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.

* * * * *

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

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

CEB2018458 - HAVANNAH PROPERTY MGMT LLC

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. 5327050000980 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.

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CEB2019395 - SYDASH CONSTRUCTION LLC

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.
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

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.

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.

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

**CEB2021274 - Jason Lee**  
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**  
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.
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.
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
Complaint No. 20190812028
Served
Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). (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
Complaint No. 20210224029
Served
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
Complaint No. 20210224031
Served
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
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
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 without 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.

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
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.

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.
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.

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
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
May 18, 2022

CEB2021205 - William F Bohlen
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.
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, 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
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.
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.
CEB2021374 - RICHARD A EPSTEIN  
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  
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.
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.
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

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

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
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.
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

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 Efird 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.
CEB2021305 – COURTNEY & JILL WHITTAKER
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
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
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
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

***REPEAT VIOLATION***

Violated 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
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.

May 18, 2022
CEB2022051 - Susan C Hoyt
Complaint No. 20220207023
Susa n C Hoyt                Sheriff Served
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.
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.
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

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.

May 18, 2022
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.

May 18, 2022
Complaint No. 2022041011
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.

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
May 18, 2022

CEB2022106 – Steven and Teresa Smith

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.
CEB2021060 - THOMPSON MATTHEW JAMES & HAWK SANDRA

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 Turtlemound 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 February16, 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 - YUNI SLEYDIS RODRIGUEZ VELZAQUEZ

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.
XI. Requests for Discussion of Accumulated Fines

CEB2020166 - VARGAS JUAN C & DALIA M

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
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