



AGENDA
CODE ENFORCEMENT & APPEALS BOARD HEARING
FEBRUARY 3, 2022
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. PLEDGE OF ALLEGIANCE

3. APPROVAL OF MINUTES

3.1 The minutes for January 6, 2022, are presented for approval

4. OLD BUSINESS

4.1 **WILLIAMS, MARGARET, 113 N. 10TH ST., CASE 2019-0277.** Violation(s) of the City of Fernandina Beach Code of Ordinances exist: Section 42-117:Exterior Structure (Maintenance); Section 42-116 Duty to Maintain Property. *Property owner requesting extension for compliance.*

5. NEW BUSINESS

5.1 **MCCOY, BERTHA EST. C/O MCNEAR, THELMA & BAPTIST, RACHEL & SMITH, BARBARA, PARCEL 00-00-31-1800-0168-0090, CASE 2021-0552.** Violation(s) of the City of Fernandina Beach Code of Ordinances exist: Land Development Code 7.01.05 - Specific Parking Restriction for Boats and Trailers. *Requesting Board determination of the case.*

5.2 **DEVLIN, STEPHEN J. & JANET L. FAMILY TRUST, 130 S. 14TH ST., CASE 2021-0552.** Violation(s) of the City of Fernandina Beach Code of Ordinances exist: Land Development Code 5.01.10 Fences and Walls. *Requesting Board determination of the case.*

6. BOARD BUSINESS

6.1 **Welcoming** - Alternate #1, Member Barb Kent.

6.2 **Reappointment** - Chair & Vice Chair

6.3 **Board Vacancies**

7. 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.

DRAFT



**AGENDA
CODE ENFORCEMENT & APPEALS BOARD HEARING
JANUARY 6, 2022
5:30 PM
CITY HALL COMMISSION CHAMBERS
204 ASH STREET
FERNANDINA BEACH, FL 32034**

1. CALL TO ORDER / ROLL CALL / DETERMINATION OF A QUORUM

This meeting was called to order at 5:30 p.m.

Board Members Present:

Chair Adam Kaufman
Vice Chair Nicole Kresse
Member Buddy Boyd
Member Cindy Crow
Member Bernard Thompson
Member Andy Fotiades
Member Travis Young (Alt. 1)
Member Gail Shults

Board Members Absent:

Barb Kent (Alt. 2)

Staff Present:

George Wells, Code Enforcement Officer
Michelle Forstrom, Code Enforcement Director
Tammi Bach, City Attorney
Crystal Turner, Board Secretary

Others Present:

Dana Brown Case # 2021-0390

2. PLEDGE OF ALLEGIANCE

3. APPROVAL OF MINUTES

- 3.1 According to the agenda support documents, the minutes from the December 2, 2021, are presented for approval. **A motion was made by Member Boyd, seconded by Vice Chair Kresse, to approve the minutes. Vote upon passage of the motion was taken by voice vote being all ayes, carried.**

Chair Kaufman asked if there were any changes to the agenda. Officer Wells responded no.

City Attorney, Tammi Bach explained the quasi-judicial procedure.

Board Secretary Turner swore in the witnesses.

4. OLD BUSINESS

5. NEW BUSINESS

- 5.1 **BROWN, PAMELA L. & MICHAEL D., 1503 BROOME ST. CASE 2021-0390.** Violation(s) of the City of Fernandina Beach Code of Ordinances exist: Section 42-116 - Duty to Maintain Property. *Requesting Board determination of the case.*

Officer Wells began by presenting a timeline of the case. His first inspection was completed on August 18, 2021. There was 2ft of yard overgrowth in the front, back and side yard. He posted a notice of visit on the door giving the owner ten days to correct the violation. Second inspection was performed on August 30, 2021, the property was still in violation of Section 42-116 Duty to Maintain Property. A Notice of Violation, Notice of Hearing, certified letter was sent to the owner on August 31, 2021, giving an additional ten days to correct the violation. On September 13, 2021, a Notice of Violation/ Notice of Hearing inspection was performed by him, and the property was still in violation. On October 19, 2021, he performed another compliance inspection and found the property was still in violation. The Code Enforcement Administrative Coordinator and the City's Legal Assistant conducted extensive research to try to find contact information for the owners on October 26, 2021. The Notice of Violation/ Notice of Hearing certified letter was returned as undeliverable on November 11, 2021. No correspondence has happened amongst the Code Enforcement Department and the Property Owners, a notarized Affidavit of Service was completed and posted the Notice of Violation/ Hearing letter was posted on the front door giving ten additional days to come into compliance. Photographs of the posting were recorded. Copies were also posted at City hall and The Peck Center. The Pre- Agenda Inspection was completed on December 21, 2021, one of the neighbors cut the front yard but the property was still in violation of Code of Ordinances, Section 42-116 due to back yard, side and fence line being overgrown. Officer Wells presented photos to the Board.

Officer Wells announced her ran into a neighbor and was able to get a phone number for the Browns. It belonged to Mrs. Dana Brown, the wife of property owner, Michael Brown. On January 6, 2022, Officer Wells contacted Mrs. Dana Brown and explained the case to her, and she told Officer Wells that they would be able to attend this Board Hearing.

Recommendation.

The City recommends a motion to be made to find the respondent in violation of Code of Ordinances, Section 42-116 Duty to Maintain Property, allowing the Respondent ten additional days to come into compliance by 01/16/2022. The City recommends a motion to be made that all administration fees be paid by the Respondent and a fine of \$50.00 per day to begin on 01/17/2022 if not in compliance, with a lien placed on this property on 03/04/2022.

Officer Wells introduced all documents and pictures into public record. No objections. Officer Wells asked if the Browns could come speak on behalf of the case tonight.

Dana Brown lives at 10460 Greenhaven dr. Jacksonville, FL. 32246. Mrs. Dana Brown is the sister-in-law of Ms. Pamela Brown, they have been battling ongoing health issues with terminal cancer. Mrs. Dana Brown has been helping care for Ms. Pamela Brown. Mrs. Dana Brown was told that neighbors were going to assist in caring for the property while Ms. Pamela Brown was being cared for. They were never made aware that they were not doing so. They are going to hire landscapers, get the property cleaned up, come, and clean out the home and plan on selling the property.

Chair Kaufman asked if there are any questions. Member Boyd asked how much time does she thinks she needs to get it cleaned up and brought into compliance? Mrs. Dana Brown responded with one, to

two weeks. She must make calls and do some research to hire a company.

Chair Kaufman closed hearing on this case. Board discussion began:

Member Boyd recommend a motion to be made to follow the recommendation of the City and give the respondent 15 days to come into compliance and asses the admin fees and fines of \$50 per day if not brought it into compliance. Member Kresse said the City was suggesting ten days, would you like to do 15? Member Boyd agreed to 15 days.

Motion was made by Member Boyd and seconded by Member Thompson to find them in violation of Code of Ordinances Section 42-116, Duty to Maintain Property, allowing the Respondent 15 additional days to come into compliance by January 21, 2022. All Administrative fees be paid by the Respondent and a fine of \$50.00 per day to begin on January 22, 2022, if not in compliance, with a Lien placed on this property on March 9, 2022. Vote upon passage of the motion was taken by voice vote being all ayes.

- 5.2 **WIELGOSZ, JAN, 2604 PIRATES BAY DR., CASE 2021-0441.** Violation(s) of the City of Fernandina Beach Code of Ordinances exist: Section 42-116 - Duty to Maintain Property; Section 42-117, Exterior Structure (Maintenance). *Requesting Board determination of the case.*

Officer Wells presented a timeline of the case. First inspection was completed on September 15, 2021, he posted a Notice of Visit on the front door giving 30 days to correct the violations, he recorded photos of the violations and presented them to the Board. Second Inspection was performed on October 18, 2021, property was still in violation of Section 42-116 and 42-117. Mailed a Certified Notice of Violation/ Hearing letter, giving the owners an additional 30 days to correct the violations. The certified letter was returned as undeliverable on October 26, 2021. Notice of Violation/ Hearing inspection was completed on November 3, 2021, the property was still in violation. On November 15, 2021, Officer Wells posted a Notice of Violation/ Hearing letter on the front door of the property, giving an additional 30 days to come into compliance. He photographed the posting. A notarized affidavit of service was completed for the violation property, City Hall, and the Peck Center. Officer Wells received an email from the owner on November 23, 2021, explaining what his intentions were in correcting the violations. A Notice of Violation/ Hearing inspection was completed on December 16, 2021, the property was still in violation. The owner sent a follow up email on December 7, 2021, concerning his position with Officer Wells. Pre- agenda inspection was performed on December 21, 2021, the property was still in violation of Code of Ordinances 42-117 & 42-116.

Chair Kaufman asked Officer Wells if the property was homestead? Officer Wells responded with no. Officer Wells announced the owners concern was an electrical situation that the City places a stop work order on the property. Officer Wells did his research and that has no barring on this case.

The City recommends a motion to be made to find the respondent in violation of Code of Ordinances, Section 42-117 Exterior Structure (Maintenance) and Section 42-116 Duty to Maintain Property, allowing the Respondent 30 additional days to come into compliance by 02/06/2022. The City recommends a motion to be made that all administration fees be paid by the Respondent and a fine of \$50.00 per day per violation to begin on 02/07/2022 if not in compliance, with a lien placed on this property on 03/22/2022

Chair Kaufman accepts the photos and files into record.

Member Crow asked about the email history. What did the owner say his intentions were on the email from November 23, 2021? Officer Wells explained it was in relation to the stop work order through the City's Building Department, the owner said he would not do any work until that goes through. Chair Kaufman reiterated that this is not a homestead property, so the City can foreclose on this property if needed. Member Boyd confirmed that the stop work order is for electrical work, Officer Wells responded with yes.

Close hearing by Chair Kaufman. Board Member Discussion began:

Member Crow announces that they should follow the City's recommendation.

A motion was made by Member Crow, Seconded by Member Fotiades, to find the respondent in violation of Code of Ordinances, Section 42-117 Exterior Structure (Maintenance) and Section 42-116 Duty to Maintain Property, allowing the Respondent 30 additional days to come into compliance by February 6, 2022. All administration fees be paid by the Respondent and a fine of \$50.00 per day per violation to begin on February 7, 2022, if not in compliance, with a lien placed on this property on March 22, 2022. Vote upon passage of the motion was taken by voice vote being all ayes.

- 5.3 **PERKINS, DONNA K., 2673 GREGOR MCGREGOR BLVD., CASE 2021-0456.** Violation(s) of the City of Fernandina Beach Code of Ordinances exist: Section 42-173 - Wrecked or inoperable motor vehicles on private property declared nuisance and prohibited; Section 42-117 - Exterior Structure (Maintenance). *Requesting Board determination of the case.*

Officer Wells began presenting the case. He requested to submit all photos and documents into evidence. The first inspection was conducted on September 23, 2021, Officer Wells received an online complaint concerning the property from the Neighbor, about inoperable vehicles, and maintenance of structure violations. Code Enforcement received a 2nd complaint about the violation. Inspection of the property revealed silver van parked on the south side of the house was inoperable with a current tag, tires were deflated. No fluids were leaking from vehicle currently. Advised owner to keep tires inflated and grass maintained around vehicle. Several violations were observed concerning the stairs and landing, along with the entry door that was rotten at the bottom. A section of fascia on the right side of home was missing and needs to be replaced. Officer Wells recorded photographs of the violation and shared them with the Board. On October 28, 2021, a second inspection was performed, and the property was in violation of 42-117 still. Mailed out a Notice of Violation/ Hearing letter on November 1, 2021, giving an additional 30 days to correct the maintenance and structure violations. Certified letter was delivered to address and left with an Individual on November 3, 2021, the delivery signature was verified by postman, allowing 30 days to correct the violation. Received a return receipt card back from the post office on November 9, 2021, there was a "COVID" signature, giving us proper service. The Notice of Violation/ Hearing inspection was conducted on December 2, 2021, the property was still in violation of Code of Ordinances, Section 42-117. Michelle Forstrom, Code Enforcement Director and Officer Wells completed a field inspection on December 20, 2021, and met with Neighbor, George Skidmore and discussed Enforcement actions. The inoperable vehicle is now gone and the items in question are violation 42-117. The Pre- agenda inspection was completed by Officer Wells on December 21, 2021 and the property was still in violation of Code of Ordinances, Section 42-117 Exterior Structure (Maintenance).

The City recommends a motion to be made to find the respondent in violation of Code of Ordinances, Section 42-117 Exterior Structure (Maintenance), allowing the Respondent 30 additional days to come into compliance by February 6, 2022. The City recommends a motion to be made that all administration fees be paid by the Respondent and a fine of \$50.00 per day for the violation to begin on 02/07/2022 if

not in compliance, with a lien placed on this property on 03/22/2022.

Chair Kaufman asked if this was a homestead property. Officer Wells clarified no; it is not a homestead property. Member Thompson asked about the oil/ water spot on the ground. Officer Wells replied that will be another case for another day.

Member Crow clarified that the only violation is 42-117, correct? Officer Wells replied yes.

Chair Kaufman closed hearing and opened for board discussion.

Member Shults asked how did Officer Wells get onto the property to gain the photos? Officer Wells responded that he must gain permission or at the right- of- way. It is a single-family home. Zoned for R-1. City Attorney said this would be a long-term rental, by code this is allowed in this zone. Vice Chair Kresse asked if repairing the stairs or Fascia would require a permit? Officer Wells responded with yes, it would. This falls under a health and safety issue, it would require a permit to make sure it is up to Code and safely completed.

Member Crow announced that not having anyone present to announce extenuating circumstances, makes it difficult to not follow the City's recommendation, she makes a motion to follow the City's recommendation.

Motion was made by Member Crow, and seconded by Member Young, to find the property in violation of Code of Ordinances, Section 42-117 Exterior Structure (Maintenance). Allowing the respondent (30) thirty days to come into compliance. If not in compliance by February 6, 2022, assess administrative fees and begin fines of \$50 per day beginning on February 7, 2022. A lien will be filed on the property if not in compliance by March 22, 2022. Vote upon passage was carried ayes by Member Shults, Member Young, Member Boyd, Member Crow, Member Thompson, Chair Kaufman, and Member Fotiades. No was carried by Vice Chair Kresse.

6. BOARD BUSINESS

6.1 CODE AMENDMENT - CHAPTER 2 - CODE ENFORCEMENT & SPECIAL MAGISTRATE.

City Attorney Bach presented possible changes being made to the Code Enforcement Hearing Board. The Special Magistrate will hear the cases in the City Chambers, they will issue the findings of facts in according to law. The City Commission will be seeing this for the first time on January 18, 2022.

Commissioner Ross took the podium, he announced to the board if they have any suggestions, please help come up with a suggestive way to accomplish the solutions. There are many great ideas out there, like grants, but the money must come from a source.

7. ADJOURNMENT

The board hearing was adjourned at 6:47 P.M.

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From: [Michelle Forstrom](#)
To: [Crystal Turner](#); [George \(Chip\) Wells](#)
Subject: FW: Formal Complaint - Lesley Skipper, Permit Specialist, Building Department, Nassau County, Florida
Date: Thursday, January 6, 2022 8:15:43 AM
Attachments: [image394546.png](#)
[image709093.png](#)
[image608469.png](#)
[image709974.png](#)
[image323400.png](#)
[image759384.png](#)

Michelle Forstrom
Code Enforcement Director
City of Fernandina Beach
516 South 10th Street, Suite 211
Fernandina Beach, Florida 32034
(904) 310-3441 | mforstrom@fbfl.org
www.fbfl.us



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From: Pat Williams <mpatricewilliams@gmail.com>
Sent: Thursday, January 6, 2022 7:17 AM
To: Michelle Forstrom <mforstrom@fbfl.org>
Subject: Re: Formal Complaint - Lesley Skipper, Permit Specialist, Building Department, Nassau County, Florida

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender, were expecting this email, and know the content is safe.

Good morning Ms. Forstrom,

Happy New Year! I was looking at the agenda for today's Code Enforcement & Appeals Board Hearing and my mother is not listed on the agenda. Could you please let me know why we are not listed on the agenda and if we should attend. I don't want to make an unnecessary trip and unnecessarily expose my mother to others if we will not be heard.

Peace and Blessings to you, your staff and your family!

[M. Patrice Williams](#)

When you think you are at the end of your rope, tie a knot and hold on tight.

On Mon, Dec 6, 2021 at 11:06 AM Michelle Forstrom <mforstrom@fbfl.org> wrote:

Ms. Williams,

We are going to put your case on the agenda for the Code Enforcement & Appeals Board for January 6, 2022. The

hearing is held at 204 Ash Street, in the City Commission Chambers, beginning at 5:30pm.

If you have nay questions, please feel free to contact me.

Regards,

Michelle Forstrom
Code Enforcement Director
City of Fernandina Beach
516 South 10th Street, Suite 211
Fernandina Beach, Florida 32034
(904) 310-3441 | mforstrom@fbfl.org
www.fbfl.us



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From: Pat Williams <mpatricewilliams@gmail.com>

Sent: Saturday, December 4, 2021 8:21 AM

To: Michelle Forstrom <mforstrom@fbfl.org>

Subject: Re: Formal Complaint - Lesley Skipper, Permit Specialist, Building Department, Nassau County, Florida

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Thank you for your condolences. Should we be added to the agenda to inform the City Council what is going on?

On Fri, Dec 3, 2021, 11:27 AM Michelle Forstrom <mforstrom@fbfl.org> wrote:

I am so sorry to hear about your sister. You and your family will be my prayers.

That's crazy about Ms. Skipper. I hope that you get some resolve.

Regards,

Michelle Forstrom
Code Enforcement Director
City of Fernandina Beach
516 South 10th Street, Suite 211
Fernandina Beach, Florida 32034
(904) 310-3441 | mforstrom@fbfl.org
www.fbfl.us

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From: Pat Williams <mpatricewilliams@gmail.com>

Sent: Friday, December 3, 2021 8:35 AM

To: Michelle Forstrom <mforstrom@fbfl.org>

Subject: Fwd: Formal Complaint - Lesley Skipper, Permit Specialist, Building Department, Nassau County, Florida

-

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender, were expecting this email, and know the content is safe.

Ms. Forstrom, wanted you to know what me and my mom have been experiencing. We immediately started working on this but we're scammed by a Nassau County employee. Also my sister died which has taken the wind out of our sails. I stopped by you office a few weeks ago but you were in the field. Wanted you to know we are people of our word.

-

----- Forwarded message -----

From: Pat Williams <mpatricewilliams@gmail.com>

Date: Tue, Nov 23, 2021, 9:09 AM

Subject: Formal Complaint - Lesley Skipper, Permit Specialist, Building Department, Nassau County, Florida

To: <mmullin@nassaucountyfl.com>, <mliddell@nassaucountyfl.com>, <ametz@nassaucountyfl.com>, <kellis@nassaucountyfl.com>, Patrice Williams <mpatricewilliams@gmail.com>

-

Good morning Mr. Ellis and Ms. Liddell and others.

-

Ms. Liddell, thank you for taking time out of your busy day to speak with me yesterday.

-

It is with great sadness that I write this email outlining my business relationship with Nassau County employee Ms. Lesley Skipper. I have proof of financial and business fraud and professional malpractice associated with Ms. Skipper's business Kearnes Construction LLC and that she used her position with Nassau County to facilitate business transactions. Therefore, I am sending this email as a formal complaint alleging Ms. Skipper used her position as a Permit Specialist with Nassau County to further her business transactions, conducted Kearnes Construction LLC business during official working hours while being paid as a Permit Specialist with Nassau County, and used her Nassau County email address lskipper@nassaucountyfl.com and electronic assets to engage in fraudulent activities against me and possible others and conduct business related to Kearnes Construction LLC.

-

Ms. Skipper was hired because: 1. BOCC felt she possessed the skills to perform the duties to which she was appointed and/or hired to perform. 2. Ms. Skipper impressed BOCC as an honest, congenial and out-going person who enjoys being with and working with people. 3. Ms. Skipper conveyed to BOCC the feeling that she is a person who will work in harmony with fellow employees and maintain the utmost harmony. Ms. Skipper in her transaction with me has violated all of the above.

-

I submit the following summary of what occurred as well as a few of many documents to support my allegations. (More available upon request.)

-

Kearnes Construction LLC was recommended by my General Contractor to demolish property located at 113 North 10th Street, Fernandina Beach FL 32034. Kearnes Construction LLC provided a quote \$6,310.52, which I accepted. Due to multiple attempts to pay the deposit via Kearnes Construction LLC payment system and the inconveniences associated with the payment attempts, Kearnes offered me a \$500 discount. I paid the deposit in the amount of \$3,200 which was picked up from my home on July 11, 2021 by Ms. Lesley Skipper.

-

On or about July 18, 2021, Ms. Skipper submitted application number DEMR-2021-0071 with the City of Fernandina Beach for demolition of the structures and improvements located at 113 North 10th Street. In facilitation of her ongoing fraudulent transaction with the City of Fernandina Beach and myself, Ms. Skipper

utilized her government email address lskipper@nassaucountyfl.com to communicate with the City of Fernandina Permit Office and did so during working hours. In addition, Ms. Skipper and her fiancé used her position with Nassau County as a selling point for their business.

-
As part of the incomplete application Ms. Skipper submitted for a Demolition Permit with the City of Fernandina she misrepresented the amount Kearnes Construction LLC was charging for the demolition project. Ms. Skipper misrepresented the amount as \$2,000 when it was in fact \$5,810.52. In my opinion this was an attempt to defraud the City of Fernandina Beach of the appropriate and legal permit fees associated with the demolition. As a Nassau County employee and one that works in an office performing the same functions as the office she is communicating with, Ms. Skipper knows the impact of misrepresenting the amount the project is costing and the adverse impact to CoFB by depriving them of the appropriate permit fees necessary to manage and balance CoFB budget.

-
Other than misappropriating and fraudulently accepting my \$3,200 deposit and starting a shell of a demolition permit application with the City of Fernandina (which did not contain one piece of documentation), Ms. Skipper's business has not taken one step toward executing the contract for demolition of structures and improvements located at 113 North 10th Street, Fernandina Beach, Florida 32034 and have not returned my deposit.

-
Ms. Skipper is actively committing acts involving moral turpitude and dishonesty and using Nassau County assets to do the same.

-
Ms. Skipper's conduct, both on and off duty, is disgraceful and reflects poorly on the Nassau County Building Department and is prejudicial to the interests of the County.

-
Please acknowledge receipt of my formal complaint, and let me know what actions are being taken to correct this serious breach of public trust and violation of Nassau County ethics and regulations.

-
Respectfully,

-
M. Patrice Williams
904-866-2879

When you think you are at the end of your rope, tie a knot and hold on tight.

----- Forwarded message -----

From: Karen Austin <kaustin@fbfl.org>

To: mpatricewilliams@gmail.com

Cc:

Bcc:

Date: Tue, 10 Aug 2021 12:16:58 +0000

Subject: RE: FW: 113 N 10th St

I received a call from Ms. Skipper yesterday asking to void the application.

-
-
Karen Austin
Permit Specialist
City of Fernandina Beach
204 Ash Street
Fernandina Beach, FL 32034
(904) 310-3145 | kaustin@fbfl.org
www.fbfl.us

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From: [mpatricewilliams <mpatricewilliams@gmail.com>](mailto:mpatricewilliams@gmail.com)

Sent: Tuesday, August 10, 2021 5:58 AM

To: Karen Austin <kaustin@fbfl.org>; mpatricewilliams@gmail.com; Kearnes Construction LLC <kearnesconstruction@gmail.com>; jeffrey kearnes <tkearnes21@gmail.com>

Subject: RE: FW: 113 N 10th St

-

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender, were expecting this email, and know the content is safe.

Good afternoon,

-

Thank you for this email. I have included the email address of the company I hired to do the demolition, Kearnes Construction LLC. I added my email address to the permit so that I could track the status and progress of the project.

-

Not sure why anyone said I was going to apply because I have a contract with Kearnes Construction LLC which includes the permit and cost and I have paid them. If they aren't going to move forward with the contract they should notify me, return the cash deposit given to Leslie Skipper, (co-owner of Kearnes Construction LLC) and terminate the business relationship legally.

-

I can provide the contract, emails and texts to attach to the permit if that would help? I have not heard from them since July 20, 2021 when I asked for the status of the project.

-

Best regards,

-

Margaret Williams

-

-

Sent from my T-Mobile 4G LTE Device

-

-

----- Original message -----

From: Karen Austin <kaustin@fbfl.org>

Date: 8/9/21 3:27 PM (GMT-05:00)

To: mpatricewilliams@gmail.com

Subject: FW: 113 N 10th St

-

I was following up on application for a demo with applicant and she said you were going to apply. We still have not received any contractor information, pictures, asbestos statement or a sub list. Please upload the documents so this can be routed.

Thank you

karen

-

-

Karen Austin
Permit Specialist
City of Fernandina Beach
204 Ash Street
Fernandina Beach, FL 32034
(904) 310-3145 | kaustin@fbfl.org
www.fbfl.us

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From: Lesley Skipper <lskipper@nassaucountyfl.com>

Sent: Monday, August 9, 2021 2:59 PM

To: Karen Austin <kaustin@fbfl.org>

Subject: Re: 113 N 10th St

-

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It was pulled by owner.

-

-

Have a great day!

Lesley Skipper
Nassau County Permit Specialist
Building Department 904-530-6250
lskipper@nassaucountyfl.com

From: Karen Austin <kaustin@fbfl.org>

Sent: Monday, August 9, 2021 1:08 PM

To: Lesley Skipper <lskipper@nassaucountyfl.com>

Subject: 113 N 10th St

-

Hello, I am following up on the demo application that was submitted, we still have not received any contractor information, pictures, asbestos statement and a sub list. Please upload the documents so this can be routed.

Have a great day!

karen

-

Karen Austin
Permit Specialist
City of Fernandina Beach
204 Ash Street
Fernandina Beach, FL 32034
(904) 310-3145 | kaustin@fbfl.org
www.fbfl.us

If this email is related to the Board, Committee or Commission that you serve on, please DO NOT REPLY TO ALL.
Disclaimer: According to Florida Public Records Law, email correspondence to and from the City of Fernandina Beach, including email addresses and other personal information, is public record and must be made available to the public and media upon request, unless otherwise exempted by the Public Records Law. If you do not want your email address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.
Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, please do not send electronic mail to this entity. Instead, please contact this office by phone or in writing.

----- Forwarded message -----

From: Pat Williams <mpatricewilliams@gmail.com>

To: jeffrey kearnes <tkearnes21@gmail.com>, Kearnes Construction LLC <kearnesconstruction@gmail.com>, Patrice Williams <mpatricewilliams@gmail.com>

Cc:

Bcc:

Date: Thu, 22 Jul 2021 20:22:48 -0400

Subject: Re: Update 113 North 10th Street Fernandina Beach Florida

Mr. Kearnes,

-
Two days ago I sent you an email with two questions.

1. What is the new timeframe for when you will be applying the permit?
2. Once you have an approved permit, when will you schedule demolition of the structures located at 113 North 10th Street, Fernandina Beach, Florida 32034?

-
To date, I have not received a response. Please note that if I have not heard from you by 5:00 pm, close of business, July 23, 2021, I will be sending you notification that I no longer want to do business with Kearnes Construction LLC due to breach of contract and a demand letter for a full refund of my \$3,200 cash deposit you received on July 11, 2021.

-
I have given you every opportunity to provide the application number so that I can track the status of the project without calling or emailing you. A representative from your company stated an application was submitted, that it would take 1 or 2 days. If that is not the case, I would like to know that.

-
July 8, 2021, I received this communication from you: "Demolition will start as soon as permit is excepted. So within 5-7 business days. Will give you two days heads up so as to be able to clean out what is needed in the home . Thank you . Please let us know when deposit is made . Thank you"

-
July 15, 2021, I received the following comment "We are currently waiting the permit approval, and a calm back for the disconnect of power and sewer. As soon as the process is finished you will receive an email , notification."

-
You respond with hostility when I request information despite the fact that you have my deposit.

-
I was insulted for contacting the electric and sewer to provide information as to where to send the final bill. This is when I discovered they did not have a cut off date which I provided.

-
I fulfilled my responsibilities, provided the deposit, told you I needed at least 2 days notice prior to demolition, paid the deposit 4 times, 3 of which were returned due to issues internal to your financial processing system.

-
I have been accused of holding up your company's schedule and believing your schedule revolves around me. All the while, I can't get a response to basic questions with anything definitive. Approximately half of the time responses are unprofessional and hostile.

-
Two days ago, in your hostile email, you stated, "So As soon as we are able to move forward and complete the project we are going to do so as we agreed" In what world do you get an open ended start date AND get to tell the customer, they are wrong for asking why the timeline has shifted and they are out of line for terminating their utility services?

-
Your schedule as a business owner is just as important as mine and I acknowledge that, but unless there is honest, open communication with your customer, issues cannot be resolved and therefore you are in breach of contract by implying an application for demolition of the structures located at 113 North 10th Street, Fernandina Beach, Florida 32034 had been submitted, when in fact, based on the staff in City permitting office stated an application

had not been submitted.

-

-

M. Patrice Williams

-

When you think you are at the end of your rope, tie a knot and hold on tight.

-

-

On Tue, Jul 20, 2021 at 7:51 PM mpatricewilliams <mpatricewilliams@gmail.com> wrote:

Mr. Kearnes,

I am developing a project timeline of which the demolition contract I have with your company is the beginning.

The rest of my schedule depends on providing accurate information to other contractors. The tone of my communications will remain professional, even though I have not received the same from you.

There is no need to go back and forth; we both know what happened, and what was promised. I have very direct questions: What is the new timeframe for application for the permit? Once you have an approved permit, when will you scheduled demolition of the structures located at 113 North 10th Street, Fernandina Beach, Florida 32034?

If your proposed new schedule is unacceptable, I will hire another company and requesting a full refund due to breach of contract.

-

Sent from my T-Mobile 4G LTE Device

-

-

----- Original message -----

From: jeffrey kearnes <tkearnes21@gmail.com>

Date: 7/20/21 11:31 AM (GMT-05:00)

To: Pat Williams <mpatricewilliams@gmail.com>

Subject: Re: Update 113 North 10th Street Fernandina Beach Florida

-

I am currently working on getting everything taken care of . I also run a company and you have hired me to do a job yet you are going over my head to do what you have hired my company to do and continue to take matters into your own hands being impatient with the process. I have more than one job going at the moment and am not dropping everything at once to accommodate one individual . As the schedules progress so do the jobs . I gave you an update that the permitting was being taken care of and not two days later you went over my head and impatiently are trying to do the job yourself including , permitting , owed, water and the like . So As soon as we are able to move forward and complete the project we are going to do so as we agreed . My schedule does not solely revolve around one individual .

Sent from my iPhone

On Jul 20, 2021, at 9:25 AM, Pat Williams <mpatricewilliams@gmail.com> wrote:

Good morning,

-

I tried calling Kearnes Construction before emailing the City to request additional information. I am emailing the City to find out why the permit is being held up. I have some contacts that will be able to assist me. Will let you know what I find out. The demolition will impact other contracts I have in place. My mother and I are stressed due to the lack of information based on what was previously agreed to. I need to find some answers so that we can plan accordingly.

-

M. Patrice Williams

-
When you think you are at the end of your rope, tie a knot and hold on tight.

-
On Mon, Jul 19, 2021 at 9:35 AM mpatricewilliams <mpatricewilliams@gmail.com> wrote:

Good morning.

-
I just left the permit office in Fernandina Beach. They do not have an application for a demolition permit for 113 North 10th Street, Fernandina Beach FL 32034 on record. Please provide the application number so that I can track it. In addition I have set up dates for termination of electric, water, and sewer for the property.

-
Regards,

-
Margaret Patrice Williams

-
Sent from my T-Mobile 4G LTE Device

STAFF REPORT
Case 2019-0277
City of Fernandina Beach Code Enforcement & Appeals Board
July 1, 2021

Violation Information

Owner Margaret Williams
113 N. 10th Street
Fernandina Beach, Florida 32034

Violation City of Fernandina Beach – Code of Ordinances, Section 42-117 Exterior Structure (Maintenance).

Location: 113 N. 10th Street, Fernandina Beach, Florida 32034

Summary and Background Information

June 25, 2019 – I observed the yard was overgrown and the exterior siding had rotten areas, along with unprotected wood with peeling paint. I posted a courtesy notice on the front door. I recorded a photograph of the posting and the violations.

July 25, 2019 – A second inspection confirmed the violations have not been corrected.

October 07, 2019 – We emailed a copy of the NOV/NOH letter to the owners' attorney.

October 17, 2019 – A field inspection showed the yard had been cut, but no repairs to the structure.

November 07, 2019 – A follow up inspection was performed showing the structure was still in violation.

April 20, 2021 – An inspection was performed to assess compliance showing some of the rotten siding had been replaced, but the structure is still in violation.

May 6, 2021 – An inspection was performed showing (3) three siding boards were replaced, but not painted. The property is still in violation of 42-117 with other rotten wood and peeling paint.

May 13, 2021 – We mailed a 2nd NOV/NOH certified letter to the owner.

June 1, 2021 – We received the return receipt card with the owners' signature from the post office giving us good service.

June 14, 2021 – A follow up inspection was conducted. No change to the violation.

June 23, 2021 – A pre-agenda inspection was performed showing the property is still in violation of 42-117.

Conclusion.

This property was involved with two other houses side by side that were in probate for a long time. We have talked to the daughter of Mrs. Williams and other family members about these properties. The problem this family is experiencing is there are multiple family members that want to give their opinion who needs to do what and who will pay for these repairs, and nothing gets done. The yard has been maintained and 3 boards on the front siding were replaced on the house, but there is still rotten wood siding and peeling paint that needs to be corrected.

Recommendation.

The City recommends a motion to be made to find the property in violation of Code of Ordinances, Section 42-117 Exterior Structure (Maintenance) giving the respondent (30) thirty additional days to come into compliance by 08/01/21. The City recommends a motion to be made that all administration fees be paid by the Respondent and that a fine of \$ 100.00 per day to begin on 08/02/2021 if not in compliance, along with filing a lien on this property on 09/16/2021.

Submitted by:



George Wells
Code Enforcement Officer



CITY OF FERNANDINA BEACH

George Wells

Code Enforcement Department
(904) 310-3440

Code Enforcement Officer
(904) 310-3442

**ADMINISTRATIVE FEES INCURRED FROM
113 N. 10th St.
AS OF 7/01/2021
CODE CASE #2019-0277**

<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 Director	1	\$27.07	\$27.07
George Wells, Code Enforcement Officer	7	\$23.24	\$162.68
Katie Newton, Legal Assistant	1	\$25.87	\$25.87
Tammi Bach, City Attorney	0.5	\$72.29	\$36.15
Harriet Davis, Administrative Coordinator	2.5	\$19.29	\$48.23
 Record Findings of Facts with the Clerk of Circuit Court of Nassau County	 1	 \$23.50	 \$23.50
 Certified letters mailed	 1	 \$6.90	 \$6.90
First Class letters mailed	1	\$0.50	<u>\$0.50</u>

TOTAL ADMINISTRATIVE FEES DUE

\$330.89

****TOTAL AMOUNT DUE MUST BE PAID IN FULL TO CLOSE THIS CASE****



City of Fernandina Beach
Code Enforcement Department

Mr. George Wells
gwells@fbfl.org

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

May 13, 2021

Case Number: CODE-2019-0277

Cert. #: 7020 0090 0001 9419 6257

IN THE MATTER OF:

Margaret Williams
113 N. 10th Street
Fernandina Beach, FL 32034

PREMISES: 113 N 10TH ST FERNANDINA BEACH, FL 32034

The brief legal description of the real property upon which this violation occurred is: BLOCK 79 LOT N1/2 OF 7 IN OR 211 PG 20 CITY OF FDNA BEACH

The Code Enforcement office of the City of Fernandina Beach is notifying you of alleged violation(s) of the City of Fernandina Beach Code of Ordinances and/or the City of Fernandina Beach Land Development Code and contends that the following violation(s) exist:

42-117	Exterior Structure (Maintenance)	
	Replace all rotten exterior wood siding, along with scraping and painting all peeling paint on the exterior of the house.	By 6/13/2021
42-116	Duty to Maintain Property	
	Cut and/or clean up property	By 6/13/2021

(These can be found on the City's website: www.fbfl.us/code).

If this office is not notified of compliance by you, this department will refer this matter to the Code Enforcement & Appeals Board for legal action at the date and time listed below.

DATE: July 1, 2021

TIME: 5:30 PM

LOCATION: City Commission Chambers, 204 Ash St

Mailing Address: 204 Ash Street • Fernandina Beach, FL 32034 - Physical Address 516 S. 10th Street, Fernandina Beach, FL 32034
(904) 310-3440 • TDD/TTY 711 • www.fbfl.us/code
Equal Opportunity Employer

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/Land Development Code.

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 to the recovery of fees, fines which may be imposed for the duration of the non-compliance (NOT TO EXCEED \$250.00 per day, per violation), and in some cases demolition.

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 Enforcement 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 ☒ <i>Margaret Williams</i> ☐ Agent ☐ Addressee	
1. Article Addressed to: MARGARET WILLIAMS 113 N. 10TH STREET FERNANDINA BEACH, FL 32034		B. Received by (Printed Name) <i>Margaret Williams</i> C. Date of Delivery <i>5/25/21</i>	
2. Article Number (Transfer from service label) 7020 0090 0001 9419 6257		D. Is delivery address different from item 1? ☐ Yes ☐ No If YES, enter delivery address below: ☐ No	
3. Service Type ☐ Adult Signature ☐ Priority Mail Express® ☐ Adult Signature Restricted Delivery ☐ Registered Mail™ ☒ Certified Mail® ☐ Registered Mail Restricted Delivery ☐ Certified Mail Restricted Delivery ☐ Return Receipt for Merchandise ☐ Collect on Delivery ☐ Signature Confirmation™ ☐ Collect on Delivery Restricted Delivery ☐ Signature Confirmation Restricted Delivery			
PS Form 3811, July 2015 PSN 7530-02-000-9053		Domestic Return Receipt	

7020 0090 0001 9419 6257

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only		Code Enforcement
For delivery information, visit our website at www.usps.com ®.		
OFFICIAL USE		
Certified Mail Fee	\$ 3.55	Postmark Here MAY 14 2021 FERNANDINA BEACH, FL 32034
Extra Services & Fees (check box, add fee as appropriate)		
☒ Return Receipt (hardcopy)	\$ 2.85	
☐ Return Receipt (electronic)	\$	
☐ Certified Mail Restricted Delivery	\$	
☐ Adult Signature Required	\$	
☐ Adult Signature Restricted Delivery	\$	
Postage	\$.51	
Total Postage and Fees	\$ 6.91	
Sent To		
Street		
City		
MARGARET WILLIAMS 113 N. 10TH STREET FERNANDINA BEACH, FL 32034		
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions		



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

October 7, 2019

Case Number: CODE-2019-0277

Emailed

IN THE MATTER OF:

Margaret Williams
113 N. 10th St.
Fernandina Beach, FL 32034

PREMISES: 113 N 10TH ST FERNANDINA BEACH, FL 32034

The brief legal description of the real property upon which this violation occurred is: BLOCK 79 LOT N1/2 OF 7 IN OR 211 PG 20 CITY OF FDNA BEACH

The Code Enforcement office of the City of Fernandina Beach is notifying you of alleged violation(s) of the City of Fernandina Beach Code of Ordinances and/or the City of Fernandina Beach Land Development Code and contends that the following violation(s) exist:

42-116	Duty to Maintain Property	
	Cut and/or clean up property.	By 10/17/2019
42-117	Exterior Structure (Maintenance)	
	Replace all rotten exterior wood siding, along with scraping and painting all peeling paint on the exterior of the house. Pull all applicable building permits as required.	By 11/7/2019

(These can be found on the City's website: www.fbfl.us/code).

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: December 5, 2019
TIME: 5:30 PM
LOCATION: City Commission Chambers, 204 Ash St

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/Land Development Code.

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 to the recovery of fees, fines which may be imposed for the duration of the non-compliance (NOT TO EXCEED \$250.00 per day, per violation), and in some cases demolition.

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.

CC: Arthur I. Jacobs, Esquire
Lawrence Levy, P.A.

In Pursuit of Health, Safety & Quality of Community



CITY OF FERNANDINA BEACH
CODE ENFORCEMENT
204 Ash Street

(904) 310-3442

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

NOTICE OF VISIT

Address: 113 N. 10th St
Date: 6-25-19 Time: 2:30 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 #
☒ Only to Maintain Property <u>yard weeds cutting</u>	42-106
☒ Exterior Structures (Maintenance)	42-117
Repair <u>rotten wood on side</u>	42-117
Component Serviceability	42-118
Rubbish and Garbage	42-149
Pest Infestation	42-150
Vacant Structures and Land (Maintenance)	42-161
Swimming Pools (Maintenance)	42-182
Water and Electric Service	44-182
Recreational Vehicle, Boat, Trailer or Trailer Vehicle	56-102 LOC
Removal or sale to a person residing or in state in our yard	56-102 LOC
Accessibility of Garbage and Recycling Containers	65-94
No Vehicle Address Numbers	45-1 & 701 (see LOC)
Violated or inoperable motor vehicles on private property (ordered a minimum and prohibited - Oversee, repair, or register vehicle & get current tags on it)	42-173
Other	

Please contact George Wells, Code Compliance Officer at (904) 310-3442 or at gwells@fbfl.city, within 30 Days of this notice by 7-25 2019 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: Scrape & paint all peeling paint

Wells

6.25.2019 14:30







6.25.2019 14:31



6.25.2019 14:31



6.25.2019 14:31



STAFF REPORT
Case 2021-0394
City of Fernandina Beach Code Enforcement & Appeals Board
February 3, 2022

Violation Information

Owner McCoy, Bertha Est. C/O McNear, Thema & Baptist, Rachel & Smith, Barbara
3077 Woodlawn Road
Jacksonville, Florida 32209

Violation City of Fernandina Beach – Land Development Code - Section 7.01.05D Specific
parking restrictions for boats and trailers – boats, boat trailers, utility trailers, and
similar vehicles shall not be parked overnight in any zoning district except in an
area specifically designated by the LDC for that purpose.

Location: Parcel # 00-00-31-1800-0168-0090, Fernandina Beach, Florida 32034

Summary and Background Information

August 17, 2021 – I observed (3) three utility trailers being stored on a vacant lot. I recorded photographs of the violation.

December 02, 2021 – I performed a field inspection of the property showing it is still in violation.

December 03, 2021 – We mailed a certified NOV/NOH letter to the owner giving (7) seven days to come into compliance.

December 13, 2021 – Our Adm. Asst. received a phone call from Mrs. Barbara Smith one of the owners stating the utility trailers would be removed.

December 14, 2021 – I performed a NOV/NOH inspection of the property showing it is still in violation.

December 16, 2021 – We received the certified return receipt card from the post office with the owners' signature.

January 26, 2022 – I performed a pre-agenda inspection of the property confirming the property is still in violation.

Conclusion.

We have contacted the owner of the vacant lot and the owner of the utility trailers. They assured me they would relocate the utility trailers behind the house that is next door. As of the pre-agenda inspection the utility trailers are still present on the vacant lot.

Recommendation.

The City recommends a motion to be made to find the respondent in violation of the Land Development Code - Section 7.01.05D, allowing the Respondent (10) ten additional days to come into compliance by 02/13/2022. The City recommends a motion to be made that all administration fees be paid by the Respondent and a fine of \$50.00 per day to begin on 02/14/2022 if not in compliance, with a lien placed on this property on 04/01/2022.

George Wells



Code Enforcement Officer



CITY OF FERNANDINA BEACH

George Wells

Code Enforcement Department
(904) 310-3440

Code Enforcement Officer
(904) 310-3442

ADMINISTRATIVE FEES INCURRED FROM

Parcel # 00-00-31-1800-0168-0090

AS OF 02/03/2022

CODE CASE # 2021-0394

STAFF PERSONNEL OR ITEMS

	# OF UNITS OR HOURS	PRICE OR RATE PER HOUR	<u>TOTAL</u>
Michelle Forstrom, Code Enforcement Director	1	\$28.42	\$28.42
George Wells, Code Enforcement Officer	5.5	\$24.40	\$134.20
Crystal Turner, Administrative Coordinator/Board Secretary	2	\$20.19	\$40.38
Tammi Bach, City Attorney	1	\$72.29	\$72.29
Katie Newton, Legal Assistant	1	\$27.16	\$27.16
Record Findings of Facts with the Clerk of Circuit Court of Nassau County	1	\$23.50	\$23.50
Certified letters mailed	1	\$6.98	\$6.98
First Class letters mailed	1	\$0.51	<u>\$0.51</u>

TOTAL ADMINISTRATIVE FEES DUE **\$333.44**

****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

December 7, 2021

Case Number: CODE-2021-0394

Cert. #: 7020 2450 0002 0267 3444

IN THE MATTER OF:

McCoy, Bertha Est. C/O McNear, Thema & Baptist Rachel & Smith Barbara
3077 Woodlawn Rd.
Jacksonville, FL 32209

PREMISES: Parcel # 00-00-31-1800-0168-0090

The brief legal description of the real property upon which this violation occurred is: BLOCK 168
LOTS 9 10 CITY OF FDNA BEACH

The Code Enforcement office of the City of Fernandina Beach is notifying you of alleged violation(s)
of the City of Fernandina Beach Code of Ordinances and/or the City of Fernandina Beach Land
Development Code and contends that the following violation(s) exist:

7.01.05 D	Specific Parking Restriction for Boats and Trailers - Boats, boat trailers, utility trailers, and similar vehicles shall not be parked overnight in any zoning district except in an area specifically designated by this LDC for that purpose. Such vehicles, when unoccupied, may be parked or stored in a completely enclosed building, a carport attached to a principal building, or in a side or rear yard	
	Remove utility trailers that are stored on this vacant lot. No overnight storage of utility trailers are allowed on vacant lots.	By 12/14/2021

(These can be found on the City's website: www.fbfl.us/code).

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 3, 2022
TIME: 5:30 PM
LOCATION: City Commission Chambers, 204 Ash St. Fernandina Beach, FL 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/Land Development Code.

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 to the recovery of fees, fines which may be imposed for the duration of the non-compliance (NOT TO EXCEED \$250.00 per day, per violation), and in some cases demolition.

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 Enforcement 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.

Par: 00-00-31-1800-0108-0090

2021-0374

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:

Bertha McCoy, Est. C/O McNear, Thelma &
Baptist Rachel & Smith Barbara
3077 Woodlawn Rd.
Jacksonville, FL 32209



9590 9402 6323 0296 8471 72

2. Article Number (Transfer from service label)

7020 2450 0002 0267 3444

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X T. McNear, R. Baptist ☐ Agent
☐ Addressee

B. Received by (Printed Name)

m. J. C-28

C. Date of Delivery

12-9

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
- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

PS Form 3811, July 2020 PSN 7530-02-000-9053

Domestic Return Receipt

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

Par: 00-00-31-1800-0108-0090

2021-0394

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:

Bertha McCoy, Est. C/O McNear, Thelma &
Baptist Rachel & Smith Barbara
3077 Woodlawn Rd.
Jacksonville, FL 32209



9590 9402 6323 0296 8471 72

2. Article Number (Transfer from service label)

7020 2450 0002 0267 3444

PS Form 3811, July 2020 PSN 7530-02-000-9053

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

☐ Priority Mail Express®

☐ Registered Mail™

☐ Registered Mail Restricted Delivery

☐ Signature Confirmation™

☐ Signature Confirmation Restricted Delivery

☐ Restricted Delivery

Domestic Return Receipt

City of Fernandina Beach

204 Ash Street

Fernandina Beach, FL 32034

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☒ Return Receipt (hardcopy)	\$ 2.85
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Postage	\$.53
Total Postage and Fees	\$ 4.98
Sent to	
Street and Apt. No.	Bertha McCoy, Est. C/O McNear, Thelma &
City, State, ZIP+4	Baptist Rachel & Smith Barbara
	3077 Woodlawn Rd.
	Jacksonville, FL 32209
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	

Postmark
Here



STAFF REPORT
Case 2021-0552
City of Fernandina Beach Code Enforcement & Appeals Board
February 3, 2022

Violation Information

Owner Devlin, Stephen J. & Janet L. Family Trust
 26 Alexia Ct.
 Longview, WA 98632

Violation City of Fernandina Beach – Land Development Code,
 Section 5.01.10 Fences and Walls (application for a permit to install or construct
 a fence is required)

Location: 130 S. 14th Street, Fernandina Beach, Florida 32034

Summary and Background Information

December 1, 2021 – We received a complaint about a fence erected without a permit. I performed an inspection of the property and confirmed a fence had been erected without a permit and was in violation of fence height requirements and improper fence installation. I gave a verbal warning to the son of the owner who is the tenant. I gave (7) days to acquire a permit and correct the violations. I recorded photographs of the violations.

December 9, 2021 – A second inspection was performed showing the property is still in violation.

December 14, 2021 – We mailed a certified NOV/NOH letter to the owner giving an additional 10 days to correct the violation.

December 29, 2021 – I performed a NOV/NOH inspection showing the property is still in violation.

December 30, 2021 – We received the certified return receipt card from the post office with the owners' signature.

January 26, 2022 – I performed a pre-agenda inspection of the property confirming the property is still in violation. I called and spoke with Mr. Harold Dumas the project manager with Armstrong Fence company whose crew installed the fence. I asked him to give me an update about the corrections that needed to be completed. He stated the Building Dept. denied his permit, because he needed to submit additional drawings. I reminded him that the homeowner is the person who will be accountable for this violation, which may involve fines and fees assessed.

Conclusion.

I spoke with Mrs. Devlin the out of state owner of this house after the tenant/son informed her they were in violation of erecting a fence without a permit. The owner had the fence company representative Mr. Dumas call me. We met at the property and discussed what was required. I left thinking he was going to follow thru and make the corrections and acquire the required fence permit. As of 1/26/22 there is no issued permit, and the fence is still in violation.

Recommendation.

The City recommends a motion to be made to find the respondent in violation of the Land Development Code - Section 5.01.10 Fences and Walls, allowing the Respondent (14) fourteen additional days to come into compliance by 02/17/2022. The City recommends a motion to be made that all administration fees be paid by the Respondent and a fine of \$50.00 per day to begin on 02/18/2022 if not in compliance, with a lien placed on this property on 04/04/2022.

George Wells



Code Enforcement Officer



CITY OF FERNANDINA BEACH

George Wells

Code Enforcement Department
(904) 310-3440

Code Enforcement Officer
(904) 310-3442

**ADMINISTRATIVE FEES INCURRED FROM
130 S. 14th Street
AS OF 02/03/2022
CODE CASE # 2021-0552**

<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 Director	1	\$28.42	\$28.42
George Wells, Code Enforcement Officer	4.5	\$24.40	\$109.80
Crystal Turner, Administrative Coordinator/Board Secretary	2	\$20.19	\$40.38
Tammi Bach, City Attorney	1	\$72.29	\$72.29
Katie Newton, Legal Assistant	1	\$27.16	\$27.16
Record Findings of Facts with the Clerk of Circuit Court of Nassau County	1	\$23.50	\$23.50
Certified letters mailed	1	\$6.98	\$6.98
First Class letters mailed	1	\$0.51	\$0.51

TOTAL ADMINISTRATIVE FEES DUE **\$309.04**

****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

Mr. George Wells
gwells@fbfl.org

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

December 14, 2021

Case Number: CODE-2021-0552

Cert. #: 7020 2450 0002 0267 3338

IN THE MATTER OF:

Devlin Stephen J. & Janet L. Family Trust
26 Alexia Ct.
Longview, WA 98632

PREMISES: 130 S. 14TH ST., FERNANDINA BEACH, FL 32034

The brief legal description of the real property upon which this violation occurred is: BLOCK 260
ALL SUB LOTS G H & W 1/2 OF E & F OF LOT 5 EX S 14 FT OF SUB G & S 14

The Code Enforcement office of the City of Fernandina Beach is notifying you of alleged violation(s)
of the City of Fernandina Beach Code of Ordinances and/or the City of Fernandina Beach Land
Development Code and contends that the following violation(s) exist:

5.01.10	Fences and Walls (application for a permit to install or construct a fence is required)	
	Permit must be issued prior to work commencement. Fence panels in front of the front line of the house must not exceed (4) feet in height with panels behind the front line may be (6) feet in height. All fence panels must be installed with the finished line facing outward toward neighboring property. All posts and supports must be concealed from view on the inside on the panels.	By 12/24/2021

(These can be found on the City's website: www.fbfl.us/code).

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 3, 2022
TIME: 5:30 PM
LOCATION: City Commission Chambers, 204 Ash St. Fernandina Beach, FL 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/Land Development Code.

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 to the recovery of fees, fines which may be imposed for the duration of the non-compliance (NOT TO EXCEED \$250.00 per day, per violation), and in some cases demolition.

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 Enforcement 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.

2021-0552 130 S 14th St.

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 <u>C19</u> <u>USPS</u> ☒ Agent ☐ Addressee
1. Article Addressed to:	B. Received by (Printed Name) <u>COVID-19</u> C. Date of Delivery <u>12/10/2021</u>
Devlin Stephen J. & Janet L. Family Trust 26 Alexia Ct.	D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No
2. Article Number (Transfer from service label) 7020 2450 0002 0267 3338	3. Service Type ☐ Adult Signature ☐ Priority Mail Express® ☐ Adult Signature Restricted Delivery ☐ Registered Mail™ ☒ Certified Mail® ☐ Registered Mail Restricted Delivery ☐ Certified Mail Restricted Delivery ☐ Signature Confirmation™ ☐ Collect on Delivery ☐ Signature Confirmation Restricted Delivery ☐ Collect on Delivery Restricted Delivery
Barcode: 9590 9402 6323 0296 8473 18	Mail Restricted Delivery (DO)
PS Form 3811, July 2020 PSN 7530-02-000-9053	Domestic Return Receipt

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

☒ Return Receipt (hardcopy)	\$ <u>2.85</u>
☐ Return Receipt (electronic)	\$
☐ Certified Mail Restricted Delivery	\$
☐ Adult Signature Required	\$
☐ Adult Signature Restricted Delivery	\$

Postage \$.53

Total Postage and Fees \$ 6.98

Sent To: Devlin Stephen J. & Janet L. Family Trust
26 Alexia Ct.
Longview, WA 98632

Postmark Here: DEC 13 2021

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions



PROPERTY INFORMATION

Parcel Number 00-00-31-1800-0260-05G0	
Owner Name	DEVLIN STEPHEN J & JANET L
Mailing Address	FAMILY TRUST 26 ALEXIA CT
Location Address	LONGVIEW, WA 986325565 130 14TH ST S FERNANDINA BEACH 32034
Tax District	FERNANDINA BEACH
Millage	19.5052
Homestead	No
Property Usage	SINGLE FAM 000100
Deed Acres	0
Short Legal	BLOCK 260 ALL SUB LOTS G H & W 1/2 OF E & F OF LOT 5 EX S 14 FT OF SUB G & S 14

2021 Certified Values

Land Value	\$86,400	
(+) Improved Value	\$99,536	
(=) Market Value	\$185,936	
(-) Agricultural Classification	\$0	
(-) SOH or Non-Hx' Capped Savings	\$0	
(=) Assessed Value	\$185,936	
(-) Homestead	\$0	
(-) Additional Exemptions	\$0	
(=) School Taxable Value	\$185,936	
(-) Non-School HX & Other Exempt Value	\$0	
(=) County Taxable Value	\$185,936	

Note: 100% Cap does not apply to School Taxable Value

Property Search

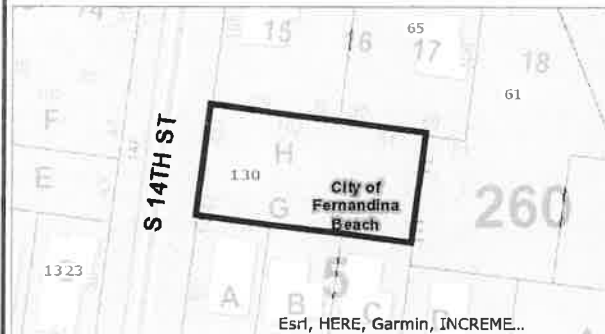
Map This Parcel

GIS Report

Property Record Card

Print Friendly Page

PARCEL MAP



2021 AERIAL MAP

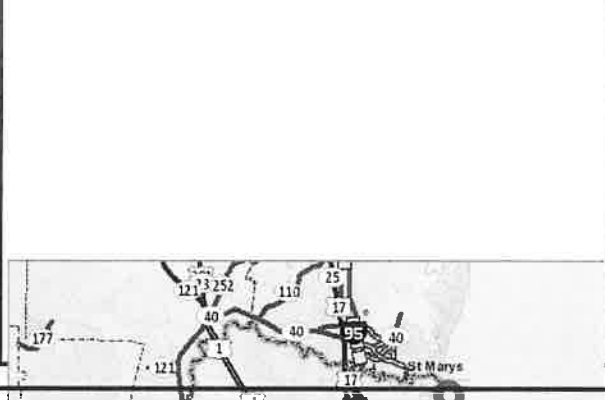


PROPERTY PHOTO



If this picture is incorrect, please email info@nassauflpa.com

LOCATION MAP



BUILDING INFORMATION

Type	Total Area	Heated Area	Bedrooms	Baths	Primary Exterior	Secondary	Heating	Actual Year Built	Building Sketch
SINGLE FAM	1692	1196	3	2	AVERAGE	185	185	1981	

MISCELLANEOUS INFORMATION

Description	Dimensions L X W	Units	Year Built
FP-PRFB-GD	0 X 0	1	1981

SALES INFORMATION							
Sale Date	Book Page	Price	Instr	Qual	Imp	Grantor	Grantee
2015-04-02	2070 / 2080	\$100	QC	U	Y	DEVLIN STEPHEN J & JANET L	STEPHEN J & JANET L DEVLIN FAMILY TRUST
1998-05-05	112 / 102	\$71,000	WD	Q	Y	ROTHBART GLEN I & VIRGINIA	DEVLIN STEPHEN J & JANET L
1992-04-28	316 / 327	\$100	QC	U	Y	ROTHBART GLEN & V	ROTHBART GLEN I
1981-09-01	333 / 16	\$45,900	WD	Q	Y		

NOTICE OF VISIT
In Pursuit of Health, Safety & Quality of Community



CITY OF FERNANDINA BEACH
CODE ENFORCEMENT
516 South 10th Street, Suite 211
Beck Center
(904) 310-2442
gwells@fbflcity.com www.fbfl.us/Code

Address: 130 S. 14th St
Date: 12-1-21 Time: 4:00 AM/PM ☒ AM

THIS IS TO SERVE AS A WARNING THAT VIOLATIONS WERE OBSERVED OF THE FOLLOWING CITY ORDINANCE(S):

REASON FOR VISIT:	CODE #
☐ Duty to Maintain Property	40-110
☐ Exterior Structure (Maintenance) Repair	42-307
☐ Rubbish and Debris	44-112
☐ Wrecked or Inoperable Motor Vehicle on private property declared nuisances and prohibited - Repair, repair, or Remove vehicle or put current tags on it	48-114
☐ No Multiple Address Numbers	40-2 & 7, 10, 12 & 10C
☐ Accessibility of Curbside and Recycle Containers	46-43
☐ Encroachment in the public Right-of-Way prohibited without permit	70-210
☐ Parking prohibited in specified places - Overnight Parking on public property (Right-of-Way) for Buses, Trailers, RVs	74-84.01(4)
☐ Parking prohibited in specified places - All Vehicles parked on public property (Right-of-Way) shall be currently tagged and displayed on vehicle	74-84.01(5)
☐ Outdoor Storage	90-1.04 LDC
☐ Portable Mobile Storage Units (PMSU) - Permit required	90-2.05 LDC
☐ Recreational Vehicle, Boat, Trailer or Similar Vehicle	90-2.05 LDC
☐ Remove or store in a proper structure or in shed or rear yard	90-2.05 LDC

☒ Other: Issued fence permit 501.10 must be approved before work is started

Please contact George Wells, Code Enforcement Officer at (904) 310-2442 or at gwells@fbflcity.com, within 5 Days of this notice to discuss compliance with the above listed issue, or bring this property into compliance by 12-8, 2021. Failure to do so will result in an official written notice with a possible outcome of fines.

Comments: Fence height beyond front face of the house can not exceed 4' in height. All finished panels must face towards neighbors property.
All posts & supports must be concealed from view from neighbors property.

2021 16:20



