is: **BLOCK 80 LOT N1/2 OF 5 IN OR 992/1512 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: **42-116 (a) Cleaning of lots; Maintenance of Structure; 42-173 Wrecked or inoperable motor vehicles on private property declared a nuisance and prohibited; 42-92 Rubbish, Trash, Debris, Junk, or similar items** (These can be found on the City's website: www.fbfl.us/code). This letter specifically addresses the overgrowth of the yard; one (1) inoperable vehicle-Black Mercury Mountaineer that has an expired tag; and the junk and debris in the yard.

Therefore, you are hereby directed to remedy and discontinue the problems by: Cut and remove all high grass and weeds; Remove, repair, or register vehicle and put current tag on it; Remove all trash and debris or store in a proper receptacle by November 26, 2017 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: January 4, 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 THIS SECTION ON DELIVERY	
■ 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.		A. Signature X ☐ Agent ☐ Addressee	
1. Article Addressed to: Tanya J. Webster 1016 Broome Street Fernandina Beach, FL 32034		B. Received by (<i>Printed Name</i>) C. Date of Delivery	
2. Article Number (Transfer from carrier label) 7006 3450 0003 6936 9713		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 ☐ Collect on Delivery Restricted Delivery ☐ Mail ☐ Mail Restricted Delivery (over \$500)		☐ Priority Mail Express® ☐ Registered Mail™ ☐ Registered Mail Restricted Delivery ☐ Return Receipt for Merchandise ☐ Signature Confirmation™ ☐ Signature Confirmation Restricted Delivery	
PS Form 3811, July 2015 PSN 7530-02-000-9053		Domestic Return Receipt	

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

CERTIFIED MAIL™



7006 3450 0003 6936 9713
7006 3450 0003 6936 9713

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	\$	.46	Postmark Here
Certified Fee		3.35	
Return Receipt Fee (Endorsement Required)		2.75	
Restricted Delivery Fee (Endorsement Required)			
Total Postage & Fees		6.56	

Tanya J. Webster
1016 Broome Street
Fernandina Beach, FL 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:

Tanya J. Webster
1016 Broome Street
Fernandina Beach, FL 32034



9590 9402 3035 7124 0464 38

2. Article Number (Transfer from service label)

7006 13450 0003 6936 9713

COMPLETE THIS SECTION ON DELIVERY

A. Signature ☒ Agent ☐ Addressee
Tanya J. Webster
B. Received by (Printed Name) *Tanya J. Webster* C. Date of Delivery
D. Is delivery address different from Item 1? ☐ Yes ☐ No
If YES, enter delivery address below:

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 (over \$500)
☐ Priority Mail Express®
☐ Registered Mail™
☐ Registered Mail Restricted Delivery
☐ Return Receipt for Merchandise
☐ Signature Confirmation™
☐ Signature Confirmation Restricted Delivery

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
Postmark Here
Postage \$ 46.00
Certified Fee 3.35
Return Receipt Fee (Endorsement Required) 2.75
Restricted Delivery Fee (Endorsement Required) 6.56
Total Postage & Fees 58.66
Tanya J. Webster
1016 Broome Street
Fernandina Beach, FL 32034
for instructions

ET26 9E69 E000 054E 9002

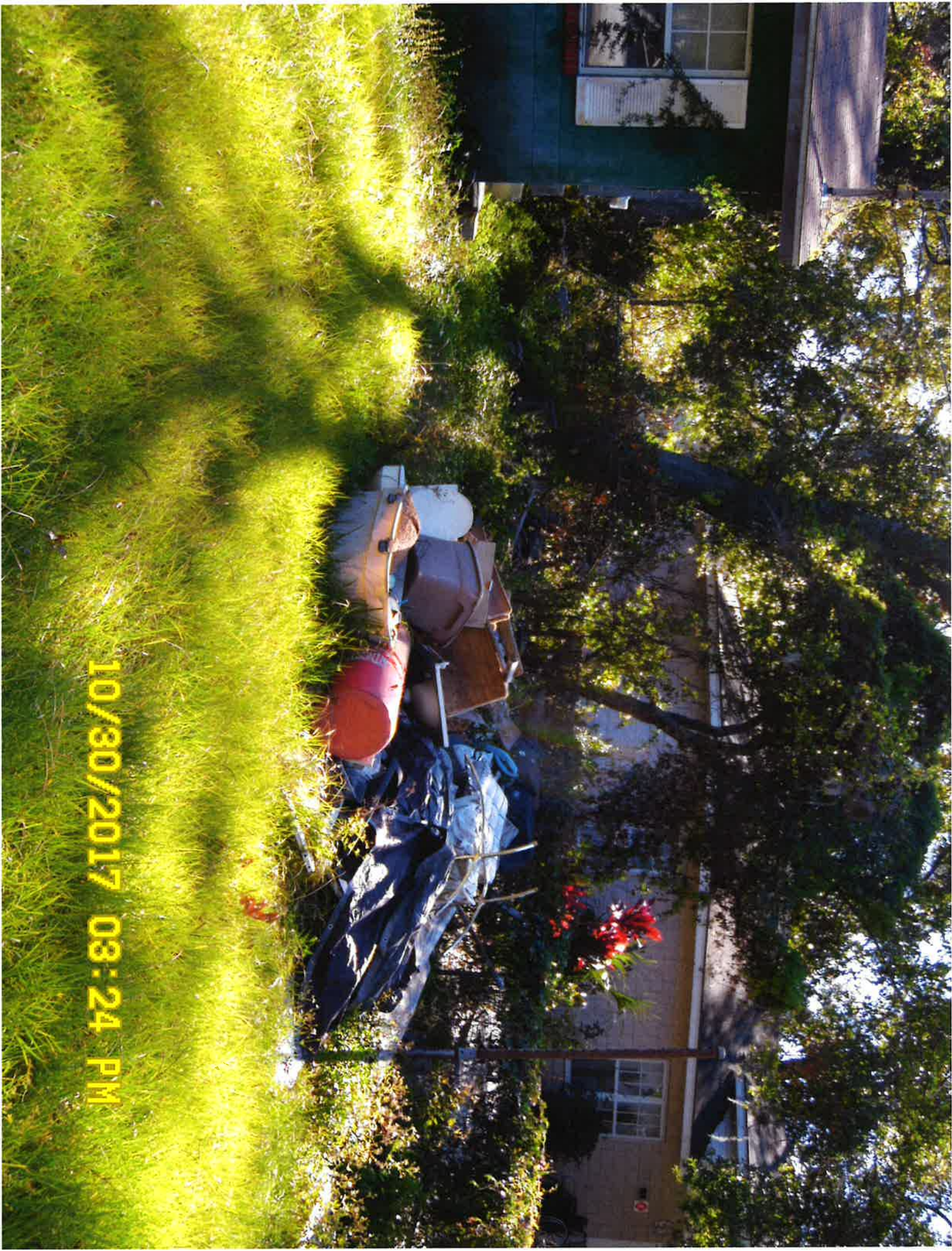
1016

10/30/2017 08:24 PM



10/30/2017 03:24 PM

10/30/2017 03:24 PM



NOTICE OF VISIT

Address: 1016 Broome St
Date: 10/30/17 Time: 3:30 AM/PM PM

THIS IS TO SERVE AS A WARNING THAT YOU MAY BE IN VIOLATION OF THE FOLLOWING CITY ORDINANCE(S):

REASON FOR VISIT:

	CODE #
☒ Overgrowth of Yard or Vacant Lot Cut or remove all high grass & weeds	42-116 (a)
☒ Rubbish, Trash, Debris, Junk or Similar Items Remove or store in a proper receptacle	42-92 / 42-116 (a)
Maintenance of Structure (s) Repair	42-116 (b)
Recreational Vehicle, Boats, Trailers or Similar Vehicles Remove or store in a proper structure or in side or rear yard	7.01.05 LDC
Sign (s) Remove, apply for permit, other	5.03 LDC
☒ No Visible Address Numbers	46-1 & 7.01.02c LDC
Wrecked or inoperable motor vehicles on private property declared a nuisance and prohibited	42-173
Remove, repair, or register vehicle & put current tags on it	
Encroachments in the public right-of-way	70-2
Other	

Please contact George Wells, Code Compliance Officer at (904) 310-3147 or at gwells@fbfl.org within 11/10 Days of this notice, by 11/10 2017 to discuss compliance with the above listed issue. Failure to do so will result in an official written notice with a possible outcome of fines.

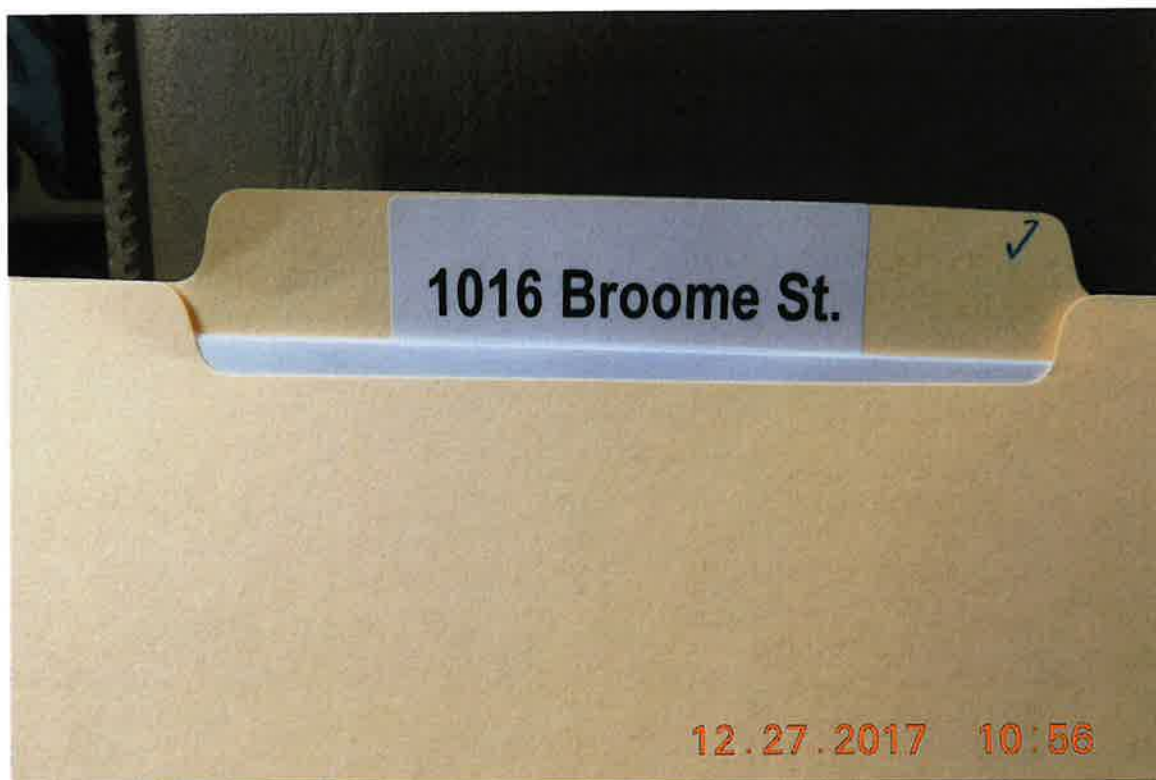
Comments:

Wells
Code Compliance Officer

10/30/2017 03:25 PM



10/30/2017 03:26 PM





1.3.2018 10:19

1016





1.3.2018 10:19

September 25, 2019

Case Number: 17-000133

City of Fernandina Beach
Code Enforcement Department

IN THE MATTER OF:

Tanya J. Webster
1016 Broome Street
Fernandina Beach, Fl. 32034

PREMISES: 1016 Broome Street, Fernandina Beach, Fl. 32034

Mailing address: P.O. Box 3341 Peachtree City, GA. 30269

I am Tanya J. Webster presenting supported evidence to dismiss the fines and lien on my property.

*I would like to say that I was not properly notified of the violations.

*I did not receive or sign for the certified letter with Cert. #7006 3450 0003 6936 9713 (November 16, 2017)

*I did place a call to the Code Enforcement left a detailed message requesting a return call. I did not receive a return call.

*I was not aware of the Hearing on January 4, 2018.

*My yard was used as a dumping ground while I was taking care of my sick parents. I was not checking on my property because I was taking care of my parents 24 hour a day as caregiver. Therefore, my father passed away on February 2, 2018.

*My vehicle was properly register and insured. My tires were deflated a few days after the air would be put in.

*Since March 1, 2018 my yard has been cut and trash has been removed, my vehicle has been removed. Therefore, this is a hardship for me. I humbly asked that the lien and all legal actions be removed.

Respectfully,



Tanya J. Webster

(678)-206-3072

September 25, 2019

Case Number: 17-000133

City of Fernandina Beach

Code Enforcement Department

IN THE MATTER OF:

Tanya J. Webster

1016 Broome Street

Fernandina Beach, Fl. 32034

PREMISES: 1016 Broome Street, Fernandina Beach, Fl. 32034

Mailing address: P.O. Box 3341 Peachtree City, GA. 30269

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*Since March 1, 2018 my yard has been cut and trash has been removed, my vehicle has been removed. Therefore, this is a hardship for me. I humbly asked that the lien and all legal actions be removed.

Respectfully,



Tanya J. Webster

(678)-206-3072



3/1/2018
Debris Picked up

Tanya Webster
Case # 17-00133
1016 Broome Street
Fernandina Beach, FL 32034
(678)-206-3072



City of Fernandina Beach

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER OF ENFORCEMENT

Date: January 5, 2018
Case Number: 17-00133

IN THE MATTER OF: Respondent Name: Tanya J. Webster
Respondent Address: 1016 Broome Street, Fernandina Beach, FL 32034

This case having come before the Code Enforcement & Appeals Board of the City of Fernandina Beach on January 4, 2018, a violation hearing having been held, and the Board having heard testimony, does hereby make the following finding of facts, and conclusions of law therefore imposing the following order and penalty:

SECTION 1 - FINDINGS OF FACT

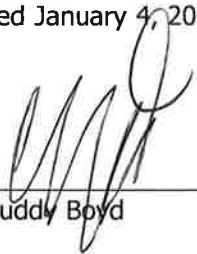
1. The Respondent was properly served notice of these proceedings as required by law on November 16, 2017 and the Respondent was not present at the hearing.
2. The real property on which the violations occurred at 1016 Broome Street, Fernandina Beach, FL and a brief legal description being **BLOCK 80 LOT N1/2 OF 5 IN OR 992/1512 CITY OF FDNA BEACH, Fernandina Beach, FL 32034.**
3. The Respondent is the owner of record of the aforementioned real property.
4. The Respondent violated sections of the Fernandina Beach Code of Ordinances: Section 42-116 (A), Cleaning of lots; maintenance of structures, and Section 42-173 Wrecked or inoperable motor vehicles on private property declared a nuisance and prohibited.

SECTION 2 - CONCLUSION OF LAW & IMPOSITION OF FINE

1. Based on the foregoing findings of fact, the Board voted to find the property in violation of Section 42-116 (A), and Section 42-173, and if not brought into compliance by January 15, 2018, assess fines of \$50.00 per day per violation until brought into compliance; and collect administrative fees.
2. 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 real property on which the violations exist and upon any other real or personal property owned by the Respondent if fines are not paid within thirty (30) days.
3. If the lien remains unpaid for a period of three (3) months from the date of the filing of the lien, the City of Fernandina Beach may foreclose on the lien or sue to recover a money judgment for the amount of the lien plus accrued interest.

SECTION 3 - CERTIFICATION OF VOTE

Done and ordered January 4, 2018 at the City of Fernandina Beach, Nassau County, Florida Code Enforcement & Appeals Board Hearing.

By: 
Chair, Buddy Boyd

*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.

STAFF REPORT
Case 17-00045
City of Fernandina Beach Code Enforcement & Appeals Board
October 4, 2018

Violation Information

Owner John W. & Linda K. Bush
105 N. Wolff St.
Fernandina Beach, Florida 32034

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

Location: 105 N. Wolff St., Fernandina Beach, Florida 32034

Summary and Background Information

June 20, 2017, We received a complaint from a neighbor about junk, debris, yard overgrowth and general disrepair of this house. I gave a verbal warning to Mrs. Bush giving them thirty (30) days to remove all junk and debris. Cut and clean all yard overgrowth. Repair broken window, repair left and right garage doors where they are able to close, seal and conceal all items exposed to view. I recorded photographs of the violations.

July 20, 2017, I conducted a second inspection of the property where violations were very slowly being addressed.

December 1, 2017, I conducted a 3rd inspection of this property, where progress has almost stopped.

December 31, 2017, A field visit to this property confirmed that all work has stopped.

January 5, 2018, I mailed a NOV/NOH letter via certified mail to the owner of the property. The certified letter came back unclaimed and unable to forward.

January 17, 2018, I hand delivered a 2nd NOV/NOH letter to this residence. I posted the notice on the front door. I recorded a photo of posting.

January 25, 2018, I received a phone call from Mrs. Bush asking for an additional extension of time assuring me the the violations would be corrected.

August 27, 2018, I hand delivered a 3rd NOV/NOH letter, which I posted on the front door. I recorded a photo of the posting.

September 24, 2018, A field visit to the property showed some of the grass and weeds have been cut, but the entire property is still in a fail status. I recorded photographs.

Conclusion:

I have been more than flexible giving these owners additional time to make repairs to come into compliance, as you can see by the time span of this case. The owners would do a little bit, stop and start again at a later time.

Recommendation:

The City recommends a fine of \$ 100.00 per day per violation, along with administration fees incurred.

Submitted by:



George Wells
Code Compliance Officer



CODE ENFORCEMENT & APPEALS BOARD
3rd NOTICE OF VIOLATION/NOTICE OF HEARING

August 27, 2018

Hand Delivered and Posted

Case Number: 17-00045

IN THE MATTER OF:

James W. & Linda K. Bush
105 N. Wolff Street
Fernandina Beach, Florida 32034

PREMISES: 105 N. Wolff Street, Fernandina Beach, FL 32034

The brief legal description of the real property upon which this violation occurred is: **LOT 9 & E25 FT OF LOT 10 IN OR 701/370 ALTA VISTA #2 PB 2/44, 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 & B) Cleaning Of Lots; Maintenance of Structure** (These can be found on the City's website: www.fbfl.us/code). This letter specifically addresses the accumulation of junk and debris on the entire yard. The entire yard needs grass, bushes and vines to be cut, cleared, and cleaned up. The fence is in need of repairs. The garage doors need to be repaired properly and painted.

Therefore, you are hereby directed to remedy and discontinue the problems by: (A) Remove or store in a proper receptacle all junk, debris or similar items on entire property, including the concrete rumble pile at left rear of property. (B) Cut and clear all high grass, weeds, and vines growing on the house along with trimming all bushes and brush on entire property. (C) Repair and replace all fencing as needed. (D) The garage doors need to be repaired to close and seal and painted by September 10, 2018 fourteen (14) 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. (Pull all applicable permits if needed to bring property into compliance.)

DATE: October 4, 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.

AFFIDAVIT OF SERVICE

State of Florida
County of Nassau

Code Enforcement Case Number: 17-00045

I, George Wells, being first duly sworn, depose and state as follows:

1. That I am an employee of the City of Fernandina Beach, Code Enforcement;
2. That part of my duties include posting Notice of Violation/Notice of Hearing letters, and other correspondence; and
3. That on the 17th Day of January, 2018, at 10:00 A.M., I hand delivered the Notice of Violation/Notice of Hearing letter for **Case 17-00045, Bush, James W. & Linda K., 105 Wolff St., Fernandina Beach, FL 32034** to James W. & Linda K. Bush, 105 Wolff St., Fernandina Beach, FL 32034.

FURTHER AFFIANT SAYETH NAUGHT.

Signature: _____

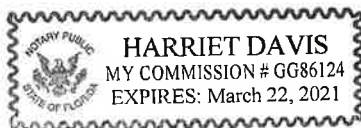


George Wells

(Printed name of Code Compliance Officer)

Subscribed and sworn to before me, a notary public in and for the State of Florida, this 17th day of January, 2018.

(SEAL)



Signature: _____



Harriet Davis
(Printed name of Notary)



CODE ENFORCEMENT & APPEALS BOARD
2nd NOTICE OF VIOLATION/NOTICE OF HEARING

January 17, 2018

Hand Delivered and Posted

Case Number: 17-00045

IN THE MATTER OF:

James W. & Linda K. Bush
105 N. Wolff Street
Fernandina Beach, Florida 32034

PREMISES: 105 N. Wolff Street, Fernandina Beach, FL 32034

The brief legal description of the real property upon which this violation occurred is: **LOT 9 & E25 FT OF LOT 10 IN OR 701/370 ALTA VISTA #2 PB 2/44, FERNANDINA BEACH, FL 32034.**

The Code Enforcement office of the City of Fernandina Beach has previously tried to notify 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 & B) Cleaning Of Lots; Maintenance of Structure** (These can be found on the City's website: www.fbfl.us/code). This letter specifically addresses the accumulation of junk and debris on the entire yard. The front, side, and back yard needs to be cut and cleaned up. The fence is in despair which needs repair also. The garage doors need to be repaired and painted

Therefore, you are hereby directed to remedy and discontinue the problems by: (A) Remove or store in a proper receptacle all junk, debris or similar items in front and back yard and driveway, cut or remove all high grass and weeds, and repair fencing as needed. (B) The garage doors need to be repaired, sealable and painted by January 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: February 1, 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.



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

January 05, 2018

Cert. #: 7006 3450 0003 6936 9843

Case Number: 17-00045

IN THE MATTER OF:

James W. & Linda K. Bush
105 N. Wolff Street
Fernandina Beach, Florida 32034

PREMISES: 105 N. Wolff Street, Fernandina Beach, FL 32034

The brief legal description of the real property upon which this violation occurred is: **LOT 9 & E25 FT OF LOT 10 IN OR 701/370 ALTA VISTA #2 PB 2/44, FERNANDINA BEACH, FL 32034.**

The Code Enforcement office of the City of Fernandina Beach has previously tried to notify 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 & B) Cleaning Of Lots; Maintenance of Structure** (These can be found on the City's website: www.fbfl.us/code). This letter specifically addresses the accumulation of junk and debris on the entire yard. The front, side, and back yard needs to be cut and cleaned up. The fence is in despair which needs repair also. The garage doors need to be repaired and painted

Therefore, you are hereby directed to remedy and discontinue the problems by: (A) Remove or store in a proper receptacle all junk, debris or similar items in front and back yard and driveway, cut or remove all high grass and weeds, and repair fencing as needed. (B) The garage doors need to be repaired, sealable and painted by January 19, 2018 fourteen (14) 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: February 1, 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.

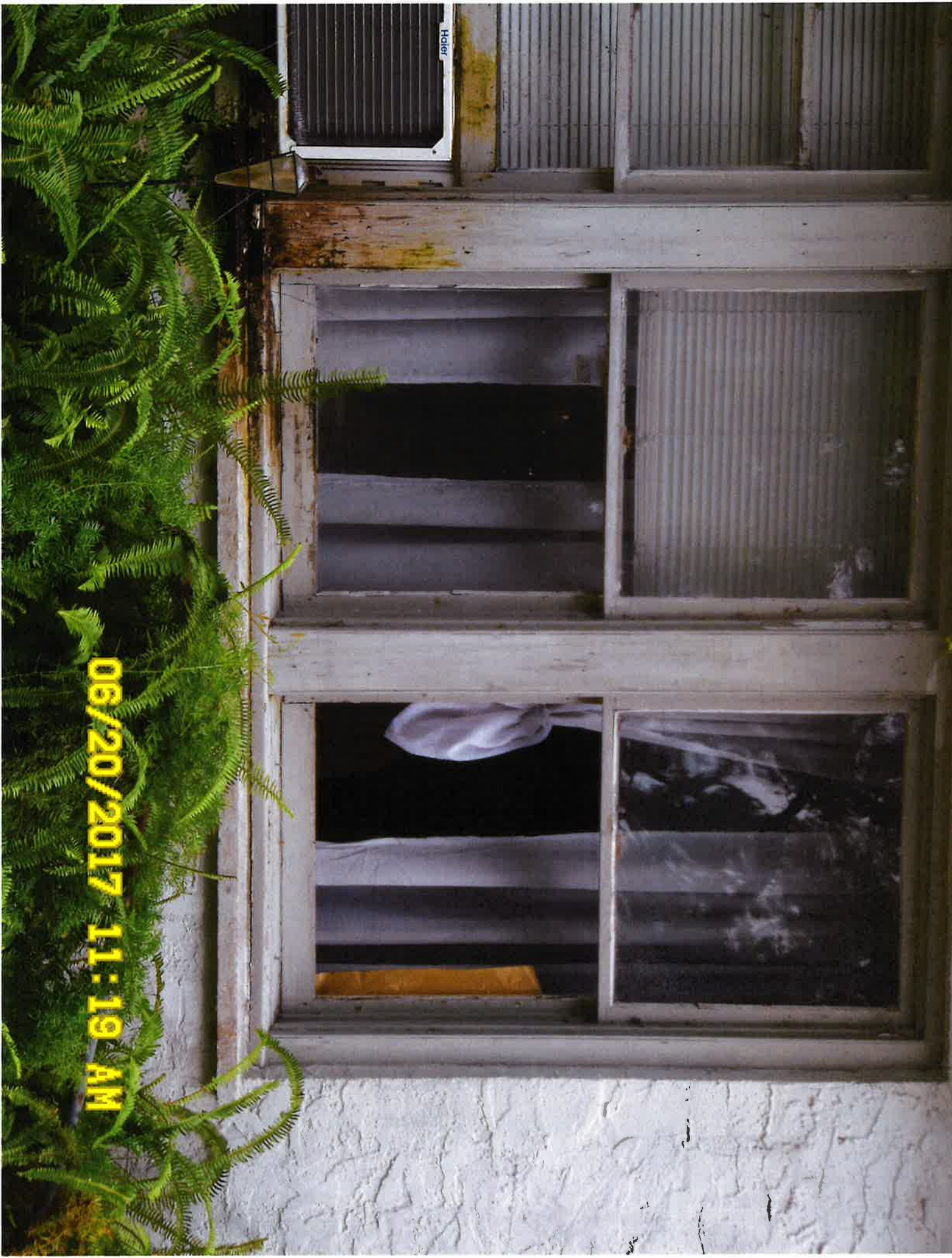


06/20/2017 11:18 AM



06/20/2017 11:19 AM

06/20/2017 11:19 AM







CITY OF FERNANDINA BEACH

Code Enforcement Department

George Wells

Code Compliance Officer

CODE ENFORCEMENT & APPEALS BOARD
2nd NOTICE OF VIOLATION/NOTICE OF HEARING

January 17, 2017

Hand Delivered and Posted

Case Number: 17-00045

IN THE MATTER OF:

James W. & Linda K. Bush
105 N. Wolff Street
Fernandina Beach, Florida 32034

PREMISES: 105 N. Wolff Street, Fernandina Beach, FL 32034

The brief legal description of the real property upon which this violation occurred is: **LOT 9 & E25 FT OF LOT 10 IN OR 701/370 ALTA VISTA #2 PB 2/44, FERNANDINA BEACH, FL 32034.**

The Code Enforcement office of the City of Fernandina Beach has previously tried to notify 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 & B) Cleaning Of Lots; Maintenance of Structure** (These can be found on the City's website: www.fernandina.com). This letter specifically addresses the accumulation of junk and debris on the entire yard. The front, side, and back yard needs to be cut and cleaned up. The fence is in despair which needs repair also. The garage doors need to be repaired and painted.

Therefore, you are hereby directed to remedy and discontinue the problems by: (A) Remove or store in a proper receptacle all junk, debris or similar items in front and back yard and driveway, cut or remove all high grass and weeds, and repair fencing as needed. (B) The garage doors need to be repaired, sealable and painted by January 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: February 1, 2018
TIME: 5:30 p.m.
LOCATION: City Commission Chambers, 204 Ash Street
Fernandina Beach, Florida 32034

204 Ash Street • Fernandina Beach, FL 32034 • (904) 310-3347 • george@cityoffernandina.com
www.fernandina.com
Equal Opportunity Employer

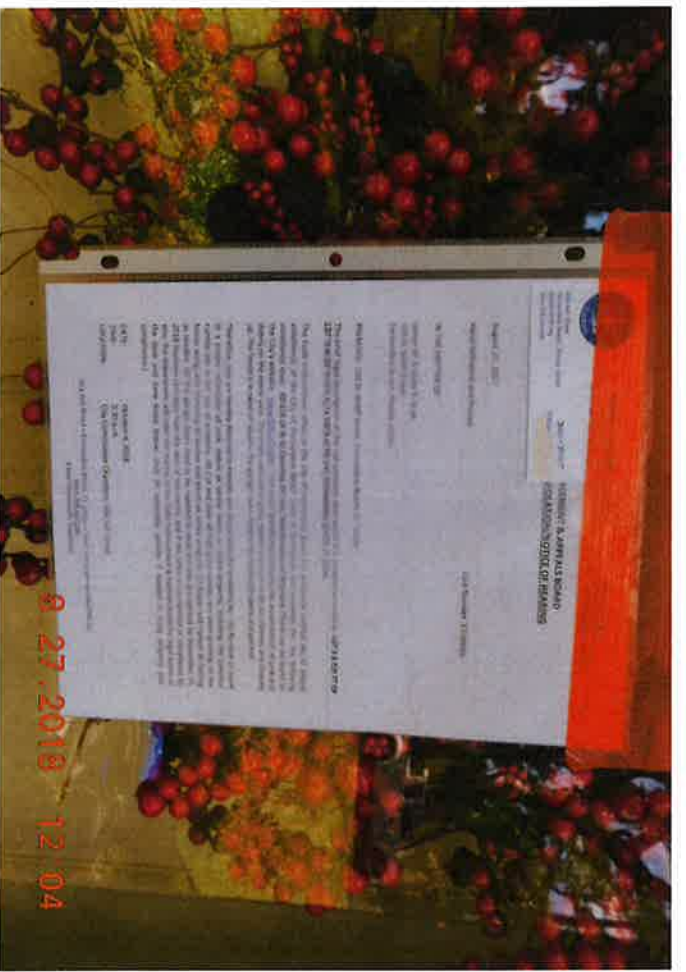
1.17.2018 09:31



8.27.2018 12:08



8.27.2018 12:08



8.27.2018 12:04



8.27.2018 12:09



CITY OF JACKSONVILLE
CODE ENFORCEMENT
404 Ash Street
Jacksonville, FL 32202-1107
Phone: 904-250-7107
Fax: 904-250-7107
Website: jacksonville.org

NOTICE OF VISIT

Address: 105 N. Wolfe St
Date: 12/1/17 Time: 8:30 AM

THIS IS TO SERVE AS A WARNING THAT YOU MAY BE IN VIOLATION OF THE FOLLOWING CITY ORDINANCES:

- REASON FOR VISIT:
- X ☒ Ordinance 12-10-10, Section 10.01, Side Street
 - X ☒ Ordinance 12-10-10, Section 10.02, All Areas
 - X ☒ Ordinance 12-10-10, Section 10.03, Garage doors & Porch

X ☒ Other: Garbage cans must be brought in.

Please contact George Wells, Code Compliance Officer at (904) 370-3147 or at g.wells@jacksonville.org within 30 Days of this notice, by 12/31/17, to discuss compliance with the above listed issue. Failure to do so will result in an official written notice with a possible outcome of fines.

Comments: All Junk & Debris - Blocks trash & similar items must be removed front & back yard. Excess growth on south side of house & rear needs to be cut & cleared out.

Wells

12/01/2017 09:48 AM



9.24.2018 09:24



8.27.2018 12:05



9.24.2018 09:23



8.27.2018 12:04





8.27.2018 12:07



8.27.2018 12:07



8.27.2018 12:07



8.27.2018 12:07







City of Fernandina Beach

204 Ash Street
Fernandina Beach, FL 32034

CERTIFIED MAIL™



7006 3450 0003 6936 9843

Hasler

01/05/2018

US POSTAGE \$1



James W. & Linda K. Bush
105 N. Wolff Street
Fernandina Beach, Florida 32034

NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES

NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES
UNABLE TO FORWARD
NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)
For delivery information visit our website at www.usps.com

Postage	\$.46
Certified Fee	3.35
Return Receipt Fee (Endorsement Required)	2.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 6.56

Postmark
JAN 05 2018
FERNANDINA BEACH FL 32034

James W. & Linda K. Bush
105 N. Wolff Street
Fernandina Beach, Florida 32034

See for instructions

6486 9E69 E000 054E 9002

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

CERTIFIED MAIL™

7006 3450 0003 6936 9843
7006 3450 0003 6936 9843

James W. & Linda K. Bush
105 N. Wolff Street
Fernandina Beach, Florida 32034

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

OFFICIAL USE

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

Code
EAT

Postmark Here

Postage	\$.46
Certified Fee	3.35
Return Receipt Fee (Endorsement Required)	2.75
Restricted Delivery Fee (Endorsement Required)	\$ 6.56
Total Postage & Fees	

For instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY		
■ 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: James W. & Linda K. Bush 105 N. Wolff Street Fernandina Beach, Florida 32034 2. Article Number (Transfer from sender label) 7006 3450 0003 6936 9843	A. Signature X B. Received by (Printed Name) C. Date of Delivery 105 N. Wolff St D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No 3. Service Type <table border="0"> <tr> <td> ☐ Adult Signature ☐ Adult Signature Restricted Delivery ☒ Certified Mail® ☐ Certified Mail Restricted Delivery ☐ Collect on Delivery ☐ Collect on Delivery Restricted Delivery </td> <td> ☐ Priority Mail Express® ☐ Registered Mail™ ☐ Registered Mail Restricted Delivery ☐ Return Receipt for Merchandise ☐ Signature Confirmation™ ☐ Signature Confirmation Restricted Delivery </td> </tr> </table> Mail Restricted Delivery (over \$500)	☐ Adult Signature ☐ Adult Signature Restricted Delivery ☒ Certified Mail® ☐ Certified Mail Restricted Delivery ☐ Collect on Delivery ☐ Collect on Delivery Restricted Delivery	☐ Priority Mail Express® ☐ Registered Mail™ ☐ Registered Mail Restricted Delivery ☐ Return Receipt for Merchandise ☐ Signature Confirmation™ ☐ Signature Confirmation Restricted Delivery
☐ Adult Signature ☐ Adult Signature Restricted Delivery ☒ Certified Mail® ☐ Certified Mail Restricted Delivery ☐ Collect on Delivery ☐ Collect on Delivery Restricted Delivery	☐ Priority Mail Express® ☐ Registered Mail™ ☐ Registered Mail Restricted Delivery ☐ Return Receipt for Merchandise ☐ Signature Confirmation™ ☐ Signature Confirmation Restricted Delivery		

9590 9402 3035 7124 0459 29

STAFF REPORT
Case 18-00105
City of Fernandina Beach Code Enforcement & Appeals Board
October 4, 2018

Violation Information

Owner Heriberto Gonzalez
 412 S. 13th Terrace
 Fernandina Beach, Florida 32034

Violation City of Fernandina Beach – Code of Ordinances, Section 42-61(4)
 Health Nuisances-Enumerated

Location: 412 S. 13th Terrace, Fernandina Beach, Florida 32034

Summary and Background Information

July 9, 2018, I responded to a complaint from the next door neighbor about this property having an above ground pool in the back yard that was stagnate breeding mosquitos and insects causing a health nuisance and a safety hazard. I left a door hanger on the front door of the house giving ten (10) days to correct the violation. I recorded a photo of the door hanger posted on the front door.

July 26 & 27, 2018, I returned to this property trying to make contact with the owner. The owner was not at home.

August 21, 2018, I met with the neighbor next door who gave me access to his back yard where I could visually see the above ground pool with stagnate water still standing in the bottom of the pool liner.

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

September 24, 2018, A field visit to the property to check the status of property showed that the pool is still in violation with stagnate water standing in the bottom of the liner. I recorded photographs.

Conclusion:

The owner has drained the pool from being half full of stagnate water to where now the bottom is covered with stagnate water.

Recommendation

The City recommends a fine of \$ 50.00 per day for the violation, along with administration fees incurred.

Submitted by:



George Wells
Code Compliance Officer



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

August 24, 2018

Case Number: 18-00105

Cert. #:7014 0150 0002 0092 6755

IN THE MATTER OF:

Heriberto Gonzalez
412 S. 13th Terrace
Fernandina Beach, Florida 32034

PREMISES: 412 S. 13th Terrace, Fernandina Beach, FL 32034

The brief legal description of the real property upon which this violation occurred is: **BLOCK 241 LOTS 69 & 70 IN OR 1332/26 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: **42-61(4) Health Nuisances-Enumerated.** (This can be found on the City's website: www.fbfl.us/code). This letter specifically addresses an above ground pool in the backyard that is full stagnant water that is breeding insects.

Therefore, you are hereby directed to remedy and discontinue the problems by: Correcting and abating a health nuisance relating to an above ground pool in the backyard that has stagnant water in it and is breeding insects causing a health hazard by September 3, 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: October 4, 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.



**CITY OF FERNANDINA BEACH
CODE ENFORCEMENT**

304 Ash Street

(904) 310-3147

gwells@fbfl.org www.fbfl.us/Code

NOTICE OF VISIT

Address: 412 S 13th Ter.
Date: 7/9/18 Time: 10:30 AM PM

THIS IS TO SERVE AS A WARNING THAT YOU MAY BE IN VIOLATION OF THE FOLLOWING CITY ORDINANCE(S):

<u>REASON FOR VISIT:</u>	<u>CODE #</u>
Overgrowth of Vegetation/Vegetation Cut or remove all high grass & weeds	40-015 (2)
Excess Trash, Debris, Junk or Similar Items Remove or store in a proper receptacle	40-001 (2) 40-016 (4)
Unauthorized Structure(s) Remove	40-019 (1)
Unauthorized Vehicle, Boat, Trailer or Similar Vehicle Remove or store in a proper structure or in side or rear yard	50-001 (2) DC
Sign(s) Remove, apply for permit, other	5-01 - 5-02 DC
Sign, Visible Address Numbers	40-02 & 40-030 (2) DC
Violated an Inoperable motor vehicle or vehicle on public property (subject a nuisance and prohibited Remove, repair or register vehicle & pay current tags on it	22-07
Damage/poison in the public right-of-way	75-2
X Other: <u>Pool</u>	

Please contact George Wells, Code Compliance Officer at (904) 310-3147 or at gwells@fbfl.org within 10 Days of this notice, by 7/19, 20 18 to discuss compliance with the above listed issue. Failure to do so will result in an official written notice with a possible outcome of fines.

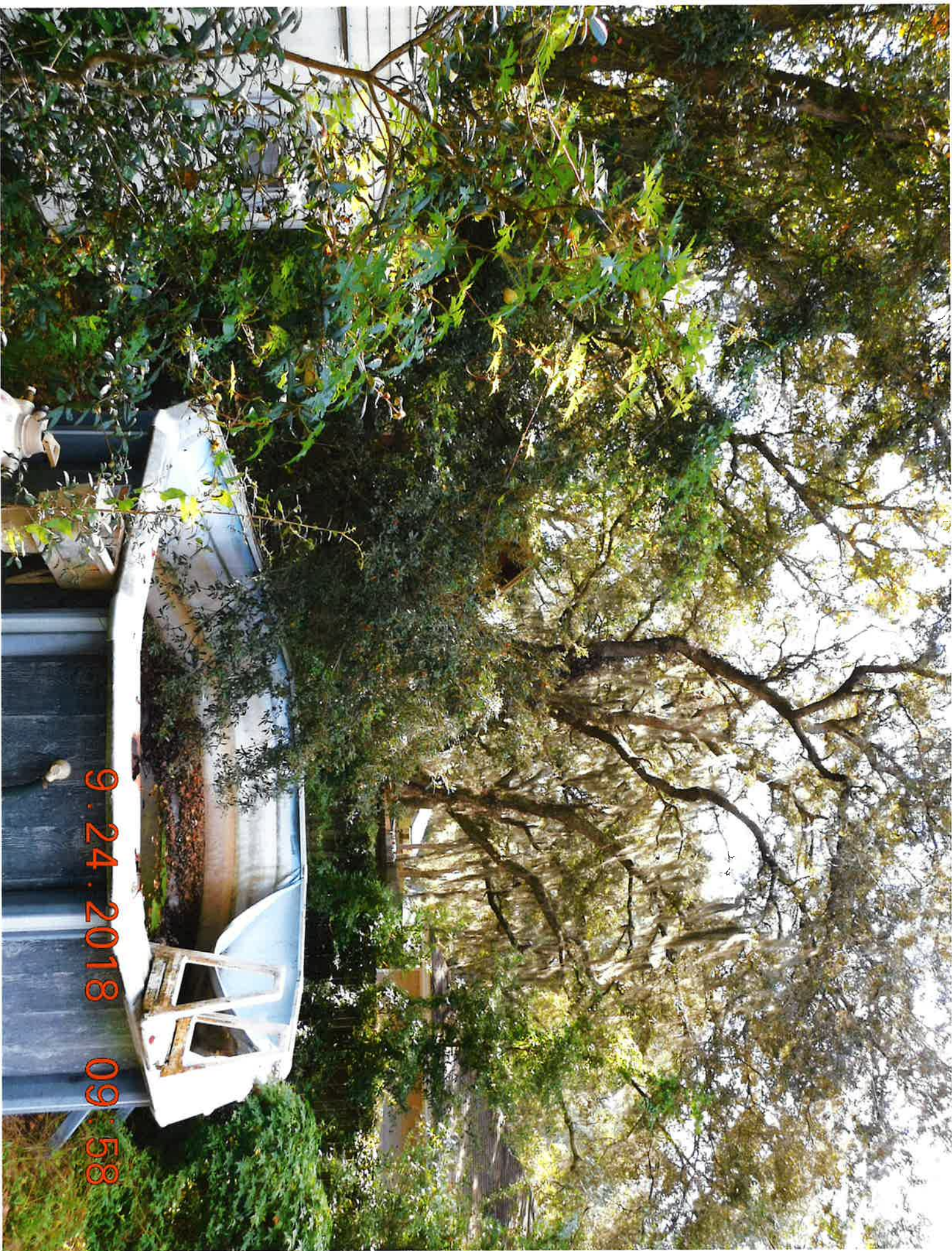
Comments: We received a complaint about your pool being gross filled with mosquitos & breeding Larva
Please call me about this matter
Wells

Code Compliance Officer

7.9.2018 09:31

A photograph of a garden path. A white, curved railing runs along the left side of the path. The path is paved with light-colored stones and is covered with fallen brown leaves. To the right of the path is a dense, green shrub or tree with small, dark green leaves. The background is a blurred view of a garden with more greenery and a wooden fence. The overall scene is a peaceful garden setting.

9.24.2018 09:59



9.24.2018 09:58

WORKING FOR A SAFER COMMUNITY



CITY OF FERNANDINA BEACH
CODE ENFORCEMENT
204 Ash Street

(904) 310-3147

gwells@fbfl.org www.fbfl.us/Code

NOTICE OF VISIT

Address: 412 S 13th Terr.

Date: 9/24/18

Time: 11:00

AM PM

THIS IS TO SERVE AS A WARNING THAT YOU MAY BE IN VIOLATION OF THE FOLLOWING CITY ORDINANCE(S):

REASON FOR VISIT:

CODE

Overgrowth of Yard or Vacant Lot Cut or remove all high grass & weeds	42-116 (a)
Rubbish, Trash, Debris, Junk or Similar Items Remove or store in a proper receptacle	42-92 / 42-116 (a)
Maintenance of Structure (a) Repair	42-116 (b)
Recreational Vehicle, Boats, Trailers or Similar Vehicles Remove or store in a proper structure or in side or rear yard	7-01.05 LDC
Sign (a) Remove, apply for permit, other	5-03 LDC
No Visible Address Numbers	40-1 & 7-01.02 LDC
Wrecked or Inoperable motor vehicles on private property, declared a nuisance and prohibited Remove, repair or register vehicle & put current tags on it	42-113
Encroachments in the public right-of-way	70-2
X Other Pool, breeding insects	

Please contact George Wells, Code Compliance Officer at (904) 310-3147 or at gwells@fbfl.org within Days of this notice, by 20 to discuss compliance with the above listed issue. Failure to do so will result in an official written notice with a possible outcome of fines.

Comments: stopped by to check
Pool
Pool is still holding water
and is still in fail status

* Reminder
code scheduled
to go before board 10/4/18
Wells
Code Compliance Officer

9.24.2018 09:56

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

Postage	\$.47
Registration Fee	3.45
Receipt Fee (required)	2.75
Delivery Fee (required)	
Taxes & Fees	\$ 6.67

Heriberto Gonzalez
412 S. 13th Terrace
Fernandina Beach, Florida 32034

for Instructions

Postmark Here

4538

0092 6755

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:

Heriberto Gonzalez
412 S. 13th Terrace
Fernandina Beach, Florida 32034

4538

0092 6755

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

COMPLETE THIS SECTION ON DELIVERY

A. Signature

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? If 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

☐ Priority Mail Express®

☐ Registered Mail™

☐ Registered Mail Restricted Delivery

☐ Return Receipt for Merchandise

☐ Signature Confirmation

☐ Signature Confirmation Restricted Delivery



City of Fernandina Beach
204 Ash Street
Fernandina Beach, FL 32034



7014 0150 0002 0092 6755
7014 0150 0002 0092 6755

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

Heriberto Gonzalez
412 S. 13th Terrace
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:

Heriberto Gonzalez
412 S. 13th Terrace
Fernandina Beach, Florida 32034



9590 9402 3035 7124 1645 38

2 Article Number (Transfer from service label)

7014 0150 0002 0092 6755

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

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:

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

Domestic Return Receipt

Certified Mail
■ A mailing receipt
■ A unique identifier
■ A record of delivery
■ Important Reminder
■ Certified Mail only
■ NO INSURANCE
■ Value limit: \$500
For an additional
delivery, to cover
Receipt/PS Form
fee, choose flat
a duplicate return
required.
For an address
addressee's and
endorsement.
If a postmark on
due at the post
receipt is not ne
IMPORTANT: Save
PS Form 3800, August

STAFF REPORT
Case 18-00115
City of Fernandina Beach Code Enforcement & Appeals Board
October 4, 2018

Violation Information

Owner John Luther Peters
 2569 South Fletcher Ave.
 Fernandina Beach, Florida 32034

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

Location: 832 South 8th Street, Fernandina Beach, Florida 32034

Summary and Background Information

August 14, 2018, During a proactive sweep I observed this property had grass and weeds that were overgrown. I left a door hanger on the front door of the building giving ten (10) days to correct the violation. I recorded photographs of the violation.

August 30, 2018, I conducted a second inspection of the property where there was no change.

September 10, 2018, I mailed a NOV/NOH letter via certified mail to the owner of the property. The signature card was returned with an authorized signature on it.

September 24, 2018, A field visit to the property to check the status of property showed that the grass and weeds are still in violation. I recorded photographs.

Conclusion:

The owner was very upset that we found his property in violation. He stated he was not going to comply until issues with surrounding properties were abated. I arranged with city staff to correct the surrounding issues. The owner looks like he put weed killer on the front tallest weeds, but nothing else.

Recommendation

The City recommends a fine of \$ 50.00 per day for the violation, along with administration fees incurred.

Submitted by:



George Wells
Code Compliance Officer



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

September 10, 2018

Case Number: 18-00115

Cert. #:7014 0150 0002 0092 6809

IN THE MATTER OF:

John Luther Peters
2569 South Fletcher Avenue
Fernandina Beach, Florida 32034

PREMISES: 832 South 8th Street, Fernandina Beach, FL 32034

The brief legal description of the real property upon which this violation occurred is: **PT OF TRACT A IN OR 2068/203 (EX OR 2183/1099) SOUTH BEACH SUB PB 3/11, 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 high grass and weed overgrowth on this property.

Therefore, you are hereby directed to remedy and discontinue the problems by: Cutting the grass and weeds by September 20, 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: October 4, 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.

WORKING FOR A SAFER COMMUNITY



CITY OF FERNANDINA BEACH
CODE ENFORCEMENT
204 Ash Street
(904) 310-3147
jgwelch@fbf.org www.fbf.org

NOTICE OF VISIT

Address: 832 S. 8th St
Date: 8/14/18 Time: 10:00 AM/PM

THIS IS TO SERVE AS A WARNING THAT YOU MAY BE IN VIOLATION OF THE FOLLOWING CITY ORDINANCE(S):

REASON FOR VISIT:

X

Reason for Visit	CODE #
Unsanitary Conditions	40-106.01
Excessive Noise	40-106.02
Excessive Odors	40-106.03
Excessive Light	40-106.04
Excessive Heat	40-106.05
Excessive Humidity	40-106.06
Excessive Wind	40-106.07
Excessive Rain	40-106.08
Excessive Snow	40-106.09
Excessive Ice	40-106.10
Excessive Fog	40-106.11
Excessive Clouds	40-106.12
Excessive Moon	40-106.13
Excessive Stars	40-106.14
Excessive Planets	40-106.15
Excessive Comets	40-106.16
Excessive Meteors	40-106.17
Excessive Rainbows	40-106.18
Excessive Halos	40-106.19
Excessive Auroras	40-106.20
Excessive Nebulas	40-106.21
Excessive Star Clusters	40-106.22
Excessive Galaxies	40-106.23
Excessive Black Holes	40-106.24
Excessive White Holes	40-106.25
Excessive Wormholes	40-106.26
Excessive Time Travel	40-106.27
Excessive Space Travel	40-106.28
Excessive Alien Invasion	40-106.29
Excessive Nuclear War	40-106.30
Excessive Global Warming	40-106.31
Excessive Climate Change	40-106.32
Excessive Natural Disasters	40-106.33
Excessive Pandemics	40-106.34
Excessive Epidemics	40-106.35
Excessive Plagues	40-106.36
Excessive Famines	40-106.37
Excessive Wars	40-106.38
Excessive Terrorism	40-106.39
Excessive Crime	40-106.40
Excessive Corruption	40-106.41
Excessive Greed	40-106.42
Excessive Laziness	40-106.43
Excessive Stupidity	40-106.44
Excessive Ignorance	40-106.45
Excessive Arrogance	40-106.46
Excessive Envy	40-106.47
Excessive Jealousy	40-106.48
Excessive Hatred	40-106.49
Excessive Anger	40-106.50
Excessive Fear	40-106.51
Excessive Sadness	40-106.52
Excessive Loneliness	40-106.53
Excessive Boredom	40-106.54
Excessive Tiredness	40-106.55
Excessive Hunger	40-106.56
Excessive Thirst	40-106.57
Excessive Cold	40-106.58
Excessive Heat	40-106.59
Excessive Pain	40-106.60
Excessive Itching	40-106.61
Excessive Coughing	40-106.62
Excessive Sneezing	40-106.63
Excessive Crying	40-106.64
Excessive Laughing	40-106.65
Excessive Smiling	40-106.66
Excessive Frowning	40-106.67
Excessive Winking	40-106.68
Excessive Blinking	40-106.69
Excessive Staring	40-106.70
Excessive Glaring	40-106.71
Excessive Gazing	40-106.72
Excessive Peering	40-106.73
Excessive Staring	40-106.74
Excessive Glaring	40-106.75
Excessive Gazing	40-106.76
Excessive Peering	40-106.77
Excessive Staring	40-106.78
Excessive Glaring	40-106.79
Excessive Gazing	40-106.80
Excessive Peering	40-106.81
Excessive Staring	40-106.82
Excessive Glaring	40-106.83
Excessive Gazing	40-106.84
Excessive Peering	40-106.85
Excessive Staring	40-106.86
Excessive Glaring	40-106.87
Excessive Gazing	40-106.88
Excessive Peering	40-106.89
Excessive Staring	40-106.90
Excessive Glaring	40-106.91
Excessive Gazing	40-106.92
Excessive Peering	40-106.93
Excessive Staring	40-106.94
Excessive Glaring	40-106.95
Excessive Gazing	40-106.96
Excessive Peering	40-106.97
Excessive Staring	40-106.98
Excessive Glaring	40-106.99
Excessive Gazing	40-107.00

Please contact George Wells, Code Compliance Officer at (904) 310-3147 or at jgwelch@fbf.org within 10 days of this notice, by 8/24 to discuss compliance with the above listed issue. Failure to do so will result in an official written notice with a possible outcome of fines.

Continued:

Wells 8-14-2018 08:59
Code Compliance Officer



8.14.2018 08:58



9.24.2018 10:10



9.24.2018 10:13



SPEEDING FINES
DOUBLED
WHEN WORKERS
PRESENT •

STOP

Best & Co. Inc.
804-261-7153

9.24.2018 10:11

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:

John Luther Peters
2569 South Fletcher Avenue
Fernandina Beach, Florida 32034



9590 9402 3035 7124 1643 23

2. Article Number (Transfer from sender label)

7014 0150 0002 0092 6809

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

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:

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 (over \$500)

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

John Luther Peters
 2569 South Fletcher Avenue
 Fernandina Beach, Florida 32034

6809 2600 2000 0510 4102
 6809 2600 2000 0510 4102



CERTIFIED MAIL™

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

Service™
FIRST CLASS MAIL™ RECEIPT
(Only; No Insurance Coverage Provided)
For more information visit our website at www.usps.com®

\$.47

3.45

2.75

\$ 6.67

Postmark
Here

John Luther Peters
2569 South Fletcher Avenue
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:

John Luther Peters
2569 South Fletcher Avenue
Fernandina Beach, Florida 32034


9590 9402 3035 7124 1643 23

2. Article Number (Transfer from service label)
7014 0150 0002 0092 6809

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

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X  ☐ Agent
☐ Address

B. Received by (Printed Name)
C. Date of Delivery
9-12-18

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
☐ Collect on Delivery Restricted Delivery
☐ Mail
☐ Mail Restricted Delivery (over \$500)
☐ Priority Mail Express®
☐ Registered Mail™
☐ Registered Mail Restricted Delivery
☐ Return Receipt for Merchandise
☐ Signature Confirmation
☐ Signature Confirmation Restricted Delivery

Domestic Return Receipt