



VOLUSIA COUNTY CODE ENFORCEMENT BOARD MINUTES

October 18, 2023

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
Clay Meek, Board Attorney
Pete Zahn
Rick Dwyer
Andrew Hall
Jami Gallegos

MEMBERS ABSENT

STAFF PRESENT

Kerry Leuzinger, Chief Building Official
Nicholas Ventura, Activity Project Manager
Jacquie Fleming, Code Board Clerk
Chris Hutchison, Code Compliance Manager
Peter Hinson, Code Compliance Officer
Debbie Zechnowitz, Code Compliance Officer
Sebrina Slack, Assistant County Attorney
Julie McCrystal, Environmental Specialist II
Todd Hannah, Environmental Specialist III
Danielle Gadzala, Environmental Specialist II
Paul Traider, Building Inspector II
Margaret Godfrey, Code Compliance
Robert Chayer, Code Compliance Officer
Fred Eastwood, Code Compliance Officer

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APPROVAL OF MINUTES
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The October 18, 2023 minutes will be approved at the December 20, 2023 hearing.
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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.

Audio from this meeting can be found at <https://www.volusia.org/services/growth-and-resource-management/code-enforcement/code-enforcement-board.stml>

IX. UNFINISHED BUSINESS

JANETTE K PELL

Property Location: 250 N Sr 415, Osteen 32764

Parcel No. 92070000110 Zoning: OCV

1: CEB2021241 Served

Complaint No. 20210813022

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72
ARTICLE II DIVISION 8 SECTION 72-291 Altering a commercial property without a final site plan.

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on August 18, 2021

*Order of Non-Compliance issued at the January 18, 2023 hearing:

*1st Amended Order of Non-Compliance issued at the May 17, 2023 hearing:

*2nd Amended Order of Non-Compliance issued at the June 21, 2023 hearing:

*3rd Amended Order of Non-Compliance issued at the September 20, 2023 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of September 22, 2023:

Order of Compliance

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

LINDSEY P GONZALEZ

Property Location: 4231 S Peninsula Dr, Port Orange 32127

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

1: CEB2021331 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)

Code Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on October 29, 2021

*Order of Non-Compliance issued at the January 19, 2022 hearing:

*1st Amended Order of Non-Compliance issued at the February 16, 2022 hearing:

*2nd Amended Order of Non-Compliance issued at the March 16, 2022 hearing:

*3rd Amended Order of Non-Compliance issued at the April 20, 2022 hearing:

*Final Order Imposing Fine Lien issued at the October 19, 2022 hearing:

*1st Amended Order Imposing Fine Lien issued at the December 21, 2022 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of September 14, 2023:

Order of Compliance

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

URSULA A MOCCIA

Property Location: 251 Bissit Bay Rd, Oak Hill 32759

Parcel No. 853801000072 Zoning: MH-5W

1: CEB2022270

Complaint No. 20220103011

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.

Environmental Specialist II - Danielle Gadzala

Property owner was first notified of the violation on January 3, 2022

*Order of Non-Compliance issued at the February 15, 2023 hearing:

*Final Order Imposing Fine Lien issued at the April 19, 2023 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of September 14, 2023:

Order of Compliance

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

SEAWINDS CONDO

Property Location: 1183 Ocean Shore Blvd, Ormond Beach 32176

Parcel No. 32342800001 Zoning: B-8

1: 20230510068

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72

ARTICLE III DIVISION 12 SECTION 72-924 Description:

STV Sea turtle violation

Sea Turtle Lighting Specialist - Nicole Weiss

Property owner was first notified of the violation on May 31, 2023

*Final Order Imposing Fine Lien issued at the August 16, 2023 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of September 27, 2023:

Order of Compliance

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

KENNETH JACOBS

Property Location: 405 Stacy Grove Rd, Oak Hill 32759

Parcel No. 944304000072 Zoning: A-1, FR, RC

1: 20221222054 Posted

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72

ARTICLE II DIVISION 7 SECTION 72-241 Stormwater Management

MIS Miscellaneous Violations

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on December 23, 2022

*Order of Non-Compliance issued at the April 19, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for this hearing.

Fred Eastwood, Code Compliance, presented the case. Fred went over the case details, showing photos. There was a discussion between Fred and the Board.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$250.00 per day, per case with no cap, commencing November 16, 2023, and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

2: **20230405058** **Posted**

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) VN1 Building without a permit.

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on March 1, 2023:

*Order of Non Compliance issued at the April 19, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for this hearing.

Fred Eastwood, Code Compliance, presented the case. Fred went over the case details, showing photos. There was a discussion between Fred and the Board.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$250.00 per day, per case with no cap, commencing November 16, 2023, and to continue until compliance is achieved, 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.

3: **20230405059** **Posted**

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

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on March 1, 2023

*Order of Non-Compliance issued at the April 19, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for this hearing.

Fred Eastwood, Code Compliance, presented the case. Fred went over the case details, showing photos. There was a discussion between Fred and the Board.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$250.00 per day, per case with no cap, commencing November 16, 2023, and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

4: **CEB2023021**

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Excavation without the required permits, exemptions and/or approval

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on October 6, 2022

*Order of Non-Compliance issued at the April 19, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for this hearing.

Fred Eastwood, Code Compliance, presented the case. Fred went over the case details, showing photos. There was a discussion between Fred and the Board.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$250.00 per day, per case with no cap, commencing November 16, 2023, and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

5: **CEB2023022**

Complaint No. 20230119085

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.

Environmental Specialist II - Julie McCrystal

Property owner was first notified of the violation on January 19, 2023

*Order of Non-Compliance issued at the April 19, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for this hearing.

Fred Eastwood, Code Compliance, presented the case. Fred went over the case details, showing photos. There was a discussion between Fred and the Board.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$250.00 per day, per case with no cap, commencing November 16, 2023, and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

E&E BUSINESS VENTURE INC

Property Location: 308 Albany Ave, Deland 32724

Parcel No. 701519040370 Zoning: R-4A

1: 20230316001 Posted

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) VN1 Building without a permit

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on May 18, 2023

*Order of Non Compliance issued at the September 20, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for this hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert and the Board.

After discussion and based on the testimony and evidence presented, Member Gallegos MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 with a Hearing to Impose Fine is set for the January 17, 2024, hearing. After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

DAYTONA JV LLC

Property Location: 451 S Atlantic Ave, Daytona Beach 32118

Parcel No. 530902020220 Zoning: 999

1: 20230504065

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE III DIVISION 12 SECTION 72-924 Description:

STV Sea turtle violation

Sea Turtle Lighting Specialist - Nicole Weiss

Property owner was first notified of the violation on May 5, 2023

*Order of Non Compliance issued at the September 20, 2023 hearing:

Hearing to Impose Fine/Lien

Jason was present for this hearing.

Nicole Weiss, Sea Turtle Lighting Specialist, presented the case. Nicole went over the case details, showing photos. There was a discussion between Nicole, Jason and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order Imposing Fine/Lien with a one-time fine in the amount of \$1,000.00 for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72 ARTICLE III DIVISION 12 SECTION 72-924. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

OCEANIA PLAZA CONDO ASSOCIATION

Property Location: 421 S Atlantic Ave, New Smyrna Beach 32169

Parcel No. 740909010001 Zoning: 999

1: 20230509084 Served

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72
ARTICLE III DIVISION 12 SECTION 72-924 Description:

STV Sea turtle violation

Sea Turtle Lighting Specialist - Nicole Weiss

Property owner was first notified of the violation on May 5, 2023

*Order of Non Compliance issued at the September 20, 2023 hearing:

Hearing to Impose Fine/Lien

Tim Smith was present for this hearing.

Nicole Weiss, Sea Turtle Lighting Specialist, presented the case. Nicole went over the case details, showing photos. There was a discussion between Nicole, Tim Smith and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order Imposing Fine/Lien with a one-time fine in the amount of \$500.00 for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72 ARTICLE III DIVISION 12 SECTION 72-924. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

PROPERTY INVESTMENTS

Property Location: 412 Warren Ave, New Smyrna Beach 32168

Parcel No. 741801230050 Zoning: R-4A

1: 20230522073 Posted

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 58, ARTICLE I
SECTION 58-3 MAINTENANCE ORDINANCE Improperly Maintained structure(s)
and/or system(s) VN2 Improperly maintained conditions.

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on June 2, 2023

*Order of Non Compliance issued at the July 19, 2023 hearing:

Hearing to Impose Fine/Lien

John was present for this hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert, John and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 58, ARTICLE I SECTION 58-3 with a Hearing to Impose Fine is set for the January 17, 2024, hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

2: **20230817030** **Posted**

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). SWO posted Construction which requires permitting and inspections with no evidence of required permits, inspections, or approvals. Interior exterior renovations, structural alterations, electrical, plumbing, windows, exterior doors may not be a complete list. Building, mechanical, electrical, plumbing, permitting & inspections required. VN1 Building without a permit.

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on June 2, 2023

*Order of Non Compliance issued at the September 20, 2023 hearing:

Hearing to Impose Fine/Lien

John was present for this hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert, John and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 with a Hearing to Impose Fine is set for the January 17, 2024, hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

CORONADO TOWERS CONDO ASSOC

Property Location: 705 N Atlantic Ave, New Smyrna Beach 32169

Parcel No. 745517000001 Zoning: 999

1: **20230601068**

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE III DIVISION 12 SECTION 72-924 Description: STV Sea turtle violation

Sea Turtle Lighting Specialist - Nicole Weiss

Property owner was first notified of the violation on June 2, 2023

*Order of Non Compliance issued at the September 20, 2023 hearing:

Hearing to Impose Fine/Lien

Brian Nicholes was present at this hearing

Nicole Weiss, Sea Turtle Lighting Specialist, presented the case. Nicole went over the case details, showing photos. There was a discussion between Nicole, Tim Smith and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order Imposing Fine/Lien with a one-time fine in the amount of \$2,000.00 for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72 ARTICLE III DIVISION 12 SECTION 72-924. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

WT INVESTMENT PROPERTY GROUP FL LLC
Property Location: 1820 10th Ave, Deland 32724
Parcel No. 700102200280 Zoning: R-4A
1: 20230714014

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 TRE Tree removal without permit

Environmental Specialist II - Danielle Gadzala

Property owner was first notified of the violation on July 14, 2023
*Order of Non Compliance issued at the September 20, 2023 hearing:

Hearing to Impose Fine/Lien

Glenn , Contractor was present for this hearing

Danielle Gadzala, Environmental Specialist II, presented the case. Danielle went over the case details, showing photos. There was a discussion between Danielle, Glen and the Board

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 \$125.00 per day, per case with no cap, commencing January 17, 2023, and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-834(2). After Member Gallegos SECONDED the motion, it CARRIED unanimously by voice vote.

2: **20230714014**

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. WET Alteration of wetlands or wetland buffers without permit.

Environmental Specialist II - Danielle Gadzala

Property owner was first notified of the violation on July 14, 2023

*Order of Non-Compliance issued at the September 20, 2023 hearing:

Hearing to Impose Fine/Lien

Glenn, Contractor was present for this hearing

Danielle Gadzala, Environmental Specialist II, presented the case. Danielle went over the case details, showing photos. There was a discussion between Danielle, Glen and the Board

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 \$125.00 per day, per case with no cap, commencing January 17, 2023, and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884 After Member Gallegos SECONDED the motion, it CARRIED unanimously by voice vote.

FRANK JESKE

Property Location: 101 Ellison Ave, New Smyrna Beach 32168

Parcel No. 734303000280 Zoning: B-4CA

1: 20230724049 Posted

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Appears renovation and or remodel with no evidence of required permits, inspections or approvals. Interior renovations - may not be a complete list. Building / electrical / plumbing permitting & inspections required. VN1 Building without a permit.

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on July 25, 2023

*Order of Non-Compliance issued at the August 16, 2023 hearing:

*First Amended Order of Non Compliance issued at the September 20, 2023 hearing:

Hearing to Impose Fine/Lien

No one was present for this hearing.

Peter Hinson, Code Compliance, presented the case. Peter went over the case details, showing photos. There was a discussion between Peter and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 2nd Amended Order of Non-Compliance, for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTION 105.1 AND 110.1, With a compliance date of April 12, 2023 and a Hearing to Impose Fine is set for April 17, 2023 After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote

MARINNA JONES

Property Location: 1543 E Voorhis Ave, Deland 32724

Parcel No. 70140000450 Zoning: R-4A

1: 20230725030

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. RVL Living in an R/V.

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on August 9, 2023

*Order of Non Compliance issued at the September 20, 2023 hearing:

Hearing to Impose Fine/Lien

Alicia Jones and Seavey Merryweather were present for this hearing.

Fred Eastwood, Code Compliance, presented the case. Fred went over the case details, showing photos. There was a discussion between Fred, Ms. Jones, Mr. Merryweather and the Board.

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 CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287, With a compliance date of November 14, 2023 and a Hearing to Impose Fine is set for November 15, 2023 After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

2: 20230809013

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). VN1 Building without a permit.

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on August 9, 2023

*Order of Non Compliance issued at the September 20, 2023 hearing:

Hearing to Impose Fine/Lien

Alicia Jones and Seavey Merryweather were present for this hearing.

Fred Eastwood, Code Compliance, presented the case. Fred went over the case details, showing photos. There was a discussion between Fred, Ms. Jones, Mr. Merryweather and the Board.

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 CHAPTER 22-2, SECTIONS 105.1 AND 110.1, With a compliance date of November 14, 2023 and a Hearing to Impose Fine is set for November 15, 2023 After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

FRANK D JESKE ETAL

Property Location: 3216 S Peninsula Dr, Daytona Beach 32118

Parcel No. 533501100230 Zoning: R-3

1: CEB2020237 Served

Complaint No. 20200821017

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.

Code Compliance Officer – Todd Hannah

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

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

*1st Amended Order of Non-Compliance issued at the December 16, 2020 hearing:

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

*3rd Amended Order of Non-Compliance issued at the June 16, 2021 hearing:

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

*5th Amended Order of Non-Compliance issued at the March 16, 2022 hearing:

*6th Amended Order of Non-Compliance issued at the August 17, 2022 hearing:

*7th Amended Order of Non-Compliance issued at the November 16, 2022 hearing:

*8th Amended Order of Non-Compliance issued at the April 19, 2023 hearing:

*9th Amended Order of Non-Compliance issued at the July 19, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for this hearing.

Todd Hannah, Environmental Specialist III, presented the case. Todd went over the case details, showing photos. There was a discussion between Todd and the Board.

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 \$250.00 per day, per case, with no cap, commencing November 16, 2023, and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

2: **CEB2020239** Served

Complaint No. 20200626026

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)

Code Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on October 03, 2020

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

*1st Amended Order of Non-Compliance issued at the December 16, 2020 hearing:

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

*3rd Amended Order of Non-Compliance issued at the June 16, 2021 hearing:

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

*5th Amended Order of Non-Compliance issued at the March 16, 2022 hearing:

*6th Amended Order of Non-Compliance issued at the August 17, 2022 hearing:

*7th Amended Order of Non-Compliance issued at the November 16, 2022 hearing:

*8th Amended Order of Non-Compliance issued at the April 19, 2023 hearing:

*9th Amended Order of Non-Compliance issued at the July 19, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for this hearing.

Debbie Zechnowitz, Code Compliance, presented the case. Debbie went over the case details, showing photos. There was a discussion between Debbie and the Board.

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 \$250.00 per day, per case, with no cap, commencing November 16, 2023, and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

SEAN HUGHES

Property Location: 1373 Beacon Dr, Daytona Beach 32117

Parcel No. 523729000380 Zoning: R-6A

1: CEB2021380 Served

Complaint No. 20210922072

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)

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on December 22, 2021

*Order of Non-Compliance issued at the February 16, 2022 hearing:

*1st Amended Order of Non-Compliance issued at the April 20, 2022 hearing:

*2nd Amended Order of Non-Compliance issued at the July 20, 2022 hearing:

*3rd Amended Order of Non-Compliance issued at the October 19, 2022 hearing:

*4th Amended Order of Non-Compliance issued at the January 18, 2023 hearing:

*5th Amended Order of Non-Compliance issued at the April 19, 2023 hearing:

Hearing to Impose Fine/Lien

Sean Hughes was present for this hearing.

Peter Hinson, Code Compliance, presented the case. Peter went over the case details, showing photos. There was a discussion between Peter and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 6th Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 with a Hearing to Impose Fine is set for the January 17, 2024, hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

2: **CEB2021381** **Served**

Complaint No. 20210923050

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

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on December 22, 2021

*Order of Non-Compliance issued at the February 16, 2022 hearing:

*1st Amended Order of Non-Compliance issued at the April 20, 2022 hearing:

*2nd Amended Order of Non-Compliance issued at the July 20, 2022 hearing:

*3rd Amended Order of Non-Compliance issued at the October 19, 2022 hearing:

*4th Amended Order of Non-Compliance issued at the January 18, 2023 hearing:

*5th Amended Order of Non-Compliance issued at the April 19, 2023 hearing:

Hearing to Impose Fine/Lien

Sean Hughes was present for this hearing.

Peter Hinson, Code Compliance, presented the case. Peter went over the case details, showing photos. There was a discussion between Peter and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 6th Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 58, ARTICLE I SECTION 58-3 with a Hearing to Impose Fine is set for the January 17, 2024, hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

WILL-BEA INVESTMENTS LLC

Property Location: 3714 W Intl Speedway Blvd, Daytona Beach 32124

Parcel No. 620601390010 Zoning: I-1C(5)A

1: CEB2022211

Complaint No. 20210112037

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-291 CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE III DIVISION 3, SECTION 72-576 I-1(5)A Light Industrial DESCRIPTION: Contractor storage yard without final site plan approval.

Pursuant to Chapter 72, Article III, Division 3, Section 72-576 (a) Final site plan approval is required prior to the issuance of any development permit allowing the commencement of site construction of any development in the unincorporated area of Volusia County.

Code Compliance Coordinator - Margaret Godfrey

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

*Order of Non-Compliance issued at the May 17, 2023 hearing:

*1st Amended Order of Non-Compliance issued at the July 19, 2023 hearing:

*2nd Amended Order of Non-Compliance issued at the September 20, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for this hearing.

Margaret Godfrey, Code Compliance, presented the case. Margaret went over the case details, showing photos. There was a discussion between Margaret and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 3rd Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72, ARTICLE II, DIVISION 8, SECTION 72-291 with a Hearing to Impose Fine is set for the December 20, 2023, hearing. After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

KAILIN BROUSSEAU

Property Location: 410 N Boundary Ave, Deland 32720

Parcel No. 700827000530 Zoning: I-1(3),I-1(3)A

1: CEB2022278

Complaint No. 20220908032

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)

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on September 14, 2022

*Order of Non-Compliance issued at the February 15, 2023 hearing:

*1st Amended Order of Non-Compliance issued at the August 16, 2023 hearing:

*2nd Amended Order of Non-Compliance issued at the September 20, 2023 hearing:

Hearing to Impose Fine/Lien

Kailin Brousseau was present for this hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert, Kailin and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 3rd Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTION 105.1 and 110.1 with a Hearing to Impose Fine is set for the January 17, 2024, hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

2: CEB2022279

Complaint No. 20220913016

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

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on September 14, 2022

*Order of Non-Compliance issued at the February 15, 2023 hearing:

*1st Amended Order of Non-Compliance issued at the March 15, 2023 hearing:

*2nd Amended Order of Non-Compliance issued at the September 20, 2023 hearing:

Order of Compliance

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

SASHA URBAN

Property Location: No Street , New Smyrna Beach 32168

Parcel No. 72300000890 Zoning: A-1,RC

1: CEB2023031

Complaint No. 20220606007

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.

Environmental Specialist II - Danielle Gadzala

Property owner was first notified of the violation on March 15, 2023

*Order of Non-Compliance issued at the July 19, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for the hearing.

Danielle Gadzala, Environmental Specialist II, presented the case. Danielle went over the case details, showing photos. There was a discussion between Danielle and the Board.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72, ARTICLE III, DIVISION 11, SECTION 72-884 with a Hearing to Impose Fine is set for the January 17, 2024, hearing. After Member Gallegos SECONDED the motion, it CARRIED unanimously by voice vote.

LEWIS EDWARD SEXTON JR

Property Location: 995 E Washington Ave, Pierson 32180

Parcel No. 48250000052 Zoning: A-3

1: CEB2023033

Complaint No. 20220825017

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

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on August 27, 2022

*Order of Non-Compliance issued at the July 19, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for the hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert and the board.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72, ARTICLE II, DIVISION 7, SECTION 72-241 with a Hearing to Impose Fine is set for the January 17, 2024, hearing. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

2: CEB2023034

Complaint No. 20220825016

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72
ARTICLE II DIVISION 8 SECTION 72-287(B) Maintaining a r/v, boat and/or trailer
without current tags/validation sticker

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on August 27, 2022

*Order of Non-Compliance issued at the July 19, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for the hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert and the board.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72, ARTICLE II, DIVISION 8, SECTION 72-287(B) with a Hearing to Impose Fine is set for the January 17, 2024, hearing. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

3: **CEB2023035**

Complaint No. 20220825014

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Shipping container on site.

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on August 27, 2022

*Order of Non-Compliance issued at the July 19, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for the hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert and the board.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72, ARTICLE III, DIVISION 7, SECTION 72-241 with a Hearing to Impose Fine is set for the January 17, 2024, hearing. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

4: **CEB2023036**

Complaint No. 20210303110

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

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on August 27, 2022

*Order of Non-Compliance issued at the July 19, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for the hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert and the board.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34 with a Hearing to Impose Fine is set for the January 17, 2024, hearing. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

5: **CEB2023037**

Complaint No. 20210303108

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

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on August 27, 2022

*Order of Non-Compliance issued at the July 19, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for the hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert and the board.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72, ARTICLE II, DIVISION 8, SECTION 72-287 with a Hearing to Impose Fine is set for the January 17, 2024, hearing. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

COMMON WEALTH TRUST SERVICES LLC TR 1121 AVENUE I LAND TRUST 01-07-2022

Property Location: 1121 Avenue I , Ormond Beach 32174

Parcel No. 422901260060 Zoning: MH-5

1: CEB2023039

Complaint No. 20220125011

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)

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on January 09, 2023

*Order of Non-Compliance issued at the August 16, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for the hearing.

Peter Hinson, Code Compliance, presented the case. Peter went over the case details, showing photos. There was a discussion between Peter and the board.

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 November 16, 2023, and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

GERARDO CASTANEDA HERNANDEZ

Property Location: 200 W Baxter St, Deleon Springs 32130

Parcel No. 69410000021 Zoning: R-3

1: CEB2023040

Complaint No. 20221104037

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)

Code Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on March 6, 2023

*The Enforcement Official continued this case from the August 16, 2023 hearing:

*Order of Non-Compliance issued at the September 20, 2023 hearing:

Hearing to Impose Fine/Lien

Gerardo Hernandez was present for the hearing.

Debbie Zechnowitz, Code Compliance, presented the case. Debbie went over the case details, showing photos. There was a discussion between Debbie, Mr. Hernandez and the board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 with a Hearing to Impose Fine is set for the January 17, 2024, hearing. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

CITY LIMITS DELAND LLC

Property Location: 4425 N Us Hwy 17, Deland 32724

Parcel No. 603908000114 Zoning: B-4A,R-3A

1: 20221129021

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). Additions to main building. Shed and stage. May not be a complete list VN1 Building without a permit

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on May 26, 2023

*Order of Non-Compliance issued at the July 19, 2023 hearing:

Hearing to Impose Fine/Lien

Peter and Paula Ferrantino were present for this hearing.

Margaret Godfrey, Code Compliance, presented the case. Margaret went over the case details, showing photos. There was a discussion between Margaret and Mr. Ferrantino and the Board.

After discussion and based on the testimony and evidence presented, Member Needham MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine is set for the February 21, 2024 hearing. After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

2: 20230217005

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
T/T Big Trucks, Buses

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on May 26, 2023

*Order of Non Compliance issued at the July 19, 2023 hearing:

Hearing to Impose Fine/Lien

Peter and Paula Ferrantino were present for this hearing.

Margaret Godfrey, Code Compliance, presented the case. Margaret went over the case details, showing photos. There was a discussion between Margaret and Mr. Ferrantino and the Board.

After discussion and based on the testimony and evidence presented, Member Needham MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (A), with a Hearing to Impose Fine is set for the February 21, 2024 hearing. After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

3: **20230217005**

Violation of CODE OF ORDINANCES-COUNTY OF VOLUSIA, CHAPTER 26, BUSINESSES, ARTICLE III, ITINERANT MERCHANTS Itinerant merchant host license violation HLV Host License Violation

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on May 26, 2023

*Order of Non Compliance issued at the July 19, 2023 hearing:

Hearing to Impose Fine/Lien

Peter and Paula Ferrantino were present for this hearing.

Margaret Godfrey, Code Compliance, presented the case. Margaret went over the case details, showing photos. There was a discussion between Margaret and Mr. Ferrantino and the Board.

After discussion and based on the testimony and evidence presented, Member Needham MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 26, BUSINESSES, ARTICLE III, with a Hearing to Impose Fine is set for the February 21, 2024 hearing. After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

4: **20230217005**

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 FNP Fence w/o Permit

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on May 26, 2023

*Order of Non Compliance issued at the July 19, 2023 hearing:

Hearing to Impose Fine/Lien

Peter and Paula Ferrantino were present for this hearing.

Margaret Godfrey, Code Compliance, presented the case. Margaret went over the case details, showing photos. There was a discussion between Margaret and Mr. Ferrantino and the Board.

After discussion and based on the testimony and evidence presented, Member Needham MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72 ARTICLE II DIVISION 9 SECTION 72-341(b), with a Hearing to Impose Fine is set for the February 21, 2024 hearing. After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

5: **20230519035**

Violation of Site Plan Site Plan not in compliance with approval Section 72-502(d)
Issuance of development orders and development permits. All development or
construction commenced pursuant to a valid development order or development permit
shall be completed in a manner which is consistent with the approved development
order or development permit. Site Plan - Site plan not in compliance with approval

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on May 26, 2023

*Order of Non Compliance issued at the July 19, 2023 hearing:

Hearing to Impose Fine/Lien

Peter and Paula Ferrantino were present for this hearing.

Margaret Godfrey, Code Compliance, presented the case. Margaret went over the case
details, showing photos. There was a discussion between Margaret and Mr. Ferrantino
and the Board.

**After discussion and based on the testimony and evidence presented, Member
Needham MOVED to issue a 1st Amended Order of Non-Compliance of Volusia
County Code of Ordinances, Section 72-502(d), with a Hearing to Impose Fine is
set for the February 21, 2024 hearing. After Member Hall SECONDED the motion,
it CARRIED unanimously by voice vote.**

6: **20230519049**

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Chapter 72, Article I, Definitions and Interpretations, Section 72-2 Definitions. Accessory use or structure: Any use or detached structure clearly incidental, subordinate, and related to the principal use or structure and located on the same lot with such principal use or structure. Accessory uses or structures shall include, but not be limited to, sheds; storage buildings; gazebos; pergolas; carports; detached garages; bulkheads; seawalls; retaining walls; docks; wharfs; piers; floating docks; boat slips; boathouses; and moorings. Provided, however, a recreational vehicle, motor vehicle; mobile home; trailer or semi-trailer; railroad car; bus, truck or automobile body, or other similar unit shall not be used as an accessory building or structure, or converted into an accessory building or structure even when altered, stripped, or otherwise built MIS Miscellaneous Violations

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on May 26, 2023

*Order of Non Compliance issued at the July 19, 2023 hearing:

Hearing to Impose Fine/Lien

Peter and Paula Ferrantino were present for this hearing.

Margaret Godfrey, Code Compliance, presented the case. Margaret went over the case details, showing photos. There was a discussion between Margaret and Mr. Ferrantino and the Board.

After discussion and based on the testimony and evidence presented, Member Needham MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Chapter 72, Article I, with a Hearing to Impose Fine is set for the February 21, 2024 hearing. After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

7: **20230815070**

Violation of CODE OF ORDINANCES-COUNTY OF VOLUSIA, CHAPTER 10
AMUSEMENTS & ENTERTAINMENT ARTICLE II, OUTDOOR ENTERTAINMENT.

Outdoor Entertainment Violation. OEP Outdoor Entertainment

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on August 25, 2023

*Order of Non Compliance issued at the September 20, 2023 hearing:

Hearing to Impose Fine/Lien

Peter and Paula Ferrantino were present for this hearing.

Margaret Godfrey, Code Compliance, presented the case. Margaret went over the case details, showing photos. There was a discussion between Margaret and Mr. Ferrantino and the Board.

After discussion and based on the testimony and evidence presented, Member Needham MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 10 AMUSEMENTS & ENTERTAINMENT ARTICLE II with a Hearing to Impose Fine is set for the February 21, 2024 hearing. After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

X. Hearings and Presentation of Filed Notices of Violations

NORTH ORLANDO SUN ESTATES LLC

Property Location: 950 S Woodland Blvd, Deland 32720

Parcel No. 702114000010 Zoning: B-4C,B-5C,MH-5,MH-5C

1: 20221122013

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

Code Compliance Officer – Fred Eastwood

Property owner was first notified of the violation on April 28, 2022

Continued December 20, 2023

2: CEB2022258

Complaint No. 20220824005

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)

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on August 22, 2022

Continued December 20, 2023

3: CEB2022259

Complaint No. 20220823029

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72
ARTICLE II DIVISION 7 SECTION 72-241 Use where not permitted. Property is zoned
B-4, B-5, and MH-5 which does not allow for recreational vehicle use

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on August 22, 2022

Continued December 20, 2023

4: CEB2022260

Complaint No. 20220428070

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

Code Compliance Officer – Fred Easwood

Property owner was first notified of the violation on April 28, 2022

Continued December 20, 2023

PAUL DEROSBY

Property Location: 1980 Hazen Rd, Deland 32720

Parcel No. 603106000040 Zoning: A-3

1: 20230601061

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72, ARTICLE II DIVISION 7, SECTION 72-241 A-3 Transitional Agriculture Junk yard where not permitted.

Code Compliance Officer – Debbie Zechnowitz

Property owner was first notified of the violation on August 17, 2023

Paul Derosby was present for this hearing.

Debbie Zechnowitz, Code Compliance, presented the case. Debbie went over the case details, showing photos. There was a discussion between Debbie and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72, ARTICLE II DIVISION 7, SECTION 72-241 A-3, With a compliance date of December 10, 2023 and a Hearing to Impose Fine is set for the November 21, 2023 hearing After Member Gallegos SECONDED the motion, it CARRIED unanimously by voice vote.

2: 20230601061

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72, ARTICLE II DIVISION 7, SECTION 72-241 A-3 Transitional Agriculture Accessory use without a principal structure.

Code Compliance Officer – Debbie Zechnowitz

Property owner was first notified of the violation on August 17, 2023

Paul Derosby was present for this hearing.

Debbie Zechnowitz, Code Compliance, presented the case. Debbie went over the case details, showing photos. There was a discussion between Debbie and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72, ARTICLE II DIVISION 7, SECTION 72-241 A-3, With a compliance date of December 10, 2023 and a Hearing to Impose Fine is set for the December 21, 2023 hearing After Member Gallegos SECONDED the motion, it CARRIED unanimously by voice vote.

33 HOLDINGS LLC

Property Location: 1884 Hazen Rd, Deland 32720

Parcel No. 60310000037C Zoning: A-3

1: 20230714044 Served

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). VN1 Building without a permit

Code Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on September 15, 2023

Gene Evans was present for the hearing.

Debbie Zechnowitz, Code Compliance, presented the case. Debbie went over the case details, showing photos. There was a discussion between Debbie and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, With a compliance date of December 10, 2023 and a Hearing to Impose Fine is set for the December 21, 2023 hearing After Member Gallegos SECONDED the motion, it CARRIED unanimously by voice vote.

HALIFAX PLANTATION SECTION O LLC

Property Location: 3280 Acoma Hwy, Ormond Beach 32174

Parcel No. 313701010012 Zoning: 999, PUD, RA

1: 20230725025

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

****REPEAT VIOLATION****

Code Compliance Coordinator – Margaret Godfrey

Property owner was first notified of the violation on October 4, 2023

Scott Vanacore was present for the hearing.

Margaret Godfrey, Code Compliance, presented the case. Margaret went over the case details, showing photos. There was a discussion between Margaret, Mr. Vanacore and the Board.

Based on a submitted Report and Affidavit of Compliance, Member Hall MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance. After Member Zahn SECONDED the motion, Chairman Lingenfelter and Member Dwyer opposed the motion, it Carried with a voice vote by the rest of the Board Members.

1815 LARKIN AVE LLC

Property Location: 309 N Kepler Rd, Deland 32724

Parcel No. 701111050041 Zoning: R-3A

1: 20230831020 Served

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). VN1 Building without a permit

Code Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on September 15, 2023

Representative from 1815 Larkin Ave LLC was present for this hearing.

Debbie Zechnowitz, Code Compliance, presented the case. Debbie went over the case details, showing photos. There was a discussion between Debbie and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, With a compliance date of December 10, 2023 and a Hearing to Impose Fine is set for the December 20, 2023 hearing After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

2: 20230831020 Served

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE Improperly Maintained structure(s) and/or system(s). VN2 Improperly maintained conditions

Code Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on September 15, 2023

Representative from 1815 Larkin Ave LLC was present for this hearing.

Debbie Zechnowitz, Code Compliance, presented the case. Debbie went over the case details, showing photos. There was a discussion between Debbie and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 58, ARTICLE I SECTION 58-3, With a compliance date of December 10, 2023 and a Hearing to Impose Fine is set for the December 20, 2023 hearing After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

OLGA DE LA HOZ HOMES LLC

Property Location: 1416 Talton Ave, Deland 32720

Parcel No. 70180000440 Zoning: R-3

1: 20230906055

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). VN1 Building without a permit

Code Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on September 22, 2023

There was no one present for this hearing.

Debbie Zechnowitz, Code Compliance, presented the case. Debbie went over the case details, showing photos. There was a discussion between Debbie and the Board.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue an Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, With a compliance date of November 10, 2023 and a Hearing to Impose Fine is set for the November 16, 2023 hearing After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

JASON COURVILLE

Property Location: 115 E Washington Ave, Deland 32724

Parcel No. 700416040100

1: 20230918002

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

Code Compliance Officer – Robert Chayer

Property owner was first notified of the violation on September 18, 2023

There was no one present for this hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert and the Board

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 118 ARTICLE II, SEC. 118.34, With a compliance date of January 24, 2024 and a Hearing to Impose Fine is set for the January 17, 2023 hearing After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

2: **CEB2023049**

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 58 ARTICLE I, SEC. 58-3. R-6A Urban Two-Family Residential. Improperly maintained structure(s) and/or system(s).

Code Compliance Officer – Robert Chayer

Property owner was first notified of the violation on September 18, 2023

There was no one present for this hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert and the Board

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order of Non-Compliance with an Order of Dismissal and Referred to CLCA, for violation of Volusia County Code of Ordinances CHAPTER 58, ARTICLE I, SECTION 58-3, After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote

BLUE LAKE TRIANGLE HOLDING CO LLC

Property Location: E New York Ave, Deland 32724

Parcel No. 701407000010 Zoning: B-4,B-4C,B-4CA

1: **20230921005** Posted

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Use were not permitted in B-4 Zoning. Storage of RVs. MIS Miscellaneous Violations

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on August 11, 2022

****REPEAT VIOLATION****

There was no one present for this hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert and the Board

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to Issue a One Time Fine of \$100.00 for each case, once payment is received the Board will issue an Order of Dismissing and Releasing Fine/Lien for violation of Volusia County Code of Ordinances, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241. After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

BLUE LAKE TRIANGLE HOLDING CO LLC

Property Location: Property Location Is Not Available, Deland 32724

Parcel No. 701407000440 Zoning: B-4,B-4C

1: 20230921009 Posted

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Use where not permitted in B-4 zoning. RV storage. MIS Miscellaneous Violations

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on August 11, 2022

****REPEAT VIOLATION****

There was no one present for this hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert and the Board

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to Issue a One Time Fine of \$100.00 for each case, once payment is received the Board will issue an Order of Dismissing and Releasing Fine/Lien for violation of Volusia County Code of Ordinances, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241. After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

JOSE LUIS DEL VALLE ROBLES

Property Location: 4032 Crestwood Manor Dr, New Smyrna Beach 32168

Parcel No. 722603000360 Zoning: A-3

1: CEB2021146 Served

Complaint No. 20210421053

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

Environmental Specialist II - Julie McCrystal

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

Continued to April 17, 2024

TERRY W ROBINSON

Property Location: 1012 N Woodland Blvd, Deland 32720

Parcel No. 700400001620 Zoning: B-4CA

1: CEB2022071 Served

Complaint No. 20220105014

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)

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on January 28, 2022

Continued to November 15, 2023

FLORIDIAN FLIPS LLC

Property Location: 1148 Buena Vista Dr, Daytona Beach 32117

Parcel No. 424241000450 Zoning: R-4

1: CEB2022272

Complaint No. 20220511063

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

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on Jul 18, 2022

There was no one present for the hearing.

Peter Hinson, Code Compliance, presented the case. Peter went over the case details, showing photos. There was a discussion between Peter and the Board.

After discussion and based on the testimony and evidence presented, Member Gallegos MOVED to issue an Order of Non-Compliance with an Order of Dismissal and Referred to CLCA, for violation of Volusia County Code of Ordinances CHAPTER 58, ARTICLE I, SECTION 58-3, After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

LAMCO ASSET COMPANY 1, LLC

Property Location: 2040 10th Ave, Deland 32724

Parcel No. 700102040340 Zoning: R-4A

1: CEB2023047

Complaint No. 20220426013

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)

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on July 17, 2023

A representative was present for this hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, With a compliance date of December 10, 2023 and a Hearing to Impose Fine is set for the December 20, 2023 hearing After Member Gallegos SECONDED the motion, it CARRIED unanimously by voice vote.

ADAMS & ASSOCIATES REAL ESTATE INVESTMENTS LLC

Property Location: 309 Old Mission Rd, New Smyrna Beach 32168

Parcel No. 741913050080 Zoning: R-4A

1: 20230328049 Posted

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE Improperly Maintained structure(s) and/or system(s) VN2 Improperly maintained conditions

Code Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on April 7, 2023

*Order of Non Compliance issued at the Jun 21, 2023 hearing:

*Final Order Imposing Fine Lien issued at the September 20, 2023 hearing:

Request to Discuss the Start Date of Fine

There was no one present for this hearing.

Debbie Zechnowitz, Code Compliance, presented the case. Debbie went over the case details, showing photos. There was a discussion between Debbie and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order of Dismissal without Prejudice for violation of Volusia County Code of Ordinances, CHAPTER 58, ARTICLE I SECTION 58-3 After Member Hall SECONDED the motion it CARRIED unanimously by voice vote.

GAUDENCIO SANCHEZ

Property Location: 2514 Old New York Ave, Deland

Parcel No. 791304000080 Zoning: I-1

1: 20231006037 Posted

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).

Code Compliance Officer – Fred Eastwood

Property owner was first notified of the violation on October 6, 2023

There was no one present for the hearing.

Fred Eastwood, Code Compliance, presented the case. Fred went over the case details, showing photos. There was a discussion between Fred and the Board.

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 November 10, 2023 and a Hearing to Impose Fine is set for November 15, 2023 After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

GAUDENCIO SANCHEZ

Property Location: 2514 Old New York Ave, Deland

Parcel No. 791304000080 Zoning: I-1

1: 20230912049 Posted

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

Code Compliance Officer – Fred Eastwood

Property owner was first notified of the violation on October 6, 2023

There was no one present for the hearing.

Fred Eastwood, Code Compliance, presented the case. Fred went over the case details, showing photos. There was a discussion between Fred and the Board.

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 58, ARTICLE I SECTION 58-3, With a compliance date of November 10, 2023 and a Hearing to Impose Fine is set for November 15, 2023 After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

VIP VENTURES LLC

CEB2021257 - Served

Complaint No. 20210129025

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

Property Location: 1326 N Ridgewood Ave, Deland 32720

Parcel No. 790100000030 Zoning: A-3

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Apr 27, 2021

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

*1st 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 October 16, 2023:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Dwyer

MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote by the rest of the Board Members.

Request for Reduction of \$19,000.00

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to Reduce the fine to Zero Dollars and No Cents. Board will issue an Order of Dismissing and Releasing Fine/Lien for violation of Volusia County Code of Ordinances, CHAPTER 72, ARTICLE II, DIVISION 7, SECTION 72-241 After Member Gallegos SECONDED the motion, it CARRIED unanimously by voice vote.

VIP VENTURES LLC

CEB2021258 - Served

Complaint No. 20210129029

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: 1326 N Ridgewood Ave, Deland 32720

Parcel No. 790100000030

Zoning: A-3

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Apr 27, 2021

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

*1st 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 October 16, 2023:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Dwyer

MOVED to issue an Order of Compliance as the Respondent(s) has achieved

compliance. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote by the rest of the Board Members.

Request for Reduction of \$19,000.00

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

Zahn MOVED to Reduce the fine to Zero Dollars and No Cents. Board will issue an

Order of Dismissing and Releasing Fine/Lien for violation of Volusia County Code

of Ordinances, CHAPTER 72, ARTICLE II, DIVISION 7, SECTION 72-241 After

Member Gallegos SECONDED the motion, it CARRIED unanimously by voice

vote.

HALIFAX PLANTATION SECTION O LLC

Property Location: 3280 Acoma Hwy, Ormond Beach 32174

Parcel No. 313701010012 Zoning: 999, PUD, RA

1: 20231004024

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

****REPEAT VIOLATION****

Code Compliance Coordinator – Margaret Godfrey

Property owner was first notified of the repeat violation on October 3, 2023

Scott Vanacore was present for the hearing.

Margaret Godfrey, Code Compliance, presented the case. Margaret went over the case details, showing photos. There was a discussion between Margaret, Mr. Vanacore and the Board.

Based on a submitted Report and Affidavit of Compliance, Member Hall MOVED to issue an Order of Dismissal for violation of Volusia County Code of Ordinances, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

**COUNTY OF VOLUSIA
NOTICE UNDER THE AMERICANS
WITH DISABILITIES ACT (TITLE II)**

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 (“ADA”), the County of Volusia (“County”) will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities. County does not discriminate on the basis of disability in its hiring or employment practices and complies with all the regulations promulgated by the U.S. Equal Employment Opportunity Commission under Title I of the ADA.

County will generally, upon request, provide appropriate aids and services leading to effective communications for qualified persons with disabilities so they can participate equally in County programs, services, and activities, including qualified sign language interpreters, documents in Braille, and other ways of making information and communications accessible to people who have speech, hearing or vision impairments.

The ADA does not require the County to take any action that would fundamentally alter the nature of its programs or services, or impose an undue financial or administrative burden. County will make such reasonable modification to policies and programs for qualified persons with disabilities to ensure they have equal opportunity to enjoy all of its programs, services and activities. For example, individuals with service animals are welcome in County offices, even where pets are generally prohibited.

Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a program, service, or activity of County, should contact the office of the County’s ADA Title II Coordinator at (386) 248-1760 as soon as possible but no later than 2 business days before the scheduled event or meeting. This paragraph shall likewise apply to written requests by a physically handicapped person needing a special accommodation to attend a public meeting in accordance with section 286.26, Florida Statutes.

Complaints that a program, service, or activity of County is not accessible to persons with disabilities should be directed to the County in accordance with the *County of Volusia Grievance Procedure under the Americans with Disabilities Act (Title II)*. A copy of the procedure may be obtained by contacting the office of the County’s ADA Coordinator, (386) 248-1760.

County will not place a surcharge on a particular individual with a disability or any group of individuals with disabilities to cover the cost of providing auxiliary aids/services or reasonable modifications of policy, such as retrieving items from locations that are open to the public but are not accessible to persons who are in wheelchairs.

XII. New Business

- A. Tally Sheets (Quarterly)**
- B. As Entertained by Chairman**
Member Needham left the meeting at 11:09
- C. As Entertained by Board Attorney**
- D. As Entertained by Staff Attorney**
- E. As Entertained By Staff**

* * * * *

ADJOURNMENT

There being no further business to discuss before the Board, the meeting adjourned at 1:27 p.m.

Respectfully submitted,

Jacque Fleming
Code Enforcement Board Clerk

CERTIFICATE

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

I, Jacquie Fleming, 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 September 20, at 123 West Indiana Avenue, Deland, Florida.

WITNESS MY HAND this 20th day of September, 2023, in the City of DeLand, County of Volusia, State of Florida.

**Jacquie Fleming
Code Board Clerk**