



VOLUSIA COUNTY CODE ENFORCEMENT BOARD MINUTES

October 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
Donald Needham
Pete Zahn
Clement Nadeau
Clay Meek, Board Attorney

MEMBERS ABSENT

STAFF PRESENT

Kerry Leuzinger, Chief Building Official
Chris Hutchison, Code Compliance Manager
Robert Chayer, Code Compliance Officer
Margaret Godfrey, Code Compliance Officer
Peter Hinson, Code Compliance Officer
Debbie Zechnowitz, Code Compliance Officer
Sebrina Slack, Assistant County Attorney
Julie McCrystal, Environmental Specialist II
Todd Hannah, Environmental Specialist II
Danielle Gadzala, Environmental Specialist II
Tom Legler, Deputy Building Official
Paul Traider, Contractor Licensing Investigator
Nicole Weiss, Sea Turtle Lighting Specialist
Ryan Chabot, Sea Turtle Lighting

* * * * *

APPROVAL OF MINUTES

Member Needham moved to approve the minutes from the August 17 & September 21, 2022 hearings. Member Hall seconded the motion which carried unanimously by voice votes.

* * * * *

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>

October 19, 2022

Unfinished Business

CEB2019001-GEIGER RICHARD DAVID & JAMES

Served

Complaint No. 20180518035

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: 2032 Jason St, Ormond Beach 32174

Parcel No. 412402000600

Zoning: MH-4A

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Jun 12, 2018

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

*Final Order Imposing Fine Lien issued at the May 15, 2019 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of Sep 15, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

CEB2019003-GEIGER RICHARD DAVID & JAMES

Served

Complaint No. 20180605006

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: 2032 Jason St, Ormond Beach 32174

Parcel No. 412402000600

Zoning: MH-4A

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Jun 12, 2018

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

*Final Order Imposing Fine Lien issued at the May 15, 2019 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of Sep 15, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

October 19, 2022

CEB2019092-ROSS TIMOTHY CHARLES

Posted

Complaint No. 20180816051

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: 2795 Big John Dr, Deland 32724

Parcel No. 613001070280 Zoning: A-1

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Sep 17, 2018

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

*Final Order Imposing Fine Lien issued at the April 20, 2022 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of Sep 23, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

October 19, 2022

CEB2020121-CARRIE L RITCHIE

Served

Complaint No. 20200227034

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: 1835 Nelson Ave, Ormond Beach 32174

Parcel No. 424204200163

Zoning: R-5

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Apr 7, 2021

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

*1st Amended Order of Non-Compliance issued at the November 17, 2021 hearing:

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

*Final Order Imposing Fine Lien issued at the May 18, 2022 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of Sep 20, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

CEB2020122 - CARRIE L RITCHIE

Served

Complaint No. 20200227035

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

Property Location: 1835 Nelson Ave, Ormond Beach 32174

Parcel No. 424204200163

Zoning: R-5

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Apr 17, 2021

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

*1st Amended Order of Non-Compliance issued at the November 17, 2021 hearing:

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

*Final Order Imposing Fine Lien issued at the May 18, 2022 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of Sep 20, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

October 19, 2022

CEB2020205 - GARROW NATHAN LEE

Served

Complaint No. 20200414041

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: 280 W Minnesota Ave, Orange City 32763

Parcel No. 800302000013

Zoning: R-4

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Jun 15, 2020

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

*1st Amended Order of Non-Compliance issued at the February 17, 2021 hearing:

*2nd Amended Order of Non-Compliance issued at the April 21, 2021 hearing:

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

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

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

*6th Amended Order of Non-Compliance issued at the July 20, 2022 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of Sep 22, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

CEB2020298-ACTION MORTGAGE OF CENTRAL FLORIDA

Hand Delivered

Complaint No. 20201006036

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: 1112 S Parsons Ave, Deland 32720

Parcel No. 702000000180

Zoning: R-5

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on Oct 6, 2020

*Order of Non-Compliance issued at the February 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 Sep 21, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

October 19, 2022

CEB2022041-R & R LAND HOLDINGS LLC

Posted

Complaint No. 20220217030

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE III The site has been constructed beyond the scope of the approved Final Site Plan Development Order.

Property Location: 554 N Cr 415, New Smyrna Beach 32168

Parcel No. 721100000100 Zoning: A-1,A-2,RC

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 3-3-22

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

*A Report and Affidavit of Compliance was submitted with a compliance date of Sep 7, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

CEB2022042-R & R LAND HOLDINGS LLC

Posted

Complaint No. 20220223041

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Not following the site plan. Putting drive aisles in the RC zone and it will cause stormwater issues.

Property Location: 554 N Cr 415, New Smyrna Beach 32168

Parcel No. 721100000100 Zoning: A-1,A-2,RC

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 3-3-22

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

*A Report and Affidavit of Compliance was submitted with a compliance date of Sept 7, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

October 19, 2022

CEB2022043-R & R LAND HOLDINGS LLC

Posted

Complaint No. 20220223037

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 11 SECTION 72-415 Violation of special exception conditions. Specifically Special Exception Condition #1. Constructing outside the scope of the approved Final Site Plan Development Order.

Property Location: 554 N Cr 415, New Smyrna Beach 32168

Parcel No. 721100000100

Zoning: A-1,A-2,RC

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 3-3-22

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

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

CEB2022044-R & R LAND HOLDINGS LLC

Posted

Complaint No. 20220223036

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: 554 N Cr 415, New Smyrna Beach 32168

Parcel No. 721100000100

Zoning: A-1,A-2,RC

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 3-3-22

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

*A Report and Affidavit of Compliance was submitted with a compliance date of Sept 7, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

October 19, 2022

CEB2022045-R & R LAND HOLDINGS LLC

Posted

Complaint No. 20220223029

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

Property Location: 554 N Cr 415, New Smyrna Beach 32168

Parcel No. 721100000100

Zoning: A-1,A-2,RC

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 3-3-22

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

*A Report and Affidavit of Compliance was submitted with a compliance date of June 16, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

CEB2022046-R & R LAND HOLDINGS LLC

Posted

Complaint No. 20220223028

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: 554 N Cr 415, New Smyrna Beach 32168

Parcel No. 721100000100

Zoning: A-1,A-2,RC

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 3-3-22

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

*A Report and Affidavit of Compliance was submitted with a compliance date of June 16, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

October 19, 2022

CEB2022047-R & R LAND HOLDINGS LLC

Posted

Complaint No. 20220225040

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE III DIVISION 6 SECTION 72-691(B) Clearing in the County right of way without the proper Use Permit

Property Location: 554 N Cr 415, New Smyrna Beach 32168

Parcel No. 721100000100

Zoning: A-1,A-2,RC

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 3-3-22

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

*A Report and Affidavit of Compliance was submitted with a compliance date of June 23, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

CEB2022066-R & R LAND HOLDINGS LLC

Served

Complaint No. 20220318034

Violation of CODE OF ORDINANCES-COUNTY OF VOLUSIA, CHAPTER 10 AMUSEMENTS & ENTERTAINMENT ARTICLE II, OUTDOOR ENTERTAINMENT. Outdoor Entertainment Violation - Specifically Section 10-37 (5)(6) Erecting temporary structures (tents) and not removing the temporary structures (tents) within the required time frame.

Property Location: 554 N Cr 415, New Smyrna Beach 32168

Parcel No. 721100000100

Zoning: A-1,A-2,RC

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 3-22-22

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

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

October 19, 2022

CEB2022086 – SEAN & KATHY CAMERDEN

Served

Complaint No. 20220304018

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: 156 Mae St, Oak Hill 32759

Parcel No. 950600011390

Zoning: MH-5

Zoning Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on Mar 16, 2022

*Order of Non-Compliance issued at the June 15, 2022 hearing:

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

*A Report and Affidavit of Compliance was submitted with a compliance date of October 3, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

October 19, 2022

CEB2022116-SANCHEZ MONICA

Served

Complaint No. 20220118008

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: 5026 Audubon Ave, Deleon Springs 32130

Parcel No. 694401001111

Zoning: A-3

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Jan 21, 2022

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

*1st Amended Order of Non-Compliance issued at the September 21, 2022 hearing:

*Report and Affidavit of Compliance was submitted with a compliance date of Oct. 4, 2022

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

CEB2022117-SANCHEZ MONICA

Served

Complaint No. 20220512040

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: 5026 Audubon Ave, Deleon Springs 32130

Parcel No. 694401001111

Zoning: A-3

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Monica Sanchez 5-18-22

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

*1st Amended Order of Non-Compliance issued at the September 21, 2022 hearing:

*Report and Affidavit of Compliance was submitted with a compliance date of Oct. 4, 2022

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

October 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).

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 Aug 25, 2020

*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:

*5th Amended Order of Non-Compliance issued at the January 19, 2022 hearing:

*6th Amended Order of Non-Compliance issued at the March 16, 2022 hearing:

*7th Amended Order of Non-Compliance issued at the August 17, 2022 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 permit was issued and expires on April 16, 2023.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue a 8th 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 April 19, 2023, hearing. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

October 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 III – Todd Hannah

Property owner was first notified of the violation on Sep 28, 2020

*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:

*5th Amended Order of Non-Compliance issued at the January 19, 2022 hearing:

*6th Amended Order of Non-Compliance issued at the May 18, 2022 hearing:

*7th Amended Order of Non-Compliance issued at the August 17, 2022 hearing:

Hearing to Impose Fine/Lien

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

Todd Hannah, Environmental Specialist III, presented the 2 cases together. Todd went over the case details, showing photos. Todd stated they were in DRC today, everything they needed waivers for got approved. Recommend coming back in December 21, 2022.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue a 8th Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-834(2). With a Hearing to Impose Fine is set for the December 21, 2022, hearing. After Member Nadeau SECONDED the motion, 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 III - 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:

*5th Amended Order of Non-Compliance issued at the January 19, 2022 hearing:

*6th Amended Order of Non-Compliance issued at the May 18, 2022 hearing:

*7th Amended Order of Non-Compliance issued at the August 17, 2022 hearing:

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue a 8th 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 December 21, 2022, hearing. After Member Nadeau SECONDED the motion, it CARRIED unanimously by voice vote.

October 19, 2022

CEB2020253 - GENOVEVA ALEXANDROV

Posted

Complaint No. 20200422031

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: 3612 Ocean Shore Blvd, Ormond Beach 32176

Parcel No. 321601000930

Zoning: R-4,RC

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on July 13, 2020

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

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

*2nd Amended Order of Non-Compliance issued at the August 17, 2022 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 he received an email asking for a 2 month extension. Siding permit expired on October 11, 2022. No inspections as of today. After speaking with Kerry Leuzinger he will reopen the permit as long as it is recommended by 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 \$50.00 per day commencing November 17, 2022 and to continue until compliance is achieved, but not to exceed \$40,000.00 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.

October 19, 2022

CEB2021278 - JOSEPH C MACALUSO

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)

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 Sep 14, 2021

*Order of Non-Compliance issued at the September 21, 2022 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 the property has been changed residential to commercial. Permit was applied for August 17, 2022 but was cancelled. New buyer came in for the past 2 weeks but have not heard anything from them. The fines are imposed due to it be a commercial property.

After discussion and based on the testimony and evidence presented, Member Needham MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$100.00 per day commencing November 17, 2022 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.

October 19, 2022

CEB2021283 - ROSEMARY SUE BUSBEE

Posted

Complaint No. 20210729063

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: 1315 San Jose Blvd, Daytona Beach 32117

Parcel No. 424219140090

Zoning: R-5

Code Compliance Officer - Peter Hinson

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

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

*4th Amended Order of Non-Compliance issued at the June 15, 2022 hearing:

*5th Amended Order of Non-Compliance issued at the August 17, 2022 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of Oct 13, 2022:

Hearing to Impose Fine/Lien Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

CEB2021285- ROSEMARY SUE BUSBEE

Posted

Complaint No. 20190627038

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: 1315 San Jose Blvd, Daytona Beach 32117

Parcel No. 424219140090

Zoning: R-5

Code Compliance Officer - Peter Hinson

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

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

*4th Amended Order of Non-Compliance issued at the June 15, 2022 hearing:

*5th Amended Order of Non-Compliance issued at the August 17, 2022 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of Oct 13, 2022:

Hearing to Impose Fine/Lien Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

October 19, 2022

CEB2021331- LINDSEY PGONZALEZ

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)

Property Location: 4231 S Peninsula Dr, Port Orange 32127

Parcel No. 631204004340

Zoning: R-3(S)

Code Compliance Officer - Debbie Zechnowitz

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

*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:

Hearing to Impose Fine/Lien

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 stated she went to the property and showed a screen shot with the permit and she was told she would be in the next day to pick it up, to date the permit has not been picked up. Asking for OIF to start the day after the next hearing.

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 \$50.00 per day commencing November 17, 2022 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.

October 19, 2022

CEB2021374- RICHARD A EPSTEIN

Served

Complaint No. 20210308034

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-291

Property Location: 2210 N Woodland Blvd, Deland 32720

Parcel No. 603300000721

Zoning: B-4CA

Code Compliance Officer - Robert Chayer

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

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

*1st Amended Order of Non-Compliance issued at the May 18, 2022 hearing:

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

Hearing to Impose Fine/Lien

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

Robert Chayer, Code Compliance, presented the 3 cases together. Robert went over the case details, showing photos. Robert stated they had contact with the resident, they had their variance pre application meeting on September 27, 2022.

After discussion and based on the testimony and evidence presented, Member Hall 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 February 15, 2023, hearing. After Member Nadeau SECONDED the motion, it CARRIED unanimously by voice vote.

CEB2021375- RICHARD A EPSTEIN

Served

Complaint No. 20210308035

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: 2210 N Woodland Blvd, Deland 32720

Parcel No. 603300000721

Zoning: B-4CA

Code Compliance Officer - Robert Chayer

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

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

*1st Amended Order of Non-Compliance issued at the May 18, 2022 hearing:

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

Hearing to Impose Fine/Lien

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

Robert Chayer, Code Compliance, presented the 3 cases together. Robert went over the case details, showing photos. Robert stated they had contact with the resident, they had their variance pre application meeting on September 27, 2022.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue a 3rd Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277. With a Hearing to Impose Fine is set for the February 15, 2023, hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

October 19, 2022

CEB2021376- RICHARD A EPSTEIN

Served

Complaint No. 20210308036

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: 2210 N Woodland Blvd, Deland 32720

Parcel No. 603300000721

Zoning: B-4CA

Code Compliance Officer - Robert Chayer

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

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

*1st Amended Order of Non-Compliance issued at the May 18, 2022 hearing:

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

Hearing to Impose Fine/Lien

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

Robert Chayer, Code Compliance, presented the 3 cases together. Robert went over the case details, showing photos. Robert stated they had contact with the resident, they had their variance pre application meeting on September 27, 2022.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue a 3rd 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 15, 2023, hearing. After Member Nadeau SECONDED the motion, it CARRIED unanimously by voice vote.

October 19, 2022

CEB2021380- SEAN HUGHES

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)

Property Location: 1373 Beacon Dr, Daytona Beach 32117

Parcel No. 523729000380

Zoning: R-6A

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on Dec 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:

Hearing to Impose Fine/Lien

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

Peter Hinson, Code Compliance, presented the 2 cases together. Peter went over the case details, showing photos. Peter stated they do have everything in motion, they pulled the permits, LAV Engineering and JAS Construction Group. Staff expects permits to be on file before January 18, 2023.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue a 3rd 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 18, 2023, hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

October 19, 2022

CEB2021381- SEAN HUGHES

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)

Property Location: 1373 Beacon Dr, Daytona Beach 32117

Parcel No. 523729000380

Zoning: R-6A

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on Dec 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:

Hearing to Impose Fine/Lien

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

Peter Hinson, Code Compliance, presented the 2 cases together. Peter went over the case details, showing photos. Peter stated they do have everything in motion, they pulled the permits, LAV Engineering and JAS Construction Group. Staff expects permits to be on file before January 18, 2023.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue a 3rd Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE. With a Hearing to Impose Fine is set for the January 18, 2023, hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

October 19, 2022

CEB2022058-Clark & Associates Contracting Inc

Served

Complaint No. 20220119118

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: 2322 Nectarine Rd, Deland 32724

Parcel No. 700103470070

Zoning: R-4A

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Jan 24, 2022

*Order of Non-Compliance issued at the May 18, 2022 hearing:

*1st Amended Order of Non-Compliance issued at the July 20, 2022 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 permit has been issued and expires on March 5, 2023.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 2nd 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 March 15, 2023, hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

October 19, 2022

CEB2022072- FRANK P LALASHUIS JR

Served

Complaint No. 20211207021

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: 1578 Bear Paw Ln, Deland 32720

Parcel No. 694401000868 Zoning: A-2

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Jan 31, 2022

*Order of Non-Compliance issued at the May 18, 2022 hearing:

*1st Amended Order of Non-Compliance issued at the June 15, 2022 hearing:

*2nd Amended Order of Non-Compliance issued at the September 21, 2022 hearing:

Hearing to Impose Fine/Lien

Darren Elkind 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 building/shed is without a permit. Meeting was scheduled for December, now changed to January. This was put on today's Agenda by mistake.

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, SECTIONS 105.1 AND 110.1. With a Hearing to Impose Fine is set for the January 18, 2023, hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

CEB2022073- FRANK P LALASHUIS JR

Served

Complaint No. 20211213009

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: 1578 Bear Paw Ln, Deland 32720

Parcel No. 694401000868 Zoning: A-2

Environmental Specialist II - Danielle Gadzala

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

*Order of Non-Compliance issued at the May 18, 2022 hearing:

*1st Amended Order of Non-Compliance issued at the June 15, 2022 hearing:

*2nd Amended Order of Non-Compliance issued at the September 21, 2022 hearing:

Hearing to Impose Fine/Lien

Darren Elkind was present at the hearing for this case.

Danielle Gadzala, Environmental Specialist II, presented the case. Danielle went over the case details, showing photos. Danielle stated spoke with consultant, Savannah Park they are getting their data together for mitigation for State DEP permitting.

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 III, DIVISION 11 SECTION 72-884. With a Hearing to Impose Fine is set for the January 18, 2023, hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

October 19, 2022

CEB2022077 - MICHAEL J & MARGARET M SECA

Served

Complaint No. 20220401011

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). Seawall

Property Location: 3030 John Anderson Dr, Ormond Beach 32176

Parcel No. 322100020010

Zoning: R-3

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on Seca 4-4-22

*Order of Non-Compliance issued at the May 18, 2022 hearing:

*1st Amended Order of Non-Compliance issued at the August 17, 2022 hearing:

Hearing to Impose Fine/Lien

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

Peter Hinson, Code Compliance, presented the case. Peter went over the case details, showing photos. Peter stated Mr Seca has moved the boat trailer and the stones are still in place. Mr Seca was told by Julie Mc Crystal this morning that the stones will have to be removed.

After discussion and based on the testimony and evidence presented, Member Needham MOVED to issue a 2nd 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 April 19, 2023, hearing. After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

CEB2022079- MICHAEL J & MARGARET M SECA

Served

Complaint No. 20220331077

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: 3030 John Anderson Dr, Ormond Beach 32176

Parcel No. 322100020010

Zoning: R-3

Environmental Specialist II - Julie McCrystal

Property owner was first notified of the violation on Apr 02, 2022

*Order of Non-Compliance issued at the May 18, 2022 hearing:

*1st Amended Order of Non-Compliance issued at the August 17, 2022 hearing:

Hearing to Impose Fine/Lien

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

Julie McCrystal, Environmental Specialist II, presented the case. Julie went over the case details, showing photos. Julie stated she spoke with Mr Seca this morning and this permit should be issued today, October 19, 2022.

After discussion and based on the testimony and evidence presented, Member Needham MOVED to issue a 2nd 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 April 19, 2023, hearing. After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote,

October 19, 2022

CEB2022081-HALVORSON J COOPER

Posted

Complaint No. 20210212001

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (C) Boat and/or trailer improperly parked

Property Location: 1301 13th St, Daytona Beach 32117

Parcel No. 423309000290 Zoning: R-4

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on Mar 05, 2022

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

*1st Amended Order of Non-Compliance issued at the August 17, 2022 hearing:

Hearing to Impose Fine/Lien

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

Peter Hinson, Code Compliance, presented the 2 cases together. Peter went over the case details, showing photos. Peter stated nothing has changed since the 1st Amended Order of Non-Compliance was issued. He has not had any contact with Mr Cooper since August 17, 2022

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 \$50.00 per day, per case commencing November 17, 2022 and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (C). After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

CEB2022136-HALVORSON J COOPER

Posted

Complaint No. 20220520101

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

Property Location: 1301 13th St, Daytona Beach 32117

Parcel No. 423309000290 Zoning: R-4

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on Mar 05, 2022

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

*1st Amended Order of Non-Compliance issued at the August 17, 2022 hearing:

Hearing to Impose Fine/Lien

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

Peter Hinson, Code Compliance, presented the 2 cases together. Peter went over the case details, showing photos. Peter stated nothing has changed since the 1st Amended Order of Non-Compliance was issued. He has not had any contact with Mr Cooper since August 17, 2022

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 \$50.00 per day, per case commencing November 17, 2022 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.

October 19, 2022

CEB2022149-DANNY LYNCH DONALD ALAN KLINE

Posted

Complaint No. 20211229008

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: No Street, County 32759

Parcel No. 944401030211 Zoning: RC

Environmental Specialist I - Danielle Gadzala

Property owner was first notified of the violation on Jun 17, 2022

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

Hearing to Impose Fine/Lien

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

Danielle, Environmental Specialist II, presented the case. Danielle went over the case details, showing photos. Danielle stated Mr Lynch previously owned the property but now Mr Kline does. He is now using this address to access the property to the west. Danielle & Peter met with owner last Friday, October 14, 2022 and obtained permits for both sites.

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 February 15, 2023, hearing. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

CEB2022203-PLAZA RESORT ATLANTIC OCEAN LLC Hand Delivered

Complaint No. 20220503053

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

Property Location: 600 N Atlantic Ave, Suite 406, Daytona Beach 32118

Parcel No. 530409060010 Zoning: 999

Sea Turtle Lighting Specialist - Nicole Weiss

Property owner was first notified of the violation on Aug 09, 2022

*Order of Non-Compliance issued at the September 21, 2022 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of Oct 17, 2022:

Hearing to Impose Fine/Lien Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

October 19, 2022

CEB2022205-MASON CHARLES W

Posted

Complaint No. 20220713027

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

Property Location: 1270 Kenard St, New Smyrna Beach 32168

Parcel No. 731200000390

Zoning: A-3A

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on Jul 13, 2022

*Order of Non-Compliance issued at the September 21, 2022 hearing:

Hearing to Impose Fine/Lien

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

Chris Hutchison, Code Compliance, presented the case. Chris went over the case details, showing photos. Chris stated there has been no change on the property.

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 \$50.00 per day commencing November 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 72 ARTICLE II DIVISION 7 SECTION 72-241. After Member Nadeau SECONDED the motion, it CARRIED unanimously by voice vote.

October 19, 2022

X. Hearings and Presentation of Filed Notices of Violations

~~CEB2022055-ODELL DOUGLAS J & RUTH~~ _____ ~~Posted~~

Complaint No. 20200902028

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: 311 Blue Lake Ter, Deland 32724

~~Parcel No. 701109000150~~ _____ ~~Zoning: R-4A, RRA~~

~~Code Compliance Officer - Peter Hinson~~

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

Continued to January 18, 2023

~~CEB2022145-THOMPSON MATTHEW JAMES~~ _____ ~~Posted~~

Complaint No. 20211119079

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: 6980 Turtle mound Rd, New Smyrna Beach 32169

~~Parcel No. 850501540130~~ _____ ~~Zoning: R-9W~~

~~Code Compliance Manager - Chris Hutchison~~

Property owner was first notified of the violation on Apr 07, 2022

Continued to November 16, 2022

October 19, 2022

CEB2022157- WILLIAM F BOHLEN**Served**

Complaint No. 20220425018

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: 1845 2nd Ave, Deland 32724

Parcel No. 700101130130 Zoning: R-4A**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on May 26, 2022

William Bohlen was present at the hearing for this case.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. Robert said there is building/remodel without permit. Certified Notice of Violation was posted on May 26, 2022. Notice of Hearing was posted on June 29, 2022, last inspection was on June 29, 2022. Pictures were provided by Paul Traider. Robert had not had any contact with Mr Bohlen until today. Siding permit was denied, window door/mechanical permit expired October 3, 2022. Roof permit, which had no inspections since April 2022, expired October 10, 2022. Margaret Godfrey denied the permit as it did not cover the scope of work being done.

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 4, 2022 and a Hearing to Impose Fine is set for the November 16, 2022 hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

CEB2022175- OPENDOOR PROPERTY J LLC**Served**

Complaint No. 20220719009

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: 68 Carol Rd, Ormond Beach 32176

Parcel No. 323403001360 Zoning: R-5**Code Compliance Officer - Peter Hinson**

Property owner was first notified of the violation on July 29, 2022

Continued to December 21, 2022

October 19, 2022

CEB2022177-CONFIDENTIAL DATA, F.S. 119.071

Served

Complaint No. 20200812063

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: 6562 Turtle mound Rd, New Smyrna Beach 32169

Parcel No. 850501470310

Zoning: R-9W

Code Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on Aug 24, 2020

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 this is a single family residence that is being used as a hotel/motel in a R-9W zone which is not permitted, rentals less than 30 days are not permitted. Debbie tried on numerous occasions to see if she was able to rent for less than 30 days and it was allowing her to.

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 7 SECTION 72-241. With a compliance date of October 26, 2022 and a Hearing to Impose Fine is set for the November 16, 2022 hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

~~**CEB2022178-CRUM JAMES FRED**~~

~~**Served**~~

~~Complaint No. 20200730036~~

~~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: 6464 S Atlantic Ave, New Smyrna Beach 32169~~

~~**Parcel No. 850501330270**~~

~~**Zoning: R-9W**~~

~~**Code Compliance Officer - Debbie Zechnowitz**~~

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

Continued to November 16, 2022

October 19, 2022

CEB2022183-COUNCIL RONNIE

Served

Complaint No. 20220809041

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

Property Location: No Street, Pierson 32180

Parcel No. 481100000150 Zoning: A-1,RC

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Aug 24, 2022

Darren Elkind was present at the hearing for this case.

Robert Chayer, Code Compliance, presented 2 cases at the same time. Robert went over the case details, showing photos. Robert said last inspection was June 17, 2021.

No progress has happened on the property.

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 7 SECTION 72-241. With a compliance date of January 10, 2023 and a Hearing to Impose Fine is set for the January 18, 2023 hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

CEB2022184-COUNCIL RONNIE

Served

Complaint No. 20220809042

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 11 SECTION 72-415

Property Location: No Street, Pierson 32180

Parcel No. 481100000150 Zoning: A-1,RC

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Aug 24, 2022

Darren Elkind was present at the hearing for this case.

Robert Chayer, Code Compliance, presented 2 cases at the same time. Robert went over the case details, showing photos. Robert said last inspection was June 17, 2021.

No progress has happened on the property.

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 11 SECTION 72-415. With a compliance date of January 10, 2023 and a Hearing to Impose Fine is set for the January 18, 2023 hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

October 19, 2022

CEB2022190-COUNCIL RONNIE

Served

Complaint No. 20210617025

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: No Street , Pierson 32180

Parcel No. 481100000150

Zoning: A-1,RC

Environmental Specialist II - Julie McCrystal

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

Darren Elkind was present at the hearing for this case.

Julie McCrystal, Environmental Specialist II, presented the case. Julie went over the case details, showing photos. Julie said the excavation partially occurred during a RC area. December of 2021 had a meeting to discuss the options of filling back in the original area or applying for a special exception. Restoration of the impacted buffer is going to be required. In August of 2022, had a phone call with Bob and Darren discussing what happened in preapplication meeting, suggested he get back with Land Development and Zoning. October 17, she received an email from Darren stating they had hired Danny Young as a consultant to do a project proposal. Recommending an Order of Non Compliance, with a compliance date of November 11, 2022 and a hearing to impose fine liens for November 16, 2022. Due to there not being enough time for the case to come into compliance they scheduled this for order of Non Compliance, with a compliance date of January 10, 2023 and hearing to impose fine liens January 18, 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 III, DIVISION 11 SECTION 72-884. With a compliance date of January 10, 2023 and a Hearing to Impose Fine is set for the January 18, 2023 hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

October 19, 2022

CEB2022186- MASON LESLIE WELLS & HENRY PASTOR MARTINEZ Served

Complaint No. 20220310014

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: 5797 Lake Winona Rd, Deleon Springs 32130

Parcel No. 693801210010 Zoning: I-1

Code Compliance Officer - Robert Chayer

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

Mason Wells 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 that an Order of Dismissal be ordered for this case due to the barn not being built.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order of Dismissal 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.

October 19, 2022

CEB2022187- MASON LESLIE WELLS & HENRY PASTOR MARTINEZ Served

Complaint No. 20220310007

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: 5797 Lake Winona Rd, Deleon Springs 32130

Parcel No. 693801210010

Zoning: I-1

Code Compliance Officer - Robert Chayer

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

Mason Wells was present at the hearing for this case.

Robert Chayer, Code Compliance, presented the 5 cases at the same time. Robert went over the case details, showing photos. Robert Chayer, Code Compliance, presented the 5 cases at the same time. Robert went over the case details, showing photos. Robert said expired mechanical permit 20200728010 and a fire permit 20200826062. August 24, 2022 served Notice of Violation posted. Scott Ashley, Senior Zoning Manager, if a junk yard is wanted, it requires a special exception to the I-1 Zoning Classification. Mr Wells explains that the county came and was told he needed a spray booth to paint trucks. He installed the booth and then he was told he needed to build a pole barn to go over it, which he did not build. The county then required a parking layout. Mr Wells say his wife hand delivered the parking permit to the person they were dealing with, with the county. Mr Wells states that now the county can't find the permit that they provided. He will be closing his business and selling his property due to not being able to get his business up and running. Kerry Leuzinger, provided information stating the paint booth permit was issued but expired without inspection. The barn permit application was submitted but was never issued. Mr. Wells must show sufficient movement and they would be willing to issue and extension. The county will extend the expired permits to January 18, 2023 and cancel the barn permit application as it was never built.

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 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34 Vehicle(s). With a compliance date of January 10, 2023 and a Hearing to Impose Fine is set for the January 18, 2023 hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

October 19, 2022

CEB2022188- MASON LESLIE WELLS & HENRY PASTOR MARTINEZ Served

Complaint No. 20220310006

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

Property Location: 5797 Lake Winona Rd, Deleon Springs 32130

Parcel No. 693801210010

Zoning: I-1

Code Compliance Officer - Robert Chayer

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

Mason Wells was present at the hearing for this case.

Robert Chayer, Code Compliance, presented the 5 cases at the same time. Robert went over the case details, showing photos. Robert Chayer, Code Compliance, presented the 5 cases at the same time. Robert went over the case details, showing photos. Robert said expired mechanical permit 20200728010 and a fire permit 20200826062. August 24, 2022 served Notice of Violation posted. Scott Ashley, Senior Zoning Manager, if a junk yard is wanted, it requires a special exception to the I-1 Zoning Classification. Mr Wells explains that the county came and was told he needed a spray booth to paint trucks. He installed the booth and then he was told he needed to build a pole barn to go over it, which he did not build. The county then required a parking layout. Mr Wells say his wife hand delivered the parking permit to the person they were dealing with, with the county. Mr Wells states that now the county can't find the permit that they provided. He will be closing his business and selling his property due to not being able to get his business up and running. Kerry Leuzinger, provided information stating the paint booth permit was issued but expired without inspection. The barn permit application was submitted but was never issued. Mr. Wells must show sufficient movement and they would be willing to issue and extension. The county will extend the expired permits to January 18, 2023 and cancel the barn permit application as it was never built.

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 7 SECTION 72-241. With a compliance date of January 10, 2023 and a Hearing to Impose Fine is set for the January 18, 2023 hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

October 19, 2022

CEB2022189- MASON LESLIE WELLS & HENRY PASTOR MARTINEZ Served

Complaint No. 20210301026

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-284.06 Where landscaped areas are required by this ordinance they must be maintained

Property Location: 5797 Lake Winona Rd, Deleon Springs 32130

Parcel No. 693801210010 Zoning: I-1

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Aug 24, 2022

Mason Wells was present at the hearing for this case.

Robert Chayer, Code Compliance, presented the 5 cases at the same time. Robert went over the case details, showing photos. Robert Chayer, Code Compliance, presented the 5 cases at the same time. Robert went over the case details, showing photos. Robert said expired mechanical permit 20200728010 and a fire permit 20200826062. August 24, 2022 served Notice of Violation posted. Scott Ashley, Senior Zoning Manager, if a junk yard is wanted, it requires a special exception to the I-1 Zoning Classification. Mr Wells explains that the county came and was told he needed a spray booth to paint trucks. He installed the booth and then he was told he needed to build a pole barn to go over it, which he did not build. The county then required a parking layout. Mr Wells say his wife hand delivered the parking permit to the person they were dealing with, with the county. Mr Wells states that now the county can't find the permit that they provided. He will be closing his business and selling his property due to not being able to get his business up and running. Kerry Leuzinger, provided information stating the paint booth permit was issued but expired without inspection. The barn permit application was submitted but was never issued. Mr. Wells must show sufficient movement and they would be willing to issue and extension. The county will extend the expired permits to January 18, 2023 and cancel the barn permit application as it was never built.

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 72-284.06. With a compliance date of January 10, 2023 and a Hearing to Impose Fine is set for the January 18, 2023 hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

October 19, 2022

CEB2022198- VALERIE BURTON ESTATE

Posted

Complaint No. 20220809037

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241

Property Location: 1131 Avenue G, Ormond Beach 32174

Parcel No. 422901210040

Zoning: MH-5

Code Compliance Officer - Peter Hinson

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

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

Peter Hinson, Code Compliance, presented the case. Peter went over the case details, showing photos. Peter said this property has fines on it already. The owner of the property is deceased, and the son is living on the property accruing the violations. Staff has been out to the property and has had many complaints by the Sheriffs office has been out many times dealing with other complaints. The property is vacant, with no structures on the property. There have been RV's and tents that have started to appear on the property and it is believed people are living in the RV's.

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 7 SECTION 72-241. With a compliance date of November 10, 2022 and a Hearing to Impose Fine is set for the November 16, 2022 hearing. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

October 19, 2022

CEB2022207-KENNEDY BILLY N TR

Served

Complaint No. 20220907040

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. Junkyard, vehicle and RV storage. All untagged and inoperable vehicles and RV's need to be removed and the junk needs to be removed.

Property Location: 12 Bruner Ct, Deland 32724

Parcel No. 701406000210

Zoning: B-4,B-4A

Code Compliance Officer - Robert Chayer

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

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 said the last inspection was on October 18, 2022. There are still RV's and other vehicles on the property still. Robert has not had any contact with the owner. Property was posted on August 10, 2022.

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 7 SECTION 72-241. With a compliance date of November 4, 2022 and a Hearing to Impose Fine is set for the November 16, 2022 hearing. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

October 19, 2022

XI. Requests for Discussion of Accumulated Fines

CEB2020298-ACTION MORTGAGE OF CENTRAL FLORIDA Hand Delivered

Complaint No. 20201006036

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: 1112 S Parsons Ave, Deland 32720

Parcel No. 70200000180 Zoning: R-5

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on Oct 6, 2020

*Order of Non-Compliance issued at the February 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 Sep 21, 2022:

Request for Discussion of Fine/Lien of \$11,000.00

Gerald Chester was present at the hearing for this case.

Margaret Godfrey, Code Compliance, presented the case. Margaret went over the case details, showing photos. Margaret said the house does have a pending sale even though Action Mortgage was issued the permit to correct the violations, they were also the ones who caused the issue. Staff recommending the fines not be reduced. Mr Chester says they did come into compliance, but it was never followed up to see if everything was cleared up, due to owner of Action Mortgage becoming ill. A permit was obtained just a bit before the fines were to start. Due to action being corrected without Compliance knowing, it warrants the fines to be reduced to \$1,000 paid within 30 days or reverts to original amount.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to Reduce the fine to \$1,000 payable within 30 days, 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 22-2, SECTIONS 105.1 AND 110.1. After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

October 19, 2022

Cases from the Addendum

CEB2019311 - KNIGHT TERRY JR

Served

Complaint No. 20190923035

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. (Barns, sheds

Property Location: 1325 Pell Rd, Osteen 32764

Parcel No. 833000000160

Zoning: A-1

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Oct 2, 2019

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

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

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

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

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

*A Report and Affidavit of Compliance was submitted with a compliance date of October 14, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

CEB2020186 - KNIGHT TERRY JR

Served

Complaint No. 20200904002

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Use where not permitted (Wedding venue on A-1 zoned property

Property Location: 1325 Pell Rd, Osteen 32764

Parcel No. 833000000160

Zoning: A-1

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 9-24-20

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

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

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

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

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

*A Report and Affidavit of Compliance was submitted with a compliance date of October 14, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

October 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. 701828000010

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:

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

*A Report and Affidavit of Compliance was submitted with a compliance date of October 10, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

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. 701828000010

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:

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

*A Report and Affidavit of Compliance was submitted with a compliance date of October 10, 2022:

Order of Compliance

Based on a submitted Report and Affidavit of Compliance, Member Zahn **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.

October 19, 2022

XI. Requests for Discussion of Accumulated Fines

CEB2022171 – BRIAN & TINA VON HEIN

Posted

Complaint No. 20220519072

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: 303 Pine Cone Dr, Ormond Beach 32174

Parcel No. 403501000870

Zoning: RR

Environmental Specialist II - Julie McCrystal

Property owner was first notified of the violation on

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

*Order Imposing Fine/Lien issued at the September 21, 2022 hearing:

Request for Discussion of Fine/Lien of Start Date of October 20, 2022

Tina Von Hein was present at the hearing for this case.

Julie McCrystal, Environmental Specialist II, presented the case. Julie went over the case details, showing photos. Julie said owners were not located, today was the first contact she has had with Ms Von Hein. The past Friday her son went to check property and saw the posting. Staff supports Amended of Fine/Lien. Tina Von Hein states they do plan on building a home on the property in the next 2 years. Julie says they will need an after the fact tree removal permit, the late fee and just do a limit of clearing with the maximum of tree removal fees. The property doesn't need a house permit to do a stand alone permit. That permit is issued for 6 months but can be extended to a year. If they don't plan on building for over a year, get the permit, close it and close the violation. Then when it's time bring them into compliance, when it's time to build get a tree permit. Amended Order out to January 19, 2023 and run until compliance is achieved.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue a First Amended Order Imposing Fine/Lien with an assessed fine in the amount of \$50 per day commencing January 19, 2023 and to continue until compliance is achieved violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-834(2).** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

October 19, 2022

XII. New Business

- A. Tally Sheets (Quarterly)**
- B. As Entertained by Chairman**
- C. As Entertained by Board Attorney**
- D. As Entertained by Staff Attorney – There are no applications for Board Members**
- E. As Entertained by Staff**

XIII. Adjournment

There being no further business to discuss before the Board, the meeting adjourned at 10:55 AM.

Respectfully submitted,

Jacque Fleming
Code Enforcement Board Clerk

October 19, 2022

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 October 19, 2022, at 123 West Indiana Avenue, Deland, Florida.

WITNESS MY HAND this 12th day of October, 2022, in the City of DeLand, County of Volusia, State of Florida.

**Jacquie Fleming
Code Board Clerk**

October 19, 2022