



MINUTES

Code Enforcement Board Meeting

Remotely Via Zoom

Tuesday, February 9, 2021 ~ 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 **Levy** called the meeting to order at 7:00 p.m.

ROLL CALL

MEMBERS PRESENT:

Gregory Levy, Chairman
Skye White, Vice Chairman
Joe Guyette, Member
Derenda Bialy, Member
Raymond Swenson, Member

ALSO IN ATTENDANCE:

Sergeant Shawn Swanson
Stephanie Dorko, Code Enforcement Officer
Jamie Williams, Code Enforcement Officer
Lindsey Linhoff, Code Enforcement Officer
Bunnie Avery, Staff Liaison
Marianne Boring, Council Liaison
Andra Frost

APPROVAL OF AGENDA

Member **Swenson** made a motion to approve the meeting agenda for February 9, 2021, as presented. Vice Chair **White** seconded the motion. The motion carried 5-0.

APPROVAL OF MINUTES

Member **Guyette** made a motion to approve the minutes of the January 12, 2021 meeting of the Code Enforcement Board as presented. Member **Swenson** 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) | 20200335 | Andra L. Frost |
| | Location of Violations: | 215 Delafield Avenue, Richland, WA 99352 |
| | Mailing Address: | 915 Smith Avenue, Richland, WA 99352 |
| | Description of Violations: | RMC 10.04.040(F) 2+ Yards Debris |
| | Notice of Civil Violation Issued: | January 24, 2021 |

CASE REPORT: Jamie Williams, Code Enforcement Officer, presented the facts of the case and responded to questions from the Code Enforcement Board. Ms. Frost presented her 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 until compliance is met. For compliance to be met remove the 2 plus

cubic yards of debris from the property and dispose of in accordance with the Richland Municipal Code. If correction of the violation has not occurred by March 7, 2021, the city may proceed with abatement.

CODE BOARD DECISION: Member **Bialy** motioned to find the respondent in violation of the Richland Municipal Code as cited in the Notice of Civil Violation. No second to the motion. The motion failed.

Vice Chairman **White** motioned that the City failed to provide the burden of proof and the respondent is not in violation. Member Guyette seconded the motion. The motion carried 5-0. Notice of Civil Violation dismissed.

2) 20201204 Vincent & Tabitha Dellaripa
 Location of Violations: 402 Winslow Avenue, Richland, WA 99352
 Mailing Address: Same
 Description of Violations: **RMC 10.06.030** Storage of an Inoperable Vehicle
 Notice of Civil Violation Issued: January 17, 2021

CASE REPORT: Jamie Williams, Code Enforcement Officer, presented the facts of the case and responded to questions from the Code Enforcement Board. Mr. & Ms. Dellaripa were 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 in the amount of \$150 for the 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 the black Jeep with no visible license plate, the red Isuzu Rodeo with Washington plate BMG2014, and the silver Toyota Camry with Washington plate BAZ1283 be demonstrated to be operable under their own power or stored in accordance with the Richland Municipal Code. If correction of the violations has not occurred by March 7, 2021, 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 **\$150** with a continuing monthly penalty of \$100 until compliance is met. For compliance to be met the black Jeep with no visible license plate, the red Isuzu Rodeo with Washington plate BMG2014, and the silver Toyota Camry with Washington plate BAZ1283 be demonstrated to be operable under their own power or stored in accordance with the Richland Municipal Code. If correction of the violations has not occurred by March 7, 2021, the city may proceed with abatement. Vice Chair **White** seconded the motion. The motion carried 4-1.

3) 20201326 Wayne & Virginia Florea
 Location of Violations: 1101 Potter Avenue, Richland, WA 99354
 Mailing Address: Same
 Description of Violations: **RMC 10.06.030** Storage of an Inoperable Vehicle
 Notice of Civil Violation Issued: January 21, 2021

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

RECOMMENDATION: Compliance has been met. Code Enforcement staff requests that the Code Enforcement Board enters a default judgement and recommends assessment of a monetary penalty in the amount of \$50 for the issuance of the Notice of Civil Violation (Exhibit 1) with no continuing monthly penalty as compliance has been met.

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 **\$50** with no continuing monthly penalty as compliance has been met. Vice Chair **White** seconded the motion. The motion carried 5-0.

