



MINUTES

Code Enforcement Board Meeting
Remotely Via Zoom
Tuesday, June 8, 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 7:02 p.m.

ROLL CALL

MEMBERS PRESENT:

Gregery Levy, Chairman
Derenda Bialy, Member
Albert Edmondson, Member
Ragan Faylor, Member

ALSO IN ATTENDANCE:

Sergeant Shawn Swanson
Stephanie Dorko, Code Enforcement Officer
Lindsey Linhoff, Code Enforcement Officer
Jamie Williams, Code Enforcement Officer
Marianne Boring, Council Liaison
Bunnie Avery, Staff Liaison
Gloria Garrett
James Garrett
James Thompson
Jana Thompson
Michael Davidson

APPROVAL OF AGENDA

Member **Edmondson** made a motion to approve the meeting agenda for June 8, 2021, as presented. Member **Faylor** seconded the motion. The motion carried 4-0.

APPROVAL OF MINUTES

Member Edmondson advised that there is a correction needed on page 2, 4th paragraph. Member **Edmondson** made a motion to approve the minutes of the May 11, 2021 meeting of the Code Enforcement Board with the noted correction. Member **Bialy** seconded the motion. The motion carried 4-0.

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.

- | | | |
|-----------|-----------------------------------|---|
| 1) | 20210051 | James R. Garrett |
| | Location of Violations: | 411 Adams Street, Richland, WA 99352 |
| | Mailing Address: | Same |
| | Description of Violations: | RMC 10.04.040(G) Household items; RMC 10.04.030 (C) Trash |
| | Notice of Civil Violation Issued: | May 9, 2021 |

CASE REPORT: Jamie Williams, Code Enforcement Officer, presented the facts of the case and responded to questions from the Code Enforcement Board. Mr. and Mrs. Garrett 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 \$200 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 all garbage and trash must be removed and all household items, including carpet, mattresses, totes, and ice chests removed or stored in accordance with the Richland Municipal Code. If correction of the violation has not occurred by July 11, 2021, the city may proceed with abatement.

CODE BOARD DECISION: Member **Edmondson** motioned to find the respondent in violation of the Richland Municipal Code as cited in the Notice of Civil Violation. Member **Bialy** seconded the motion. The motion carried 4-0.

Member **Faylor** motioned to impose a monetary penalty in the amount of **\$200** for the Notice of Civil Violation with a continuing monthly penalty of \$100 until compliance is met. For compliance to be met all garbage and trash must be removed and all household items, including carpet, mattresses, totes, and ice chests removed or stored in accordance with the Richland Municipal Code. If correction of the violation has not occurred by July 11, 2021, the city may proceed with abatement. Member **Bialy** seconded the motion. The motion carried 4-0.

2)	20210062	Johnathan & Linda Clark
	Location of Violations:	926 Thayer Drive, Richland, WA 99352
	Mailing Address:	461 S. 58 th Avenue, West Richland, WA 99353
	Description of Violations:	RMC 23.38.070 Fence Height and Location
	Notice of Civil Violation Issued:	May 19, 2021

CASE REPORT: Lindsey Linhoff, Code Enforcement Officer, presented the facts of the case and responded to questions from the Code Enforcement Board. Mr. and Mrs. Clark 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 **Edmondson** 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. Member **Faylor** seconded the motion. The motion carried 4-0.

3)	20210435	Heidi A. LeRoue
	Location of Violations:	1204 Sanford Avenue, Richland, WA 99354
	Mailing Address:	Same
	Description of Violations:	RMC 10.04.040(P) Grass and Weeds
	Notice of Civil Violation Issued:	May 4, 2021

CASE REPORT: Lindsey Linhoff, Code Enforcement Officer, presented the facts of the case and responded to questions from the Code Enforcement Board. Ms. LeRoue was 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 \$200 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 **Edmondson** motioned to enter a default order affirming the violation identified in the City's Notice of Civil Violation, imposing a monetary penalty of **\$200** with no continuing monthly penalty as compliance has been met. Member **Bialy** seconded the motion. The motion carried 4-0.

- 4) 20201072 Peter H. Tran**
 Location of Violations: 2095 Keene Road, Richland, WA 99352
 Mailing Address: 2001 Patterson Rd, Prosser, WA 99350
 Description of Violations: **RMC 21.010.020(D) 105.2 (R105.2)** Work Exempt from a Permit
 Notice of Civil Violation Issued: April 30, 2021

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

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 a permit for the construction of accessory dwelling units being constructed on the property must be obtained in accordance with the Richland Municipal Code. If correction of the violation has not occurred by July 11, 2021, the city may proceed with abatement.

CODE BOARD DECISION: Member **Faylor** 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 a permit for the construction of accessory dwelling units being constructed on the property must be obtained in accordance with the Richland Municipal Code. If correction of the violation has not occurred by July 11, 2021, the city may proceed with abatement. Member **Edmondson** seconded the motion. The motion carried 4-0.

- 5) 20210485 Kristina M. Diefenbach**
 Location of Violations: 1205 Acacia Avenue, Richland, WA 99354
 Mailing Address: Same
 Description of Violations: **RMC 10.04.040(G)** Household Items
 Notice of Civil Violation Issued: May 10, 2021

CASE REPORT: Lindsey Linhoff, Code Enforcement Officer, presented the facts of the case and responded to questions from the Code Enforcement Board. Ms. Diefenbach was 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 \$200 for the issuance of the Notice of Civil Violation (Exhibit 1) with a no continuing monthly penalties as compliance has been met.

CODE BOARD DECISION: Member **Faylor** motioned to enter a default order affirming the violation identified in the City's Notice of Civil Violation, imposing a monetary penalty of **\$200** with no continuing monthly penalties as compliance has been met. Member **Edmondson** seconded the motion. The motion carried 4-0.

- 6) 20210487 Gregory C. Parker**
 Location of Violations: 1210 Sanford Avenue, Richland, WA 99354
 Mailing Address: 1211 Sunset Street, Richland, WA 99354
 Description of Violations: **RMC 10.04.040(P)** Grass and Weeds
 Notice of Civil Violation Issued: May 13, 2021

CASE REPORT: Lindsey Linhoff, Code Enforcement Officer, presented the facts of the case and responded to questions from the Code Enforcement Board. Mr. Parker was 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 \$200 for the issuance of the Notice of Civil Violation (Exhibit 1) with a no continuing monthly penalties as compliance has been met.

CODE BOARD DECISION: Member **Edmondson** motioned to enter a default order affirming the violation identified in the City's Notice of Civil Violation, imposing a monetary penalty of **\$200** with no continuing monthly penalties as compliance has been met. Member **Bialy** seconded the motion. The motion carried 4-0.

7) 20210523 James & Jana Thompson
 Location of Violations: 1302 Brentwood Avenue, Richland, WA 99352
 Mailing Address: Same
 Description of Violations: **RMC 10.04.040(F)** 2+ Yards Debris; **RMC 10.04.040(G)** Vehicle Parts
 Notice of Civil Violation Issued: May 25, 2021

CASE REPORT: Lindsey Linhoff, Code Enforcement Officer, presented the facts of the case and responded to questions from the Code Enforcement Board. Mr. and Mrs. Thompson presented their 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 \$200 for the issuance of the Notice of Civil Violation (Exhibit 1) with no continuing monthly penalties as compliance has been met.

CODE BOARD DECISION: Member **Faylor** motioned to find the respondent in violation of the Richland Municipal Code as cited in the Notice of Civil Violation. Member **Bialy** seconded the motion. The motion carried 3-0 with 1 abstained (Edmondson)

Member **Faylor** motioned to impose a monetary penalty in the amount of **\$200** for the Notice of Civil Violation with no continuing monthly penalties as compliance has been met. Member **Bialy** seconded the motion. The motion carried 2-1 with 1 abstained (Edmondson).

8) 20200728 Michael Davidson
 Location of Violations: 2525 N. Columbia Center Blvd, Richland, WA 99352
 Mailing Address: 1310 N. 5th Avenue, Pasco, WA 99301
 Description of Violations: **RMC 21.01.010(A) – 2015 IBC Section 105.1** Permits Required
 Notice of Civil Violation Issued: May 20, 2021

RECOMMENDATION: Sergeant Shawn Swanson requested a continuance for this case to the July 13, 2021 meeting.

CODE BOARD DECISION: Member **Bialy** motioned to continue this case to the July 13, 2021 meeting. Member **Faylor** seconded the motion. The motion carried 4-0.

9) 20210440 Jeffrey & Carmen Whattam
 Location of Violations: 2735 Leslie Road, Richland, WA 99352
 Mailing Address: 3090 Harrodsburg Road, Lexington, KY 40503
 Description of Violations: **RMC 10.04.040(P)** Grass and Weeds
 Notice of Civil Violation Issued: May 18, 2021

CASE REPORT: Stephanie Dorko, Code Enforcement Officer, presented the facts of the case and responded to questions from the Code Enforcement Board. Mr. and Mrs. Whattam were not present.

RECOMMENDATION: Compliance has not been met. Code Enforcement staff recommends assessment of a monetary penalty in the amount of \$200 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 mow the entire property so the grass and weeds do not exceed 6 inches in height in accordance with the Richland Municipal Code. If correction of the violation has not occurred by July 11, 2021, the city may proceed with abatement.

CODE BOARD DECISION: Member **Edmondson** motioned to enter a default order affirming the violation identified in the City's Notice of Civil Violation, imposing a monetary penalty of **\$200** with a continuing monthly penalty of \$100 until compliance is met. For compliance to be met mow the entire property so the grass and weeds do not exceed 6 inches in height in accordance with the Richland Municipal Code. If correction of the violation has not occurred by July 11, 2021, the city may proceed with abatement. Member **Faylor** seconded the motion. The motion carried 4-0.

EXECUTION OF ORDERS:

Chairman **Levy** will sign the orders this coming week in person.

CONTINUED CASES / OLD BUSINESS:

None

NEW / OTHER BUSINESS:

None

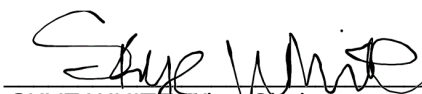
ADJOURNMENT:

Chairman **Levy** adjourned the meeting at 8:07 p.m.

APPROVED this 13th day of July 2021.



GREGERY LEVY, Chairman



SKYE WHITE, Vice-Chairman



DERENDA BIALY, Member

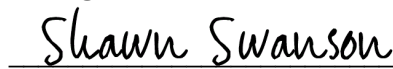


RAGAN FAYLOR, Member



ALBERT EDMONDSON, Member

ATTEST:



Shawn Swanson, Sergeant