



**AGENDA
CODE ENFORCEMENT & APPEALS BOARD HEARING
JANUARY 3, 2019
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 meeting minutes from December 6, 2018, will be presented for approval.
- 3. OLD BUSINESS**
 - 3.1 **MARK R. O'BRIEN, 400 S. 8TH STREET, CASES 15-0058 & 17-0007.** *Property owner to provide update.*
- 4. NEW BUSINESS**
 - 4.1 **HEWITT FAMILY TRUST/JOHN & MARGRET HEWITT TRUSTEE, 829 MARY STREET, CASE 18-00146.** Violation(s) of the City of Fernandina Beach Code of Ordinances exist: 42-116(a) Cleaning of lots; maintenance of structures; and of the Land Development Code: 7.01.02C LDC Street & Rights of Way. *Requesting Board determination of the case.*
 - 4.2 **ALFREDA J. WALKER EST., 1011 S. 10TH STREET, CASE 18-00156.** Violation(s) of the City of Fernandina Beach Code of Ordinances exist: 42-116(b) 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 5:30 pm.

Council Members Present

Chair Buddy Boyd
Marlene Chapman
Gail Shults

Cynthia Crow
Henry Byrd
Christine Harmon

Council Members Absent

Vice Chair Adam Kaufman

Others Present

Tammi Bach, City Attorney
Michelle Forstrom, Code Enforcement Manager

George Wells, Code Enforcement Officer
Samantha Rogic, Recording Secretary

City Attorney Bach explained quasi-judicial hearings. Chair Boyd asked if any Board member had had ex parte communications and none had.

2. Approval of Minutes – According to the agenda support documents, the Minutes for the November 1, 2018, Regular Hearing were presented for approval. **A motion was made by Member Harmon, 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 and Ms. Newton administered the oath.

3. Old Business

3.1 JUANITA C. RYALS, 205 NORTH 14TH STREET, CASE 17-00124.

Violation(s) of the City of Fernandina Beach exist: Section 42-116(a) Cleaning of lots, maintenance of structures and 66-40 Disposition of garbage; covering of containers. *Mr. Edward Nixon, on behalf of the property owner, requests an extension.*

Chair Boyd read the case. Ms. Forstrom explained that the case was heard in November and the respondent was not present. The Board found the property in violation and ordered fines of \$100.00 per day beginning November 15. Ms. Forstrom explained that she is seeing improvement and steady progress. She recommends an extension to a date certain.

Mr. Nixon, son-in-law of the property owner, takes care of his disabled mother-in-law and has been sick with shingles. He cannot afford a cleaning service and therefore had been unable to clean the yard up. The house has been there since 1942 and his mother-in-law is confined to a wheelchair and unable to help. He would appreciate an extension because he's doing the work by himself.

Chair Boyd asked for questions. Member Crow asked what the extension time request was for and Mr. Nixon replied that to fix some damage and to finish cleaning the yard would probably take 60 days. Ms. Forstrom agreed that 60 days was appropriate in this situation, and recommended holding fines until 60 days were up.

Member Chapman asked if 60 days was realistic. Ms. Forstrom stated it could be as long as there was progress, and if it wasn't quite finished after 60 it might be best for Mr. Nixon to come back. Member Shults was concerned about the weather affecting progress. Ms. Forstrom discussed a resource list available, and the Council On Aging can help with these situations sometimes free of charge.

Member Crow stated her inclination to follow Ms. Forstrom's recommendation of extending 60 days. City Attorney Bach said they can review the case in February and roll back fines then if they wanted. There would still be administrative fees.

A motion was made by Member Crow, seconded by Member Chapman, finding the property to be progressing toward compliance, and per staff's recommendation will revisit the case at the regular hearing scheduled for

February 7, 2019, for further determination including addressing fines. Vote upon passage of the motion was taken by ayes and nays, and being all in favor, passed.

4. New Business

There were no agenda items under old business.

5. Board Business

5.1 ORDINANCE 2018-42: CODE AMENDMENT – CLEANING OF LOTS, MAINTENANCE OF STRUCTURES.

Code Enforcement Manager Michelle Forstrom stated that the new Ordinance had passed. Member Crow asked a few questions about the new ordinance and wanted to make sure that appeals could still be heard. City Attorney Bach explained that the right to appeal through the courts was granted through Florida Statutes.

The Board also discussed the upcoming January 3 meeting to determine if there would be a quorum and most members would be able to be present. The Taylor Rental property case will be heard on that day.

6. Adjournment - There being no further business to come before the Code Enforcement and Appeals Board, the meeting was adjourned at 6:11 p.m.

Katie Newton, Recording Secretary

Carlton “Buddy” Boyd, Chair



City of Fernandina Beach

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER OF ENFORCEMENT

Date: October 1, 2015
Case Number: 15-00058
IN THE MATTER OF: Respondent Name: Mark O'Brien
Respondent Address: 400 South 8th Street, Fernandina Beach, FL 32034

This case having come before the Code Enforcement & Appeals Board of the City of Fernandina Beach on October 1, 2015, 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

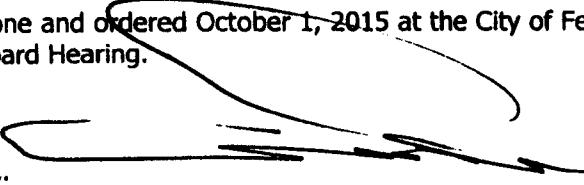
- 1. The Respondent was properly served notice of these proceedings as required by law on September 14, 2015 and the Respondent was not present at the hearing.
- 2. The real property on which the continued violations are occurring at 400 South 8th Street, Fernandina Beach, FL and a brief legal description being **Block 134 Lots 1 2 3 & 7 IN OR 411/427 City of 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 (b) Cleaning of lots; Maintenance of Structures; and Chapters 5.03.04 (c), Inspection of signs, (d) Unsafe signs and sign violating the Land Development Code (LDC), and (f) Maintenance of signs.

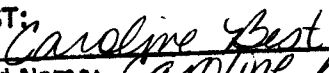
SECTION 2 - CONCLUSION OF LAW & IMPOSITION OF FINE

- 1. Based on the foregoing findings of fact, the Board voted to find the respondent in violation of Violation(s) of the City of Fernandina Beach Code of Ordinances: Section 42-116 (b) Cleaning of lots; Maintenance of Structures; and Chapters 5.03.04 (c), Inspection of signs, (d) Unsafe signs and sign violating the Land Development Code (LDC), (f) Maintenance of signs; and to start assessing a fine of \$100.00 a day starting October 2, 2015 until the property is brought into compliance and to recover administrative fees incurred.
- 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 October 1, 2015 at the City of Fernandina Beach, Nassau County, Florida Code Enforcement & Appeals Board Hearing.

By: 
Chair Adam Kaufman

ATTEST:
By: 
Printed Name: Caroline Best
Title: City Clerk
Date: May 16, 2017

*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.



City of Fernandina Beach

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER OF ENFORCEMENT

Date: May 4, 2017
Case Number: 17-0007

PARCEL ID#
00-00-31-1800-0134-0010

IN THE MATTER OF: Respondent Name: Mark O'Brien, Taylor Rental Center
Respondent Address: 400 S. 8th Street, Fernandina Beach, FL 32034

This case having come before the Code Enforcement & Appeals Board of the City of Fernandina Beach on May 3, 2017, 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

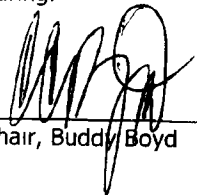
1. The Respondent was properly served notice of these proceedings as required by law on March 13, 2017 and the Respondent was not present at the hearing
2. The real property on which the violations occurred at 400 S. 8th Street, Fernandina Beach, FL and a brief legal description being **Block 134 LOTS 1 2 3 & 7 IN OR 411/427, City of 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 & b), Cleaning of lots, Maintenance of Structures, of the City of Fernandina Beach Land Development Code.

SECTION 2 - CONCLUSION OF LAW & IMPOSITION OF FINE

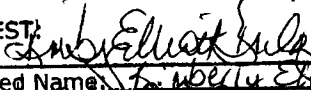
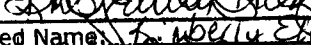
1. Based on the foregoing findings of fact, the Board voted to find the property in violation of 42-116 (a), cleaning of lots and 42-116 (b) maintenance of structures Fees to be assessed at \$250.00 per day per violation beginning May 4, 2017 continuing until such time as it is brought into compliance; and that the respondent pay the administrative fees incurred.
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 May 3, 2017 at the City of Fernandina Beach, Nassau County, Florida Code Enforcement & Appeals Board Hearing.

By: 
Chair, Buddy Boyd

A Certified True Copy

ATTEST: 
By: 
Printed Name: Deputy City Clerk
Title: Deputy City Clerk
Date: 5/25/17

*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.

**ADMINISTRATIVE FEES INCURRED FROM
400 SOUTH 8TH STREET
AS OF 5/31/18
CODE CASE #15-00064**

<u>STAFF PERSONNEL</u>	<u># OF UNITS OR HOURS</u>	<u>RATE PER HOUR</u>	<u>TOTAL</u>
Michelle Forstrom, Code Compliance Officer	4	\$18.69	\$74.76
Michelle Forstrom, Code Enforcement Manager	4	\$21.17	\$84.68
Michelle Forstrom, Code Enforcement Manager	2	\$23.13	\$46.26
Cathy Sabattini, Board Secretary & Staff Assistant	2.2	\$15.25	\$33.55
Katie Newton, Board Secretary/Legal Assistant	4.5	\$21.63	\$97.34
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	2	\$0.48	\$0.96
TOTAL			\$354.03

**FINES AND FEES INCURRED FROM
400 SOUTH 8TH STREET
AS OF 5/31/18
CODE CASE #15-00058**

<u>DATES</u>	<u># OF DAYS</u>	<u>FINE PER DAY</u>	<u>TOTAL</u>
OCTOBER 2 THROUGH 31, 2015	29	\$100.00	\$2,900.00
NOVEMBER 2015	30	\$100.00	\$3,000.00
DECEMBER 2015	31	\$100.00	\$3,100.00
JANUARY 2016	31	\$100.00	\$3,100.00
FEBRUARY 2016	29	\$100.00	\$2,900.00
MARCH 2016	31	\$100.00	\$3,100.00
APRIL 2016	30	\$100.00	\$3,000.00
MAY 2016	31	\$100.00	\$3,100.00
JUNE 2016	30	\$100.00	\$3,000.00
JULY 2016	31	\$100.00	\$3,100.00
AUGUST 2016	31	\$100.00	\$3,100.00
SEPTEMBER 2016	30	\$100.00	\$3,000.00
OCTOBER 2016	31	\$100.00	\$3,100.00
NOVEMBER 2016	30	\$100.00	\$3,000.00
DECEMBER 2016	31	\$100.00	\$3,100.00
JANUARY 2017	31	\$100.00	\$3,100.00
FEBRUARY 2017	28	\$100.00	\$2,800.00
MARCH 2017	31	\$100.00	\$3,100.00
APRIL 2017	30	\$100.00	\$3,000.00
MAY 2017	31	\$100.00	\$3,100.00
JUNE 2017	30	\$100.00	\$3,000.00
JULY 2017	31	\$100.00	\$3,100.00
AUGUST 2017	31	\$100.00	\$3,100.00

**FINES AND FEES INCURRED FROM
400 SOUTH 8TH STREET
AS OF 5/31/18
CODE CASE #15-00058**

SEPTEMBER 2017	30	\$100.00	\$3,000.00
OCTOBER 2017	31	\$100.00	\$3,100.00
NOVEMBER 2017	30	\$100.00	\$3,000.00
DECEMBER 2017	31	\$100.00	\$3,100.00
JANUARY 2018	31	\$100.00	\$3,100.00
FEBRUARY 2018	28	\$100.00	\$2,800.00
MARCH 2018	31	\$100.00	\$3,100.00
APRIL 2018	30	\$100.00	\$3,000.00
MAY 2018	31	\$100.00	\$3,100.00

TOTAL FINES			\$97,200.00
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TOTAL FEES			\$354.03
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GRAND TOTAL DUE AS OF MAY 3, 2017			\$97,554.03
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**FINES AND FEES INCURRED FROM
400 SOUTH 8TH STREET
AS OF 5/31/18
CODE CASE #17-00007**

<u>DATES</u>	<u># OF DAYS</u>	<u>FINE PER DAY</u>	<u>TOTAL</u>
MAY 3 THROUGH 31 2017	28	\$250.00	\$7,000.00
JUNE 2017	30	\$250.00	\$7,500.00
JULY 2017	31	\$250.00	\$7,750.00
AUGUST 2017	31	\$250.00	\$7,750.00
SEPTEMBER 2017	30	\$250.00	\$7,500.00
OCTOBER 2017	31	\$250.00	\$7,750.00
NOVEMBER 2017	30	\$250.00	\$7,500.00
DECEMBER 2017	31	\$250.00	\$7,750.00
JANUARY 2018	31	\$250.00	\$7,750.00
FEBRUARY 2018	28	\$250.00	\$7,000.00
MARCH 2018	31	\$250.00	\$7,750.00
APRIL 2018	30	\$250.00	\$7,500.00
MAY 2018	31	\$250.00	\$7,750.00

TOTAL FINES **\$98,250.00**

TOTAL FEES **\$249.41**

GRAND TOTAL DUE AS OF MAY 3, 2017 **\$98,499.41**

**ADMINISTRATIVE FEES INCURRED FROM
400 SOUTH 8TH STREET
AS OF 5/31/18
CODE CASE #17-00007**

<u>STAFF PERSONNEL</u>	<u># OF UNITS OR HOURS</u>	<u>RATE PER HOUR</u>	<u>TOTAL</u>
Michelle Forstrom, Code Enforcement Manager	6	\$21.17	\$127.02
Michelle Forstrom, Code Enforcement Manager	1	\$23.13	\$23.13
Angela Lester, Board Secretary/Administrator Coordinato	2	\$19.28	\$38.56
Katie Newton, Board Secretary/Legal Assistant	2	\$21.63	\$43.26
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	2	\$0.48	\$0.96
TOTAL			\$249.41

Case 18-00146
City of Fernandina Beach Code Enforcement & Appeals Board
January 3, 2019

Owner	Hewitt Family Trust John & Margret Hewitt Trustee 829 Mary Street Fernandina Beach, Florida 32034
Violation	City of Fernandina Beach – Code Of Ordinances, Section 42-116 (a) Cleaning of lots: Maintenance of Structures; 7.01.02c LDC Street & Right of Ways
Location:	829 Mary Street, Fernandina Beach, Florida 32034

November 1, 2018, During a proactive sweep I observed yard overgrowth on this property. There also was no address affixed on the house. I left a door hanger on the front door giving ten (10) days to correct the violations. I recorded a photograph of the violations and door hanger.

November 13, 2018, A second inspection of this property was completed. The violations still exist.

November 16, 2018, I sent a NOV/NOH letter via certified mail to the owner. Return receipt was not returned.

December 20, 2018, I hand delivered and posted a copy of the NOV/NOH letter on the front door of 829 Mary Street. I recorded a photograph of the posting along with completing a notarized affidavit of service.

Proper notice has been served to the owner. The owner or agent of this property has not made contact with this office.

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

Submitted by:


George Wells
Code Compliance Officer

**ADMINISTRATIVE FEES INCURRED FROM
829 Mary Street
AS OF 01/03/19
CODE CASE #18-00146**

<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
2ND NOTICE

December 20, 2018

Case Number: 18-00146

Posted Notice on Front Door

IN THE MATTER OF:

Hewitt Family Trust
John & Margret Hewitt Trustee
829 Mary Street
Fernandina Beach, Florida 32034

PREMISES: 829 Mary Street, Fernandina Beach, FL 32034

The brief legal description of the real property upon which this violation occurred is: **LOT 17 IN OR 2168/1721 SORENSENS OCEANS TERRACE UNR, FERNANDINA BEACH, FL 32034.**

The Code Enforcement office of the City of Fernandina Beach has previously notified you of an 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; 7.01.02c Street & Right of Ways.** (These can be found on the City's website: www.fbfl.us/code). This letter specifically addresses the yard overgrowth and no visible address displayed on this property.

Therefore, you are hereby directed to remedy and discontinue the problems by: cut or remove all high grass and weeds. Install and affix address numbers on this house or mail box by December 30, 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: January 3, 2019
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 Department

George Wells

Code Compliance Officer

**CODE ENFORCEMENT & APPEALS BOARD
NOTICE OF VIOLATION/NOTICE OF HEARING
2ND NOTICE**

December 20, 2018

Case Number: 18-00146

Posted Notice on Front Door

IN THE MATTER OF:

Hewitt Family Trust
John & Margaret Hewitt Trustee
829 Mary Street
Fernandina Beach, Florida 32034

PREMISES: 829 Mary Street, Fernandina Beach, FL 32034

The brief legal description of the real property upon which this violation occurred is: **LOT 17 IN OR 2168/1721 SORESENS OCEANS TERRACE UNR, FERNANDINA BEACH, FL 32034.**

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DATE: January 3, 2019
TIME: 5:30 p.m.
LOCATION: City Commission Chambers, 204 Ash Street
Fernandina Beach, Florida 32034

12.20.2018 11:21

AFFIDAVIT OF SERVICE

State of Florida
County of Nassau

Code Enforcement Case Number: 18-00146

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 20th Day of December, 2018, at 11:21 A.M., I posted a Notice of Violation/Notice of Hearing letter for **Case 18-00146, Hewitt Family Trust, Hewitt Trustee, John & Margret, 829 Mary St., Fernandina Beach, FL 32034** to Hewitt Family Trust, John & Margret Hewitt Trustee, 829 Mary St., Fernandina Beach, FL 32034.

FURTHER AFFIANT SAYETH NAUGHT.

Signature: _____



George Wells

(Printed name of Code Compliance Officer)

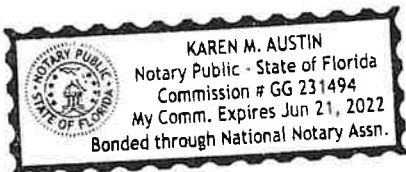
Subscribed and sworn to before me, a notary public in and for the State of Florida, this 20th day of December, 2018.

(SEAL)

Signature: _____



(Printed name of Notary)





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

November 16, 2018

Case Number: 18-00146

Cert. #: 7018 0360 0001 3591 8208

IN THE MATTER OF:

Hewitt Family Trust
John & Margret Hewitt Trustee
829 Mary Street
Fernandina Beach, Florida 32034

PREMISES: 829 Mary Street, Fernandina Beach, FL 32034

The brief legal description of the real property upon which this violation occurred is: **LOT 17 IN OR 2168/1721 SORENSENS OCEANS TERRACE UNR, FERNANDINA BEACH, FL 32034.**

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Therefore, you are hereby directed to remedy and discontinue the problems by: cut or remove all high grass and weeds. Install and affix address numbers on this house or mail box by November 26, 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: January 3, 2019
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

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

NOTICE OF VISIT

Address:

W 5th St + Mary St

Date:

11/1/18

Time:

1:44

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 #

X

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

42-02 / 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

Signs (s)
Remove, apply for permit, other

5-03 LDC

X

No Visible Address Numbers

46-1 & 7-01.02c LDC

Wrecked or inoperable motor vehicles on private property declared
a nuisance and prohibited
Remove, repair, or register vehicle & put current tags on it

42-173

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 10 Days of this notice,
by 11/11, 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:

Wells

Code Compliance Officer

11.1.2018 12:38



11.1.2018 12:37



11.1.2018 12:38



11:1:2018 12:38

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:

Hewitt Family Trust
John & Margaret Hewitt Trustee
829 Mary St.
Fernandina Beach, FL 32034



9590 9402 3035 7124 0509 16

2. Article Number (Transfer from service label)

7018 0360 0001 3591 8208

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

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

Domestic Return Receipt

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT

Domestic Mail Only

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

OFFICIAL USE

Certified Mail Fee

Extra Services & Fees (check box, add fee as appropriate)

☒ Return Receipt (hardcopy) \$.47

☐ Return Receipt (electronic) \$

☐ Certified Mail Restricted Delivery \$ 3.45

☐ Adult Signature Required \$

☐ Adult Signature Restricted Delivery \$ 2.75

Postage \$

Total Postage and Fees \$ 6.67

Sent To

Street

City, State

PS Form

Hewitt Family Trust

John & Margaret Hewitt Trustee

829 Mary St.

Fernandina Beach, FL 32034

Instructions

7018 0360 0001 3591 8208



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

CERTIFIED MAIL®

STAFF REPORT
Case 18-00156
City of Fernandina Beach Code Enforcement & Appeals Board
January 3, 2019

Violation Information

Owner Alfreda J. Walker Est.
 1011 S. 10th Street
 Fernandina Beach, Florida 32034

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

Location: 1011 S. 10th Street, Fernandina Beach, Florida 32034

Summary and Background Information

October 23, 2018, During a proactive sweep I observed a blue tarp covering a section of the roof. I left a door hanger with the daughter giving thirty (30) days to correct the violation. I recorded a photograph of the violation.

October 26, 2018, A second inspection of this property was completed. The violation still exists.

October 27, 2018, I sent a NOV/NOH letter via certified mail to the owner. Signature card was returned signed by the owner.

December 20, 2018, A field visit was completed showing no change in the violation.

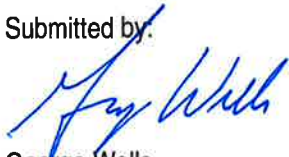
Conclusion:

The daughter said on the initial visit they did not have any money for repairs and that the house was going into foreclosure. No other contact has been made by the owner or daughter.

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
1011 S. 10th Street
AS OF 01/03/19
CODE CASE #18-00156**

<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

November 27, 2018

Case Number: 18-00156

Cert. #: 7018 0360 0001 3591 8291

IN THE MATTER OF:

Alfreda J. Walker Est.
1011 S. 10th Street
Fernandina Beach, Florida 32034

PREMISES: 1011 S. 10th Street, Fernandina Beach, FL 32034

The brief legal description of the real property upon which this violation occurred is: **BLOCK 171 LOTS 26 27 28 & 29 IN OR 782/610 & OR 1519/534 CITY OF FDNA BEACH, FERNANDINA BEACH, FL 32034.**

The Code Enforcement office of the City of Fernandina Beach has previously notified you of an alleged violation(s) of the City of Fernandina Beach Code of Ordinances and contends that the following violation(s) exist: **42-116 (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 blue tarp on the roof.

Therefore, you are hereby directed to remedy and discontinue the problems by: repair or replace all roof shingles that are covered by a blue tarp on the roof of this structure by December 27, 2018 thirty (30) 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 necessary permits required for roof replacement or repair thru our building department.

DATE: January 3, 2019
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

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

NOTICE OF VISIT

Address: 1011 S. 10th St
Date: 10/23/18 Time: 2:47 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 (s) Repair <u>Roof / Tarp</u>	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 Remove, repair, or register vehicle & put current tags on it	42-173
☐ Encroachments in the public right-a-way	70-2
☐ Other	

Please contact George Wells, Code Compliance Officer at (904)
310-3147 or at gwells@fbfl.org within 30 Days of this notice,
by 11/23, 2018 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:

10.23.2018 13:41



10:23:2018 13:44

10.23.2018 13:39

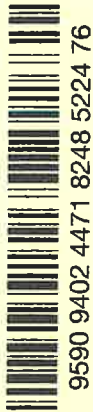


SENDER: COMPLETE THIS SECTION

- 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:

Alfreda J. Walker Est
1011 S. 10th St.
Fernandina Beach, FL 32034



9590 9402 4471 8248 5224 76

2 Article Number (Transfer from service label)

701A 0360 0001 3591 8284

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

COMPLETE THIS SECTION ON DELIVERY

A. Signature ☒ Agent ☐ Addressee
Alfreda Walker
B. Received by (Printed Name) *Sandra Walker* C. Date of Delivery *11/28/18*
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® ☐ Certified Mail® Delivery ☐ Return Receipt for Merchandise
☐ Collect on Delivery ☐ Signature Confirmation™
☐ Collect on Delivery Restricted Delivery ☐ Signature Confirmation Restricted Delivery
Mail Restricted Delivery ☐ Mail Restricted Delivery (over \$500)

Domestic Return Receipt

**U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only**

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

OFFICIAL USE

Certified Mail Fee \$ *3.45*

Extra Services & Fees (check box, add fee as appropriate)

☐ Return Receipt (hardcopy) \$ *2.75*

☐ Return Receipt (electronic) \$ *3.45*

☒ Certified Mail Restricted Delivery \$ *2.75*

☐ Adult Signature Required

☐ Adult Signature Restricted Delivery \$ *2.75*

Postage \$ *16.67*

Total Postage and Fees \$ *20.12*

Sent To *Alfreda J. Walker Est*

Street and Ap *1011 S. 10th St.*

City, State, Zi *Fernandina Beach, FL 32034*

PS Form 3800, July 2015

4828 765E 7000 09E0 8707