



VOLUSIA COUNTY CODE ENFORCEMENT BOARD MINUTES

March 17, 2021

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

MEMBERS PRESENT

**Chad Lingenfelter, Chair
Andrew Hall, Vice-Chair
Clement Nadeau
Vikki Leonard
Donald Needham
Pete Zahn
Rick Dwyer
Charles Cino, Board Attorney**

MEMBERS ABSENT

STAFF PRESENT

**Chris Hutchison, Code Compliance Manager
Margaret Godfrey, Code Compliance Coordinator
Isiah Pitts, Code Compliance Officer
Peter Hinson, Code Compliance Officer
Fred Eastwood, Code Compliance Officer
Debbie Zechnowitz, Code Compliance Officer
Sebrina Slack, Assistant County Attorney
Todd Hannah, Environmental Specialist II
Samantha West, Environmental Specialist III
Julie McCrystal, Environmental Specialist II
Kerry Leuzinger, Chief Building Official
Scott Ashley, Senior Zoning Manager
Ramona Jones, Code Board Clerk**

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APPROVAL OF MINUTES

Member Nadeau moved to approve the minutes from the February 17, 2021 hearing. Member Needham seconded the motion which carried unanimously by voice votes.

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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.

March 17, 2021

IX. Unfinished Business

CEB2017375-HOMETOWN HOUSING

Served

Complaint No. 20160418044

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

Property Location: 251 Evergreen Ter, Deland 32724

Parcel No. 603812000450

Zoning: MH-5

Zoning Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on Apr 23, 2016

*Order of Non-Compliance issued at the January 17, 2018 hearing:

*1st Amended Order of Non-Compliance issued at the March 21, 2018 hearing:

*Final Order Imposing Fine Lien issued at the April 18, 2018 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of October 26, 2020:

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 Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

CEB2018298 – TMCLEAN INVESTMENTS LLC

Served

Complaint No. 20180412041

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

Property Location: 3663 Old Deland Rd, Daytona Beach 32124

Parcel No. 620601400231

Zoning: I-1(5) A

Code Compliance Coordinator - Margaret Godfrey

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

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

*1st Amended Order of Non-Compliance issued at the April 17, 2019 hearing:

*2nd Amended Order of Non-Compliance issued at the October 16, 2019 hearing:

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

*4th Amended Order of Non-Compliance issued at the November 18, 2020 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of March 3, 2021:

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 Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

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CEB2018399-FOSTER BETTY T

Served

Complaint No. 20180226019

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). (Window change out)

Property Location: 62 Rivocean Dr, Ormond Beach 32176

Parcel No. 324104000380

Zoning: R-4

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Mar 21, 2018

*Order of Non-Compliance issued at the December 19, 2018 hearing:

*Final Order Imposing Fine Lien issued at the March 20, 2019 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of February 16, 2021:

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 Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

CEB2020274 - WINES RONALD

Served

Complaint No. 20200413023

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-842(i)(2) Description: Failure to replace, within sixty (60) days, any replaced tree that dies or is determined to be effectively destroyed within two (2) years of being planted.

Property Location: 100 West Loop, Oak Hill 32759

Parcel No. 950600011210

Zoning: MH-5

Environmental Specialist II – Julie McCrystal

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

*A Report and Affidavit of Compliance was submitted with a compliance date of February 26, 2021:

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 Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

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CEB2017178-JACOBY HEATHER ETTA FLANAGAN MARGARET TR **Posted**

Complaint No. 20170508067

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 109.3 Construction without the required permit(s) and/or inspection approval(s)

Property Location: 6120 Sr 11, Deleon Springs 32130

Parcel No. 500800000133 **Zoning: A-1**

Zoning Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on May 11, 2017

*Order of Non-Compliance issued at the August 16, 2017 hearing:

*Final Order Imposing Fine Lien issued at the September 20, 2017 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of March 6, 2021:

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 Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

CEB2017209-GUZMAN NEYZA

Posted

Complaint No. 20170428082

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 109.3 Construction without the required permit(s) and/or inspection approval(s). (Enclosed screen porch)

Property Location: 3665 John Anderson Dr, Ormond Beach 32176

Parcel No. 321601000650 **Zoning: R-3**

Zoning Compliance Officer - Margaret Godfrey

Property owner was first notified of the violation on June 7, 2017

*Order of Non-Compliance issued at the September 20, 2017 hearing:

*Final Order Imposing Fine Lien issued at the October 18, 2017 hearing:

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

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 Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

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CEB2018493-TINDALL DARLENE

Posted

Complaint No. 20180723026

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). Replacing deck on dock. Appears this is a new structure. All new pile, framing, appears renovation and/or re-model in-progress inside SFR, electric, mechanical, plumbing. This may not be a complete list

Property Location: 1634 Juno Tr, Astor 32102

Parcel No. 581900070720

Zoning: R-4

Code Compliance Coordinator – Margaret Godfrey

Property owner was first notified of the violation on Nov 26, 2018

*Order of Non-Compliance issued at the December 19, 2018 hearing:

*1st Amended Order of Non-Compliance issued at the February 20, 2019 hearing:

*Final Order Imposing Fine Lien issued at the August 21, 2019 hearing:

*Order of Stay issued at the November 20, 2019 hearing:

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

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 Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

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CEB2019137 - TROPICAL HAMMOCK INC

Posted

Complaint No. 20190329008

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

Property Location: 1485 Lakeview Dr, Deland 32720

Parcel No. 792404000050

Zoning: B-7

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on Jul 06, 2019

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

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

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

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

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

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

Hearing to Impose Fine/Lien

Mike Woods, Attorney and Aaron Moore, Engineer were present at the hearing for this case.

Margaret Godfrey, code compliance, presented the 2 cases together. Margaret went over the case details, showing photos. Margaret stated there has been meeting with the attorney and now they are working on getting a list together since this was not handled correctly from the beginning.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 6th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the July 21, 2021 hearing.** After Member Hall **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

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CEB2019215 - TROPICAL HAMMOCK INC

Served

Complaint No. 20190703037

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Business where not permitted (RV campground

Property Location: 1485 Lakeview Dr, Deland 32720

Parcel No. 792404000050

Zoning: B-7

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on Jul 06, 2019

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

*1st Amended Order of Non-Compliance issued at the November 20, 2019 hearing:

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

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

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

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

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 6th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241, with a Hearing to Impose Fine set for the July 21, 2021 hearing.** After Member Hall **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

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CEB2019358 - TROPICAL HAMMOCK INC

Served

Complaint No. 20180413017

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

Property Location: 1485 Lakeview Dr, Deland 32720

Parcel No. 792404000050

Zoning: B-7

Environmental Specialist III - Samantha West

Property owner was first notified of the violation on Jul 06, 2019

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

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

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

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

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

Hearing to Impose Fine/Lien

Mike Woods, Attorney and Aaron Moore, Engineer were present at the hearing for this case.

Samantha West, Environmental Specialist III, presented the case. Samantha went over the case details, showing photos. Samantha stated she has the same recommendation as Margaret.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 5th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884, with a Hearing to Impose Fine set for the July 21, 2021 hearing.** After Member Hall **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

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CEB2019221 - VAULT VENTURES LLC

Served

Complaint No. 20190325035

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). Framing wood replacement new windows fresh drywall in process. This may not be a complete list

Property Location: 918 Clark Ave, Deland 32724

Parcel No. 700426000710

Zoning: R-4A

Code Compliance Coordinator - Margaret Godfrey

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

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

Hearing to Impose Fine/Lien

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

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret stated the permit is still expired and there are no extension requests. She has had no further communication with the owner.

After discussion and based on the testimony and evidence presented, Member Dwyer **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$100.00 per day commencing April 22, 2021 and to continue until compliance is achieved, but not to exceed \$10,000.00 for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 22-2, SECTIONS 105.1 AND 110.1.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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CEB2019345 - KNIGHT TERRY JR

Served

Complaint No. 20191003002

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

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 May 8, 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 February 17, 2021 hearing:

Hearing to Impose Fine/Lien

Nika Hosseini from Cobb Cole was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret stated they have met on site and they were able to tour the area. Margaret said that we are still waiting on the Ag exemption and that there are permits in process.

Chris Hutchison added that the Fire Marshal, Shane Lanoue signed off on the fire watch.

After discussion and based on the testimony and evidence presented, Member Nadeau **MOVED to issue an 4th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the June 16, 2021 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

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CEB2020054 - BAUGHMAN BLAINE

Served

Complaint No. 20190530081

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: 54 Plaza Dr, Ormond Beach 32176

Parcel No. 420300030133

Zoning: R-4

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Sep 06, 2019

*Order of Non-Compliance issued at the July 15, 2020 hearing:

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

Hearing to Impose Fine/Lien

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

Margaret Godfrey, code compliance, presented the case in Robert Chayer's absence. Margaret went over the case details, showing photos. Margaret stated this property is still going through bankruptcy proceedings.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE, with a Hearing to Impose Fine set for the September 15, 2021 hearing.** After Member Leonard **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

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CEB2020058 - AMARAL MARIA

Served

Complaint No. 20191125046

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

Property Location: 1301 Wright St, Daytona Beach 32117

Parcel No. 423306000010

Zoning: R-4

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on 5-13-20

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

*1st Amended Order of Non-Compliance issued at the August 19, 2020 hearing:

*2nd Amended Order of Non-Compliance issued at the October 21, 2020 hearing:

*3rd Amended Order of Non-Compliance issued at the January 20, 2021 hearing:

Hearing to Impose Fine/Lien

Maria Howland, Property Manager, was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the 2 cases in Robert Chayer's absence. Margaret went over the case details, showing photos. Margaret stated the people that were living there had moved out and thought they were doing what was needed to get into compliance and now new people have moved in and they are now in the process of an eviction. Sebrina Slack added they have a non-jury trial for the eviction on March 30, 2021.

Maria said this house is not a duplex and that this is a roommate situation, she stated she removed the stove that was on the other side and that she had a door between the 2 places that she had put a piece of wood in to block it, she added that this has always been a single home and not a duplex.

Margaret stated that when Bob and she went to the property, there were 2 separate people living there and that it was a duplex at one time. Margaret stated she was recommending an amended order to see what happens with the evictions.

Member Nadeau asked if a month was going to work for the next hearing. Sebrina Slack said the way an eviction works is once the order is entered she is entitled to a writ of possession and it only takes 48 hours and if it is granted on the 30th and she is testifying everything is done that it would only be a matter of her contacting us for an inspection.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 4th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241, with a Hearing to Impose Fine set for the April 21, 2021 hearing.** After Member Hall **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

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CEB2020059 - AMARAL MARIA

Served

Complaint No. 20191125045

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). house is divided into 2 dwellings, but has only 1 electric meter.

Property Location: 1301 Wright St, Daytona Beach 32117

Parcel No. 423306000010

Zoning: R-4

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on 5-13-20

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

*1st Amended Order of Non-Compliance issued at the August 19, 2020 hearing:

*2nd Amended Order of Non-Compliance issued at the October 21, 2020 hearing:

*3rd Amended Order of Non-Compliance issued at the January 20, 2021 hearing:

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 4th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241, with a Hearing to Impose Fine set for the April 21, 2021 hearing.** After Member Hall **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

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CEB2020072 – SALVATORE PAUL

Served

Complaint No. 20190311003

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: 1130 Roberta Ln, New Smyrna Beach 32168

Parcel No. 743101000230

Zoning: MH-5A

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Mar 23, 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 December 16, 2020 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 that there have been no applications and the violation still remains.

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 April 22, 2021 and to continue until compliance is achieved, but not to exceed \$5,000.00 for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2020086 - BRISCOE SANDRA J

Served

Complaint No. 20200107044

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: 1839 Linda Ave, Ormond Beach 32174

Parcel No. 424213010310

Zoning: R-5

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Feb 15, 2019

*Order of Non-Compliance issued at the July 15, 2020 hearing:

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

*2nd Amended Order of Non-Compliance issued at the November 18, 2020 hearing:

Hearing to Impose Fine/Lien

Mr. Briscoe was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the 2 cases in Robert Chayer's absence. Margaret went over the case details, showing photos. Margaret stated that the 6 foot fencing in the front yard was taken down and that case CEB2020087 should be in

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compliance. She is recommending an Amended order to go over the details when Bob Chayer returns.

Mr. Briscoe stated the fencing in the back belongs to the neighbors and that he has a permit to put his own fence up.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 3rd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 9 SECTION 72-341(b), with a Hearing to Impose Fine set for the May 19, 2021 hearing.** After Member Nadeau **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

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CEB2020087 - BRISCOE SANDRA J

Served

Complaint No. 20200107045

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-282 fence, wall or hedge over the maximum height allowed

Property Location: 1839 Linda Ave, Ormond Beach 32174

Parcel No. 424213010310

Zoning: R-5

Code Compliance Officer - Robert Chayer

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

*Order of Non-Compliance issued at the July 15, 2020 hearing:

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

*2nd Amended Order of Non-Compliance issued at the November 18, 2020 hearing:

Hearing to Impose Fine/Lien

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 Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

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CEB2020154 - Douglas S and Kristy M Harrell

Served

Complaint No. 20200603055

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

Property Location: 1350 Hamilton Ave, Orange City 32763

Parcel No. 800304040010

Zoning: R-4

Code Compliance Officer – Margaret Godfrey

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

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

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

Hearing to Impose Fine/Lien

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

Margaret Godfrey, code compliance, presented the 2 cases together. Margaret went over the case details, showing photos. Margaret stated that both applications are still in the Zoning Review process and a variance would be required for the 2 structures. The applications expire in July and August of 2021.

After discussion and based on the testimony and evidence presented, Member Nadeau **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the September 15, 2021 hearing.** After Member Dwyer **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2020232 - Douglas S and Kristy M Harrell

Served

Complaint No. 20200925037

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

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 9-28-20

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

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

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Nadeau **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277, with a Hearing to Impose Fine set for the September 15, 2021 hearing.** After Member Dwyer **SECONDED** the motion, and it

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CARRIED unanimously by voice vote.

CEB2020231 - BALKAM LLC

Served

Complaint No. 20190514006

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

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

Parcel No. 620601420050

Zoning: I-1C (5)A

Environmental Specialist II - Todd Hannah

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

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

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

Hearing to Impose Fine/Lien

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

Todd Hannah, Environmental Specialist II, presented the 2 cases together. Todd went over the case details, showing photos. Todd stated he has been in contact with the St. Johns Water Management and they are making progress with the State on the violations.

After discussion and based on the testimony and evidence presented, Member Needham **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-834(2), with a Hearing to Impose Fine set for the July 21, 2021 hearing.** After Member Hall **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2020241 - BALKAM LLC

Served

Complaint No. 20201005017

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

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

Parcel No. 620601420050

Zoning: I-1C (5)A

Environmental Specialist II - Todd Hannah

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

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

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

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Needham **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884, with a Hearing to Impose Fine set for the July 21, 2021 hearing.** After Member Hall **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2020235 - PINTO FRANKLIN

Posted

Complaint No. 20200210095

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

Property Location: 605 Miles St, Deland 32720

Parcel No. 702006050070

Zoning: R-4

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Jul 08, 2020

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

Hearing to Impose Fine/Lien

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

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret stated she has had contact with Mr. Pinto, and that he is trying to come into compliance but has been unable to contact the previous owner.

After discussion and based on the testimony and evidence presented, Member Dwyer **MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the April 21, 2021 hearing.** After Member Leonard **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2020258 - Spa 2 LLC

Posted

Complaint No. 20191011011

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: 101 Town And Country Ln, Ormond Beach 32176

Parcel No. 323411020100

Zoning: B-4, R-4

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on 10-28-20

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

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

Hearing to Impose Fine/Lien

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

Margaret Godfrey, code compliance, presented the 3 cases in Robert Chayer's absence. Margaret went over the case details, showing photos. Margaret stated they have been in contact with Robert and permits have been extended.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE, with a Hearing to Impose Fine set for the June 16, 2021 hearing.** After Member Leonard **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2020271 - Spa 2 LLC

Posted

Complaint No. 20201106011

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s) Expired underpinning permit #20200311052

Property Location: 101 Town And Country Ln, Ormond Beach 32176

Parcel No. 323411020100

Zoning: B-4, R-4

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Nov 09, 2020

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

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

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the June 16, 2021 hearing.** After Member Leonard **SECONDED** the motion, and it **CARRIED**

March 17, 2021

unanimously by voice vote.

CEB2020272 - Spa 2 LLC

Posted

Complaint No. 20201106015

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). Working outside of permit scope. Installing windows.

Property Location: 101 Town And Country Ln, Ormond Beach 32176

Parcel No. 323411020100

Zoning: B-4, R-4

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Nov 09, 2020

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

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

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the June 16, 2021 hearing.** After Member Leonard **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2020279 - CALLAHAN JAMES R & MICHAEL C

Posted

Complaint No. 20191125049

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: 1005 Shady Park Ter, Daytona Beach 32117

Parcel No. 520201000030

Zoning: R-4

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Jul 29, 2020

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

Hearing to Impose Fine/Lien

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

Margaret Godfrey, code compliance, presented the case in Robert Chayer's absence. Margaret went over the case details, showing photos. Margaret stated Robert has had no luck in getting ahold of anybody and the violation remains.

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 April 22, 2021 and to continue until compliance is achieved, but not to exceed \$7,000.00 for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE.** After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2020284 - Smith Tammy & William

Served

Complaint No. 20200806073

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

Property Location: 7035 S Atlantic Ave, New Smyrna Beach 32169

Parcel No. 850501180350

Zoning: R-9W

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Aug 11, 2020

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

Hearing to Impose Fine/Lien

Tammy Smith was present via Webinar at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret stated the permit has been reopened and is valid until March 26th.

Tammy Smith said that the environmental inspection has passed and that they need a final and the contractor is taking care of getting that scheduled. She said she has been back and forth a few times with Environmental on getting into compliance.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the April 21, 2021 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

March 17, 2021

X. Hearings and Presentation of Filed Notices of Violations

CEB2020085 - WIRTH DAVID & BOBBI

Served

Complaint No. 20200122010

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

Property Location: 1441 S Us Hwy 1, Oak Hill 32759

Parcel No. 944302000025

Zoning: A-1W

Code Compliance Coordinator - Margaret Godfrey

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

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 staff met with the fire inspector at the property to go over what needs to be done on the property. Margaret stated that she has not had access to the property since and that the owners knew about the issues with the setbacks and that the Ag exemption was only valid on a portion of the property and not where the buildings are.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTIONS 105.1 AND 110.1 With a compliance date of April 9, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing.** After Member Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2020157 - CARDONA LESLIE

Served

Complaint No. 20200319043

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

Property Location: 156 Mae St, Oak Hill 32759

Parcel No. 950600011390

Zoning: MH-5

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Jun 04, 2020

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

Margaret Godfrey, code compliance, presented the 3 cases together. Margaret went over the case details, showing photos. Margaret stated that staff received a complaint about the junk yard and on inspection the other violations were seen. Margaret said there have been no changes and that they have now added to the fence. She added there has been no contact with the owner.

After discussion and based on the testimony and evidence presented, Member Nadeau **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 April 10, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing.** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2020158 - CARDONA LESLIE

Served

Complaint No. 20200602014

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

Property Location: 156 Mae St, Oak Hill 32759

Parcel No. 950600011390

Zoning: MH-5

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Jun 04, 2020

After discussion and based on the testimony and evidence presented, Member Nadeau **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (C) With a compliance date of April 10, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing.** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2021008 - CARDONA LESLIE

Served

Complaint No. 20210107059

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: 156 Mae St, Oak Hill 32759

Parcel No. 950600011390

Zoning: MH-5

Code Compliance Coordinator - Margaret Godfrey

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

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

MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 9 SECTION 72-341(b) With a compliance date of April 10, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing. After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2020243 - PITTMAN JOSEPH E & SHARON M

Posted

Complaint No. 20200207031

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

Property Location: 8260 Baxter Point North, Mims 32754

Parcel No. 133601000020

Zoning: A-1

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Jun 26, 2020

Christopher Pittman, Son, was present via Webinar at the hearing for this case.

Margaret Godfrey, code compliance, presented the 4 cases together. Margaret went over the case details, showing photos. Margaret stated we had received a complaint about the condition of the mobile home, and during an inspection other issues were found. Margaret said she had contact with Chris Pittman and had continued these cases as some family issues had come up.

Chris said that he had went to the property with family members to start cleaning up. He said the white mobile home is actually a FEMA trailer and he has been trying to contact the State to have it removed. Chris said his plan is to invest into the property and help his parents out on getting the violations cleared up.

Member Dwyer had asked why this has taken so long to get resolved, Margaret said that the certified mail was returned and she had posted the property but it was months later before he knew there were issues.

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 MAINTENANCE ORDINANCE With a compliance date of April 10, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2020244 - PITTMAN JOSEPH E & SHARON M

Posted

Complaint No. 20200615045

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: 8260 Baxter Point North, Mims 32754

Parcel No. 133601000020

Zoning: A-1

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Jun 26, 2020

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 With a compliance date of April 10, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2020245 - PITTMAN JOSEPH E & SHARON M

Posted

Complaint No. 20200615047

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 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. 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 structure or converted into an accessory structure even when altered, stripped or otherwise rebuilt.

Property Location: 8260 Baxter Point North, Mims 32754

Parcel No. 133601000020

Zoning: A-1

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Jun 26, 2020

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 April 10, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2020246 - PITTMAN JOSEPH E & SHARON M

Posted

Complaint No. 20200615046

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

Property Location: 8260 Baxter Point North, Mims 32754

Parcel No. 133601000020

Zoning: A-1

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Jun 26, 2020

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287(B) With a compliance date of April 10, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2020303 - JEFFERS ROY D

Served

Complaint No. 20200901054

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-241 Accessory building, structure, or use on lot that does not have a completed principal structure

Property Location: Sharp Rd, New Smyrna Beach 32168

Parcel No. 723100001520

Zoning: A-1

Zoning Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on Sep 11, 2020

Roy Jeffers and Melissa were present at the hearing for this case.

Debbie Zechnowitz, code compliance, presented the case. Debbie went over the case details, showing photos. Debbie stated that Mr. Jeffers responded immediately to the notice of violation. On January 5, 2021 a prevention inspection was performed by Tom Legler, Paul Traider and herself. Debbie went over some of the notes from the inspection, Debbie stated this is a parcel that is located in the Florida Ranchettes and is deemed not eligible for building permits and the only way to clear the violation is to remove everything that is not for Ag use. She said that Mr. Jeffers is working to come into compliance.

Member Dwyer asked if it has been explained that they are not able to live on the property and Debbie said yes.

Melissa stated that this is her parents' home and they are trying to find them a new home and don't have a lot of income. Chairman Lingenfelter asked if they had looked into a camp site, Melissa said no that she doesn't believe the trailer can be moved in the condition it is in and that they are working on a loan.

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 72-241 With a compliance date of May 14, 2021 and a Hearing to Impose Fine is set for the May 19, 2021 hearing.** After Member Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2020318 - US BANK TRUST NATL ASSOC TR

Sheriff Served

Complaint No. 20191213009

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: 281 W Davis St, Deleon Springs 32130

Parcel No. 694301270171

Zoning: R-3

Code Compliance Coordinator - Margaret Godfrey

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

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

Margaret Godfrey, code compliance, presented the 10 cases together. Margaret went over the case details, showing photos. Margaret stated that this property was foreclosed on years ago and new cases needed to be opened up.

Sebrina Slack added that the Title was transferred in March of 2020 and that on February 21, 2021 they did a Writ of Possession to remove whoever was in the home and they have taken affirmative action.

Margaret said she has not had contact with the Bank.

After discussion and based on the testimony and evidence presented, Member Hall **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 With a compliance date of April 10, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing.** After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2020319 - US BANK TRUST NATL ASSOC TR

Sheriff Served

Complaint No. 20191213010

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

Property Location: 281 W Davis St, Deleon Springs 32130

Parcel No. 694301270171

Zoning: R-3

Code Compliance Coordinator - Margaret Godfrey

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

After discussion and based on the testimony and evidence presented, Member Hall **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 April 10, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing.** After Member Dwyer **SECONDED** the motion, it **CARRIED**

March 17, 2021

unanimously by voice vote.

CEB2020321 - US BANK TRUST NATL ASSOC TR

Sheriff Served

Complaint No. 20191213012

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

Property Location: 281 W Davis St, Deleon Springs 32130

Parcel No. 694301270171

Zoning: R-3

Code Compliance Coordinator - Margaret Godfrey

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

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

MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (A) With a compliance date of April 10, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing. After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2020322 - US BANK TRUST NATL ASSOC TR

Sheriff Served

Complaint No. 20201228009

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: 281 W Davis St, Deleon Springs 32130

Parcel No. 694301270171

Zoning: R-3

Code Compliance Coordinator - Margaret Godfrey

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

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

MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances Chapter 58, Health & Sanitation SEC. 58-36 With a compliance date of April 10, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing. After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2021030 - US BANK TRUST NATL ASSOC TR

Sheriff Served

Complaint No. 20191213013

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

Property Location: 281 W Davis St, Deleon Springs 32130

Parcel No. 694301270171

Zoning: R-3

Code Compliance Coordinator - Margaret Godfrey

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

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287(B) With a compliance date of April 10, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing.** After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2021031 - US BANK TRUST NATL ASSOC TR

Sheriff Served

Complaint No. 20191213014

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (E) Parking motor vehicle(s) on front yard, other than on driveway

Property Location: 281 W Davis St, Deleon Springs 32130

Parcel No. 694301270171

Zoning: R-3

Code Compliance Coordinator - Margaret Godfrey

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

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287(E) With a compliance date of April 10, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing.** After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2021032 - US BANK TRUST NATL ASSOC TR

Sheriff Served

Complaint No. 20210204038

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

Property Location: 281 W Davis St, Deleon Springs 32130

Parcel No. 694301270171

Zoning: R-3

Code Compliance Coordinator - Margaret Godfrey

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

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE With a compliance date of April 10, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing.** After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2021033 - US BANK TRUST NATL ASSOC TR

Sheriff Served

Complaint No. 20210204036

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

Property Location: 281 W Davis St, Deleon Springs 32130

Parcel No. 694301270171

Zoning: R-3

Code Compliance Coordinator - Margaret Godfrey

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

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 9 SECTION 72-341(b) With a compliance date of April 10, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing.** After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2021034 - US BANK TRUST NATL ASSOC TR

Sheriff Served

Complaint No. 20210204035

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

Property Location: 281 W Davis St, Deleon Springs 32130

Parcel No. 694301270171

Zoning: R-3

Code Compliance Coordinator - Margaret Godfrey

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

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277 With a compliance date of April 10, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing.** After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2021035 - US BANK TRUST NATL ASSOC TR

Sheriff Served

Complaint No. 20210204032

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

Property Location: 281 W Davis St, Deleon Springs 32130

Parcel No. 694301270171

Zoning: R-3

Code Compliance Coordinator - Margaret Godfrey

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

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTIONS 105.1 AND 110.1 With a compliance date of April 10, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing.** After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2021012 - Jacqueline M Daniel

Served

Complaint No. 20201202022

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

Property Location: 1421 W New York Ave, Orange City 32763

Parcel No. 800401710150

Zoning: R-4

Code Compliance Officer - Isiah Pitts

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

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

Isiah Pitts, code compliance, presented the case. Isiah went over the case details, showing photos. Isiah stated his last inspection was yesterday and it is still in violation.

Chairman Lingenfelter asked if we had a case regarding the shed, Isiah said yes.

Member Hall asked if there was a case already for junk yard, Margaret Godfrey said no, this came up when she went to check if the shed was removed.

After discussion and based on the testimony and evidence presented, Member Hall **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 April 19, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing.** After Member Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2021014 - ASP READYCHEM LLC

Posted

Complaint No. 20201211017

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: 161 West Loop, Oak Hill 32759

Parcel No. 950600010850

Zoning: MH-5

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on Nov 25, 2020

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

Fred Eastwood, code compliance, presented the case. Fred went over the case details, showing photos. Fred stated his last inspection was yesterday and there has been no change on the property. Fred said that when he was there last Friday there was plastic on the windows and it was noticed that the plastic was pulled back and people have been going into the house. Fred said that he has had no contact with the owner but has left 3 voice mails.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance and Order of Dismissal with referral to CLCA for violation of Volusia County Code of Ordinances Chapter 58, Health & Sanitation SEC. 58-36.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2021015 - ASP READYCHEM LLC

Posted

Complaint No. 20201125027

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: 161 West Loop, Oak Hill 32759

Parcel No. 950600010850

Zoning: MH-5

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on Nov 25, 2020

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

March 17, 2021

CEB2021036 - B & B UNDERGROUND & DRILLING INC

Served

Complaint No. 20200823002

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: 1297 Duroc Dr, Lake Helen 32744

Parcel No. 713200000090

Zoning: A-1, A-2

Environmental Specialist II – Julie McCrystal

Property owner was first notified of the violation on 2-16-21

Mike Bennett, Mark Osling and Phil Semal were 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 the Wetland Delineation was submitted and they have applied for the permit. Julie said they attempted a site inspection and were unable to access the property. An application has been made with DEP and they are behind right now. Once the line is verified it will be determined at that time if a wetland alteration permit will be needed

Mr. Bennett stated that these issues were done before the current owner. Mr. Bennett said they are working with DEP.

Mr. Semal said this property has been filled and unfilled over the years and the property had changed hands a couple of times and now with the fill being back on the property it is causing issues on Duroc with flooding and the way the culverts are setup it dumps all the water onto 1300 Duroc Dr.

Samantha added that once a building permit is issued Development Engineering would then look into drainage issues.

After discussion and based on the testimony and evidence presented, Member Hall **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 July 7, 2021 and a Hearing to Impose Fine is set for the July 21, 2021 hearing.** After Member Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2021037 - ROLAND RANDALL L

Served

Complaint No. 20210114025

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: 124 Joseph Dr, Edgewater 32141

Parcel No. 840242030110

Zoning: MH-5

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on Dec 29, 2020

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

Fred Eastwood, code compliance, presented the case. Fred went over the case details, showing photos. Fred stated the roof has peeled off and according to the neighbors next door the owner had passed away and they were unaware of any relatives.

Member Hall asked what is this going to accomplish by setting a Hearing to Impose fine if we were told the owner is deceased.

Sebrina Slack said that was just information from a neighbor and that we were still checking to make sure the owner is deceased.

After discussion and based on the testimony and evidence presented, Member Hall **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 April 19, 2021 and a Hearing to Impose Fine is set for the April 21, 2021 hearing.** After Member Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

XI. Requests for Discussion of Accumulated Fines

CEB2007703 - THOMAS PETER & LILLIE M THOMAS Sheriff Served

Complaint No. 20070813045

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CH 72 ART II DIV 8 SEC 72-287 (b) Maintaining a r/v, boat and/or trailer without current tags/validation sticker

Property Location: 1151 S Adelle Ave, Deland 32720

Parcel No. 702012010100 Zoning: R-5

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on SEP 28, 2007

*Final Order of Non Compliance and Order Imposing Fine Lien issued at the April 2, 2008 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of December 18, 2020:

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

Request for Discussion of Fine of \$115,175.00

Roy and Cynthia Bloomquist were present at the hearing for this case.

Margaret Godfrey, code compliance, presented the 2 cases together. Margaret went over the case details, showing photos. Margaret stated these are older cases. Margaret also added that she has not been able to find any photos or power points from previous hearings, she also added that back when the Fine/Lien started caps were no put on them.

Mr. Bloomquist stated they are not the property owners but they are friends of the family and are wanting to help Lillie with this situation. Mr. Bloomquist stated that Peter had passed away a few years ago.

Member Needham asked if there were any fees the county had in these cases, Margaret said no and that she was unable to find anything from previous hearings.

After discussion and based on the testimony and evidence presented, Member Needham **MOVED to reduce the fine to zero dollars an issue an Order of Dismissing and Releasing Fine/Lien for violation of Volusia County Code of Ordinances , CH 72 ART II DIV 8 SEC 72-287 (b).** After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2007704 - THOMAS PETER & LILLIE M THOMAS

Sheriff Served

Complaint No. 20070813046

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: 1151 S Adelle Ave, Deland 32720

Parcel No. 702012010100

Zoning: R-5

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on SEP 28, 2007

*Final Order of Non Compliance and Order Imposing Fine Lien issued at the April 2, 2008 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of December 18, 2020:

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

Request for Discussion of Fine of \$115,175.00

After discussion and based on the testimony and evidence presented, Member Needham **MOVED to reduce the fine to zero dollars an issue an Order of Dismissing and Releasing Fine/Lien for violation of Volusia County Code of Ordinances , CHAPTER 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34.** After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2019276 - HUFF LAYLA JEAN Jerome & Tammy Williams

Posted

Complaint No. 20190709011

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: 1004 Camphor Ln, Deland 32720

Parcel No. 701702210010

Zoning: R-3

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on Jul 13, 2019

*Order of Non-Compliance issued at the September 18, 2019 hearing:

*Final Order Imposing Fine Lien issued at the October 16, 2019 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of October 27, 2020:

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

Request for Discussion of Fine of \$5,000.00

Tammy Williams was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret stated the Williams have bought this property, they cleaned it up and there have been no complaints since.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to reduce the fine to zero dollars an issue an Order of Dismissing and Releasing Fine/Lien for violation of Volusia County Code of Ordinances , CH 72 ART II DIV 8 SEC 72-287 (b).** After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2017204-TOSSI CRAIG

Posted

Complaint No. 20170511039

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 109.3 Construction without the required permit(s) and/or inspection approval(s). (Expired permit #20070618054)

Property Location: 1350 Marsh Fern Rd, Mims 32754

Parcel No. 032101050020

Zoning: FR

Legal – Sebrina Slack

Property owner was first notified of the violation on May 15, 2017

*Order of Non-Compliance issued at the September 20, 2017 hearing:

*1st Amended Order of Non-Compliance issued at the November 15, 2017 hearing:

*Final Order Imposing Fine Lien issued at the January 17, 2018 hearing:

Request for Discussion of Fine – Rescinding Order

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

Sebrina Slack, County Legal, presented the case. Sebrina stated the County was served in January with a foreclosure on this case and at which time she looked at the Fine/lien that was imposed in this matter and it was imposed in violation of an automatic stay of bankruptcy so we need to back out the Fine/Lien that was recorded but leave in place the Order of Non Compliance that was issued.

After discussion and based on the testimony and evidence presented, Member Leonard **MOVED to issue an ORDER RESCINDING FINE/LIEN for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTIONS 105.1 AND 109.3.** After Chairman Lingenfelter **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

March 17, 2021

CEB2020062 - J & J BRYAN INC

Served

Complaint No. 20190920024

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s) Several expired permits on this property and one is for a pool

Property Location: 2657 Slow Flight Dr, Daytona Beach 32128

Parcel No. 623607004090

Zoning: PUD

Zoning Compliance Officer - Debbie Zechnowitz

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

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

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

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

Request for Discussion of Fine Start Date

Colleen Miles and Walter Riddell was present at the hearing for this case.

Debbie Zechnowitz, code compliance, presented both cases together. Debbie went over the case details, showing photos. Debbie said that

Colleen Miles said that she does apologize that she was unable to make the last meeting as she came down with the illness, Colleen asked for an extension as all the permits have been updated.

Debbie added that the permits are now good until June 2021. Margaret added that last month she presented the case in Debbie's absence and recommended that an Amended Order of Non Compliance be issued.

Member Needham asked how any of the permits take care of all the things that are in the easements, Colleen said they are removing these issues.

Mr. Riddell went over what he has observed being done and also added they were pre warned of the easements and violations. He expressed his frustration on how long this has taken to get resolved.

Kerry Leuzinger added that all permits have been extended until June 15th, he added they are making progress and that he has been in contact with the contractors that are working on the property and things were moving slowly but now are getting on track.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue a First Amended Order Imposing Fine/Lien with an assessed fine in the amount of \$250.00 per day commencing June 17, 2021 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 Nadeau **SECONDED** the motion, Member Dwyer, Member Needham and Chairman Lingenfelter

March 17, 2021

opposed it **then CARRIED** by voice vote.

CEB2020063 - J & J BRYAN INC

Served

Complaint No. 20190920021

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

Property Location: 2657 Slow Flight Dr, Daytona Beach 32128

Parcel No. 623607004090

Zoning: PUD

Zoning Compliance Officer - Debbie Zechnowitz

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

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

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

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

Request for Discussion of Fine Start Date

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue a First Amended Order Imposing Fine/Lien with an assessed fine in the amount of \$250.00 per day commencing June 17, 2021 and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277.** After Member Nadeau **SECONDED** the motion, Member Dwyer, Member Needham and Chairman Lingenfelter opposed it **then CARRIED** by voice vote.

March 17, 2021

- A. Tally Sheets (Quarterly)
- B. As Entertained by Chairman
- C. As Entertained by Board Attorney

- D. As Entertained by Staff Attorney -- Sebrina said that the County Council has lifted the Stay of Enforcement on Short Term Rentals and a committee is being created for looking into Vacation Rentals.

- E. As Entertained By Staff

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ADJOURNMENT

There being no further business to discuss before the Board, the meeting adjourned at 12:35 pm.

Respectfully submitted,

Ramona Jones
Code Enforcement Board Clerk

March 17, 2021

CERTIFICATE

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

I, Ramona Jones, Code Enforcement Board Clerk, do hereby certify that the foregoing pages constitute a true and accurate transcript of the minutes of the Volusia County Code Enforcement Board taken on March 17, 2021, at 123 West Indiana Avenue, Deland, Florida.

WITNESS MY HAND this 26th day of March, 2021, in the City of DeLand, County of Volusia, State of Florida.

**Ramona Jones
Code Board Clerk**

March 17, 2021