

**MINUTES OF THE CITIZEN CODE ENFORCEMENT BOARD
HEARING HELD 9:00 P.M.
JANUARY 26th, 2004
CITY COMMISSION CHAMBERS, 210 SAMS AVENUE
NEW SMYRNA BEACH, FLORIDA**

The Hearing of January 26th, 2004 was called to order at 9.00 a.m. Answering to roll call:

Maggie Hawk, Chair Person
John Shelby, Vice Chair Person
Michael Slayton
Jay Crocker (absent)
Susan Ellis
Elliott Hoffman
Carol Kerrigan

Also present were Code Enforcement Supervisor Regina Lynne Kunkle, Code Enforcement Officer Barbara Bobelak, City Attorney George Beazley and Cindy Steele, Administrative Specialist

CE2003045A Dutchess Company
DBA: Holland House
Rene' & Nancy Gutierrez
203 South Atlantic Avenue
New Smyrna Beach, FL 32169

Violation Location: 203 South Atlantic Avenue

- A. Permitting or causing to be permitted the operation of a business (Holland House) without paying the City occupational license tax.

Ms. Nancy Gutierrez was present and sworn for testimony.

Ms. Gutierrez stated it was a matter of no communication and miscommunication.

Ms. Kunkle stated it was discovered there was a miscommunication and the owners had been working on the occupational license and the needed inspections.

Mr. Michael Slayton made a motion to fined the property in compliance and reduce the fine to zero; seconded by John Shelby. Motion carried unanimously on roll call vote 6-0.

ADJOURNMENT:

John Shelby made a motion to adjourn the meeting at 9:09 A.M.; seconded by Susan Ellis. Motion carried unanimously on roll call vote 6-0.

Pursuant to Florida Statutes 286.0105, if an individual decides to appeal any decision made by the Citizens Code Enforcement Board with respect to any matter considered at this Hearing, a record of the proceedings will be required and the individual will need to ensure that a verbatim transcript of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based. Such person must provide a method for recording the proceedings.

In accordance with the Americans with Disabilities Act (ADA), persons needing assistance to participate in any of these proceedings should contact the secretary of the Citizens Code Enforcement Board listed below prior to the Hearing:

Cindy Steele
Administrative Specialist
% City Hall
210 Sams Avenue
New Smyrna Beach, Fl 32168-9985
(386) 424-2265