

Volusia County Code Enforcement Board



Members

Donald E. Needham
Joe Rudolph, Vice-Chair
Kenneth Runge
Jerry Smith

Harry Wild, Jr., Chair
Pete Zahn
Charles Cino, Board Attorney

November 18, 2009

Agenda for Hearing at 9:30 a.m.

**Thomas C. Kelly Administration Center
County Council Chambers - Second Floor
123 West Indiana Avenue, DeLand, Florida**

- I. Roll Call
- II. Agenda Changes
- III. Disclosure of Ex Parte Communications
Members of the Volusia County Code Enforcement Board are asked to please disclose, for the record, the substance of any ex parte communications that have occurred before or during the public hearing at which a vote is to be taken on any quasi-judicial matters.
- IV. Approval of Minutes – October 21, 2009
- V. Orders of Compliance
- VI. Roll Call of Cases
- VII. Swearing in of Witnesses
- VIII. Explain Process for:
 - A. Unfinished Business
 - B. New Cases
 - C. Requests for Discussion of Accumulated Fines
- IX. Unfinished Business

CEB-09-161 – YEAGIN, Shane

[Served]

Complaint No. 20090209051

Violation of Volusia County Ordinance, Chapter 22-2, Florida Building Code Sections 105.1 and 109.3 for construction without the required permits and inspection approvals (shed) at 1550 15th Street in Orange City.

Parcel No. 8004-01-84-0320

(Building and Zoning Compliance – Barbara Baldwin)

*Property owner first notified of violation on March 7, 2009;

*Order of Non-Compliance issued at the September 2, 2009, hearing;

Hearing to Impose Fine/Lien

CEB-09-197 – WADDELL, Mary A.

[Served]

*****REPEAT VIOLATION*****

Complaint No. 20090812016

Violation of Volusia County Code of Ordinance, Chapter 72, Article II, Division 7, Section MH-5 for having a junkyard where not permitted at 1237 Avenue E in Ormond Beach.

Parcel No. 4229-01-15-0090

(Building and Zoning Compliance – Barbara Baldwin)

*Property owner first notified of violation on September 17, 2009;

*Order of Non-Compliance issued at the October 21, 2009, hearing;

Hearing to Impose Fine/Lien

X. Hearings and Presentation of Filed Notices of Violations

CEB-07-814 – WASHINGTON, Walter V. & Nadyne M.

[Posted]

Complaint No. 010501020

Violation of Volusia County Code of Ordinance, Florida Building Code Sections 105.1 and 109.3 for construction without the required permit(s) and inspection approvals at 1260 Flatwoods Road in Mims.

Parcel No. 0321-01-05-0120

(Building and Zoning Compliance – Alicia Bishop)

*Property owner first notified of violation on February 25, 2008;

*The Enforcement Official continued this case from the August 5, 2009, hearing;

CEB-08-001 – PARROTTE, Michael R.

[Served]

Complaint No. 050817012

Violation of Volusia County Code of Ordinance, Florida Building Code Sections 105.1 and 109.3, for construction for which the required building permit(s) and inspection approvals have not been obtained or maintained at 1390 Gopher Slough Road in Mims.

Parcel No. 0316-01-00-0020

(Building and Zoning Compliance – Alicia Bishop)

*Property Owner first notified of violation on February 25, 2008;

*The Enforcement Official continued this case from the October 21, 2009, hearing;

CEB-09-115 – MUNOZ, Elsa & MAURICIO, Piedra

[Served]

Complaint No. 20081210017

Violation of Volusia County Code of Ordinance, Chapter 22-2, Florida Building Code Sections 105.1 and 109.3, for construction for which the required building permit(s) and inspection approvals have not been obtained at 919 Cass Street in DeLand.

Parcel No. 7019-04-00-0070

(Building and Zoning Compliance – Barbara Baldwin)

*Property owner first notified of violation on February 14, 2009;

*The Enforcement Official continued this case from the August 5, 2009;

CEB-09-190 – HANIN, Stanley B. & Francine L.

[Served]

Complaint No. 20090421035

Violation of Volusia County Ordinance, Chapter 72, Article II, Division 8, Section 72-298.13 for a sign erected without a proper permit “Goodyear” at 2835 South Woodland Boulevard in DeLand.

Parcel No. 7033-02-00-0060

(Building and Zoning Compliance – Barbara Baldwin)

*Property owner first notified of violation on June 1, 2009;

*The Enforcement Official continued this case from the October 21, 2009;

CEB-09-204 – PIPCHICK, Elmer

[Posted]

Complaint No. 20090605013

Violation of Volusia County Code of Ordinance, Chapter 58, Section 58-3 Maintenance Ordinance 58-84 Unsafe and Dilapidated Buildings for an improperly maintained pool system at 46 North Sea Island Drive, Ormond Beach.

Parcel No. 3216-06-07-0040

(Building and Zoning Compliance – Debbie Waggoner)

*Property owner first notified of violation on July 13, 2009;

XI. Requests for Discussion of Accumulated Fines

CEB-04-465 – HISTORIC HOLDINGS INC.

[Served]

Michael K. Halpin, Registered Agent

[Served]

Complaint No. 020722005

Violation of Volusia County Code of Ordinances, Florida Building Code Sections 104.1.1 and 105.6, for construction for which the required building permit(s) and inspection approvals have not been obtained or maintained at 4505 Van Kleeck Drive in New Smyrna.

Parcel No. 7435-01-01-0030

(Building and Zoning Compliance – Bryan Jiles)

*The Enforcement Official continued this case from the September 20, 2006, hearing;

*Order of Non-Compliance & Order Imposing Fine/Lien issued at the November 1, 2006, hearing;

*A Report & Affidavit of Compliance was submitted with a compliance date of July 15, 2009;

*Order of Non-Compliance issued at the August 5, 2009, hearing;

Request for Discussion of Fine/Lien - \$215,000.00

CEB-09-199 – DEMAIO, Gerard J.

[Sheriff Posted]

Complaint No. 20090219019

Violation of Volusia County Code of Ordinance, Chapter 72, Article II, Division 7, Section R-4 for having a junkyard where not permitted at 431 South Sparkman Avenue in Orange City.

Parcel No. 8001-00-00-0050

(Building and Zoning Compliance – Barbara Baldwin)

*Property owner first notified of violation on August 10, 2009;

*Order of Non-Compliance & Order Imposing Fine/Lien issued at the October 21, 2009, hearing;

Request to Discuss Fine in the Amount of \$25.00 per day That is Due to Start 11/19/09

XII. New Business

- A. Tally Sheets (Quarterly)**
- B. As Entertained by Chairman**
- C. As Entertained by Board Attorney**
- D. As Entertained by Staff Attorney**
- E. As Entertained By Staff**

XIII. Adjournment