



VOLUSIA COUNTY CODE ENFORCEMENT BOARD MINUTES

May 18, 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
Clay Meek, Board Attorney**

MEMBERS ABSENT

**Clement Nadeau
Harry Wild**

STAFF PRESENT

**Kerry Leuzinger, Chief Building Official
Chris Hutchison, Code Compliance Manager
Isiah Pitts, Code Compliance Officer
Robert Chayer, Code Compliance Officer
Margaret Godfrey, Code Compliance Officer
Peter Hinson, Code Compliance Officer
Fred Eastwood, Code Compliance Officer
Debbie Zechnowitz, Code Compliance Officer
Sebrina Slack, Assistant County Attorney
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**

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APPROVAL OF MINUTES

Member Needham moved to approve the minutes from the April 20, 2022 hearings. Member Zahn 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.

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

May 18, 2022

IX. Unfinished Business

CEB2018458 - HAVANNAH PROPERTY MGMT LLC

Served

Complaint No. 20180813078

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: 2822 S Atlantic Ave, Daytona Beach 32118

Parcel No. 532705000980

Zoning: R-4

Code Compliance Coordinator - Margaret Godfrey

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

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

*Final Order Imposing Fine Lien issued at the April 17, 2019 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of April 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.

CEB2019395 - SYDASH CONSTRUCTION LLC

Posted

Complaint No. 20191029024

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: 3320 Morning Dove Dr., Deland 32720

Parcel No. 601900000189

Zoning: RRA

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on October 29, 2019

*Order of Non-Compliance issued at the February 19, 2020 hearing:

*Final Order Imposing Fine Lien issued at the May 20, 2020 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of May 2, 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.

May 18, 2022

CEB2021214 - Jason Lee

Posted

Complaint No. 20210301049

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: 117 Poinciana Ln, Deltona 32738

Parcel No. 911001030190

Zoning: R-4EA

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on Apr 01, 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:

*A Report and Affidavit of Compliance was submitted with a compliance date of April 19, 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.

CEB2021215 - Jason Lee

Posted

Complaint No. 20210405020

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-293 Non-exempt landfill

Property Location: 117 Poinciana Ln, Deltona 32738

Parcel No. 911001030190

Zoning: R-4EA

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on Apr 14, 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:

*A Report and Affidavit of Compliance was submitted with a compliance date of April 19, 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.

CEB2021216 - Jason Lee

Posted

Complaint No. 20210414103

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: 117 Poinciana Ln, Deltona 32738

Parcel No. 911001030190

Zoning: R-4EA

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on April 14, 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:

*A Report and Affidavit of Compliance was submitted with a compliance date of April 19, 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

May 18, 2022

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

CEB2021274 - Jason Lee

Served

Complaint No. 20210421058

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884 Description: Wetland Alteration without permits

Property Location: 117 Poinciana Ln, Deltona 32738

Parcel No. 911001030190 Zoning: R-4EA

Environmental Specialist II - Julie McCrystal

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

*A Report and Affidavit of Compliance was submitted with a compliance date of April 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.

CEB2021222 - FLIP IN STYLE LLC

Served

Complaint No. 20210809051

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: 212 N Sheridan Ave, Deland 32720

Parcel No. 700705000260 Zoning: R-4

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on August 9, 2021

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

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

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

*A Report and Affidavit of Compliance was submitted with a compliance date of April 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.

May 18, 2022

CEB2021328 – Steven Puterbaugh

Served

Complaint No. 20210719039

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

Property Location: 947 N Alabama Ave, Deland 32724

Parcel No. 700424000500

Zoning: R-6A

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on 10-14-21

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

*A Report and Affidavit of Compliance was submitted with a compliance date of May 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.

May 18, 2022

CEB2019208 - ABC DEMOLITION INC

Served

Complaint No. 20190514005

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

Property Location: Lakeview Dr., Deland 32720

Parcel No. 791304000165

Zoning: I-1

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on May 16, 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 November 20, 2019 hearing:

*3rd Amended Order of Non-Compliance issued at the June 17, 2020 hearing:

*Final Order Imposing Fine Lien issued at the October 21, 2020 hearing:

*4th Amended Order of Non-Compliance issued at the October 21, 2020 hearing:

*5th Amended Order of Non-Compliance issued at the May 19, 2021 hearing:

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

Hearing to Impose Fine/Lien

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

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Sebrina Slack said we are requesting an amended order as there are still bankruptcy proceedings taking place.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 7th 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 November 16, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

May 18, 2022

CEB2019316 – Marjorie Dalton

Served

Complaint No. 20190812028

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). (Sheds)

Property Location: 401 Lake Gertie Rd, Deland 32720

Parcel No. 700500000330 Zoning: R-3A

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Sep 05, 2019

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

*1st Amended Order of Non-Compliance issued at the March 16, 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 his last inspection was on 5-17-2022 and there has been a lot of progress and is recommending for some more time with another amended order.

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 July 20, 2022 hearing.** After Member Zahn **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2021393 - Marjorie Dalton

Served

Complaint No. 20210224029

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

Property Location: 401 Lake Gertie Rd, Deland 32720

Parcel No. 700500000330 Zoning: R-3A

Code Compliance Officer - Robert Chayer

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

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

*1st Amended Order of Non-Compliance issued at the March 16, 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.

CEB2021394 - Marjorie Dalton

Served

Complaint No. 20210224031

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

May 18, 2022

Property Location: 401 Lake Gertie Rd, Deland 32720

Parcel No. 700500000330

Zoning: R-3A

Code Compliance Officer - Robert Chayer

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

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

*1st Amended Order of Non-Compliance issued at the March 16, 2022 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 72 ARTICLE II DIVISION 8 SECTION 72-287 (E), with a Hearing to Impose Fine set for the July 20, 2022 hearing.** After Member Zahn **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2021395 - Marjorie Dalton

Served

Complaint No. 20210224032

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: 401 Lake Gertie Rd, Deland 32720

Parcel No. 700500000330

Zoning: R-3A

Code Compliance Officer - Robert Chayer

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

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

*1st Amended Order of Non-Compliance issued at the March 16, 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.

CEB2021396 - Marjorie Dalton

Served

Complaint No. 20210224033

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

Property Location: 401 Lake Gertie Rd, Deland 32720

Parcel No. 700500000330

Zoning: R-3A

Code Compliance Officer - Robert Chayer

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

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

*1st Amended Order of Non-Compliance issued at the March 16, 2022 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 72 ARTICLE II DIVISION 7 SECTION 72-241, with a Hearing to Impose Fine set for the July 20, 2022 hearing.** After Member Zahn **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

May 18, 2022

CEB2020090 - JOSEPH T & THERESA P ECKENRODE

Served

Complaint No. 20190909056

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: 15 Sea Drift Terr., Ormond Beach 32176

Parcel No. 321606070110

Zoning: R-4

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Sep 30, 2019

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

Hearing to Impose Fine/Lien

Joseph Eckenrode was present at the hearing for this case.

Robert Chayer, code compliance, presented the 2 cases together. Robert went over the case details, showing photos. Robert stated his last inspection was on 5-4-22 and there was new work done to the gazebo with out a permit. Robert stated that Zoning will not support a variance and it needs to be demolished. Mr. Eckenrode said everything Robert said is correct. There was discussion about the PLDRC Board and the possibility of still getting a variance.

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 58, ARTICLE I SECTION 58-3, with a Hearing to Impose Fine set for the August 17, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2020273 - JOSEPH T & THERESA P ECKENRODE

Served

Complaint No. 20201110028

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). Deck and Gazebo

Property Location: 15 Sea Drift Terr., Ormond Beach 32176

Parcel No. 321606070110

Zoning: R-4

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Nov 12, 2020

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

Hearing to Impose Fine/Lien

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 August 17, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

May 18, 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 4-7-21

*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:

Hearing to Impose Fine/Lien

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

Robert Chayer, code compliance, presented the 2 cases together. Robert went over the case details, showing photos. Robert stated that progress is continuing and recommends for fines but to start in September as he believes they will be in compliance by then.

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 September 21, 2022 and to continue until compliance is achieved but not to exceed \$4,200.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES Chapter 58, Health & Sanitation SEC. 58-36.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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 4-7-21

*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:

Hearing to Impose Fine/Lien

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 September 21, 2022 and to continue until compliance is achieved but not to exceed \$4,200.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

May 18, 2022

CEB2020231 - BALKAM LLC

Served

Complaint No. 20190514006

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

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

Parcel No. 620601420050

Zoning: I-1C(5)A

Environmental Specialist II - Todd Hannah

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

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

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

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

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

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

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

Hearing to Impose Fine/Lien

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

Todd Hannah, Environmental Specialist, presented the 2 cases together. Todd went over the case details, showing photos. Todd said on 3-17-2022 the PUD was approved by PLDRC and is looking for an amended order.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 6th 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 August 17, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2020241 - BALKAM LLC

Served

Complaint No. 20201005017

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

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

Parcel No. 620601420050

Zoning: I-1C(5)A

Environmental Specialist II - Todd Hannah

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

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

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

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

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

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

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

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 6th 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 August 17, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

May 18, 2022

CEB2020299 – RYAN BONGARD

Served

Complaint No. 20200830001

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

Property Location: Swamp Deer Rd, New Smyrna Beach 32168

Parcel No. 820101060370

Zoning: RA

Environmental Specialist II - Julie McCrystal

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

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

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

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

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

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

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

Hearing to Impose Fine/Lien

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

Julie McCrystal, Environmental Specialist, presented the case. Julie went over the case details, showing photos. Julie said there was communication with the owner and there is an FDEP Permit in process. Julie recommends more time be given.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 6th 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 August 17, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

May 18, 2022

CEB2021203 - William F Bohlen

Served

Complaint No. 20210526016

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 Door and window permit

Property Location: 100 Ponce Deleon Blvd, Deleon Springs 32130

Parcel No. 693801100200 Zoning: B-4(D)

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on May 28, 2021

*Order of Non-Compliance issued at the March 16, 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 his last inspection was 5-18-2022 and the permit remains expired. Robert added there is no change on site and no contact with the owner and recommends fines to start.

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 \$50.00 per day/per case commencing June 16, 2022 and to continue until compliance is achieved but not to exceed \$5,000.00 per case 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.

CEB2021204 - William F Bohlen

Served

Complaint No. 20210526015

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). Bldg/Demo with no permit

Property Location: 100 Ponce Deleon Blvd, Deleon Springs 32130

Parcel No. 693801100200 Zoning: B-4(D)

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on May 28, 2021

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

Hearing to Impose Fine/Lien

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 \$50.00 per day/per case commencing June 16, 2022 and to continue until compliance is achieved but not to exceed \$5,000.00 per case 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.

May 18, 2022

CEB2021205 - William F Bohlen

Served

Complaint No. 20210526014

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: 100 Ponce Deleon Blvd, Deleon Springs 32130

Parcel No. 693801100200

Zoning: B-4(D)

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on May 28, 2021

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

Hearing to Impose Fine/Lien

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 \$50.00 per day/per case commencing June 16, 2022 and to continue until compliance is achieved but not to exceed \$5,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 58, ARTICLE I SECTION 58-3.** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

May 18, 2022

CEB2021296 - JEFFERY ALAN WALLACE ETAL, DANIEL KEITH WALLACE, JAMES DENNIS WALLCE II & LINDA LYNN TAYLOR **Served**

Complaint No. 20200316043

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 Storage Sheds

Property Location: 1112 Carmen Ave, Daytona Beach 32117

Parcel No. 424219400190 **Zoning: B-5**

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on 10-4-21

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

Hearing to Impose Fine/Lien

James and Jeff Wallace were present at the hearing for this case.

Peter Hinson, code compliance, presented the case. Peter went over the case details, showing photos. Peter stated the structures on still on the property. Mr. Wallace said his parents passed away in 2018 and the will was done on a piece of notebook paper and all the children had to be named on the house. Mr. Wallace said he and his brother Jeff live on this property. Mr. Wallace said they are on SSI and disability and were unaware they needed a permit for a storage unit as they are from Georgia and that is not required. Chairman Lingenfelter asked about the complaints. Peter said that the original complaint was anonymous. There was discussion if the property could be rezoned. Mr. Wallace said this is a problem as they are on a fixed income. Member Zahn discussed options and the possibility of just taking it down.

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 August 17, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2021332 - SEAN MICHAEL SAPP

Served

Complaint No. 20210820036

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241. Using an RV as a primary residence

Property Location: 172 Conifer Ln, Ormond Beach 32174

Parcel No. 403501002030 **Zoning: RR**

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on 5-28-21

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

*1st Amended Order of Non-Compliance issued at the February 16, 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.

May 18, 2022

CEB2021361 - BARRY & DINA NEAL

Posted

Complaint No. 20210726052

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

Property Location: 1190 Gopher Slough Rd, Mims 32754

Parcel No. 031602000970

Zoning: FR

Code Compliance Manager - Chris Hutchison

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

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

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

Hearing to Impose Fine/Lien

Dina Neal was present at the hearing for this case.

Chris Hutchison, code compliance, presented the case. Chris went over the case details, showing photos. Chris stated as of this morning there are no permits and recommends fines to start. Mrs. Neal said she has been trying to get a contractor and finally has a quote, but it will be many weeks for them to get the job done. Mrs. Neal said she has lost 4 sales due to this issue. There was discussion on issuing an amended order.

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 August 17, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

May 18, 2022

CEB2021373 - Horace Thomas Lane Jr

Served

Complaint No. 20210722072

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). Repairs with no permits

Property Location: 140 N Sheridan Ave, Deland 32720

Parcel No. 700705000670

Zoning: R-4

Code Compliance Officer - Robert Chayer

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

*Order of Non-Compliance issued at the February 16, 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 his last inspection was on 5-17-2022 and there is a permit in zoning review. Robert added he has had contact with the owner and is requesting some more time.

After discussion and based on the testimony and evidence presented, Member Hall **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 July 20, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

May 18, 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. No Final Site Plan

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:

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 his last inspection was on 5-17-2022 and the owner has new tenants on the property and they are wanting to keep the buildings. Robert said there is a variance pre application request in and would like to give more time.

After discussion and based on the testimony and evidence presented, Member Needham **MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-291, with a Hearing to Impose Fine set for the July 20, 2022 hearing.** After Member Hall **SECONDED** the motion, and 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

Hearing to Impose Fine/Lien

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

May 18, 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) (Accessory structures)

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:

Hearing to Impose Fine/Lien

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

May 18, 2022

CEB2022020 - NINA SKAGGS DOTSON

Posted

Complaint No. 20201229020

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

Property Location: 152 Evergreen Terr., Deland 32724

Parcel No. 603812000840

Zoning: MH-5A

Code Compliance Officer - Robert Chayer

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

*Order of Non-Compliance issued at the March 16, 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 there are other cases for this property with fines already. Robert added his last inspection was 5-17-2022 and the conditions remain and there has been no contact with the owner. There was discussion if the power can be shut off to the property or if it is squatters who are 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/per case commencing June 16, 2022 and to continue until compliance is achieved but not to exceed \$4,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

May 18, 2022

CEB2022035 - DIGNA E ROMERO & HOMETOWN HOUSING

Posted

Complaint No. 20211122047

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: 2133 5th Ave, Deland 32724

Parcel No. 700101290130

Zoning: R-4A

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Dec 01, 2021

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

Hearing to Impose Fine/Lien

Digna Romero and Anna Paulis were present at the hearing for this case. Close Captioning was provided for this case.

Robert Chayer, code compliance, presented the 2 cases together. Robert went over the case details, showing photos. Robert stated the Owner and Contractor were told they needed to obtain a remodel permit to cover the entire scope of the project. The Contractor applied only for an electrical permit. Robert stated that he was informed there is a contract on the property as the owner is selling. Robert said he recommends fines to start on 6-16-22. Ms. Romero said that there is a contract for purchase of this property and the new owners are aware of all these issues on the property. Chairman Lingenfelter asked with the potential news of a new owner do we continue the hearing and what the best course of action is. Clay Meek stated looking through the handout given that the new owners were notified and added the proceedings today would not interfere with this sale. Sebrina Slack said our ordinance just states that the new buyer must be notified. Member Zahn discussed issuing an amended order and then the new owners can come in.

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 58, ARTICLE I SECTION 58-3, with a Hearing to Impose Fine set for the June 15, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2022036 - DIGNA E ROMERO & HOMETOWN HOUSING

Posted

Complaint No. 20220131011

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). Electrical

Property Location: 2133 5th Ave, Deland 32724

Parcel No. 700101290130

Zoning: R-4A

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Dec 01, 2021

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

Hearing to Impose Fine/Lien

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 June 15, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

May 18, 2022

CEB2022039 - KEVIN AND KELLY OAKES Gabrielle Diana, new owner Posted

Complaint No. 20220207064

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Appears renovation and or remodel with no evidence of required permits, inspections or approvals. Residential renovation. Windows. Ext door(s), Ext wall infill, Siding. Interior renovation. Building, mechanical, electrical, plumbing - Permitting & inspections required. May not be a complete list.

Property Location: 1215 N Boston Ave, Deland 32724

Parcel No. 700301000120 Zoning: R-3A

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on 2-10-22

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

Hearing to Impose Fine/Lien

Kevin Oakes was present at the hearing for this case and supplied an affidavit to speak on Gabrielle Diana's behalf.

Robert Chayer, code compliance, presented the case. Robert went over the case details, showing photos. Robert stated this property has now changed hands and is recommending an amended order so everything can be re noticed to the new owner. There was discussion on the permit process and time frames. Kerry Leuzinger discussed the correspondence that was had about the permits and noted we would work with the contractor and owner.

After discussion and based on the testimony and evidence presented, Member Hall **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 August 17, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

May 18, 2022

X. Hearings and Presentation of Filed Notices of Violations

CEB2021241 - JANETTE K PELL

Served

Complaint No. 20210813022

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

Property Location: 250 N SR 415, Osteen 32764

Parcel No. 920700000110 Zoning: OCV

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 8-18-21

Continued to July 20, 2022

CEB2021242 - JANETTE K PELL

Served

Complaint No. 20210813023

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, DIVISION 8 CHAPTER 72, ARTICLE III, SECTION 72-777 Stormwater Management

Property Location: 250 N SR 415 Osteen 32764

Parcel No. 920700000110 Zoning: OCV

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 8-18-21

Continued to July 20, 2022

CEB2021151 - JANETTE K PELL

Served

Complaint No. 20210318026

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: 250 N SR 415, Osteen 32764

Parcel No. 920700000110 Zoning: OCV

Environmental Specialist II - Julie McCrystal

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

Continued to July 20, 2022

May 18, 2022

CEB2021243 - SHARON BARNES

Served

Complaint No. 20200227056

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

Property Location: No Street, County 32724

Parcel No. 612101020220

Zoning: FRA

Code Compliance Officer - Debbie Zechnowitz

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

Sharon Barnes was present at the hearing for this case.

Debbie Zechnowitz, code compliance, presented the case. Debbie went over the case details, showing photos. Debbie stated the notice of violation was received on March 25, 2021 and according to the Property Appraisers information this is a 2-bedroom SFR built in 2017, there are no permit on file. Debbie said in April 2021 she spoke with Ms. Barnes who stated the barn was built under prior ownership and that she would look for a contractor. Debbie added that the property did have an Ag Exemption from 2006-2018 and was removed when Ms. Barnes purchased the property through a quit claim deed in 2018. Debbie said in October 2021 staff met with Attorneys, Mark Watts and Nika Hossieni. A site inspection was performed on 1-25-2022. Ms. Barnes no longer has legal representation and showed an invoice to have a survey completed in February 2022 by Efid Surveyors. Debbie stated Ms. Barnes needs a lot combination and a non conforming lot letter before she can apply for a building permit and to date no applications have been received for anything. Ms. Barnes said she is trying to get the surveys so she can do the lot combination and keeps getting pushed off by the companies. Ms. Barnes said she wants to build a home on the property. There was discussion on the permitting process and turning the current structure back into an accessory structure. Paul Traider said he was at the property and that there are safety issues in the home as the electrical was never inspected and recommended her get an electrician.

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 July 10, 2022 and a Hearing to Impose Fine is set for the July 20, 2022 hearing and to have an Electrical permit pulled by June 1, 2022.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

May 18, 2022

CEB2021305 – COURTNEY & JILL WHITTAKER

Posted

Complaint No. 20211007044

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

Property Location: 1140 Lake Harney Woods Blvd, Mims 32754

Parcel No. 031601000180 Zoning: FR,RC

Code Compliance Manager - Chris Hutchison

Property owner was first notified of the violation on 9-30-21

Continued to June 15, 2022

CEB2021306 - COURTNEY & JILL WHITTAKER

Posted

Complaint No. 20210929077

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: 1140 Lake Harney Woods Blvd, Mims 32754

Parcel No. 031601000180 Zoning: FR,RC

Code Compliance Manager - Chris Hutchison

Property owner was first notified of the violation on 9-30-21

Continued to June 15, 2022

CEB2021307 - COURTNEY & JILL WHITTAKER

Posted

Complaint No. 20210929076

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, wrap around patio/porch, pole barn, awning over pool deck, electrical and may not be a complete list)

Property Location: 1140 Lake Harney Woods Blvd, Mims 32754

Parcel No. 031601000180 Zoning: FR,RC

Code Compliance Manager - Chris Hutchison

Property owner was first notified of the violation on 9-30-21

Continued to June 15, 2022

CEB2021309 - COURTNEY & JILL WHITTAKER

Posted

Complaint No. 20211007050

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Accessory use or structure: 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: 1140 Lake Harney Woods Blvd, Mims 32754

Parcel No. 031601000180 Zoning: FR,RC

Code Compliance Manager - Chris Hutchison

Property owner was first notified of the violation on 9-30-21

Continued to June 15, 2022

May 18, 2022

CEB2021311 - COURTNEY & JILL WHITTAKER

Posted

Complaint No. 20210927035

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: 1140 Lake Harney Woods Blvd, Mims 32754

Parcel No. 031601000180 Zoning: FR,RC

Environmental Specialist II - Julie McCrystal

Property owner was first notified of the violation on 9-30-21

Continued to June 15, 2022

CEB2021308 - JILL WHITTAKER

Sheriff Served

Complaint No. 20210929082

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: 1120 Lake Harney Woods Blvd, Mims 32754

Parcel No. 031601000190 Zoning: FR,RC

Code Compliance Manager – Chris Hutchison

Property owner was first notified of the violation on 9-30-21

Continued to June 15, 2022

CEB2021310 - JILL WHITTAKER

Sheriff Served

Complaint No. 20210929080

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). Siding, windows, enclosing the porch, may not be a complete list.

Property Location: 1120 Lake Harney Woods Blvd, Mims 32754

Parcel No. 031601000190 Zoning: FR,RC

Code Compliance Manager - Chris Hutchison

Property owner was first notified of the violation on 9-30-21

Continued to June 15, 2022

May 18, 2022

CEB2022040 - ALLEN D KULL

Served

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

Complaint No. 20211214011

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Appears renovation and or remodel with no evidence of required permits, inspections or approvals. Residential renovation. Mechanical. May not be a complete list. Property Location: 1501 Old Kings Rd, Daytona Beach 32117

Parcel No. 424231010200 Zoning: R-5

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on Feb 10, 2022

Allen Kull was present at the hearing for this case.

Peter Hinson, code compliance, presented the case. Peter went over the case details, showing photos. Peter stated this was a repeat case and noticed windows covered from the inside. Peter said when he went to the front door to make contact, he noticed a newer AC unit that did not appear to have permits in our system. Peter said he emailed Paul Traider to let him know what was observed. Paul Traider went to the property on December 14, 2021 and stated that the AC unit would require a MECH Permit and posted a stop work order. Peter said that he spoke with Mr. Kull and was told the permit would be submitted as an after the fact permit. Peter added that the previous case that was found in compliance was for windows. Peter said there is a new permit in the system and was issued and expires on September 20, 2022. Mr. Kull said this is not his primary residence and is not able to pull his own permits. Mr. Kull said they are not going to let this property fall into disrepair. Paul Traider said he observed the condenser outside and had no access to the interior and is requesting an onsite inspection to see if there are any other items needing to be permitted. It was discussed for repeat violations what fine amounts should be.

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 June 10, 2022 and a Hearing to Impose Fine is set for the June 15, 2022 hearing with a 1 time fine of \$1,000.00 for the repeat violation.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

May 18, 2022

CEB2022049 - DEBORAH CARLING

Served

Complaint No. 20210902035

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Farm animals where they are not permitted

Property Location: 225 W Fern Dr., Orange City 32763

Parcel No. 801508000420

Zoning: R-4

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on Oct 15, 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 the property was first observed on 9-2-2021 and hand delivered a notice of violation for animals on 10-12-2021. Isiah said on 3-3-2022 he posted the notice of violation for the structures and posted the notice of hearings on that date as well. As of 5-17-2022 the property remains in violation. Isiah added the property has a swimming pool built in 1990, a 10x20 storage shed built in 2004, 14x10 shed built in 2006, a porch opened/unfinished and porch screen built in 2004 all without permits. Isiah said he assumes this resident travels with exotic birds/animals. Isiah added he has contacted the owner and explained the 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 June 10, 2022 and a Hearing to Impose Fine is set for the June 15, 2022 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2022050 - DEBORAH CARLING

Posted

Complaint No. 20220301003

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). Large structure in the rear yard

Property Location: 225 W Fern Dr., Orange City 32763

Parcel No. 801508000420

Zoning: R-4

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on Mar 04, 2022

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 June 10, 2022 and a Hearing to Impose Fine is set for the June 15, 2022 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

May 18, 2022

CEB2022051 - Susan C Hoyt

Sheriff Served

Complaint No. 20220207023

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: 2070 Almond St, Orange City 32763

Parcel No. 800336000040

Zoning: R-4

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on 3-8-22

Susan Hoyt was present at the hearing for this case.

Isiah Pitts, code compliance, presented the case. Isiah went over the case details, showing photos. Isiah stated the property was first observed on 2-7-2022 and as of 5-17-2022 the property remains in violation. Isiah showed a photo of the final site plan for the fence that is on the property and there is no gate. Isiah then showed a photo from 2-8-2022 that depicts a gate. Isiah said he went to the complainant's property and was able to get photos of the back side of the fence and that showed the debris from the tree that was removed and the gate. Chairman Lingenfelter asked if the permit has to show the gate. Isiah said yes. Ellen Upchurch, complainant, got up and testified she has witnessed illegal dumping and there was a gate put in. Ms. Hoyt said there is no addition to the fence and that this portion never had any fencing. Ms. Hoyt said her property has always had gates as they keep the easements cleared out, to reduce any chance of fire as none of this is accessible. Ms. Hoyt also said in 2021, when the gates were replaced, she had a contract with Pete's Deltona Fence and they submitted everything to the county and the county passed it. Member Hall asked if the 2021 permit is on file. Isiah said they have the 2018 permit. Margaret said the only permit from 2021 was for a 6 foot fence on the side yard with no gates. There was discussion on the location of the violation. Member Hall explained that this would need an after the fact permit. Chairman Lingenfelter said that an invoice from a contractor is not a permit and that you are ultimately responsible.

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 June 10, 2022 and a Hearing to Impose Fine is set for the June 15, 2022 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

May 18, 2022

CEB2022058 – CLARK & ASSOCIATES CONTRACTING LLC 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). Appears renovation and or remodel with no evidence of required permits, inspections or approvals. Residential renovation. Building, mechanical, electrical, plumbing - Permitting & inspections required. May not be a complete list.

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

Carlos (Owner) and Vanderla Gonzalez were present at the hearing for this case.

Robert Chayer, code compliance, presented the case. Robert went over the case details, showing photos. Robert stated his last inspection was on 2-24-2022 and there is a permit in zoning review. Vanderla said he wants to get the property into compliance and added that it took a month to get the GC able to work in the county and now they are ready to finish up.

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 July 10, 2022 and a Hearing to Impose Fine is set for the July 20, 2022 hearing.**

After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

May 18, 2022

CEB2022069 – SUNROCK CAPITAL LLC

Posted

Complaint No. 20210707001

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

Property Location: 1431 General Custer Ave, Daytona Beach 32124

Parcel No. 620601210420

Zoning: R-4(5)A

Zoning Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on Jul 09, 2021

Francisco, Land Use Consultation Group GC, was present at the hearing for this case.

Debbie Zechnowitz, code compliance, presented the 2 cases together. Debbie went over the case details, showing photos. Debbie stated on July 7, 2021 a stop work order was placed on the property for the renovations. Debbie added the property sold to Sunrock on October 12, 2021 and on October 28, 2021 staff met onsite with the previous owner and 2 investors from Sunrock Capital. Paul Traider said that work continued after he placed the stop work order and there are now concerns of covered work. Francisco said this house will be brought in compliance and understands what needs to be done on the property. Chairman Lingenfelter asked about the 2nd home that is on the property. Francisco said they are going to see if there can be a variance or rezoning so that structure can stay. Francisco said the survey is done and is working on the engineering. Paul Traider said there are no immediate life safety 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 22-2, SECTIONS 105.1 AND 110.1 With a compliance date of August 10, 2022 and a Hearing to Impose Fine is set for the August 17, 2022 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2022070 - SUNROCK CAPITAL LLC

Posted

Complaint No. 20211110038

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-280 Two principal structures on one lot

Property Location: 1431 General Custer Ave, Daytona Beach 32124

Parcel No. 620601210420

Zoning: R-4(5)A

Zoning Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on 3-28-22

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 72-280 With a compliance date of August 10, 2022 and a Hearing to Impose Fine is set for the August 17, 2022 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

May 18, 2022

CEB2022072 - FRANK P & STEPHANIE 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). (shed)

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

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

Robert Chayer, code compliance, presented the case with Danielle. Robert went over the case details, showing photos. Danielle stated on January 2, 2022 there was an email from the owner's attorney and she responded with documents needed and steps to apply for a permit. On 2-8-2022 staff spoke with the owner and recommended a permit application and wetland delineation. Danielle said on 3-22-2022 there was no permit application and the case was referred to Code Board. On 5-13-2022 an update from the attorney was received saying they have a biologist and are applying for a FDEP permit and to date there is still no permit application. Robert stated his case was for a shed with no permits and showed an email that received from Attorney, Darren Elkind giving a status update.

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 June 13, 2022 and a Hearing to Impose Fine is set for the June 15, 2022 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2022073 - FRANK P & STEPHANIE 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

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 III, DIVISION 11 SECTION 72-884 With a compliance date of June 13, 2022 and a Hearing to Impose Fine is set for the June 15, 2022 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

May 18, 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 4-4-22

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

Peter Hinson, code compliance, presented the cases with Julie. Peter went over the case details, showing photos. Julie stated her case is for the clearing of the wetland buffer. Julie showed aerial photos, one from 2012 and the other from 2022, where you see the clearing. Julie stated a complaint was received for building a seawall and removing all the mangroves and sea grass. Julie was on site on 3-31-2022 and met with Mr. Seca. An unpermitted vertical block wall and riprap was observed along the water's edge with vegetation cut on both sides of the wall. Mr. Seca stated the wall was present when he purchased the home. Roofing debris and a boat trailer were observed in the wetland/buffer. The sea grapes had been aggressively cut, black mangrove pneumatophores were present in the wetland, but there were no mangrove trees onsite. A stop work order was posted and a Certified Notice of Violation mailed. Julie said on 4-19-2022 an email received from code compliance officer, Peter Hinson, with property photos showing block wall had been removed from the shoreline and relocated to the edges of the wetland as a decorative border. Julie said they have had many conversations on how to resolve these issues. Peter stated he has spoken to Mr. Seca and will be informed when the blocks are 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 22-2, SECTIONS 105.1 AND 110.1 With a compliance date of August 15, 2022 and a Hearing to Impose Fine is set for the August 17, 2022 hearing.** After Member Zahn **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 4-4-22

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 III, DIVISION 11 SECTION 72-884 With a compliance date of August 15, 2022 and a Hearing to Impose Fine is set for the August 17, 2022 hearing.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

May 18, 2022

CEB2022106 – Steven and Teresa Smith

Posted

Complaint No. 20220428014

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: 3735 John Anderson Dr., Ormond Beach, 32176

Parcel No. 320803000060

Zoning: R-3

Environmental Specialist II – Danielle Gadzala

Property owner was first notified of the violation on 4-29-22

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

Danielle Gadzala, Environmental Specialist, presented the case. Danielle went over the case details, showing photos. Danielle said on 4-27-2022 vegetation removal in wetland buffer/conservation easement was observed and she posted the notice of violation and hearing on 4-29-2022. Danielle stated on 5-10-2022 the property owner came into the office and staff gave a wetland alteration permit application and discussed the permitting requirements. As of 5-18-2022 there are no permit applications. There was discussion on mangroves.

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 III, DIVISION 11 SECTION 72-884 With a compliance date of June 13, 2022 and a Hearing to Impose Fine is set for the June 15, 2022 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

May 18, 2022

Cases from the Addendum

IX. Unfinished Business

CEB2014149-PRATT DAVID J

Served

Complaint No. 20140513042

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 109.3 All construction requires building permit(s) and inspection approval(s).

Property Location: 1810 Reynolds Rd, Deleon Springs 32130

Parcel No. 600515750010

Zoning: A-3

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on May 14, 2014

*Order of Non - Compliance issued at the December 17, 2014 hearing:

*1st Amended Order of Non-Compliance issued at the January 21, 2015 hearing:

*2nd Amended Order of Non-Compliance issued at the February 18, 2015 hearing:

*Order Imposing Fine/Lien issued at the April 15, 2015 hearing:

* Report and Affidavit of Compliance with a Compliance date of March 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.

CEB2018297-SPENCER ROBIN & CHARLES L FUTCH

Posted

Complaint No. 20160613014

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: 2048 Toni St, Ormond Beach 32174

Parcel No. 412402000320

Zoning: MH-4

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Jun 20, 2016

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

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

*2nd Amended Order of Non-Compliance issued at the March 20, 2019 hearing:

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

* Report and Affidavit of Compliance with a Compliance date of May 9, 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.

May 18, 2022

CEB2021060 - THOMPSON MATTHEW JAMES & HAWK SANDRA Served

Complaint No. 20200930055

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). Construction of dock / marine construction.

Property Location: 6980 Turtle mound Rd, New Smyrna Beach 32169

Parcel No. 850501540130

Zoning: R-9W

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 3-11-21

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

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

* Report and Affidavit of Compliance with a Compliance date of Mar 18, 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.

CEB2021392 - YUNISLEYDIS RODRIGUEZ VELZAQUEZ Posted

Complaint No. 20211229015

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Use where not permitted (Contractor's Storage yard)

Property Location: 711 Cypress Ave, Orange City 32763

Parcel No. 800900000290

Zoning: A-3

Code Compliance Officer - Isiah Pitts

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

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

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

* Report and Affidavit of Compliance with a Compliance date of May 6, 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.

May 18, 2022

XI. Requests for Discussion of Accumulated Fines

CEB2020166 - VARGAS JUAN C & DALIA M

Posted

Complaint No. 20200521033

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: 2525 Vista Park Dr., Deland 32724

Parcel No. 602501000320

Zoning: MH-4A

Code Compliance Officer - Isiah Pitts

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

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

*Final Order Imposing Fine Lien issued at the November 18, 2020 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of September 23, 2021:

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

Request for Discussion of Fine/Lien of \$7,000.00

Dalia Vargas was present at the hearing for this case.

Isiah Pitts, code compliance, presented the case. Isiah went over the case details, showing photos. Isiah stated he recommends the lien be reduced to \$700.00 which is 10%. Dalia Vargas said all this happened during the pandemic and would like the reduced amount.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to Reduce the fine to \$700.00 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 72 ARTICLE II DIVISION 9 SECTION 72-341(b).** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

XII. New Business

- A. Tally Sheets (Quarterly)
- B. As Entertained by Chairman
- C. As Entertained by Board Attorney
- D. As Entertained by Staff Attorney
- E. As Entertained by Staff – Kerry Leuzinger, Chief Building Official, updated the Board Members and Staff of the situation at the Budget Inn of Deland

XIII. Adjournment

There being no further business to discuss before the Board, the meeting adjourned at 12:11 pm.

Respectfully submitted,

Ramona Jones
Code Enforcement Board Clerk

May 18, 2022

CERTIFICATE

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

I, Ramona Jones, Code Enforcement Board Clerk, do hereby certify that the foregoing pages constitute a true and accurate transcript of the minutes of the Volusia County Code Enforcement Board taken on May 18, 2022, at 123 West Indiana Avenue, Deland, Florida.

**WITNESS MY HAND this 7th day of June, 2022, in the City of DeLand,
County of Volusia, State of Florida.**

**Ramona Jones
Code Board Clerk**

May 18, 2022