



VOLUSIA COUNTY CODE ENFORCEMENT BOARD MINUTES

January 19, 2022

Chairman Chad Lingenfelter called the regularly scheduled, Code Enforcement Board Meeting to order at 9:00 a.m. in the County Council Chambers, Second Floor, Thomas C Kelly Administration Building

MEMBERS PRESENT

**Chad Lingenfelter, Chair
Andrew Hall, Vice-Chair
Clement Nadeau
Donald Needham
Pete Zahn
Harry Wild
Clay Meek, Filled in as Board Attorney**

MEMBERS ABSENT

Rick Dwyer

STAFF PRESENT

**Kerry Leuzinger, Chief Building Official
Chris Hutchison, Code Compliance Manager
Isiah Pitts, Code Compliance Officer
Robert Chayer, Code Compliance Officer
Margaret Godfrey, Code Compliance Officer
Peter Hinson, Code Compliance Officer
Fred Eastwood, Code Compliance Officer
Debbie Zechnowitz, Code Compliance Officer
Sebrina Slack, Assistant County Attorney
Samantha West, Environmental Specialist III
Julie McCrystal, Environmental Specialist II
Todd Hannah, Environmental Specialist II
Ramona Jones, Code Board Clerk
Tom Legler, Deputy Building Official
Paul Traider, Contractor Licensing Investigator**

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APPROVAL OF MINUTES

Minutes from the December 15, 2021 hearing were not ready for approval.

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All parties and witnesses who were to provide testimony were sworn in by the Clerk prior to any testimony being presented.

January 19, 2022

IX. Unfinished Business

CEB2018528 - NORONHA LORRAINE

Served

Complaint No. 20180305014

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). (New windows, roof, door, may not be a complete list

Property Location: 1440 Primrose Ln, Daytona Beach 32117

Parcel No. 423311000220

Zoning: R-4

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Mar 08, 2018

*Order of Non-Compliance issued at the October 21, 2020 hearing:

*1st Amended Order of Non-Compliance issued at the November 18, 2020 hearing:

*Final Order Imposing Fine Lien issued at the May 19, 2021 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of June 11, 2021:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Wild **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

CEB2020022 - BELL RICHARD P TR

Served

Complaint No. 20200109006

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-834(2) Description: Removal of any tree without first obtaining a tree removal permit from the County Forester

Property Location: 1731 S Woodland Blvd, Deland 32724

Parcel No. 702806000010

Zoning: B-5C

Environmental Specialist II - Todd Hannah

Property owner was first notified of the violation on 3-11-20

*Order of Non-Compliance issued at the September 16, 2020 hearing:

*1st Amended Order of Non-Compliance issued at the November 18, 2020 hearing:

*Final Order Imposing Fine Lien issued at the February 17, 2021 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of December 8, 2021:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Wild **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

January 19, 2022

CEB2020174 - BELL RICHARD P TR

Served

Complaint No. 20200811078

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-291 violation of the final site plan

Property Location: 1731 S Woodland Blvd, Deland 32724

Parcel No. 702806000010

Zoning: B-5C

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on 8-28-20

*Order of Non-Compliance issued at the September 16, 2020 hearing:

*1st Amended Order of Non-Compliance issued at the November 18, 2020 hearing:

*Final Order Imposing Fine Lien issued at the February 17, 2021 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of December 15, 2021:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Wild **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

CEB2020062 - J & J BRYAN INC

Served

Complaint No. 20190920024

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s).

Property Location: 2657 Slow Flight Dr., Daytona Beach 32128

Parcel No. 623607004090

Zoning: PUD

Zoning Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on 5-18-20

*Order of Non-Compliance issued at the June 17, 2020 hearing:

*1st Amended Order of Non-Compliance issued at the October 21, 2020 hearing:

*Final Order Imposing Fine Lien issued at the February 17, 2021 hearing:

*1st Amended Order Imposing Fine Lien issued at the February 17, 2021 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of December 13, 2021:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Wild **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

January 19, 2022

CEB2021032 - US BANK TRUST NATL ASSOC TR

Sheriff Served

Complaint No. 20210204038

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE Improperly Maintained structure(s) and/or system(s). (Unpermitted accessory structures that are in disrepair)(The principal structure is also unmaintained

Property Location: 281 W Davis St, Deleon Springs 32130

Parcel No. 694301270171

Zoning: R-3

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Feb 4, 2021

*Order of Non-Compliance issued at the March 17, 2021 hearing:

*Final Order Imposing Fine Lien issued at the April 21, 2021 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of December 27, 2021:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Wild **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

CEB2021033 - US BANK TRUST NATL ASSOC TR

Sheriff Served

Complaint No. 20210204036

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 9 SECTION 72-341(b) Fence erected, moved, or altered without a permit

Property Location: 281 W Davis St, Deleon Springs 32130

Parcel No. 694301270171

Zoning: R-3

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Feb 4, 2021

*Order of Non-Compliance issued at the March 17, 2021 hearing:

*Final Order Imposing Fine Lien issued at the April 21, 2021 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of December 27, 2021:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Wild **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

January 19, 2022

CEB2021034 - US BANK TRUST NATL ASSOC TR

Sheriff Served

Complaint No. 20210204035

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277 You have failed to observe the required setbacks

Property Location: 281 W Davis St, Deleon Springs 32130

Parcel No. 694301270171

Zoning: R-3

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Feb 4, 2021

*Order of Non-Compliance issued at the March 17, 2021 hearing:

*Final Order Imposing Fine Lien issued at the April 21, 2021 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of December 27, 2021:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Wild **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

CEB2021035 - US BANK TRUST NATL ASSOC TR

Sheriff Served

Complaint No. 20210204032

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Accessory structures without permits

Property Location: 281 W Davis St, Deleon Springs 32130

Parcel No. 694301270171

Zoning: R-3

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Feb 4, 2021

*Order of Non-Compliance issued at the March 17, 2021 hearing:

*Final Order Imposing Fine Lien issued at the April 21, 2021 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of December 27, 2021:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Wild **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

January 19, 2022

CEB2021282 - SMITH JOHNSON KIMBERLY M

Posted

Complaint No. 20210615018

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE III DIVISION 6 SECTION 72-698 Obstructions placed in the County right of way, causing a traffic hazard

Property Location: 6489 Turtle mound Rd, New Smyrna Beach 32169

Parcel No. 850501330710

Zoning: R-9W

Engineering Inspector – Dave Eaker

Property owner was first notified of the violation on Aug 14, 2021

*Order of Non-Compliance issued at the November 17, 2021 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of December 17, 2021:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Wild **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

CEB2021167 - LOWERY NATHAN ERVIN

Served

Complaint No. 20201008019

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-834(2) Description: Removal of any tree without first obtaining a tree removal permit from the County Forester

Property Location: Kentucky (Paper), Suite AV, Deltona 32738

Parcel No. 810404090010

Zoning: A-3

Environmental Specialist II - Todd Hannah

Property owner was first notified of the violation on

*Order of Non-Compliance issued at the July 21, 2021 hearing:

*1st Amended Order of Non-Compliance issued at the August 18, 2021 hearing:

*2nd Amended Order of Non-Compliance issued at the November 17, 2021 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of December 9, 2021:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Wild **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

January 19, 2022

CEB2021326 - SUCKELL MARG OAKES KEVIN & KELLY

Posted

Complaint No. 20210729001

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE Improperly Maintained structure(s) and/or system(s)

Property Location: 1215 N Boston Ave, Deland 32724

Parcel No. 700301000120

Zoning: R-3A

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Jul 31, 2021

*Order of Non-Compliance issued at the December 15, 2021 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of January 4, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Wild **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

CEB2021327 - SUCKELL MARG OAKES KEVIN & KELLY

Posted

Complaint No. 20210728028

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Roof / reroof nor permit or inspections. May not be a complete list.

Property Location: 1215 N Boston Ave, Deland 32724

Parcel No. 700301000120

Zoning: R-3A

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Jul 31, 2021

*Order of Non-Compliance issued at the December 15, 2021 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of January 4, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Wild **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

January 19, 2022

CEB2021342 - KONDRACKI MICHAEL

Served

Complaint No. 20210511057

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (C) Recreational vehicle improperly parked

Property Location: 646 June Ter., Deland 32724

Parcel No. 602802000410

Zoning: MH-5A

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Aug 25, 2021

*Order of Non-Compliance issued at the December 15, 2021 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of January 4, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Wild **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

January 19, 2022

CEB2021182 - CHRISTIAN HEALING CENTER INC**Served**

Complaint No. 20201027051

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Converting an unfinished garage in to usable space with an office, new roof on the garage, structural garage door replaced with residential door, may not be a complete list.

Property Location: 1120 Saul Rd, Pierson 32180

Parcel No. 58110000209**Zoning: A-1****Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Feb 26, 2021

*Order of Non-Compliance issued at the November 17, 2021 hearing:

*Final Order Imposing Fine Lien issued at the December 15, 2021 hearing:

Progress Update

No one was present at the hearing for this case.

Robert Chayer, Code Compliance, stated he received an email on 1-10-2022 which said Mr. Murray was having some issues. Robert said he was questioning the permits and was told he needed to resolve the Zoning issue first. Robert than showed an email from 1-11-2022 stating this was the first time Mr. Murray heard that this progress meeting was scheduled and that fines were imposed. Mr. Murray was present at the meeting in December when this was explained to him. Robert explained again that the first step for Mr. Murray is to contact Zoning. Chairman Lingenfelter than asked who is receiving the notices. Robert said he was here when this was said. Ramona added that Mr. Murray has signed for documents, but we didn't have the green slip from the order imposing fine/lien. Robert said the process has been explained several times to Mr. Murray. Chris Hutchison added that he was physically present at the meetings and these issues have been gone over several times.

CEB2021183 - CHRISTIAN HEALING CENTER INC**Served**

Complaint No. 20201027050

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241. Use where not permitted in A-1 zoning. There is a retreat/chapel on premises with no change of use in the system

Property Location: 1120 Saul Rd, Pierson 32180

Parcel No. 58110000209**Zoning: A-1****Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Feb 26, 2021

*Order of Non-Compliance issued at the November 17, 2021 hearing:

*Final Order Imposing Fine Lien issued at the December 15, 2021 hearing:

Progress Update

January 19, 2022

CEB2021298 - MUSE STEWART C**Posted**

Complaint No. 20201030012

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Junk yard where not permitted

Property Location: 375 Starting Gate Rd, Osteen 32764

Parcel No. 92100000330**Zoning: A-1****Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on Jun 21, 2021

*Order of Non-Compliance issued at the December 15, 2021 hearing:

Progress Update

Stewart Muse was present at the hearing for this case.

Isiah Pitts, code compliance, presented the case. Isiah went over the case details, showing photos. Isiah stated the property remains in violation as of 1-13-2022 and added that the gates were closed and he was unable to access the property. Isiah said he tried to give Mr. Muse a call but it went to voicemail and the message said his mail box was full so he was unable to leave a message. Chairman Lingenfelter asked what he could observe from the road. Isiah said the front portion of the property and added some of the damaged vehicles had been removed but there are still numerous boats and other vehicles out there. Mr. Muse said he has got rid of 35 tons worth of scrap, 4 trailers, 2 cranes and a front end loader. Mr. Muse said there is a semi-trailer at the property right now waiting to be loaded with scrap and he has 2 roll offs out back with trash that are mostly full. Chairman Lingenfelter asked how Mr. Muse felt with the March 10th time frame. Mr. Muse said he thinks he should have it done. Chairman Lingenfelter then asked about the building and if he has found an engineer. Mr. Muse said he has not and he wanted to get the property cleaned up first to see if he could get the Ag exemption back. Mr. Muse said that he talked to an attorney and was told he would still need an engineer because he would still need a permit either way. Chairman Lingenfelter then asked the Board if they were wanting a progress report in February since action was already taken and the hearing to impose fine/lien is scheduled for March 16, 2022. Member Zahn asked Isiah if progress was satisfactory at this point. Isiah said yes, items have been removed but these items could have been removed when the case first started. Member Zahn asked if he still needed access to the property and Isiah said yes we need to access the property to see where all the abandoned vehicles are and if they are being removed from the back of the property. Mr. Muse said he lost Isiah's card with his number. Chairman Lingenfelter suggested setting up the meeting today. Sebrina Slack added that Mr. Muse asked for a longer period of time at the previous meeting so we setup this progress update and it is the County's position that he has made some progress but not a lot of progress and we request that the date not get moved out and that we keep the March date.

January 19, 2022

CEB2021299 - MUSE STEWART C

Posted

Complaint No. 20201030014

Violation of CODE OF ORDINANCES-COUNTY OF VOLUSIA CHAPTER 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34 Vehicle(s) that is inoperative and/or without current state license tag

Property Location: 375 Starting Gate Rd, Osteen 32764

Parcel No. 921000000330 Zoning: A-1

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on Jun 21, 2021

*Order of Non-Compliance issued at the December 15, 2021 hearing:

Progress Update

CEB2021300 - MUSE STEWART C

Posted

Complaint No. 20210930014

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-291 Contractors storage yard without a final site plan

Property Location: 375 Starting Gate Rd, Osteen 32764

Parcel No. 921000000330 Zoning: A-1

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on Oct 05, 2021

*Order of Non-Compliance issued at the December 15, 2021 hearing:

Progress Update

CEB2021301 - MUSE STEWART C

Posted

Complaint No. 20201030017

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Building

Property Location: 375 Starting Gate Rd, Osteen 32764

Parcel No. 921000000330 Zoning: A-1

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on Jun 21, 2021

*Order of Non-Compliance issued at the December 15, 2021 hearing:

Progress Update

CEB2019137 – 1485 LAKEVIEW DR LLC

Posted

Complaint No. 20190329008

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). RV hookups and Dock cover

Property Location: 1485 Lakeview Dr., Deland 32720

Parcel No. 792404000050

Zoning: B-7

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Apr 24, 2019

*Order of Non-Compliance issued at the July 17, 2019 hearing:

*1st Amended Order of Non-Compliance issued at the October 16, 2019 hearing:

*2nd Amended Order of Non-Compliance issued at the December 18, 2019 hearing:

*3rd Amended Order of Non-Compliance issued at the May 20, 2020 hearing:

*4th Amended Order of Non-Compliance issued at the August 19, 2020 hearing:

*5th Amended Order of Non-Compliance issued at the January 20, 2021 hearing:

*6th Amended Order of Non-Compliance issued at the March 17, 2021 hearing:

*7th Amended Order of Non-Compliance issued at the July 21, 2021 hearing:

*8th Amended Order of Non-Compliance issued at the November 17, 2021 hearing:

Hearing to Impose Fine/Lien

There was no one present at the hearing for this case.

Margaret Godfrey, code compliance, presented the 2 cases together with Julie McCrystal. Margaret went over the case details, showing photos. Margaret stated Tropical Hammock was sold to 1485 Lakeview and that's why we did the amended orders so the new owners would have all the necessary paperwork. Margaret said they have permit applications in process and we have had contact with Aaron Moore and another builder. Margaret added the variance was approved on 12-21-2021 and expires 12-21-2022, this addresses the dock furthest west that didn't meet setback. Margaret said the application is waiting for additional information and is valid until 6-21-2022, she added they are waiting on a Fire determination as it might require some type of hydrants. Margaret said this is pretty much the last thing for them to do and is recommending another amended order. Julie McCrystal said there was a meeting on the rip rap seawall and would be ready for a final once the required planting is completed. Julie added the revised planting plan was submitted and approved and is also recommending an amended order.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 9th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the July 20, 2022 hearing.** After Member Nadeau **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2019358 - 1485 LAKEVIEW DR LLC

Posted

Complaint No. 20180413017

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884 Description: Altering any Volusia County jurisdictional wetland and/or wetland buffer without first obtaining a wetland alteration permit. Specifically, dredging within wetlands and buffers on site.

Property Location: 1485 Lakeview Dr., Deland 32720

Parcel No. 792404000050

Zoning: B-7

Environmental Specialist II - Julie McCrystal

Property owner was first notified of the violation on July 26, 2019

*Order of Non-Compliance issued at the November 20, 2019 hearing:

*1st Amended Order of Non-Compliance issued at the December 18, 2019 hearing:

*2nd Amended Order of Non-Compliance issued at the May 20, 2020 hearing:

*3rd Amended Order of Non-Compliance issued at the August 19, 2020 hearing:

*4th Amended Order of Non-Compliance issued at the January 20, 2021 hearing:

*5th Amended Order of Non-Compliance issued at the March 17, 2021 hearing:

*6th Amended Order of Non-Compliance issued at the July 21, 2021 hearing:

*7th Amended Order of Non-Compliance issued at the November 17, 2021 hearing:

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 8th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884, with a Hearing to Impose Fine set for the July 20, 2022 hearing.** After Member Nadeau **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2020038 - PHANEUF DONALD J

Served

Complaint No. 20200218017

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Built shed and deck.

Property Location: 301 Harbor Tr., Enterprise 32725

Parcel No. 91080400010

Zoning: R-3(1)EA, RCEA

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 2-27-20

*Order of Non-Compliance issued at the February 17, 2021 hearing:

*1st Amended Order of Non-Compliance issued at the May 19, 2021 hearing:

*2nd Amended Order of Non-Compliance issued at the September 15, 2021 hearing:

*3rd Amended Order of Non-Compliance issued at the December 15, 2021 hearing:

Hearing to Impose Fine/Lien Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Wild **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

January 19, 2022

CEB2020042 - COLLINS BRIAN M

Served

Complaint No. 20191007032

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Additional structure

Property Location: 460 Guise Rd, Osteen 32764

Parcel No. 92160000410

Zoning: A-1

Code Compliance Coordinator - Margaret Godfrey

*Order of Non-Compliance issued at the December 16, 2020 hearing:

*1st Amended Order of Non-Compliance issued at the April 21, 2021 hearing:

*2nd Amended Order of Non-Compliance issued at the June 16, 2021 hearing:

*3rd Amended Order of Non-Compliance issued at the July 21, 2021 hearing:

*4th Amended Order of Non-Compliance issued at the September 15, 2021 hearing:

*5th Amended Order of Non-Compliance issued at the November 17, 2021 hearing:

Hearing to Impose Fine/Lien

Brian Collins was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret stated 5 permit applications have been submitted and 4 of them were cancelled by our permit department due to being incomplete. The latest application came in on 1-18-22. Margaret added that the permit manager and a couple of the other permit techs had emailed Ford Recovery, Shawn Ford, requesting several items in order for the application to be processed. Margaret showed the list of items that are needed as this is considered a new build. Margaret added this has been going on since 2013 and she has had no contact with the property owner. Mr. Collins said he was waiting on the survey and he picked it up last Friday and his engineer turned the application in yesterday. Chairman Lingenfelter asked Mr. Collins if he felt the application addressed all the items that were listed by the permit department. Mr. Collins said he has seen the list but was unsure of what the engineers put together. Chairman Lingenfelter then asked Margaret, given this information if it changes her recommendation of starting fines. Margaret said this has been going on since 2013 and added that they have had 4 applications submitted with the instructions as to how to complete the application, now we are on the 5th one and it is only in application status and added that it is her recommendation and the Board can decide what they want to do. Mr. Collins asked how this was considered a new build as there was a house there for 40 years and torn down and said the foundation is still the same. Margaret said it's considered a new build because the previous house was demolished and a new one was put up. Mr. Collins then questioned how long surveys are good for and was told usually 2 years. Chairman Lingenfelter then asked what the desire is of the group. Member Zahn made the below motion and Chairman Lingenfelter told Mr. Collins to stay in touch with Margaret regarding progress and that the case can be heard again at the February meeting to push the date out if Staff feels that it should be on the Agenda. Margaret added that if she sees the application go into the review process then she would be okay with moving the fine start date.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$100.00 per day commencing February 17, 2022 and to continue until compliance is achieved, but not to exceed \$20,000.00 for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 22-2, SECTIONS 105.1 AND 110.1.** After Member Wild **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2020154 - Douglas S and Kristy M Harrell

Served

Complaint No. 20200603055

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). 2 structures on the property with no permits .Not complete list

Property Location: 1350 Hamilton Ave, Orange City 32763

Parcel No. 800304040010

Zoning: R-4

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Kristy Harrell 8-25-20

*Order of Non-Compliance issued at the December 16, 2020 hearing:

*1st Amended Order of Non-Compliance issued at the January 20, 2021 hearing:

*2nd Amended Order of Non-Compliance issued at the March 17, 2021 hearing:

*3rd Amended Order of Non-Compliance issued at the September 15, 2021 hearing:

*4th Amended Order of Non-Compliance issued at the October 20, 2021 hearing:

Hearing to Impose Fine/Lien

There was no one present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret stated a pre-application meeting was held on 10-22-2021. On 12-17-2021 staff received the complete rezoning application and the case is scheduled for PLDRC hearing on 2-17-2022.

After discussion and based on the testimony and evidence presented, Member Nadeau **MOVED to issue an 5th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the March 16, 2022 hearing.** After Member Wild **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2020231 - BALKAM LLC

Served

Complaint No. 20190514006

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-834(2) Description: Removal of any tree without first obtaining a tree removal permit from the County Forester

Property Location: 3630 W Intl Speedway Blvd, Daytona Beach 32124

Parcel No. 620601420050

Zoning: I-1C(5)A

Environmental Specialist II - Todd Hannah

Property owner was first notified of the violation on 9-28-20

*Order of Non-Compliance issued at the October 21, 2020 hearing:

*1st Amended Order of Non-Compliance issued at the January 20, 2021 hearing:

*2nd Amended Order of Non-Compliance issued at the March 17, 2021 hearing:

*3rd Amended Order of Non-Compliance issued at the July 21, 2021 hearing:

*4th Amended Order of Non-Compliance issued at the September 15, 2021 hearing:

Hearing to Impose Fine/Lien

Kimberly Buck, Allen Engineering Group, was present at the hearing for this case.

Todd Hannah, Environmental Specialist, presented the 2 cases together. Todd went over the case details, showing photos. Todd said the owners had been working with Saint John's Water Management for a long time due to them being under staffed. Todd added that as of last week a PUD application had been submitted because the zoning will need to change for what they are trying to do. Chairman Lingenfelter then asked they can't have a site plan approved until the PUD goes through. Todd said exactly. Ms. Buck added that she wanted to point out that the applicant has been diligent in trying to get this resolved.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 5th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-834(2), with a Hearing to Impose Fine set for the May 18, 2022 hearing.** After Member Nadeau **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2020241 - BALKAM LLC

Served

Complaint No. 20201005017

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884 Description: Altering any Volusia County jurisdictional wetland and/or wetland buffer without first obtaining a wetland alteration permit.

Property Location: 3630 W Intl Speedway Blvd, Daytona Beach 32124

Parcel No. 620601420050

Zoning: I-1C(5)A

Environmental Specialist II - Todd Hannah

Property owner was first notified of the violation on 10-7-20

*Order of Non-Compliance issued at the October 21, 2020 hearing:

*1st Amended Order of Non-Compliance issued at the January 20, 2021 hearing:

*2nd Amended Order of Non-Compliance issued at the March 17, 2021 hearing:

*3rd Amended Order of Non-Compliance issued at the July 21, 2021 hearing:

*4th Amended Order of Non-Compliance issued at the September 15, 2021 hearing:

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 5th Amended Order of Non-Compliance for violation of**

January 19, 2022

VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884, with a Hearing to Impose Fine set for the May 18, 2022 hearing. After Member Nadeau **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2020299 - BONGARD RYAN

Served

Complaint No. 20200830001

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884 Description: Altering any Volusia County jurisdictional wetland and/or wetland buffer without first obtaining a wetland alteration permit.

Property Location: Swamp Deer Rd, New Smyrna Beach 32168

Parcel No. 820101060370

Zoning: RA

Environmental Specialist II - Julie McCrystal

Property owner was first notified of the violation on Aug 31, 2020

*Order of Non-Compliance issued at the January 20, 2021 hearing:

*1st Amended Order of Non-Compliance issued at the April 21, 2021 hearing:

*2nd Amended Order of Non-Compliance issued at the May 19, 2021 hearing:

*3rd Amended Order of Non-Compliance issued at the August 18, 2021 hearing:

*4th Amended Order of Non-Compliance issued at the November 17, 2021 hearing:

Hearing to Impose Fine/Lien

There was no one present at the hearing for this case.

Julie McCrystal, Environmental Specialist, presented the case. Julie went over the case details, showing photos. Julie said on 1-5-2022 she emailed the consultant about the DEP permit application authorizing proposed wetland impacts and received an update on the SFR permit and added they are needing to revise some plans that meet avoidance and minimization criteria for the wetlands buffer and have made application with DEP on 1-17-2022. Julie said she is recommending an amended order.

After discussion and based on the testimony and evidence presented, Member Nadeau **MOVED to issue an 5th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884, with a Hearing to Impose Fine set for the May 18, 2022 hearing.** After Member Zahn **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2021039 - South Moon Road LLC

Served

Complaint No. 20200323027

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Docks

Property Location: 1675 Camp South Moon Rd, Astor 32102

Parcel No. 581900010031

Zoning: A-2,B-7,RC

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Apr 21, 2020

*Order of Non-Compliance issued at the August 18, 2021 hearing:

*1st Amended Order of Non-Compliance issued at the October 20, 2021 hearing:

Hearing to Impose Fine/Lien

Jordan John was present at the hearing for this case.

Robert Chayer, code compliance, presented the 2 cases together with Todd Hannah. Robert went over the case details, showing photos. Robert stated we are almost close to being in compliance and added the permits should be issued today. Mr. John said as soon as he gets the permit he should be good to go.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the June 15, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2021040 - South Moon Road LLC

Served

Complaint No. 20200325005

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884 Description: Altering any Volusia County jurisdictional wetland and/or wetland buffer without first obtaining a wetland alteration permit.

Property Location: 1675 Camp South Moon Rd, Astor 32102

Parcel No. 581900010031

Zoning: A-2,B-7,RC

Environmental Specialist II - Todd Hannah

Property owner was first notified of the violation on Apr 21, 2020

*Order of Non-Compliance issued at the August 18, 2021 hearing:

*1st Amended Order of Non-Compliance issued at the October 20, 2021 hearing:

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884, with a Hearing to Impose Fine set for the June 15, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2021048 - DOWD LINDA C

Served

Complaint No. 20200415004

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Shed

Property Location: 1215 Avenue E, Ormond Beach 32174

Parcel No. 422901140010

Zoning: MH-5

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Jun 18, 2020

*Order of Non-Compliance issued at the April 21, 2021 hearing:

*1st Amended Order of Non-Compliance issued at the July 21, 2021 hearing:

*2nd Amended Order of Non-Compliance issued at the October 20, 2021 hearing:

Hearing to Impose Fine/Lien

There was no one present at the hearing for this case.

Robert Chayer, code compliance, presented the case. Robert went over the case details, showing photos. Robert stated this property had a lot of issues, all have been corrected except for this case. Robert added his last inspection was on 1-3-2022 and the shed permit is back in zoning review and has a survey.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 3rd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the March 16, 2022 hearing.** After Member Wild **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2021119 - Jeremy Siebert

Posted

Complaint No. 20201104036

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Expired Fence permit

Property Location: 1329 W Taylor Rd, Deland 32720

Parcel No. 701900000181

Zoning: RR

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on Jan 20, 2021

*Order of Non-Compliance issued at the December 15, 2021 hearing:

Hearing to Impose Fine/Lien

There was no one present at the hearing for this case.

Isiah Pitts, code compliance, presented the case. Isiah went over the case details, showing photos. Isiah stated his last inspection was on 1-19-2022 and the property remains in violation. Chairman Lingenfelter asked if there has been any applications submitted. Isiah said there have been no applications and no contact.

After discussion and based on the testimony and evidence presented, Member Nadeau **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$50.00 per day commencing February 17, 2022 and to continue until compliance is achieved, but not to exceed \$11,000.00 for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 22-2, SECTIONS 105.1 AND 110.1.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2021180 - JONES JAMES W & CELIA

Posted

Complaint No. 20210128012

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Junk yard where not permitted

Property Location: 5625 Burts Park Rd, Deleon Springs 32130

Parcel No. 694001000213

Zoning: A-3

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Feb 10, 2021

*Order of Non-Compliance issued at the November 17, 2021 hearing:

Hearing to Impose Fine/Lien

There was no one present at the hearing for this case.

Robert Chayer, code compliance, presented the 2 cases together. Robert went over the case details, showing photos. Robert stated his last inspection was on 1-3-2022 and said there has been progress made and the owner has had some health issues and a hard time finding people to actually work. Chairman Lingenfelter asked if he was half done. Robert said he is more than half way there and just needs a little more time.

After discussion and based on the testimony and evidence presented, Member Nadeau **MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241, with a Hearing to Impose Fine set for the March 16, 2022 hearing.** After Member Wild **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2021181 - JONES JAMES W & CELIA

Posted

Complaint No. 20210129042

Violation of ORDINANCE: Code OF Ordinance-County of Volusia Chapter 58, Health & Sanitation SEC. 58-36: Violations and Declaration of Nuisance. Article II Grass/weeds in excess of 12 inches, yard trash, rubble, debris, and/or waste

Property Location: 5625 Burts Park Rd, Deleon Springs 32130

Parcel No. 694001000213

Zoning: A-3

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Dec 10, 2021

*Order of Non-Compliance issued at the November 17, 2021 hearing:

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Nadeau **MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, Chapter 58, Health & Sanitation SEC. 58-36, with a Hearing to Impose Fine set for the March 16, 2022 hearing.** After Member Wild **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2021192 – STEVEN HAYDEN

Posted

Complaint No. 20200824064

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884 Description: Altering a wetland buffer without first obtaining a wetland alteration permit.

Property Location: 1705 Turtle Hill Rd, Enterprise 32725

Parcel No. 910901000260

Zoning: RREA

Environmental Specialist II - Julie McCrystal

Property owner was first notified of the violation on 7-3-21

*Order of Non-Compliance issued at the September 15, 2021 hearing:

*1st Amended Order of Non-Compliance issued at the October 20, 2021 hearing:

*2nd Amended Order of Non-Compliance issued at the November 17, 2021 hearing:

Hearing to Impose Fine/Lien

There was no one present at the hearing for this case.

Julie McCrystal, Environmental Specialist, presented the case. Julie went over the case details, showing photos. Julie said we received the wetland alteration permit for the utility shed and is in ready issue status and will be picked up tomorrow. Julie added on 1-18-2022 the wetland alteration permit was issued for the wetland restoration and expires on 7-17-2022.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 3rd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884, with a Hearing to Impose Fine set for the July 20, 2022 hearing.** After Member Wild **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2021195 - MCKINNON JESSE ROY

Served

Complaint No. 20210520050

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277(1)(C) Accessory building or structure on lot that does not have a completed principal structure

Property Location: 120 South St, Oak Hill 32759

Parcel No. 95060000170

Zoning: MH-5

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on May 1, 2021

*Order of Non-Compliance issued at the September 15, 2021 hearing:

Hearing to Impose Fine/Lien

There was no one present at the hearing for this case.

Fred Eastwood, code compliance, presented the case. Fred went over the case details, showing photos. Fred stated his last inspection was on 1-14-2022 and the property has had a change in ownership and Fred is requesting an amended order. Fred added that Mr. Dwinal the new owner is aware of this and is working on getting the surveys. Chris Hutchison added that he would suggest moving the next date out a few months.

After discussion and based on the testimony and evidence presented, Member Wild **MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277(1)(C), with a Hearing to Impose Fine set for the April 20, 2022 hearing.** After Member Zahn **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2021237 - MCMILLION CHARLES

Served

Complaint No. 20180829036

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Detached metal open side carport

Property Location: 3751 General Marshall Rd, Daytona Beach 32124

Parcel No. 620601140070

Zoning: R-4(5)A

Zoning Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on Sep 04, 2018

*Order of Non-Compliance issued at the October 20, 2021 hearing:

*1st Amended Order of Non-Compliance issued at the December 15, 2021 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of January 6, 2022:

Hearing to Impose Fine/Lien Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Wild **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

January 19, 2022

CEB2021319 - DAVIS PAULA R

Posted

Complaint No. 20210422045

Violation of CODE OF ORDINANCES-COUNTY OF VOLUSIA CHAPTER 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34 Vehicle(s) that is inoperative and/or without current state license tag

Property Location: 1695 W Euclid Ave, Deland 32720

Parcel No. 70182800010

Zoning: R-3

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on Jun 04, 2021

*Order of Non-Compliance issued at the December 15, 2021 hearing:

Hearing to Impose Fine/Lien

There was no one present at the hearing for this case.

Isiah Pitts, code compliance, presented the 2 cases together. Isiah went over the case details, showing photos. Isiah stated his last inspection was on 1-18-2022 and the property remains in violation. Member Wild asked if there has been contact with the owner. Isiah said not since last year.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$50.00 per day/per case commencing February 17, 2022 and to continue until compliance is achieved, but not to exceed \$12,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2021320 - DAVIS PAULA R

Posted

Complaint No. 20210422044

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Junk yard where not permitted

Property Location: 1695 W Euclid Ave, Deland 32720

Parcel No. 70182800010

Zoning: R-3

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on Jun 04, 2021

*Order of Non-Compliance issued at the December 15, 2021 hearing:

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$50.00 per day/per case commencing February 17, 2022 and to continue until compliance is achieved, but not to exceed \$12,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2021324 - ARVM 5 LLC

Served

Complaint No. 20210816038

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Appears renovation and or remodel with no evidence of required permits, inspections or approvals. Building, Mechanical, Electrical, Plumbing Permitting & inspections required. May not be a complete list.

Property Location: 171 S Sheridan Ave, Deland 32720

Parcel No. 701805000210

Zoning: R-3

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Sep 02, 2021

*Order of Non-Compliance issued at the December 15, 2021 hearing:

Hearing to Impose Fine/Lien

Shane High, Construction Manager, was present at the hearing for this case.

Robert Chayer, code compliance, presented the case. Robert went over the case details, showing photos. Robert stated there is permits issued for mechanical and plumbing and added the roof permit is now expired. Robert said this is the first contact he has had with anyone. Chairman Lingenfelter asked if Robert sees an issue with getting an extension on the roof permit. Robert said he was not sure but wants to give them the opportunity to go ahead and take care of that while taking care of the rest of the issues. Shane said he didn't realize this case was on the agenda until he started reading though it. Shane added that the corporations are not local so it takes a while to get information. Shane asked what other permits were needed. Robert said that we need to have access to take a look. Shane said the property is currently being occupied with tenants. Robert said it was vacant the last time he was there, maybe there's confusion on which property had the tenants. Robert said he was willing to give a some more time.

After discussion and based on the testimony and evidence presented, Member Needham **MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the March 16, 2022 hearing.** After Member Zahn **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2021329 - BAF 3 LLC

Served

Complaint No. 20210714039

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Appears renovation and or remodel with no evidence of required permits, inspections or approvals. Residential renovation. Mechanical, Electrical, OH garage door, fence. Permitting & inspections required. May not be a complete list.

Property Location: 136 Grace St, Deland 32724

Parcel No. 603308000190

Zoning: R-4(3)A

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Jul 30, 2021

*Order of Non-Compliance issued at the December 15, 2021 hearing:

Hearing to Impose Fine/Lien

Shane High, Construction Manager, was present at the hearing for this case.

Robert Chayer, code compliance, presented the case. Robert went over the case details, showing photos. Robert stated this property is occupied and said Mr. Traider and he stopped by there to talk with the occupants on what needed to happen. Robert said the tenants were going to provide photos of the inside but hasn't heard back. Robert said that he has seen a mechanical permit in the works now and reiterated this is the first contact he has had with anyone and said he was going to recommend a fine to start on 2-17-2022. Shane said this is the one he was actually here for. Shane added they obtained a survey of the property because there was some issue with the driveway and added that the mechanical permit was being applied for and they are also working on the garage door. Shane asked if the dates could match the other case. Chairman Lingenfelter asked Robert if there was concern with the interior of the home. Robert said yes, we have not had access and are requesting so. Shane said he has called the residents personally himself and has had no response.

After discussion and based on the testimony and evidence presented, Member Wild **MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the March 16, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2021344 - ~~DIETZEL CHRISTINA MICHELLE TERESA ANTHONY~~ Served

Complaint No. 20211005006

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). (2 sheds, roof, AC, may not be a complete list

Property Location: 206 Evergreen Ter., Deland 32724

Parcel No. 603812000280

Zoning: MH-5A

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 11-1-21

*Order of Non-Compliance issued at the November 17, 2021 hearing:

Hearing to Impose Fine/Lien

There was no one present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret stated the deed was recorded transferring the ownership into Teresa's name. Margaret added that she has had conversation with the contractor this morning and was told the sheds are gone and he was addressing everything else.

After discussion and based on the testimony and evidence presented, Member Wild **MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the March 16, 2022 hearing.** After Member Nadeau **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2021346 - OPENDOOR PROPERTY TRUST I

Posted

Complaint No. 20211029019

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Appears renovation and or remodel with no evidence of required permits, inspections or approvals. Residential renovation. Building, Mechanical, Electric, Plumbing. Permitting & inspections required. May not be a complete list.

Property Location: 316 N Blue Lake Ave, Deland 32724

Parcel No. 701000000080

Zoning: R-4A

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Nov 1, 2021

*Order of Non-Compliance issued at the December 15, 2021 hearing:

Hearing to Impose Fine/Lien

Scott Baker, Attorney from Zimmerman Law Firm, was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret stated a representative from Opendoor came to the permit center on 12-22-2021 to ask about the violations and he was given the case summary. Margaret added that staff also had emails with other reps from Opendoor, Deja Desalla, David Harper and Sofia Araiza were their names. On 12-28-2021 Josh Devinney another rep from Opendoor called saying he was just made aware of the issues and requested more information. Margaret gave him information on what needed to be done and he said he had contractors and is trying to move forward on the permitting. Margaret also added that they met the contractor on site last week and did a walk through and said they had 3 permits recently but not for the renovation that had been done. Margaret said the property is for sale and there have been no permit applications to date. Chairman Lingenfelter than asked Mr. Baker what he had to share as staff was recommending an amended order for March. Mr. Baker said we did just find out about this as his client is based in California and also Arizona. Mr. Baker said we are fully engaged with fixing the issues. Mr. Baker then asked if they could have 90 days instead of 60. Margaret said she did not have a problem with that. Chairman Lingenfelter than asked if there was any life safety issues. Margaret said no and the property was vacant.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the April 20, 2022 hearing.** After Member Wild **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2021355 - OPENDOOR PROPERTY TRUST I

Posted

Complaint No. 20211116012

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). (New AC, may not be a complete list

Property Location: 903 Camphor Ln, Deland 32720

Parcel No. 701702190120

Zoning: R-3

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Dec 2, 2021

*Order of Non-Compliance issued at the December 15, 2021 hearing:

Hearing to Impose Fine/Lien

Scott Baker, Attorney, was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret stated this is the one that had a little more than just the AC and added that this is pretty much the same as 316 Blue Lake, although they have not had access to this property. Margaret then showed a photo from Pictometry that shows an addition that was not permitted. Margaret added that windows and a fire place were done too. Margaret said her recommendation was the same as the previous case. Chairman Lingenfelter asked so there is not a full scope of what needs to be done. Margaret said no as she has not had access and she is only going by what Pictometry and the realtor sites show. Mr. Baker said you can't lie with those photos and added that they just bought the property with those preexisting issues and they are going to fix it. Chairman Lingenfelter asked if he was wanting the same 90 days as the previous case. Mr. Baker said yes. A comment was made about the access to the property. Margaret said they can set up a meeting for next week.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the April 20, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

January 19, 2022

X. Hearings and Presentation of Filed Notices of Violations

CEB2021024 - CONOLEY E B & LORRAINE

Served

Complaint No. 20201203030

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). SFR built with no permits

Property Location: 965 Bunnell Rd, Seville 32190

Parcel No. 383500000040 Zoning: A-1

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on Dec 10, 2020

Continued to February 16, 2022

CEB2021243 - BARNES SHARON

Served

Complaint No. 20200227056

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Converted Pole barn into a SFR with a garage.

Property Location: No Street, County 32724

Parcel No. 612101020220 Zoning: FRA

Zoning Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on Mar 25, 2021

Continued to February 16, 2022

CEB2021278 - MACALUSO JOSEPH C

Sheriff Served

Complaint No. 20210811033

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). During a TRS site plan meeting, it was pointed out that the property has had construction

Property Location: 1443 E New York Ave, Deland 32724

Parcel No. 701106000060 Zoning: B-4CA

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Sept 14, 2021

Continued to February 16, 2022

January 19, 2022

CEB2021287 - BRUTEN SONJI L

Served

Complaint No. 20210709006

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-293 A landfill without the required permits, exemptions, and or approvals

Property Location: 471 S Spring Garden Ave, Deland 32720

Parcel No. 701702230100

Zoning: B-4C

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on Jul 16, 2021

There was no one present at the hearing for this case.

Isiah Pitts, code compliance, presented the case. Isiah went over the case details, showing photos. Isiah said the property was first observed on 7-9-2021 and his last inspection was on 1-18-2022 and the property remains in violation. Isiah said he did have contact with Sonji last Monday and was told he wasn't aware he couldn't have the fill and was going to get rid of it. Isiah said that on 1-10-2022 he went by the property and the fill had been knocked down and impacted it, so the fill is still there. Member Zahn asked if the dirt was pushed around. Isiah stated when he was there on 1-18 you can see the tire marks but believes the fill is still there.

After discussion and based on the testimony and evidence presented, Member Wild **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-293 With a compliance date of March 11, 2022 and a Hearing to Impose Fine is set for the March 16, 2022 hearing.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2021314 - COOMBS DOUGLAS H EST

Served

Complaint No. 20210707020

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Renovation/remodel without permits and inspection approvals. Siding, windows, bathroom, room off the porch, carport, roof, may not be a complete list.

Property Location: 128 N 1st St, Oak Hill 32759

Parcel No. 950600000720

Zoning: MH-5

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 10-21-21

Continued to February 16, 2022

January 19, 2022

CEB2021316-MORN JOHN TR/TRUST NUMBER 3456/CASSADAGA HOTEL Posted

Complaint No. 20180530014

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Re-roof

Property Location: 355 Cassadaga Rd, Lake Helen 32744

Parcel No. 810507010010

Zoning: B-8

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on Jun 04, 2018

There was no one present at the hearing for this case.

Isiah Pitts, code compliance, presented the case. Isiah went over the case details, showing photos. Isiah said the property was first observed on 5-30-2018 by previous code officer Beverly Abrahamson. On 8-27-2021 the 2nd certified mail was hand delivered to Ivan the assistant manager and the notice of hearing was hand delivered on 12-27-2021 to Ivan the assistant manager. Isiah added his last inspection was on 1-19-2022 and there are no permits in for the roof. Isiah then showed photos from Pictometry showing the new roof work. Isiah said there had been no contact other than the hand delivery of the notices.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTIONS 105.1 AND 110.1 With a compliance date of March 11, 2022 and a Hearing to Impose Fine is set for the March 16, 2022 hearing.** After Member Wild **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2021331 - GONZALEZ LINDSEY P

Served

Complaint No. 20190702040

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Appears renovation and or remodel with no evidence of required permits / inspections or approvals. Structural framing repair; Sub-fascia; New / re-roof. May not be a complete list.

Property Location: 4231 S Peninsula Dr., Port Orange 32127

Parcel No. 631204004340 Zoning: R-3(S)

Zoning Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on 10-29-21

There was no one present at the hearing for this case.

Debbie Zechnowitz, code compliance, presented the case. Debbie went over the case details, showing photos. Debbie said a stop work order was posted July 2019 by Paul Traider. Debbie added the notice of violation was returned undeliverable and was then posted on April 13, 2021, there was no contact until November 2021, the owner requested the case be continued, which she did. An onsite inspection was arranged and performed on 12-17-2021 and Paul explained the issues and Ms. Gonzalez understood what needed to be done for compliance. Debbie added that no permits had been applied for to date and there has been no response to phone calls and emails. Paul Traider added that they did meet with the owner and she was given information on coming into compliance.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTIONS 105.1 AND 110.1 With a compliance date of February 11, 2022 and a Hearing to Impose Fine is set for the February 16, 2022 hearing.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2021351 - THE PETER A VEGA AND KAREN E

Served

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

Complaint No. 20210706053

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Hotel/Motel where not permitted and use of premises where not permitted

Property Location: 6901 S Atlantic Ave, New Smyrna Beach 32169

Parcel No. 850501170010 Zoning: R-9W

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 11-8-21

Continued to February 16, 2022

January 19, 2022

CEB2021358 - HARVILL KAREN RHONDA CLIFTON

Served

Complaint No. 20210812044

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 Living in RV or RV connected to water, sewer or electric lines, where not permitted

Property Location: 4730 Beacon Light Rd, Edgewater 32141

Parcel No. 844301000011

Zoning: MH-3

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on Nov 08, 2021

Rhonda Harvill was present at the hearing for this case.

Fred Eastwood, code compliance, presented the case. Fred went over the case details, showing photos. Fred said on 8-12-2021 he visited the site and found 2 RV's with people living inside, he spoke with the home owner who stated that 1 RV had been there for 5 years and the other for a year. Fred then spoke to the RV owners and explained the RV's could not be there and they would need to be moved to a RV park. Fred said on 9-14-2021 he spoke with the home owner and she indicated that she had started the eviction process on one of the RV's and was working on having the other removed and she asked for additional time. Per the property owner on 10-15-2021 the Sheriff's office issued a 30 day notice for one of the RV owners and the RV was to be out by the end of the month. Fred added that on 11-5-2021 he visited the site and noticed the 2 RV's were still there and a 3rd truck camper type was sitting on a lift being run by a generator. Fred posted the notice of violation on 11-10-2021. Another inspection was on 12-2-2021 the 2 RV's were still there and the 3rd unit had been removed. Fred said on 12-20-2021 he did another site visit and noticed the RV's were still there and the 3rd unit that appeared to be removed was moved up close to the house and appeared to be used. Fred added his final inspection was 1-11-2022 the 2 RV's are still on the property and the 3rd was removed. Fred said his recommendation was a finding of non-compliance with a compliance date of 2-14-22 and hearing to impose fine on 2-16-2022. Chairman Lingenfelter asked Fred if he visually seen or can it be seen in the photos that they are actually connected to electricity. Fred said yes they are connected to electricity and water. Chairman Lingenfelter asked where the sewage was going. Fred said in the holding tank and that gets emptied every once in a while. Ms. Harvill said that she has been here 100 times to get an eviction for the Puma one as she has not been paid anything. Ms. Harvill added that the Sheriff told her she could not disconnect them or she would go to jail. Ms. Harvill said she has been putting up with them the whole year of 2021. Chairman Lingenfelter asked how the eviction process was going. Ms. Harvill explained she had to fix the paperwork and is still waiting for something to be done. Ms. Harvill added that the junkie one came to an agreement and would be out by May. Chairman Lingenfelter asked about the truck camper and Ms. Harvill said no one lives in that and that she owns it. Chairman Lingenfelter asked if February 14th would be enough time and Ms. Harvill said yes and added she hopes they will be gone in the next day or 2.

After discussion and based on the testimony and evidence presented, Member Needham **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 With a compliance date of February 14, 2022 and a Hearing to Impose Fine is set for the February 16, 2022 hearing.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2021360 – MARKS BRETT TR / SEA EIGHT DYASTY TRUST **Posted**

Complaint No. 20210810084

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Building

Property Location: 325 N Putnam Grove Rd, Oak Hill 32759

Parcel No. 953701000141

Zoning: A-1

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on 12-10-21

Darren Marks & Dustin Anglin was present at the hearing for this case.

Fred Eastwood, code compliance, presented the case. Fred went over the case details, showing photos. Fred said the property is zoned Ag exempt however the building is listed in property appraisers as a single family unit so the Ag exempt would not qualify. Fred added on 8-10-2021 he spoke to a realtor who is the son of the owner and was told he would start the process today since he had all the drawings and paperwork. Fred said on 9-2-2021 he and Paul Traider conducted a site inspection and found the building to be unsafe and added the Fire Marshall also indicated that the property would have to meet all the requirements of the Florida Fire Prevention codes. A stop work order was placed on 9-2-2021. Fred stated on 9-13-2021 he received an email from Environmental referencing the adjoining pond on the property 324 as it was dug without permits. On 10-6-2021 Fred received a call from the owners stating they are in talks with the City of Oak Hill on annexing all the property and separating into 10 acres lots to sell except for the 3 acres the house is on. Fred was told they had a company surveying the property that week and were in the process of getting an engineer/architect completing plans for the permits needed for the construction and will be working to get the pond permitted. Fred said on 11-18-2021 he had a site visit and spoke with the owners who said they have an architect coming to the property next week to what changes need to be made. Fred said as of 12-2-2021 no applications were on file and since they indicated they may sell the property he set the case up for Code Board. Fred added on 12-30 he received a call from the owner with an update as to where they were in the process and informed that Dustin with ANG Builders would be doing the renovations. Fred's final inspection was on 1-14-2021 and there have been no permit applications submitted. Fred said his recommendation was for a finding of non-compliance with a compliance date of 2-11 and hearing to impose fine on 2-16-22. Darren stated that when they bought the property it was not disclosed that the building was not permitted and that they did not do the construction. Darren said they found this out when they called for an inspection because they wanted to do wedding destination as that was what the property was sold for and that was the idea was to have a business there. Darren said they tried working with the previous owners and they have been MIA, he added they hired Dustin and got an engineer and are wanting to fix the issues. Chairman Lingenfelter asked if they were still pursuing annexation into the city. Darren said they did divide the lots but they are not wanting to sell now. Chairman Lingenfelter said the reason he asked that is because all the work we do on getting you into compliance with the county as soon as it is annexed it changes the jurisdiction and would become the City of Oak Hills issue. Darren said he did not know that. Member Zahn added that as of right now you are in the County and it's still a county code violation and whether Oak Hill follows the same thing or not, you still need to get the building approved to meet Florida building codes. Darren said he has no issues

January 19, 2022

clearing up with the county and then splitting the lots. Chairman Lingenfelter asked if he had spoken with the County regarding if a wedding venue can occur on this property. Darren said they scratched that idea once they realized what they had to do for hosting people, even though the property was sold to us like that, but they then decided to keep it residential. Dustin added that he has retained a structural engineer and are working on bringing the building into compliance. Dustin said the next meeting with the structural engineer is the beginning of February and is planned for the second week of February with a MEP engineer and the whole process may be several months. Chairman Lingenfelter suggested having the County do an inspection as well as staying in touch with Fred. There was discussion on the timeframe needed to get a package submitted. Member Needham asked if there were life and safety issues with the building. Fred said yes there are no windows upstairs and the other is the stairwell because it is so narrow. Member Needham then asked if it were the County's position that there be no occupancy there until the issues are resolved. Fred said yes.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTIONS 105.1 AND 110.1 With a compliance date of April 16, 2022 and a Hearing to Impose Fine is set for the April 20, 2022 hearing and Requested a Prevention Inspection take place within 2 weeks.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2021361 - NEAL BARRY & DINA

Posted

Complaint No. 20210726052

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Excavation

Property Location: 1190 Gopher Slough Rd, Mims 32754

Parcel No. 031602000970

Zoning: FR

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on Nov 10, 2021

Dina Neal was present at the hearing for this case.

Fred Eastwood, code compliance, presented the case. Fred went over the case details, showing photos. Fred said on 7-26-2021 he was in a 4 way conversation with Permitting, Yolanda in Planning and the contractor for excavation of the pond. Yolanda explained that the digging of a pond would fall under the building permit for the new home as dirt had to be added to the home site. Permitting was in contact with the owner and gave instructions for what was needed in order to apply for the building permit even though they were not building at that time, and if they didn't build then the pond would need to be filled back in with dirt from the property. It was explained that it could take 60 days for the permit to be approved once they receive all the documents. Fred stated on 11-2-2021 he checked with the permit department and no paperwork was submitted and there was no change in the property so he sent the certified notice of violation. On 11-11-2021 when Fred was posting the notice he noticed the property was for sale, he spoke with the realtor and explained what needed to be done, the realtor said he would pass the information to the new owners. On 12-2-2021 there has been no changes or further discussions with the realtor or property owners so he set the case up for Code Board. Fred's last inspection was 1-14-2022 there are no permit applications on file and no contact with the owners. Fred said his recommendation is a finding of non-compliance with a compliance date of 2-11 and hearing to impose fine on 2-16-22. Chairman Lingenfelter asked Fred if the first time he saw the pond was a year ago. Fred said yes. Chairman Lingenfelter then asked Mr. and Mrs. Neal what they were going to do with the pond. Mr. Neal said regarding the long lag time that they just moved back to the Florida area and that his job takes him all over. Mr. Neal said they hired a contractor and talked about the permits and was told that he handled many of these situations and shouldn't have any problems, they trusted him and thought everything was good. Mr. Neal said they discussed about selling the property since Fred mentioned the for sale sign because they were unsure if they were going to build or not and added that they are trying to avoid back filling the pond. Mr. Neal said they are still trying to decide if they are going to stay or not. Mr. Neal also added they have been trying to contact the contractor to find out what he would be willing to do to help us with this as they were not trying to have a code problems. Member Zahn questioned the timeframe of the recommendation and Fred said he had no problem extending it out.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 With a compliance date of March 12, 2022 and a Hearing to Impose Fine is set for the March 16, 2022 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2021362 - FISCHER CLIFFORD E

Served

Complaint No. 20210921007

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (A) Parking truck tractor, semi-trailer, commercial bus, cutaway van, or chassis cab, truck where not permitted

Property Location: 116 West Loop, Oak Hill 32759

Parcel No. 950600011130

Zoning: MH-5

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Sep 23, 2021

There was no one present at the hearing for this case.

Margaret Godfrey, code compliance, presented the 3 cases together. Margaret went over the case details, showing photos. Margaret said on 11-20-2020 a complaint was received about the truck tractors being parked on the front lawn and an advisory notice was sent on 12-7-2020 the trucks were removed and the complaint was closed/ Margaret said while inspecting other properties, staff noticed the trucks were back. Margaret showed photos of the accessory structure that does not meet the setbacks. Margaret said staff had spoken with Mr. Fischer via telephone and informed him what needed to be done to cure the violations. There has been no further contact, no permit applications and the cited conditions remain unchanged.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (A) With a compliance date of March 10, 2022 and a Hearing to Impose Fine is set for the March 16, 2022 hearing.** After Member Wild **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2021363 - FISCHER CLIFFORD E

Served

Complaint No. 20210921032

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277 You have failed to observe the required setbacks. (Unpermitted accessory structures

Property Location: 116 West Loop, Oak Hill 32759

Parcel No. 950600011130

Zoning: MH-5

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Sep 23, 2021

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277 With a compliance date of March 10, 2022 and a Hearing to Impose Fine is set for the March 16, 2022 hearing.** After Member Wild **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2021364 - FISCHER CLIFFORD E

Served

Complaint No. 20210921031

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). (Accessory structures, may not be a complete list

Property Location: 116 West Loop, Oak Hill 32759

Parcel No. 950600011130

Zoning: MH-5

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Sep 23, 2021

After discussion and based on the testimony and evidence presented, Member Zahn

MOVED to issue an Order of Non-Compliance for violation of Volusia County Code

of Ordinances CHAPTER 22-2, SECTIONS 105.1 AND 110.1 With a compliance date

of March 10, 2022 and a Hearing to Impose Fine is set for the March 16, 2022

hearing. After Member Wild **SECONDED** the motion, it **CARRIED** unanimously by voice

vote.

January 19, 2022

CEB2021379 - OPENDOOR PROPERTY TRUST I

Posted

Complaint No. 20211209022

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Appears renovation and or remodel with no evidence of required permits, inspections or approvals. Residential renovation. Mechanical; Electrical; interior renovations. May not be a complete list.

Property Location: 2119 Eau Claire Ave, Deland 32724

Parcel No. 70111120082

Zoning: R-3

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Dec 13, 2021

Scott Baker, Attorney, was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret stated that staff received an email on 12-9-2021 from Paul Traider that stated a stop work order was posted for new mechanical, change in condenser location, electrical work, possible kitchen and interior renovations, new windows and no permit to enclose the garage. On 12-22-21 an email was received from a permit tech stating a representative from Opendoor came in requesting more information regarding the violations and a case summary was given to them. Margaret said on 12-28-21 an email was sent to Deja Desalla and Sofia Araiza, staff then received a call from Josh Devinney, who was just made aware of the issues, Margaret gave him the information and Josh said he was getting with contractors and is trying to move forward with permitting. Margaret said the property is for sale and is listed as pending, she added that the recommendation would be the same as the other 2 Opendoor cases that were heard earlier. Mr. Baker stated that the code staff and management has adopted a practice of looking at what they call unqualified sales in the property appraisers' database and added that they had been put into some sort of bucket list of unqualified sales and plans to discuss this issue with them. Mr. Baker added that he knows this is not our issue but thinks there may be state laws being broken. Member Zahn asked how this was relevant and stated his company deals with a lot of after the fact permits and said this is related to the construction itself and that's what this issue is. There was discussion on how violations are found. Sebrina Slack added that the primary evidence is the new HVAC and windows and on the listing the realtor indicates that the internal pictures may be virtually generated. Sebrina added we are not relying on that photo, but according to the listing there may be potential changes in the interior. It was discussed to have the motion match the dates to go along with the other cases that were on this agenda.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTIONS 105.1 AND 110.1 With a compliance date of April 15, 2022 and a Hearing to Impose Fine is set for the April 20, 2022 hearing.** After Member Wild **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2021382 - PIERCE EDELGARD B**Served**

Complaint No. 20211021037

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Maintaining a (duplex/multifamily) dwelling and/or use where not permitted

Property Location: 6468 River Rd, New Smyrna Beach 32169

Parcel No. 850501720110**Zoning: R-9W****Code Compliance Officer - Fred Eastwood**

Property owner was first notified of the violation on Jul 23, 2021

Edelgard Pierce and Susan Hounsom were present at the hearing for this case.

Fred Eastwood, code compliance, presented the 3 cases together. Fred went over the case details, showing photos. Fred stated on 7-23-2021 he visited the property and spoke to the tenants and the owner has a full apartment upstairs with 3 bedrooms, 2 baths and a full kitchen. In the rear of the downstairs is an efficiency apartment with 1 bedroom, 1 bath and no kitchen and has 1 person living there. The owner also lives downstairs where she converted the game room into a bedroom and added a bathroom. Fred and Margaret spoke with the owner who thought she was grandfathered back in 2003. Fred added on 7-27-2021 he had a site visit with Margaret Godfrey and the home owner has a full apartment upstairs that is rented and the owner is living in the converted game room and an enclosed rear patio with an extra bedroom, full bathroom and a butler's kitchen. Margaret advised the owner she would need drawings for an as is addition and that they need to contact Zoning first to see if they would even approve the additional living space downstairs. Fred said on 8-31-2021 he spoke with the architect and he was going to complete the drawings for the downstairs additions and well as the enclosed porch, he advised it may take 45 days to complete, Fred allowed some additional time. In October additional complaints were received regarding a 2nd AC unit, fence, electric work on the dock and boat house, Fred looked and could not find permits for the fence and electric work. Fred didn't see a new AC, the one she has was finalized in 2016. Fred received a call from Lawrence her contractor on 10-22-2021 saying he was working on the issues. On 12-14-2021 Lawrence called Fred and said the contractor, Steve Leese, submitted the drawings to the County on November 18th, but it was denied since Steve did not know the whole scope of work. Fred then advised Lawrence that as long as there are Zoning issues no building permit would be issued until it is a single family residence. On 12-16-2021 the property has not complied with the request to convert the property back to a single family residence so the case for Code Board was set. Fred stated his last inspection was 1-14-2022 and there has been no further action. Ms. Pierce passed out an affidavit to the each of the Board members. Ms. Hounsom read it aloud, it stated that no construction had been done since the property was purchased in 1999 and she has only done some non-structural improvements, such as putting in flooring, painting and other decorative items. Ms. Hounsom said that when Edel first got notice she was in contact with Steve Leese and hired CRA Engineering. Ms. Hounsom added that for the case regarding a duplex that Edel and her husband negotiated with the county and they were allowed to keep the apartment as long as they took the stove out, Ms. Hounsom said the case was in 2004 and received an order of compliance and she added whatever was inspected in 2004 was allowed and is still in the same condition as it is now. Ms. Hounsom added that it has been said there are 3 living areas, there is 3 bedrooms, 2 baths upstairs and there 1 bedroom and 2 baths downstairs. Ms. Hounsom added that Edel stays in 1 January 19, 2022

bedroom downstairs. Ms. Hounsom added that Edel has had tenants in the past and one of the tenants was a roommate that she was living with in the downstairs and is now gone. Edel is now occupying the entire downstairs. Ms. Hounsom said the upstairs tenant has been given notice to vacate the apartment upstairs by February 1st. Ms. Hounsom spoke about the construction and said she had a survey from Dan Corey from before they bought the property and in his comments it says there is a glass enclosed porch and added that it was there in 1999 when she got a survey and elevation certificate to get her insurance. Ms. Hounsom added that she pulled the property record and found that in 1995 the lower level was finished from a game room and now it is 27 years later and Edel is paying to defend herself from someone complaining. Ms. Hounsom said they are disputing the fence as it is decorative and explained the definition of a fence and said that is not what Edel has. Clay Meek added that the document that is made to be the affidavit is not and added there is nothing in the notary seal that indicates that the witness for or affirmed to the statement that is above and until the respondents swears in here today that this is her statement. Ms. Pierce then read her affidavit. Chairman Lingenfelter said that with the information provided you have me almost convinced this is a duplex, you had a tenant upstairs. Margaret added that for point of clarification in 1995 it was an enclosed area but not as living space and added this was brought to code board in 2003 because it was used as a multifamily and the only reason it came into compliance was because they converted it back to single family. Chairman Lingenfelter then questioned the conversion and asked about the kitchens. Ms. Pierce stated she had a bad stove upstairs and bought a new one and said she is storing the stove in the garage until she sells the house. Glenn Burton was called to speak, he is Ms. Pierce neighbor and has owned his property since 2010 and has witnessed renters coming and going by the weekend, week, month and year. Mr. Burton said the statement given was incorrect and that Ms. Pierce actually lives in the garage and rents the bottom floor to a gentleman who has since left and she rents the upstairs by the week and month. Mr. Burton added that she claims homestead exemption for 21 years and renting with 100% occupancy. Mr. Burton said his major concern is the renting and use of the property, this is supposed to be single family as the neighborhood was designed for. Member Wild thanked Ms. Hounsom for her testimony as it convinced him every one of the violations are accurate. Mr. Leese the general contractor said he has the drawings and was told not to turn them in and that they are waiting for updates. Member Zahn then made 3 separate motions for each case as he also believes these are valid violations.

After discussion and based on the testimony and evidence presented, Member Wild **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 With a compliance date of March 14, 2022 and a Hearing to Impose Fine is set for the March 16, 2022 hearing.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

January 19, 2022

CEB2021384 - PIERCE EDELGARD B

Served

Complaint No. 20210723010

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). House has been converted into 3 living areas. PA states that there are 3 bedrooms and 3 bathrooms. According to the original drawings, the house was built as a 2 bedroom, 3 bathroom home. The property now has 2 kitchens, 4 bathrooms and 5 bedrooms. No evidence of the required permits and inspection approvals.

Property Location: 6468 River Rd, New Smyrna Beach 32169

Parcel No. 850501720110

Zoning: R-9W

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on Jul 23, 2021

After discussion and based on the testimony and evidence presented, Member Wild **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTIONS 105.1 AND 110.1 With a compliance date of March 14, 2022 and a Hearing to Impose Fine is set for the March 16, 2022 hearing.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2021385 - PIERCE EDELGARD B

Served

Complaint No. 20211214002

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 9 SECTION 72-341(b) Fence erected, moved, or altered without a permit

Property Location: 6468 River Rd, New Smyrna Beach 32169

Parcel No. 850501720110

Zoning: R-9W

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on Jul 23, 2021

After discussion and based on the testimony and evidence presented, Member Wild **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 9 SECTION 72-341(b) With a compliance date of March 14, 2022 and a Hearing to Impose Fine is set for the March 16, 2022 hearing.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

January 19, 2022

XI. Requests for Discussion of Accumulated Fines

CEB2020062 - J & J BRYAN INC

Served

Complaint No. 20190920024

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Expired permits

Property Location: 2657 Slow Flight Dr., Daytona Beach 32128

Parcel No. 623607004090

Zoning: PUD

Zoning Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on 5-18-20

*Order of Non-Compliance issued at the June 17, 2020 hearing:

*1st Amended Order of Non-Compliance issued at the October 21, 2020 hearing:

*Final Order Imposing Fine Lien issued at the February 17, 2021 hearing:

*1st Amended Order Imposing Fine Lien issued at the February 17, 2021 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of December 13, 2021:

Request for Discussion of Fine/Lien of \$44,750.00

Colleen Miles was present at the hearing for this case.

Debbie Zechnowitz, code compliance, presented the 2 cases together. Debbie went over the case details, showing photos. Debbie said these cases are now in compliance. Debbie said that on 2-17-2021 the Board issued the fines to start in March, an amended order imposing fine was issued in March for the fines to start in June as permits were valid. In June the board denied the stay of fine, after staff recommended not starting them. Debbie stated strong efforts were made to bring these cases into compliance subsequent to Ms. Miles involvement, all permits were issued at the time fines started. Debbie added staff recommendation is to reduce the fines for both cases to Zero dollars. Chairman Lingenfelter asked if the projects were completely done. Ms. Miles said everything is done. Member Wild asked a few questions as he was a part of the Board when this originally started and was out the past year.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to reduce the fine to zero dollars and issue an Order of Dismissing and Releasing Fine/Lien for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTIONS 105.1 AND 110.1.** After Member Wild **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2020063 - J & J BRYAN INC

Served

Complaint No. 20190920021

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277 You have failed to observe the required setbacks

Property Location: 2657 Slow Flight Dr., Daytona Beach 32128

Parcel No. 623607004090

Zoning: PUD

Zoning Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on 5-18-20

*Order of Non-Compliance issued at the June 17, 2020 hearing:

*1st Amended Order of Non-Compliance issued at the October 21, 2020 hearing:

*Final Order Imposing Fine Lien issued at the February 17, 2021 hearing:

*1st Amended Order Imposing Fine Lien issued at the February 17, 2021 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of December 10, 2021:

January 19, 2022

*Order of Compliance issued at the December 15, 2021 hearing:

Request for Discussion of Fine/Lien of \$44,000.00

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to reduce the fine to zero dollars and issue an Order of Dismissing and Releasing Fine/Lien for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277.** After Member Wild **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

Cases from the Addendum

IX. Unfinished Business

CEB2021083 - BRADLEY J MIKE & GAYLE A

Posted

Complaint No. 20201116037

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Expired Permit for SFR # 20050527140

Property Location: 1185 San Jose Ave, Lake Helen 32744

Parcel No. 810500000400

Zoning: A-3

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on Feb 24, 2021

*Order of Non-Compliance issued at the July 21, 2021 hearing:

*Final Order Imposing Fine Lien issued at the October 20, 2021 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of January 12, 2021:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Wild **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

CEB2021127 - BRADLEY J MIKE & GAYLE A

Posted

Complaint No. 20210506061

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 111.1 occupying a dwelling without a County issued certificate of occupation

Property Location: 1185 San Jose Ave, Lake Helen 32744

Parcel No. 810500000400

Zoning: A-3

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on May 15, 2021

*Order of Non-Compliance issued at the July 21, 2021 hearing:

*Final Order Imposing Fine Lien issued at the October 20, 2021 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of January 12, 2021:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Wild **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

January 19, 2022

XII. New Business

Member Don Needham left the meeting at 11:00 am

- A. Tally Sheets (Quarterly)**
- B. As Entertained by Chairman**

Nominations for Chair and Vice-Chair. Member Wild moved for Chair Lingenfelter to continue to be the chairman and Vice-Chair Hall was voted to continue to be the Vice-Chairman, Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

- C. As Entertained by Board Attorney**
- D. As Entertained by Staff Attorney**
- E. As Entertained By Staff**

XIII. Adjournment

There being no further business to discuss before the Board, the meeting adjourned at 12:21 pm.

Respectfully submitted,

Ramona Jones
Code Enforcement Board Clerk

January 19, 2022

CERTIFICATE

**STATE OF FLORIDA:
COUNTY OF VOLUSIA:**

I, Ramona Jones, Code Enforcement Board Clerk, do hereby certify that the foregoing pages constitute a true and accurate transcript of the minutes of the Volusia County Code Enforcement Board taken on January 19, 2022, at 123 West Indiana Avenue, Deland, Florida.

WITNESS MY HAND this 14th day of February, 2022, in the City of DeLand, County of Volusia, State of Florida.

**Ramona Jones
Code Board Clerk**

January 19, 2022