



MINUTES

Code Enforcement Board Meeting
Council Chambers ~ 625 Swift Blvd.
Tuesday, January 14, 2020 ~ 7:00 p.m.

This document is a summarized version of the Code Enforcement Board proceedings. The minutes are paraphrased, not verbatim. Access to an electronic audio recording of the meeting is available upon request.

CALL TO ORDER

Chairman **Guyette** called the meeting to order at 7:01 p.m.

ROLL CALL

MEMBERS PRESENT:

Gregery Levy, Chairman
Skye White, Vice Chairman
Alisha Victorine, Member
Joe Guyette, Member
Toni Ball, Member

ALSO IN ATTENDANCE:

Sergeant Mike Harrison
Stephanie Dorko, Code Enforcement Officer
Lindsey Linhoff, Code Enforcement Officer
Jamie Williams, Code Enforcement Officer
Bunnie Avery, Staff Liaison
Captain Brigit Clary
Victor Reeve
Jeff Lee
Konrad Kauer
Kirby Hammond
Vickie Tarr
Ariel Tarr
Ben Inglis
Mark Blotz

APPROVAL OF AGENDA

Member **Ball** made a motion to approve the meeting agenda for January 14, 2020, as presented. Member **White** seconded the motion. The motion carried 5-0.

APPROVAL OF MINUTES

Member **Victorine** made a motion to approve the minutes of the December 10, 2019 meeting of the Code Enforcement Board. Member **Guyette** seconded the motion. The motion carried 5-0.

COMPLIANCE HEARINGS / ADMINISTRATION OF OATHS

Chairman **Levy** began the hearing process by administering the oaths to all City staff, defendants and witnesses that will be participating in the hearings and called the first case to be heard.

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|----|-----------------------------------|--|
| 1) | 20191851 | Vickie Tarr |
| | Location of Violations: | 1400 Block of Jones Road, Richland, WA 99354 |
| | Mailing Address: | 1415 Jones Road, Richland, WA 99354 |
| | Description of Violations: | RMC 11.33.020 Storage and parking of boats, RVs, trailers |
| | Notice of Civil Violation Issued: | December 26, 2019 |

CASE REPORT: Stephanie Dorko, Code Enforcement Officer, presented the facts of the case and responded to questions from the Code Enforcement Board. Ms. Vickie Tarr and Ms. Ariel Tarr presented their case and answered questions from the Code Enforcement Board.

RECOMMENDATION: Compliance has not been met. Code Enforcement staff recommends assessment of a monetary penalty in the amount of \$150 for the issuance of the Notice of Civil Violation (Exhibit 1) with a continuing monthly penalty of \$100 beginning February 9, 2020, until compliance is met. For compliance to be met remove the older model white RV with unknown license plate and VIN from the right of way in front of the property and store in accordance with the Richland Municipal Code. If correction of the violation has not occurred by February 9, 2020, the city may proceed with abatement.

CODE BOARD DECISION: Member **Guyette** motioned to find the respondent in violation of the Richland Municipal Code as cited in the Notice of Civil Violation. Member **Victorine** seconded the motion. Motion carried 5-0.

Member **Ball** motioned to assess a monetary penalty of **\$150** for the Notice of Civil Violation with a continuing monthly penalty of \$100 until compliance is met. For compliance to be met remove the older model white RV with unknown license plate and VIN from the right of way in front of the property and store in accordance with the Richland Municipal Code. If correction of the violation has not occurred by February 9, 2020, the city may proceed with abatement. Vice Chair **White** seconded the motion. Motion carried 5-0

- 2) **20191593** **Jeffrey and Mary Lee, Trustees**
Location of Violations: 2209 Firerock Avenue, Richland, WA 99352
Mailing Address: Same
Description of Violations: **RMC 10.04.040(C)** Trees over hanging sidewalk/street
 RMC 10.04.040(R) Objects that interfere with or obstruct
 sidewalk/street
Notice of Civil Violation Issued: December 10, 2019

CASE REPORT: Lindsey Linhoff, Code Enforcement Officer, presented the facts of the case and responded to questions from the Code Enforcement Board. Mr. Lee presented his case and answered questions from the Code Enforcement Board.

RECOMMENDATION: Compliance has been met. Code Enforcement staff recommends assessment of a monetary penalty in the amount of \$50 for the issuance of the Notice of Civil Violation (Exhibit 1) with no further corrective action.

CODE BOARD DECISION: Member **Guyette** motioned to find the respondent in violation of the Richland Municipal Code as cited in the Notice of Civil Violation. Member **Victorine** seconded the motion. The motion carried 5-0.

Member **Guyette** motioned to assess a monetary penalty in the amount of **\$50** for the Notice of Civil Violation with no further corrective action since compliance has been met. Vice Chair **White** seconded the motion. Motion passed 5-0.

- 3) **20191589** **Kirby and Mercedes Hammond**
Location of Violations: 2013 Greenview Drive, Richland, WA 99352
Mailing Address: Same
Description of Violations: **RMC 10.04.040(R)** Objects that interfere with or obstruct
 sidewalk/street
Notice of Civil Violation Issued: December 10, 2019

CASE REPORT: Lindsey Linhoff, Code Enforcement Officer, presented the facts of the case and responded to questions from the Code Enforcement Board. Mr. Hammond presented his case and answered questions from the Code Enforcement Board.

RECOMMENDATION: Compliance has been met. Code Enforcement staff recommends assessment of a monetary penalty in the amount of \$50 for the issuance of the Notice of Civil Violation (Exhibit 1) with no further corrective action.

CODE BOARD DECISION: Member **Guyette** motioned to find the respondent in violation of the Richland Municipal Code as cited in the Notice of Civil Violation. Member **Ball** seconded the motion. The motion carried 5-0.

Member **Ball** motioned to assess a monetary penalty in the amount of **\$50** for the Notice of Civil Violation with no further corrective action since compliance has been met. Vice Chair **White** seconded the motion. Motion passed 5-0.

- 4) **20191588** **Colleen M. Mallon**
Location of Violations: 145 Greenview Drive, Richland, WA 99352
Mailing Address: Same
Description of Violations: **RMC 10.04.040(C)** Trees overhanging sidewalk/street,
 RMC 10.04.040(R) Objects that interfere with or obstruct
 sidewalk/street
Notice of Civil Violation Issued: January 2, 2020

CASE REPORT: Lindsey Linhoff, Code Enforcement Officer, presented the facts of the case and responded to questions from the Code Enforcement Board. Ms. Mallon was not present.

RECOMMENDATION: Compliance has not been met. Code Enforcement staff requests that the Code Enforcement Board enters a default judgement and recommends assessment of a monetary penalty of \$150 for issuance of the Notice of Civil Violation (Exhibit 1) with a continuing monthly penalty of \$100 until compliance is met. For compliance to be met trim the limbs of the evergreen tree along the Orchard Way curb line so they do not hang less than 8 feet above the surface of the sidewalk or 14 feet above the surface of the roadway and clear the shrubs from along the Orchard Way and Greenview Drive curb lines so the sidewalk panels are 100% clear in accordance with the Richland Municipal Code. If correction of the violation has not occurred by February 9, 2020, the city may proceed with abatement.

CODE BOARD DECISION: Vice Chair **White** motioned to enter a default order affirming the violation identified in the City's Notice of Civil Violation, imposing a monetary penalty of **\$150** with a continuing monthly penalty of \$100 until compliance is met. For compliance to be met trim the limbs of the evergreen tree along the Orchard Way curb line so they do not hang less than 8 feet above the surface of the sidewalk or 14 feet above the surface of the roadway and clear the shrubs from along the Orchard Way and Greenview Drive curb lines so the sidewalk panels are 100% clear in accordance with the Richland Municipal Code. If correction of the violation has not occurred by February 9, 2020, the city may proceed with abatement. Member **Ball** seconded the motion. The motion carried 5-0.

- 5) **20191552** **Christopher Michaud**
Location of Violations: 826 Abbot Street, Richland, WA 99352
Mailing Address: Same
Description of Violations: **RMC 10.04.040(C)** Trees overhanging sidewalk/street,
 RMC 10.04.040(F) Over 2 cubic yards of debris,
 RMC 10.04.040(G) Vehicle parts, ice chest, refrigerator,
 furniture, etc.,
 RMC 10.04.040(P) Grasses and weeds over 6 inches in height,
 RMC 10.06.030 Storage of inoperable vehicles.
Notice of Civil Violation Issued: December 11, 2019

CASE REPORT: Jamie Williams, Code Enforcement Officer, presented the case and responded to questions from the Code Enforcement Board. Mr. Michaud was not present.

RECOMMENDATION: Compliance has not been met. Code Enforcement staff requests that the Code Enforcement Board enters a default judgement and recommends assessment of a monetary penalty of \$350 for issuance of the Notice of Civil Violation (Exhibit 1) with a continuing monthly penalty of \$100 until compliance is met. For compliance to be met mow and maintain the grass and weeds, remove the over 2 cubic yards of debris, properly store household items, including the two seat recliner, trim the trees so the limbs do not hang lower than 8 feet over the sidewalk and do not hang lower than 14 feet over the roadway, and demonstrate that the vehicle with WA plate AGN0536 is operable under its own power or properly store, in accordance with the Richland Municipal Code. If correction of the violation has not occurred by February 9, 2020, the city may proceed with abatement.

CODE BOARD DECISION: Member **Guyette** motioned to enter a default order affirming the violation identified in the City's Notice of Civil Violation, imposing a monetary penalty of **\$350** with a continuing monthly penalty of \$100 until compliance is met. For compliance to be met mow and maintain the grass and weeds, remove the over 2 cubic yards of debris, properly store household items, including the two seat recliner, trim the trees so the limbs do not hang lower than 8 feet over the sidewalk and do not hang lower than 14 feet over the roadway, and demonstrate that the vehicle with WA plate AGN0536 is operable under its own power or properly store, in accordance with the Richland Municipal Code. If correction of the violation has not occurred by February 9, 2020, the city may proceed with abatement. Member **Victorine** seconded the motion. The motion carried 4-0, Vice Chair White abstained from voting.

EXECUTION OF ORDERS:

Chairman **Levy** requested that the City please hand up the Orders from tonight's hearings for execution.

CONTINUED CASES / OLD BUSINESS:

- 1) Notice of Decision Case 20191129 executed on December 10, 2019. Proposal to amend the decision to correct the language in the notice to change "Notice of Civil Violation" to Notice of Decision" on page 1 under ordered by the Board section #1.

Member **Ball** moved to amend the Notice of Decision executed on December 10, 2019 for Case 20191129. Member **Guyette** seconded the motion. Motion carried 5-0.

NEW / OTHER BUSINESS:

- 1) Vic Reeve and Konrad Kauer with the Benton County Noxious Weed Control Board gave a presentation regarding noxious weed management.
- 2) Member Victorine welcomed the new Chair and Vice Chair.

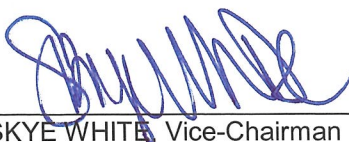
ADJOURNMENT:

Chairman **Levy** adjourned the meeting at 8:31 p.m.

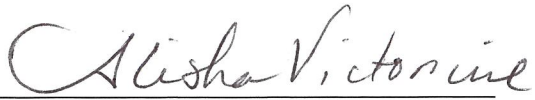
APPROVED this 11th day of February 2020.



GREGORY LEVY, Chairman



SKYE WHITE, Vice-Chairman



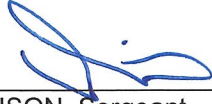
ALISHA VICTORINE, Member

TONI BALL, Member



JOE GUYETTE, Member

ATTEST:



MIKE HARRISON, Sergeant

