# WENATCHEE
## CODE ENFORCEMENT BOARD
### Regular Meeting
### February 22, 2023 - TIME: 5:30 pm
### CITY HALL COUNCIL CHAMBERS
### 301 Yakima Street

# AGENDA

I. **CALL TO ORDER**

II. **ADMINISTRATIVE AFFAIRS**

    A. Election of Chair and Vice Chair for 2023.

    B. Approval of the minutes from the last regular meeting on November 30, 2022.

    C. Explanation of public hearing procedures and appearance of fairness.

III. **OPEN CASES**

### CEB Agenda Table

|   | Case Number | Site Address | Responsible Party | Code Enforcement Officer | Status |
|---|---|---|---|---|---|
| 1 | 22-825 | 1809 Springwater Avenue | Robert Snyder | Mudgett | CV |
| 2 | 23-024 | 231 Antles Avenue | Melton Granger | Mudgett | CV |
| 3 | 23-032 | 1112 Monitor Avenue | Francis Scott, Carol Scott, and Susan Scott | Mudgett | CV |
| 4 | 23-030 | 836 Cascade Street | William Anderson | Kinman | CV |

IV. **OTHER**

    A. NA

V. **ADJOURNMENT**

## MINUTES

### I.    CALL TO ORDER

Chair Luis Gonzalez, called the meeting to order at 5:31 pm with the following board members in attendance: Emilka Furmanczyk, and Amber Hallberg. City staff was represented by: Cliff Burdick, Building and Fire Code Official, Eric Mudgett, Code Compliance Officer, Kevin Kinman, Code Compliance Officer, and Eva Osburn, Administrative Assistant-Community Development.

### II.   ADMINISTRATIVE AFFAIRS

A.   Approval of the minutes from the last regular meeting on September 28, 2022.

**Board member Amber Hallberg moved to approve the minutes of the regular meeting of September 28, 2022. Board member Emilka Furmanczyk seconded the motion. The motion carried.**

### III.  OLD BUSINESS

None

### IV.   NEW BUSINESS

Chair Gonzalez provided an explanation of public hearing procedures and the appearance of fairness.

Chair Gonzalez swore in City Staff.

A.   22- 768 – 227 N Western Avenue – Travis J Shivel

Kevin Kinman, Code Compliance Officer, and Cliff Burdick, Building and Fire Code Official, presented the staff report.

The respondent Travis J Shivel was present to address the Board and violations.

Mr. Shivel stated that when he originally put the fence up after a DUI driver took out the entire fence; the previous owner and the neighbor informed Mr. Shivel he could meet non-conforming clauses by putting up the fence back up to its original size and location which he did. Mr. Shivel was under the impression he was meeting the non-conforming clauses.

Mr. Shivel stated his property is uniquely situated with Western being the front setback, but the front entrance to his house and access to his garage is on the Center Court. Mr. Shivel stated he's been looking for a way on changing the setback for his property which will impact on how he can conform to the code if for some reason he's not meeting the non-conforming clause. The noise has gone done considerately due to the fence and Mr. Shivel.

Chair Gonzalez asked Mr. Shivel if he is currently working with a City Planner whether he can have a variance. Mr. Shivel stated he's was referred to speak with Officer Kinman by a planner. After some discussion Chair Gonzalez advised Mr. Shivel to work with someone in the planning department and Officer Kinman.

Chair Gonzalez closed the hearing and opened deliberations of the Board.

No action taken. This case has been extended to January. Board determined there will be no mandatory fee imposed.

B.  22-750 – Behind 234 S Wenatchee Avenue – WA Mission & Kittitas Commercial LLC

Kevin Kinman, Code Compliance Officer, and Cliff Burdick, Building and Fire Code Official, presented the staff report.

The respondent was not present to address the Board and violations.

Chair Gonzalez closed the hearing and opened deliberations of the Board.

**Board member Emilka Furmanczyk moved that the Board, having heard the case and facts presented, find that the respondent is in violation of Wenatchee City Code and that a mandatory fee of $150.00 be imposed. Board member Amber Hallberg second the motion. The motion carried.**

**Board member Amber Hallberg moved that the respondent be given until the 14th of December, 2022, to correct the violations of the Wenatchee City Code. After the 14th of December, 2022, a monetary penalty of $100.00 per day shall be imposed for each code violation, for a period of 30 days, or until the violation has been corrected, for each code violation. If the time frame expires and the property is still in violation, the Board authorizes the City to abate the violation. Board member Emilka Furmanczyk seconded the motion. The motion carried.**

C.  22-724 – 1130 Maple Street Spc 98 – MCKPlace LLC

Eric Mudgett, Code Compliance Officer, and Cliff Burdick, Building and Fire Code Official, presented the staff report.

The respondent was not present to address the Board and violations.

Chair Gonzalez closed the hearing and opened deliberations of the Board.

**Board member Amber Hallberg moved that the Board, having heard the case and facts presented, find that the respondent is in violation of Wenatchee City Code and that a mandatory fee of $150.00 be imposed. Board member Emilka Furmanczyk second the motion. The motion carried.**

Board member Emilka Furmanczyk moved that the respondent be given until the 14th of December, 2022, to correct the violations of the Wenatchee City Code. After the 14th of December, 2022, a monetary penalty of $100.00 per day shall be imposed for each code violation, for a period of 30 days, or until the violation has been corrected, for each code violation. If the time frame expires and the property is still in violation, the Board authorizes the City to abate the violation. Board member Amber Hallberg seconded the motion. The motion carried.

## V.     OTHER

NA

## VI.    ADJOURNMENT

With no other business to come before the Code Enforcement Board, Vice Chair Hallberg adjourned the meeting at 6:02 pm.


Respectfully submitted,
DEPARTMENT OF COMMUNITY DEVELOPMENT
*Yolanda Garcia*
*Code Compliance Coordinator*