

PASCO COUNTY CONSTRUCTION BOARD

Regular Meeting

AGENDA

OCTOBER 20, 2010

**THE MINUTES WERE PREPARED
IN AGENDA ORDER AS
PUBLISHED AND NOT IN THE
ORDER IN WHICH THE ITEMS WERE HEARD**

**West Pasco Government Center, Board Room
7530 Little Road
New Port Richey, Florida**

Members

Joel Stevenson, Chairman
Tom Gottberg, Vice-Chairman
Bob Carroll
Mike Currie
Ruth Ludaker - **ABSENT**
George Maniates
Jamie Soderland
Woody Tucker

Advisory Staff

Cynthia M. Jolly, P.E. - **ABSENT**
Development Director
Timothy J. Moore
Building Official
Rune Lero
Training Officer
Debra Russo
Board Secretary

Legal Counsel

Kristi Wooden
Senior Assistant County Attorney

I. Call to Order

Chairman Stevenson called the meeting to order at 9:36 a.m.

1. Pledge of Allegiance

Chairman Stevenson led the Pledge of Allegiance to the Flag.

2. Invocation – Rune Lero

Mr. Lero gave the Invocation.

3. Roll Call

Mr. Jim Lloyd, Building Inspections, called the roll. Ms. Ludaker was absent. Ms. Jolly was absent. Mr. Moore arrived at 10:10 a.m.

4. Administration of Oath

Ms. Russo administered the oath to those who planned to present testimony.

II. Minutes

1. Request to Approve minutes of **June 16, 2010** Pasco County Construction Board

MR. MANIATES MOVED approval of the June 16, 2010, minutes; **MR. TUCKER SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

III. Proposed Rules and Regulations or Other Business

1. Building Official's Comments

Mr. Lero stated that at next month's meeting there would be a time certain case to be heard at 10:30 a.m., November 17, 2010, in New Port Richey. The regular meeting time frame of 9:30 a.m. would still remain, but at 10:30 a.m., regardless of where the Board was at in the proceedings, a certain case would be heard.

Mr. Lero requested that when the Board members make their Board Orders to incorporate the words that the homeowner "obtain permits and successfully pass inspections" so that it would eliminate any questions.

Mr. Lero stated that he would like the Board's input regarding the amount of time they should allow a candidate to test. He suggested that a rest period of 2 years be given for the candidate to study and then be given the opportunity to re-test. Currently there was no limit as to how many times a person could take the test.

2. County Attorney's Comments:

None.

IV. New Cases

- 1. PCCB2010-292** William **Schmidt**
Address: 15602 Allmand Drive, Hudson, Florida 34667-3901
Violation Address: **8500 Split Rail Lane, Hudson, Florida 34667-0000**
Violation: ***remodeling; windows; doors***

Mr. Moore read the case into the record.

Mr. Lero asked the Board to hear the case in absentia as there was good service.

MR. CURRIE MOVED to hear the case in absentia; Ms. **SODERLAND SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Mr. Lero explained the violation and noted that it came to his office as a Public Information Department Complaint. The case had been heard before, but now there were new owners who were unable to attend the hearing today.

MR. GOTTBURG MOVED to find the homeowner in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$250.00 per day fine; **MR. CURRIE SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

- 2. PCCB2010-322** Russell J. **Miller**
Address: 8033 Paperbark Lane, Port Richey, Florida 34668-7022
Violation Address: **13025 Lake Karl Drive, Hudson, Florida 34669-0000**
Violation: ***structure (approx 8'x60' addition); structure (approx 16'x20' addition to rear)***

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Ms. Amy Miller and Mr. Jeff Matthens stated their names and addresses for the record.

Ms. Kristi Wooden asked if Ms. Miller's name was on the deed.

Ms. Miller stated that her name was not listed on the deed.

Ms. Wooden stated that unless Ms. Miller had a notarized statement from her husband stating she could represent his interest in the hearing, she would not be able to enter a plea to the alleged violation. She could be heard as a witness only.

Mr. Lero recommended the Board hear the case in absentia and accept evidence as he did have good service indicated by a green card return receipt.

MR. CURRIE MOVED to hear the case in absentia; **MR. GOTTBERG AND MS. SODERLAND SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Mr. Lero explained the violation and noted this came to his office as a Public Information Department Complaint. Conversations had taken place with the owners and County staff regarding the two items that were cited. The owners had requested a 30 day extension.

Ms. Miller stated that the residents had left the dwelling and she was in the process of pulling the permit.

Mr. Matthens stated that he was purchasing the property and planned to have the home removed.

MR. TUCKER MOVED to find the owners in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$150.00 per day fine; **MR. GOTTBERG SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Ms. Wooden asked Mr. Matthens if he understood that if he purchased the property it would be subject to the Board's Order and was to be completed in 180 days.

Mr. Matthens said he understood.

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| 3. PCCB2010-324 | John F. Cena |
| Address: | 2326 Camp Indianhead Road, Land O Lakes, Florida 34639-5287 |
| Violation Address: | 2326 Camp Indianhead Road, Land O Lakes, Florida 34639-5287 |
| Violation: | <i>remodeling (to include electrical, plumbing, framing, and mechanical)</i> |

Mr. Moore read the case into the record.

Mr. Lero asked the Board to hear the case in absentia as there was good service.

MR. TUCKER MOVED to hear the case in absentia; **MR. CURRIE SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Mr. Lero explained the violation and noted that it came to his office as a Public Information Department Complaint. A permit was issued for minor residential repair.

MR. GOTTBURG MOVED to find the homeowner in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$250.00 per day fine; **MR. CURRIE SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

4. PCCB2010-325 Peter Sarris & Terry Piscardelis
Address: 3412 Nixon Road, Holiday, Florida 34691-3144
Violation Address: **2614 Cindy Place, Holiday, Florida 34691-0000**
Violation: ***Garage to habitable room***

Mr. Moore read the case into the record.

Mr. Lero asked the Board to hear the case in absentia as there was good service.

MR. TUCKER MOVED to hear the case in absentia; **MR. GOTTBURG SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Mr. Lero explained the violation and noted that it came to his office as a Public Information Department Complaint. There were no applications or permits issued.

MR. TUCKER MOVED to find the homeowner in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$250.00 per day fine; **MR. GOTTBURG SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

5. PCCB2010-326 Raymond L. & Irene Van Marter
Address: 5841 Thrush Drive, New Port Richey, Florida 34652-6343
Violation Address: **5841 Thrush Drive, New Port Richey, Florida 34652-6343**
Violation: ***enclosing open porch (to include windows)***

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Mr. John Van Marter stated that he was Mr. Van Marter's son and that he had a letter stating he was representing his father.

Ms. Wooden stated the document Mr. Van Marter presented to the County was sufficient and that she gave it to the County for inclusion to the case file.

Mr. Van Marter stated he had hired an engineer, received an estimate on the door, and had applied for the permit.

Mr. Lero explained the violation and noted that he had several conversations with Mr. Van Marter who seemed be doing all that he should do in order to come into compliance.

MR. CURRIE MOVED to find the owner in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$150.00 per day fine; **MR. GOTTBURG SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

6. PCCB2010-327 Adrian **Betancourt** & Lucrecia Johana
Address: 1454 Southridge Drive, Clearwater, Florida 33756-1323
Violation Address: **6219 11th avenue, New Port Richey, Florida 34653-0000**
Violation: ***screen porch to habitable room (to include electric and mechanical)***

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Mr. Adrian Betancourt gave his name and address for the record. Mr. Betancourt said he spoke very limited English and asked if anyone present spoke Spanish.

Ms. Wooden stated that the County did not have an interpreter.

Mr. Betancourt proceeded to explain that he had enclosed the screened porch and made it into a bedroom without a permit. He requested 6 months extension to complete the room.

MR. TUCKER MOVED to find the owner in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$150.00 per day fine; **MR. GOTTBURG SECONDED.**

Chairman Stevenson called the motion; the vote was unanimous and the motion carried.

7. PCCB2010-328 Matthew **Brusselback** & Amy Baird
Address: 8206 Plathe Road, New Port Richey, Florida 34653-4579
Violation Address: **8118 Plathe Road, New Port Richey, Florida 34653-0000**
Violation: ***structure (approx 16'x20' roof on posts); structure (approx 8'x10' shed); structure (approx 8'x8' shed to include electric); wooden deck***

Mr. Moore read the case into the record.

Mr. Lero asked the Board to hear the case in absentia as there was good service.

MR. TUCKER MOVED to hear the case in absentia; **MR. GOTTBERG SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Mr. Lero explained the violation and noted that it came to his office as a Public Information Department Complaint. He noted that four permits had been obtained.

MR. GOTTBERG MOVED to find the homeowners in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$250.00 per day fine; **MR. CURRIE SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

8. PCCB2010-329 Charles M. III & Cynthia G. **McIntosh**
Address: 28415 Darby Road, Dade City, Florida 33525-7785
Violation Address: **28425 Darby Road, Dade City, Florida 33525-0000**
Violation: ***structure (approx 8'x10')***

Mr. Moore stated that the case was in compliance.

9. PCCB2010-330 Wayne David & Peggy **Platteborze**
Address: 1125 Calvary Road, Holiday, Florida 34691-9756
Violation Address: **1113 Calvary Road, Holiday, Florida 34691-0000**
Violation: ***addition (to detached utility building about 10'x20')***

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Ms. Peggy Platteborze and Mr. Wayne Platteborze stated their names and addresses for the record. They pled guilty.

Mr. Lero explained the violation and noted the applicants had applied for a permit.

MR. TUCKER MOVED to accept their guilty plea, to find the owners in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$150.00 per day fine; **MR. MANIATES SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried

10.PCCB2010-331 Samantha M. **Womeldorf**
Address: 5904 Springrun Court, Holiday, Florida 34690-2516
Violation Address: **1022 Hiawatha Place, Holiday, Florida 34691-0000**
Violation: ***reroof***

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Ms. Samantha Womeldorf stated her name and address for the record. She pled guilty and noted that the re-roof had been completed prior to her ownership of the property.

Mr. Lero explained the violation and to find the owner in violation.

MR. CURRIE MOVED to accept the guilty plea, to find the owner in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$150.00 per day fine; **MR. GOTTBURG SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried

11.PCCB2010-333 Tiffany A. & Nathaniel E. **Francis**
Address: 3451 Fyfield Court, Land O Lakes, Florida 34638-8105
Violation Address: **3451 Fyfield Court, Land O Lakes, Florida 34638-8105**
Violation: ***Structure (approx 10'x18')***

Mr. Moore read the case into the record.

Mr. Lero asked the Board to hear the case in absentia as there was good service.

MR. TUCKER MOVED to hear the case in absentia; **MR. GOTTBURG SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Mr. Lero explained the violation and noted that it came to his office as a Public Information Department Complaint. A structure had been constructed without the benefit of a permit.

MR. GOTTBURG MOVED to find the homeowner in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$250.00 per day fine; **MR. CURRIE SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

12.PCCB2010-334 John & Colleen **Gallager**
Address: 625 Bradford Way, Hartland, Wisconsin 53029-2540
Violation Address: **13018 Lake Karl Drive, Hudson, Florida 34669-0000**
Violation: ***structure (approx 12'x20' shed); structure (approx 12'x26' deck)***

Mr. Moore read the case into the record.

Mr. Lero asked the Board to hear the case in absentia as there was good service.

MS. SODERLAND MOVED to hear the case in absentia; **MR. CURRIE SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Mr. Lero explained the violation and noted that it came to his office as a Public Information Department Complaint. He had a conversation with the owner who lived out of state and he said that he would work on obtaining the permits.

MR. TUCKER MOVED to find the homeowner in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$250.00 per day fine; **MR. GOTTBURG SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

13.PCCB2010-338 Rick L. **McDonald**
Address: 37100 Highland Bluff Circle, Dade City, Florida 33523-3234
Violation Address: **18101 Hamilton Road, Dade City, Florida 33523-0000**
Violation: ***structure (approx 24'x90' pole barn) structure (approx 14'x20' shed to include electric) structure (approx 16'x20' shed)***

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Mr. Rick McDonald stated his name and address for the record. He pled guilty.

Mr. Lero explained the violation and noted the applicant had obtained the permit for the poll barn and would be obtaining permits for two sheds.

MR. TUCKER MOVED to accept the guilty plea, to find the owner in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$150.00 per day fine; **MS. SODERLAND SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried

14.PCCB2010-342 Lawrence M. Jr. & Diane M. **Hubbert**
Address: 3248 Piccard Loop, New Port Richey, Florida 34655-3206
Violation Address: **3248 Piccard Loop, New Port Richey, Florida 34655-3206**
Violation: ***Porch (front to include electric); exterior door (front); statute of limitations permit 495737***

Mr. Moore read the case into the record.

Mr. Lero asked the Board to hear the case in absentia as there was good service.

MR. TUCKER MOVED to hear the case in absentia; **MS. SODERLAND SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Mr. Lero explained the violation and noted the Board had heard portions of the case before. There was already a Board Order for the owners to obtain the necessary permits for the addition to the side and rear of the house. That was supposed to be in compliance by March 17, 2009. There had been an accruing per day fine at this property and currently the accruing fine was greater than \$115,000.00. The violation now was for the front door and the porch and the Statute of Limitation permit where the owners had not completed the work.

MR. GOTTBORG MOVED to find the homeowner in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$250.00 per day fine; **MR. CURRIE SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

15.PCCB2010-343 Jeffrey **Jenisch**
Address: 2521 West Curtis Street, Tampa, Florida 33615-7206
Violation Address: **9702 Marley Avenue, New Port Richey, Florida 34654-0000**
Violation: ***exterior door; windows (4)***

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Mr. Jeffrey Jenisch stated his name and address for the record. He pled guilty.

Mr. Matthew Brandstetter, step-father to Mr. Jenisch, stated his name and address for the record.

Mr. Lero explained the violation and recommended the Board accept the guilty plea. He noted that the applicant had applied for the permit.

MR. CURRIE MOVED to accept the guilty plea, to find the owner in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$150.00 per day fine; **MR. GOTTBURG SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

16.PCCB2010-345 Walter L. & Xenia E. **Ingram** & Justina A. & Femi O. Olatunji
Address: 23110 State Road 54 # 108 Lutz, Florida 33549-6933
Violation Address: **5342 Emory Drive, Wesley Chapel, Florida 33543-0000**
Violation: ***statute of limitations permit 685122; statute of limitations permit 685124***

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Mr. Lero asked the Board to hear the case in absentia as there was good service.

MR. TUCKER MOVED to hear the case in absentia; **MS. SODERLAND SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Mr. Lero explained that the owners had exercised the extension request out of the permits and had extended the permits. The owners were also asking the Board for an additional 90 days to complete all of their inspections.

MR. CURRIE MOVED to find the homeowner in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$250.00 per day fine; **MR. GOTTBURG SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

17.PCCB2010-346 **Holiday Properties of Pasco, LLC**
Address: 5160 Loquat Court, Palm Harbor, Florida 34685-3629
Violation Address: **10427 Syringa Court, Port Richey, Florida 34668-0000**
Violation: ***addition to house***

Mr. Moore read the case into the record.

Mr. Lero asked the Board to hear the case in absentia as there was good service.

MR. TUCKER MOVED to hear the case in absentia; **MS. SODERLAND SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Mr. Lero explained the violation and noted the case came to his office as a Public Information Department Complaint. A permit was issued for a partial demolition. A second permit was issued for the re-roof.

Mr. Gary Smith, Building Inspector, stated that case was still not in compliance as of October 19, 2010, and that the pool was in violation.

MR. GOTTBURG MOVED to find the owner in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$250.00 per day fine; **MS. SODERLAND SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

18.PCCB2010-347 Richard **Orlando** & Jessica Santana
Address: 3843 Stratfield Drive, New Port Richey, Florida 34652-5666
Violation Address: **3843 Stratfield Drive, New Port Richey, Florida 34652-5666**
Violation: ***reroof***

Mr. Moore read the case into the record.

Mr. Lero asked the Board to hear the case in absentia as there was good service.

MS. SODERLAND MOVED to hear the case in absentia; **MS. TUCKER SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Mr. Lero explained the violation. The owners had applied for a permit a few days ago.

MR. TUCKER MOVED to find the owners in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$250.00 per day fine; **MS. SODERLAND SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

19.CCB2010-348 Michael A. **Blakley**
Address: 5854 Orange Grove Avenue, New Port Richey, Florida 34652-1425
Violation Address: **5854 Orange Grove Avenue, New Port Richey, Florida 34652-1425**
Violation: ***structure (approx 8'x10' shed) structure (approx 12'x20' shed); pool (above ground)***

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Mr. Michael Blakely stated his name and address for the record. He pled guilty.

Mr. Lero recommended the Board accept the guilty plea and find the owner in violation.

MR. CURRIE MOVED to accept the guilty plea, to find the homeowner in violation and to allow 180 days to come into complete compliance including passing all final inspections, or face a \$150.00 per day fine; **MR. GOTTBURG SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

20.PCCB2010-349 Gary & Dilmax D. **Riner**
Address: 36345 Keystone Avenue, Zephyrhills, Florida 33541-8918
Violation Address: **36345 Keystone Avenue, Zephyrhills, Florida 33541-8918**
Violation: ***structure (approx 20'x24' carport)***

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Mr. Gary Riner and Ms. Dilmax Riner stated their names and addresses for the record. Mr. Riner pled guilty.

Mr. Lero recommended the Board accept the guilty plea and find the owner in violation.

MR. TUCKER MOVED to accept the guilty plea; to find the homeowner in violation and to allow 180 days to come into complete compliance including passing all final inspections, or face a \$150.00 per day fine; **MR. GOTTBURG SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

21.PCCB2010-351 Allen **Howard**
Address: 6446 Lucky Lane, Brooksville, Florida 34609-6571
Violation Address: **9800 Sholtz Street, New Port Richey, Florida 34654-0000**
Violation: ***exterior doors; windows; construction (to include electrical, plumbing, and mechanical)***

Mr. Moore read the case into the record.

Mr. Lero asked the Board to hear the case in absentia as there was good service.

MR. TUCKER MOVED to hear the case in absentia; **MS. SODERLAND SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Mr. Lero explained the violation. He noted that the work had taken place without the benefit of a permit. This particular house had an Investigation for Condemnation and the work had started taking place in an effort to avoid condemnation of the property.

MR. TUCKER MOVED to find the homeowner in violation and to allow 180 days to come into complete compliance including passing all final inspections, or face a \$250.00 per day fine; **MR. CURRIE SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

22.PCCB2010-353 Donald & Fannie B. **Pippins**
Address: 6824 Lumberton Road, Zephyrhills, Florida 33540-7943
Violation Address: **6824 Lumberton Road, Zephyrhills, Florida 33540-7943**
Violation: ***Mobile home pre-set; mobile home set-up***

Mr. Moore read the case into the record.

Mr. Lero asked the Board to hear the case in absentia as there was good service.

MR. TUCKER MOVED to hear the case in absentia; **MS. SODERLAND SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Mr. Lero explained the violation and noted the case came to his office as a Public Information Department Complaint. No permit applications had been obtained.

MR. GOTTBURG MOVED to find the homeowner in violation and to allow 180 days to come into complete compliance including passing all final inspections, or face a \$250.00 per day fine; **MR. CURRIE SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

23.PCCB2010-354 William T. & Shelley **Matlin**
Address: 12612 Kitten Trail, Hudson, Florida 34669-1241
Violation Address: **12612 Kitten Trail, Hudson, Florida 34669-1241**
Violation: ***structure (carport at approx 24'x56' mobile home); structure (carport at approx 31'x76' mobile home); air Conditioning unit; structure (approx 8'x10' addition on rear of approx 31'x76' mobile home)***

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Mr. Williams Matlin and Ms. Shelley Matlin stated their names and addresses for the record. Mr. Matlin pled guilty.

Mr. Lero explained the violation and recommended accepting their guilty plea.

MR. TUCKER MOVED to accept the guilty plea, to find the homeowner in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$150.00 per day fine; **MR. GOTTBURG SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

24.PCCB2010-355 **Somerset Acres, LLC**
Address: 110 Stonehurst Lane, Dix Hills, New York 11746-7935
Violation Address: **20336 Old Somerset Acres Lane, Spring Hill, Florida 34610-0000**
Violation: ***new electrical panel in mobile home***

Mr. Moore read the case into the record.

Mr. Lero asked the Board to hear the case in absentia as there was good service.

MR. TUCKER MOVED to hear the case in absentia; **MS. SODERLAND SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Mr. Lero explained that during the investigation for a minimum housing it was discovered the electrical work had already be done without the benefit of a permit. He recommended finding the owners in violation.

MR. TUCKER MOVED to find the homeowner in violation and to allow 180 days to come into complete compliance including passing all final inspections or face a \$250.00 per day fine; **MS. SODERLAND SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

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| 25.PCCB2010-356 | Oscar Nova |
| Address: | 4140 Randolph Street, New Port Richey, Florida |
| Violation Address: | 5602 Flora Avenue, Hudson, Florida |
| Violation: | <i>Unlicensed Roofing Contractor</i> |

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Mr. Oscar Nova stated his name and address for the record. He stated he was aware of the allegations.

Mr. Lero explained the violation and noted the applicant was before the Board as an unlicensed roofing contractor. He asked Mr. Smith to explain the allegations.

Mr. Gary Smith, Building Inspector, explained the allegations utilizing the overhead projector. He stated he went to the property because he had received a complaint from the Customer Service Department. The complaint stated that there was an unlicensed contractor named Oscar Nova who was performing work on site at 5602 Flora Avenue. He explained the conversation he had with Mr. Nova who said that he was receiving compensation for his work on the roof.

Mr. Steve Miller, Steve's Roofing, stated his name and address for the record. Mr. Miller stated that he was the one who had turned in Mr. Nova for being an unlicensed contractor. He explained how he knew Mr. Nova and that he was not a licensed contractor. He noted he was called to a couple of sites where Mr. Nova had worked on the roofs and that he was called to re-do or complete the poor work that was done.

MS. SODERLAND MOVED to find Mr. Nova in violation of practicing without a license and fine him \$500.00 payable in 30 days; **MR. CURRIE SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

26.PCCB2010-357 Detthanongsin **Vilaihong**
Address: 4181 Highland Loop, New Port Richey, Florida 34652-5974
Violation Address: **4181 Highland Loop, New Port Richey, Florida 34652-5974**
Violation: ***remodeling building with electric & plumbing & air condition***

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Mr. Detthanongsin Vilaihong stated his name and address for the record. He pled guilty.

A representative from Five Star Construction Company stated his name for the record. The name was inaudible on the record.

Mr. Lero explained the violation and recommended the Board accept the guilty plea. He asked the applicant to provide any other permit documents that would be necessary in regard to the commercial building.

Mr. Vilaihong asked for more than 180 days in order to complete the project.

The Five Star Construction Company representative stated that he was hired by Mr. Vilaihong about two weeks ago. They had hired an architect, they had distributed drawings to all of the contractors/sub-contractors, the permit should be applied for in about a week, he asked for more than the 6 months, and he asked about the double fines.

MR. CARROLL MOVED to accept the guilty plea, and to allow 180 days to come into complete compliance including passing all final inspections or face a \$250.00 per day fine; **MR. GOTTBURG SECONDED.**

MR. CARROLL AMENDED his motion to include permits and any documentation required by Pasco County.

MR. GOTTBURG AMENDED his second.

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

27.PCCB2010-358 Detthanongsin **Vilaihong**
Address: 4181 Highland Loop, New Port Richey, Florida 34652-5974
Violation Address: **5838 Baker Road, New Port Richey, Florida 34653-4508**
Violation: ***Unlicensed General Contractor***

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Mr. Detthanongsin Vilaihong stated his name and address for the record. He pled guilty.

Mr. Lero explained the violation and noted the work that was taken place was done by the owner. Mr. Vilaihong was at the site performing repairs to the building without having a license as a general contractor, he was directing people that he hired on the site, and he was in violation of the Pasco County Ordinance. Mr. Lero recommended the Board find him in violation and maximize his fine to \$500.00 payable within 30 days.

MR. GOTTBURG MOVED to find Mr. Vilaihong in violation of working as an unlicensed contractor and maximized the fine to \$500.00 payable within 30 days; **MR. CURRIE SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

28.PCCB2010-321 Michael Ramirez
Address: 4729 Weasel Drive, New Port Richey, Florida 34653-0000
Violation Address: **Street Name, Florida**
Violation: **Administrative Complaint Metro Roofing**

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Mr. Michael Ramirez stated his name and address for the record.

Ms. Wooden stated the case was a request for disciplinary action against a licensee.

Mr. Lero utilized the overhead projector and presented the Administrative Complaint listing the factual evidence. He noted that he would call forward a witness and that he had a signed Witness Affidavit from the Chief Building Inspector to present to the Board. He listed all of the County Ordinances and Florida Building Codes that Mr. Ramirez had violated.

In Count Number 1 the respondent was an especially skilled individual/contractor with specific knowledge and experience who failed to obtain the required building permits and he failed to successfully pass the required inspections. By failing to obtain the required permits and inspections, the respondent denied Pasco County the ability to exercise control to achieve compliance with the Florida Building Code, the Pasco County Ordinance, Florida Statutes, and the Florida Administrative Code. The respondent had violated the Pasco County Codes 18-36, 18-82, 18-83(b)(l)(n)(o)(p), Florida Statute 455.227(1)(a)(k)(n), Florida Statute 489.127(1)(h), Florida Statute 553.79, and the Florida Building Codes 105.1 and 109.3.

In Count Number 2 the respondent was an especially skilled individual who was a contractor with specific knowledge and experience with contracting and had done work beyond the scope of his license. Individuals who hold themselves out as having special

skills have a duty to exercise care that as a reasonable person with those special skills would ordinarily exercise. The respondent's actions by contract was beyond the scope of the license and the respondent had violated Pasco County Codes 18-68, 18-83(l)(u), and Florida Statute 455.227(o).

In Count Number 3 the respondent was an especially skilled individual and was a contractor with specific knowledge and explicit experience as a result of improper insulations on the roof had caused the removal of all improper components. The owners had to hire a new contractor to remove or replace the improper materials. A financial burden had been caused to the homeowner because of the respondent's misconduct. The respondent had violated Pasco County Codes 18-82(a), 18.83(b)(l), and Florida Statute 489.129(1)(n).

Mr. Lero stated the first complaint was that Mr. Ramirez took action at the site without the benefit of a permit. Mr. Ramirez went to the job site and had done the work without a permit or inspections. Secondly, there was the issue of the work that was done and the method in which it was done. He presented into evidence a notarized affidavit that was signed by the Chief Building Inspector for what he had seen at the site. He noted that he would call forward the owner of the property to explain the information that was at the site.

Ms. Wooden stated that she would break down each of the counts and have Mr. Ramirez respond to them individually.

Mr. Ramirez pled not guilty to Count Number 1 with respect to not obtaining permits or inspections. Mr. Ramirez pled not guilty to Count Number 2 with respect to working beyond the scope of his license. Mr. Ramirez pled not guilty to Count Number 3 with respect to causing financial harm to the homeowners.

Mr. Lero called forward Mr. Walter Lamberton the homeowner.

Mr. Walter Lamberton stated his name and address for the record. He stated he was the owner of the property and had hired Mr. Ramirez to work on his roof. A contract was written stating that the work would take about 6 to 8 hours and the time and date it would be done. He explained in great detail the items that were not completed according to the signed contract. He called Mr. Douglas Clema at Metro Roofing to inspect what had been done to his roof. Mr. Clema, Mr. Ramirez and Mr. Lamberton went up onto the roof and discussed the problems that he felt were not be done according to the signed contract. He then went to the Building Inspector and filed a complaint. The Sheriff's Department had told Mr. Lamberton that Mr. Ramirez had placed on lien on his property. Mr. Ramirez's partner, Mr. Matt Setam, called him and said he heard that he had a problem with payment. He told Mr. Satem said he did not have a problem with payment. He stated that he had no obligation to have Metro Roofing back onto his property. He then hired Farrell Roofing who then asked if he had hired a roofing consultant. He called Owen Cranberry, a roofing consultant, who would not come to inspect the roof. He went back to the County and told them he was not receiving any help with his problem. The County then placed an Administrative

Complaint for him. He then hired Farrell Roofing to fix the roof problems that were made by Metro Roofing. Farrell Roofing said that there were water problems with the roof and had not yet started the repairs. He had Farrell Roofing wait until the outcome of the Administrative Complaint.

Mr. Lero explained the process of the Administrative Complaint.

Discussion followed regarding Mr. Lamberton's refusal to allow Mr. Ramirez onto his property; clarification and timeline of the events; the altercation; Metro Roofing's refusal to make the repairs; Mr. Ramirez had not made contact to finish his work; the re-roofing permit for Farrell Roofing; and the proposed estimate from Farrell Roofing.

MR. MANIATES MOVED to receive and file the proposed estimate from Farrell Roofing;
MS. SODERLAND SECONDED.

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Ms. Wooden asked Mr. Lamberton to make the proposed estimate from Farrell Roofing available for copying after the meeting for inclusion into the County record.

Mr. Lero read into the record what the proposed estimate from Farrell Roofing stated.

Discussion continued with the Board, Staff, Mr. Lamberton, and Mr. Ramirez regarding when Mr. Lamberton accepted the proposed estimate; the permit was not pulled until June; a second estimate was obtained from Farrell Roofing; the estimates were the same dollar value; and Mr. Ramirez's explanation of Count Number 1.

Mr. Ramirez stated that he was guilty of completing the job without pulling a permit; but it was not his intention to defraud and deceit Pasco County. He tried to obtain a permit, but Mr. Lamberton told him that he had already contracted with someone else.

Ms. Wooden asked for clarification from Mr. Ramirez regarding his testimony.

Mr. Lero presented a notarized affidavit dated October 14, 2010, from Mr. Ray Will, Chief Structure Inspector. He read the affidavit into the record. He presented photos depicting the violations of the code requirements of the work that was completed by Mr. Ramirez without the benefit of a permit.

Mr. Ramirez stated that there was nothing wrong with the repairs he had made to the roof.

Discussion followed regarding the ability of Mr. Ramirez faxing in his permit; emergency repairs; the intent of defrauding the customer; and what constituted the statement "beyond the scope of his license."

Ms. Wooden directed the Board to consider the counts individually, to make a determination of guilty or not guilty, and then the County would inform the Board of a remedy if they were to find Mr. Ramirez guilty on any of the counts.

Ms. Wooden stated that Count 1 was for failing to obtain a permit.

MR. TUCKER MOVED to find Mr. Ramirez guilty of the violations of not obtaining a permit and not having inspections for Count 1; **MR. MANIATES SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Ms. Wooden stated that Count 2 was for contracting beyond the scope of licensure.

Discussion followed regarding the description of the pitching process; replacement of rotted wood as a licensed roofing contractor; use of foam for a build-up; and what was considered within Mr. Ramirez's scope of licensure.

MS. SODERLAND MOVED to find Mr. Ramirez not guilty of Count 2 for contracting beyond the scope of licensure; **MR. CURRIE SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Ms. Wooden explained Count 3 was regarding whether Mr. Ramirez had violated any laws or Ordinances and if he had committed incompetency or misconduct in the practice of contracting either by failing to obtain a permit or in the manner in which the work was performed.

Discussion followed regarding the redundancy of the charge in Count 3 to the charge in Count 1; the assumptions made by the inspector and the homeowner; the repair materials not being underneath the existing roof membrane; the homeowner and the roofer had no evidence; the inspector embellished his findings; the photos showed broken, sliding, and missing tiles; only a final inspection would be needed for the roof; and there was a discrepancy in the wording in Count 3.

Mr. Carroll stated that he did not agree with the wording in Count 3 that stated the homeowner received financial harm because the homeowner would not allow Mr. Ramirez to fix the problems.

Mr. Lero stated that he would strike the sentence from Count 3 that stated "The owners have had to hire a new contractor to remove and replace...." He replaced it with, "The owners have had to hire a new contractor to remove and replace the improper materials and that financial harm had been caused to the owner because of the respondent's misconduct."

MR. CURRIE MOVED to find Mr. Ramirez not guilty of Count 3; **MR. MANIATES SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Ms. Wooden stated that having found Mr. Ramirez guilty of Count 1, Mr. Lero would need to state what the County was seeking in regard to a remedy.

Mr. Lero said that the County requested that the Board place Mr. Ramirez on probation for a period of 6 months with no other fine.

MR. GOTTBURG MOVED to accept the County's recommendation; **MR. CURRIE SECONDED.**

The motion was not called on by the Chairman.

Ms. Wooden asked what was meant by probation.

Mr. Lero explained that probation would be that Mr. Ramirez would have no other instances where he would come back before the Board. He would need to obtain his permits and his inspections on every permit before he started the work. Should he not do any of those things mentioned, he would be in violation of his probation, and he would come before the Board for disciplinary actions to the maximum possible.

Discussion followed regarding past disciplinary actions or complaints against Metro Roofing; past history on obtaining permits; infractions based on a first offense, a second offense, and a third offense; and if the Board could stop the lien on the homeowner's property.

Ms. Wooden read Section 18. 84 of the Pasco County Code, regarding the penalties that could be imposed to a State registered contractor by the Board as part of the disciplinary process: 1) probation, 2) restitution, 3) reprimand, 4) suspension of license or permitting privileges or both, 5) revocation of the license, 6) fine up to \$5,000.00, 7) assessment of legal and investigation costs incurred by the County to prosecute the case before the Board, and 8) an order requiring the contractor to come into compliance with the County Ordinance and/or the State Law or the Technical Codes for a specified violation. She noted that number (8) would not work because the homeowner did not want Mr. Ramirez back on his property and that this would not be a viable option.

Ms. Wooden gave an estimate for Number (7) of the costs incurred: 13 hours at \$75.00 an hour, the inspection was \$975.00 plus \$200.00 in legal cost, totaling \$1,175.00. She noted that the County would need to amend their probation request to include \$1,175.00 worth of assessments for legal and investigative costs payable to the County within 30 days. She stated that it would be up to the Board to add any of the other penalty charges.

Mr. Currie asked Ms. Wooden if the Board could order restitution and if they could order that the lien be removed.

She recommended that the Board not select Number (2) restitution or the removal of the lien because of the legal issues involved.

MR. CARROLL MOVED to recommend that Mr. Ramirez be placed on probation for 9 months and if there were any actions or infractions in Pasco County that he would come back before the Board, and no other actions would be taken at this time; **MS. SODERLAND SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

V. Continued Cases:

None

VI. Request for Reduction of Fines / Extension of Time

1. PCCB2007-420 **Dennis Flick**
Address: 2837 Wilson Road, Land O Lakes, Florida 34638-4361
Violation Address: **2835 Wilson Road, Land O Lakes, Florida 34638-4361**
Violation: **14x18 block building; 14x18 detached garage; 14x24 wooden deck; finished carport; & finished screen aluminum porch**
Request Extension of Time

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Mr. Dennis Flick stated his name and address for the record. He asked the Board for an extension because of a court date he had on December 9, 2010.

Ms. Wooden noted that the plaintiff dropped their claims against Mr. Flick, but the case remained open because Mr. Flick counter sued the plaintiff. She recommended that the Board to continue this case until the December 15, 2010.

Mr. Lero requested Mr. Flick to waive his Right of Notice and asked that he would appear for the hearing in Dade City at the Historic Courthouse on December 15, 2010, 9:30 a.m.

Mr. Flick agreed to waive his Right of Notice.

MR. CURRIE MOVED for Mr. Flick to waive his Right of Notice and to appear for the hearing on December 15, 2010, 9:30 a.m., at the Historic Courthouse, Dade City; **MR. GOTTBURG SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

Ms. Wooden suggested that Mr. Flick initiate eviction proceedings prior to the December 15, 2010, hearing.

Mr. Flick said that he would have his attorney care for the matter.

2. PCCB2008-053 Glenn G. & Virginia M. **Fasting**
Address: 3532 Bradford Drive, Holiday, Florida 34691-1403
Violation Address: **3532 Bradford Drive, Holiday, Florida 34691-1403**
Violation: ***Construction on finished screen porch***
Request Reduction of Fine

Mr. Moore read the case into the record.

Mr. Lero explained that the owners had properly submitted a written request for a reduction of fine and read it into the record. There was a Board Order on February 20, 2008, and the owners were present. The Board gave the owners 180 days to obtain permits and successfully pass all inspections or face a \$150.00 per day fine. The owners had obtained a permit to enclose the screen room. On December 9, 2008, the owners had successfully completed all of the inspections and were sent an affidavit for non-compliance. It was revealed that there was a \$16,300.00 fine for 109 days of non-compliance at \$150.00 per day. Not included in that number was the interest and filing fee. Staff had recommended a reduction of the fine to County Attorney's time of \$200.00, to Staff time of \$750.00, and for the 4 months of non-compliance at \$100.00 for \$400.00, totaling \$1,350.00 payable in 30 days.

MS. SODERLAND MOVED approval of Staff recommendation; **MR. CURRIE SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

3. PCCB2009-390 Kenneth A. & Lillian E. **Colburn**
Address: 159 Bugbee Road, Springfield, Vermont 05156-9103
Violation Address: **36918 Kay Avenue, Zephyrhills, Florida 33542-0000**
Violation: ***Structure (under carport to include electric)***
Request Reduction of Fine

Mr. Jim Lloyd, Building Inspections, read the case into the record.

6. PCCB2010-117 **Joseph Cassilly**
Address: 12933 Lussier Lane, Spring Hill, Florida 34610-0000
Violation Address: **18130 Riggins Road, Spring Hill, Florida 34610-0000**
Violation: ***structure (approx 16'x20' shed); structure (approx 8'x8' shed)***
 Request Extension of Time

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Mr. Joseph Cassilly stated his name and address for the record.

Mr. David Rakowski, the contractor for Mr. Cassilly, stated that he would need a 30 day extension to complete the project.

Mr. Lero explained the violation and noted it came to his office as a Public Information Department Complaint. The Board heard the case on April 21, 2010, and ordered the owners 180 days to obtain permits and successfully pass all inspections or face a \$150.00 per day fine. No applications had been applied for and there were 2 days of non-compliance. He submitted that 30 days without a permit application would not be sufficient time.

MR. CARROLL MOVED to deny the request for an extension; **MS. SODERLAND SECONDED.**

Chairman Soderland called on the motion; the vote was unanimous and the motion carried.

7. PCCB2010-127 **C&N Foundation Technologies, Inc.**
Address: 12630 Curley Street, Suite 104, San Antonio, Florida 33576-8095
Violation Address: **38230 Cummer Road, Dade City, Florida 33523-0000**
Violation: ***failure to comply to permit conditions 684830 a) Tie in survey b) site approval from Development Review c) occupying building with out a certificate of occupancy***
 Request Extension of Time

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Mr. Robert Dodd, representing the owner of the property, Mr. Warren Newman, stated his name for the record.

Mr. Lero noted for the record that he had documentation stating Mr. Dodd was given the authority to speak on behalf of the corporation.

Mr. Dennis Stepanek, an Engineer with Baskerville-Donovan, Inc., stated his name and address for the record.

Ms. Kimberly Rogers, an Engineer with Baskerville-Donovan, Inc., stated her name and address for the record. She requested a 90 day extension to complete construction and receive all inspections.

Mr. Lero noted that the Board heard this case on April 21, 2010. He explained that there were 3 specific issues that needed to be addressed and one of them was with Southwest Florida Management District (SWFMFD).

Ms. Rogers further explained the SWFMFD issue regarding the Stormwater portion of the site and review. She had the approval from SWFMFD and was at the point of moving forward; she was waiting for final approval from Pasco County Stormwater.

Mr. Timothy Moore said he had spoken to Ms. Corelynn Burns who was with the Site Development group and she had no problem with the maximum of a 60 day extension.

Mr. Dodd noted that he had a concern with the approvals between the submittal of what they would submit and the County's approval.

Mr. Lero recommended approval of the 60 day extension and to waive the accrued 2 day fine.

Discussion followed regarding a citation that had been issued; permit documents; surveys and elevations; expansion of the retention pond; original date of the citation; if SWFMFD or Pasco County held up the process; the date the first site plan was submitted to the County; and why the project was started without proper documentation.

MR. TUCKER MOVED approval of Staff recommendation for a 60 day extension and to waive the 2 days of accrued fines; **MR. GOTTBURG SECONDED.**

Mr. Lero asked Mr. Tucker if the applicant should unsuccessfully complete this project within the 60 days would he attach a per day fine to the motion.

MR. TUCKER AMENDED his motion to include that if the project was not completed within the 60 days there would be a \$250.00 per day fine.

MR. GOTTBURG SECONDED the amendment.

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

8. PCCB2010-269 Harvey **Schonbrun Trustee**
Address: 1802 North Morgan Street, Tampa, Florida 33602-2328
Violation Address: **18224 Thomas Blvd., Hudson, Florida 34667-0000**
Violation: ***windows***
Request Rehearing

Mr. Jim Lloyd, Building Inspections, read the case into the record.

Mr. Harvey Schonbrun stated his name and address for the record. He explained why he had not attended the August hearing. He had received a notice stating that he installed improper windows to a mobile home. He further explained that there were 3 mobile homes; one had burned down and was removed; another one was abandon and was removed; and the last one was vacant and was still on the property.

Ms. Wooden asked Mr. Schonbrun how many properties was he the trustee for.

Mr. Schonbrun answered that he was the trustee of 900 properties and that he had a manager to oversee them. His office staff informed him there was a hearing in August. His receptionist had received the notice and misplaced it. He was requesting a rehearing.

Ms. Wooden read into the record the Standard for Rehearing to the Board. She asked Mr. Schonbrun for clarification of his new evidence regarding the case.

Mr. Carroll stated that Mr. Schonbrun did not seem to understand how the violation came to him. He asked Ms. Wooten to explain that part to him.

Ms. Wooden stated for the record that the County Ordinance imposed the responsibility on the owner who purchased or took back a property by foreclosure the responsibility to obtain "after the fact permits" for a violation that had existed on the property. Ms. Wooden said the question was before the Board to grant Mr. Schonbrun another hearing.

MS. SODERLAND MOVED to deny the request for rehearing; **MR. GOTTBURG SECONDED.**

Chairman Soderland called on the motion; the vote was unanimous and the motion carried.

- 9. PCCB2009-018** Jodie Mckeel
Address: 27541 Holiday Drive, Dade City, Florida 33525-7648
Violation Address: **27541 Holiday Drive, Dade City, Florida 33525-7648**
Violation: ***Addition with windows & doors, and windows, doors, and electric & plumbing***
 Request Reduction of Fine

Mr. Moore stated that Number 9 would not be heard as a request for a reduction of fine. However, it would be moved to Old Business as a Lien and he would request the Chairman's signature for case PCCB2009-018, Jodie Mckeel.

CASE ADDED AT MEETING:

Mr. Lero explained that this next case was to be added to the agenda as Item Number 10.

- 10. PCCB2007-432** Susan and Donald Lafferty
Address: 4537 Mitchell Road, Land O'Lakes, Florida
Violation: Reduction of Fine - \$14,400.00 plus fees

Mr. Lero read the case into the record and presented it to the Board utilizing the overhead projector.

Mr. Donald Lafferty stated his name and address for the record and said his reason for the reduction was an issue with a permit.

Ms. Wooden stated that Mr. Lafferty's attorney, Mr. Randall Grantingham, had written a letter on his behalf regarding the reduction and asked if he would allow Staff to place it on the overhead for the Board to see it.

Mr. Lero read the letter into the record.

Ms. Wooden clarified that the Board's Order and the fines resulting from it had not yet resulted in a lien, and that was why it was before this Board instead of the Board of County Commissioners.

Mr. Lero stated there was 144 days of non-compliance at \$100.00 a day. Staff recommended the Board reduce the fine to Staff time of \$750.00, plus 3 months of penalty at \$100.00 a month, \$200.00 for the County Attorney's office, totaling \$1,250.00 and made payable within 30 days.

MR. CURRIE MOVED to reduce the fine to Staff time of \$750.00, plus 3 months of penalty at \$100.00 a month, \$200.00 for the County Attorney's office, totaling \$1,250.00 and made payable within 30 days; **MR. GOTTBURG SECONDED.**

Chairman Soderland called on the motion; the vote was unanimous and the motion carried

Ms. Wooden explained to Mr. Lafferty that he had 30 days in which to pay the fine of \$1,250.00 to the Contractor and Licensing Department otherwise it would revert back to the original fine amount.

Mr. Lafferty said he understood.

VII. Hearing of Appeals

None

VIII. Consent Agenda

None

IX. Unfinished Business

None

X. Old Business Status Review

1. Liens to be signed by Chairman

- | | |
|------------------------|--|
| 1. PCCB2009-018 | Jodie Mckeel |
| Address: | 27541 Holiday Drive, Dade City, Florida 33525-7648 |
| Violation Address: | 27541 Holiday Drive, Dade City, Florida 33525-7648 |
| Violation: | <i>Addition with windows & doors, and windows, doors, and electric & plumbing</i> |
| | <i>Request Reduction of Fine</i> |

Mr. Moore requested a motion directing the Chairman to sign the lien.

MS. SODERLAND MOVED to authorize the Chairman to sign the lien; **MR. CURRIE SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

XI. Adjournment

MR. CURRIE MOVED to adjourn; **MS. SODERLAND SECONDED.**

Chairman Stevenson called on the motion; the vote was unanimous and the motion carried.

The meeting adjourned at 1:51 p.m.

PASCO COUNTY CONSTRUCTION BOARD
REGULAR MEETING
OCTOBER 20, 2010

(SEAL)

Office of Paula S. O'Neil, Clerk and Comptroller

Prepared by: _____
Beverly Beeson, Board Clerk
Board Records Department