



NASSAU COUNTY CODE ENFORCEMENT
BOARD MEETING MINUTES
January 8, 2013

Chairman Wasik called the meeting to order at 6:30 p.m. followed by the invocation and the Pledge of Allegiance.

Board Members present were: William Beck, Christine Connery, Jackie Osborne, Joe Roberts and Roger Wasik, Board members absent: Len Kreger, Fred Lindes and vacant seat from District 4. Staff members present: Michael Favors, Code Enforcement Officer, Ricky Walker, Code Enforcement Officer, Christy Highsmith, Code Enforcement Office, Robert McKinney, Building Official/Code Enforcement Director, Paolo Soria from the County Attorney's Office and Janet Wylie, Code Enforcement Secretary. Staff members absent: David Hall, County Attorney.

Chairman Wasik asked the Code Enforcement Board if any of the members had ex parte contact (discussion of the public meeting) to declare. If the answer is yes, the member must state the source of the contact and state clearly and concisely the substance of the contact for the record. In an abundance of caution, the Board members should consider their personal observations, such as those derived from the site visits, as ex parte communications. Such observations must be disclosed. There weren't any.

Board Member Beck made a motion to approve the minutes of the regular meeting of November 13, 2012. Board Member Roberts seconded the motion. The motion carried 4-0.

Chairman Wasik stated that this was his last meeting since he was resigning. He thanked all members of staff for their hard work and keeping the cases to a minimum. Chairman Wasik also thanked the board members for their compassion; Mr. Hallman and his associate who take time to explain legal issues.

Chairman Wasik asked if there were any nominations for Chairman and Vice Chairman. Board Member Beck was nominated for Chairman and Board Member Connery was nominated for Vice Chairman. The nominations carried 4-0. Congratulations to Chairman Beck and Vice Chairman Connery. (Mr. Wasik left at 6:35 p.m. and Chairman Beck conducted the remainder of the meeting.)

Paolo Soria read the Statement of Procedures and cases to be heard.

Officer Rick Walker was sworn in by Board Member Connery.

Case #13-738, Nathaniel O. Mabry
54291 Marlee Road, Callahan

Officer Walker presented the case against Nathaniel O. Mabry for violation of Ordinance 2003-17, Section 6.01, general nuisances affecting public health and Section 6.03, discard, place trash, litter or debris. The property owner was cited August 28, 2012. The Notice of Violation and the Notice of Public Hearing were mailed certified. The property is zoned Residential Mix (RM). Officer Walker stated that the property is still in violation and requested administrative fees of \$286.28. He further stated that the especially the rear of the property is over grown; the right side is work in progress and the front porch area is clean.

Nathaniel Mabry was present and sworn in. Mr. Mabry wanted to know where the debris was, how it was affecting public health. Officer Walker pointed to different section in the photographs.

After much discussion, Board Member Connery made a motion based on competent and substantial evidence and testimony received in the record, Nathaniel O. Mabry is in violation of Ordinance 2003-17, Section 6.01, general nuisances affecting public health and Section 6.03, discard, place trash, litter or debris. Board Member Osborne seconded the motion. The motion carried 3-1 with Board Member Roberts opposing.

Board Member Connery further order that Respondent shall correct the violation(s) on or before February 12, 2013; that in the event the property is not in compliance prior to that date, a fine in the amount of \$50.00 per day shall commence and accrue until such time as the property comes into compliance; that administrative fees in the amount of \$286.28 be assessed to cover the administrative costs incurred in prosecuting this case which amount shall be paid on or before February 12, 2013; that pursuant to Florida Statue §§ 162.08-09, this order be recorded in the Official Records of Nassau County, Florida and shall constitute a lien against Respondent(s) in an amount equal to any and all fees and fines hereby imposed. Board Member Osborne seconded the motion. The motion carried 3-1 with Board Member Roberts opposing.