May 20, 2020

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 (Webinar)
Harry Wild, Jr. Vice-Chair
Clement Nadeau
Donald Needham (Webinar)
Vikki Leonard (Webinar)
Pete Zahn (Webinar)
Charles Cino, Board Attorney

MEMBERS ABSENT
Andrew Hall

STAFF PRESENT
Chris Hutchison, Code Compliance Manager
Margaret Godfrey, Code Compliance Coordinator
Debbie Zechnowitz, Code Compliance Officer
Michael Mazzola, Code Compliance Officer
Robert Chayer, Code Compliance Officer
Isiah Pitts, Code Compliance Officer
Russ Brown, Assistant County Attorney
Kristopher Brown, Environmental Specialist
Ramona Jones, Code Board Clerk

* * * * *

APPROVAL OF MINUTES

February 19, 2020 and May 20, 2020 Minutes will be included in the June 17, 2020 Code Enforcement Board meeting for approval

* * * * *

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

* * * * *

UNFINISHED BUSINESS

May 20, 2020
CEB2016049-GRAF GREGORY
Served
Complaint No. 20150522017
Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 All construction requires building permit(s) and inspection approval(s).
(Expired Permit #20140327006 for SFR
Property Location: 2900 Tangelo Rd, Edgewater 32141
Parcel No. 844301001620 Zoning: RC
Zoning Compliance Officer - Debbie Zechnowitz
Property owner was first notified of the violation on May 26, 2015
*Order of Non - Compliance issued at the April 20, 2016 hearing:
*1st Amended Order of Non-Compliance issued at the October 19, 2016 hearing:
*2nd Amended Order of Non-Compliance issued at the April 19, 2017 hearing:
*3rd Amended Order of Non-Compliance issued at the October 18, 2017 hearing:
*4th Amended Order of Non-Compliance issued at the April 18, 2018 hearing:
*5th Amended Order of Non-Compliance issued at the October 17, 2018 hearing:
*6th Amended Order of Non-Compliance issued at the February 20, 2019 hearing:
*7th Amended Order of Non-Compliance issued at the August 21, 2019 hearing:
*8th Amended Order of Non-Compliance issued at the November 20, 2019 hearing:
*9th Amended Order of Non-Compliance issued at the February 19, 2020 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of March 10, 2020:

Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance. After Member Needham SECONDED the motion, Member Pete Zahn Abstained, attached is the Form 8B for record, it CARRIED unanimously by voice vote by the rest of the Board Members.

CEB2016145-MARSHALL, RICHARD & WAHL, THERESA
Served
Complaint No. 20160106006
Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 All construction requires building permit(s) and inspection approval(s).
Property Location: 275 Wall Ave, Ormond Beach 32174
Parcel No. 423805120190 Zoning: R-3
Code Compliance Coordinator - Margaret Godfrey
Property owner was first notified of the violation on Jan 15, 2016
*Order of Non-Compliance issued at the September 21, 2016 hearing:
*1st Amended Order of Non-Compliance issued at the January 18, 2017 hearing:
*Order Imposing Fine Lien issued at the January 18, 2017 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of February 27, 2020:

Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.

May 20, 2020
CEB2017211-TAYLOR FRED J & MARTHA P
Complaint No. 20170508047
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: 1098 George Anderson St, Ormond Beach 32174
Parcel No. 423805100160 Zoning: R-3
Code Compliance Coordinator - Margaret Godfrey
Property owner was first notified of the violation on May 11, 2017
*Order of Non-Compliance issued at the December 20, 2017 hearing:
*1st Amended Order of Non-Compliance issued at the May 16, 2018 hearing:
*2nd Amended Order of Non-Compliance issued at the September 19, 2018 hearing:
*3rd Amended Order of Non-Compliance issued at the March 20, 2019 hearing:
*4th Amended Order of Non-Compliance issued at the September 18, 2019 hearing:
*5th Amended Order of Non-Compliance issued at the February 19, 2020 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of March 6, 2020:

Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.

CEB2017350- 3916 Cardinal Blvd LLC Served
Complaint No. 20170711026
Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 58, ARTICLE I
SECTION 58-3 MAINTENANCE ORDINANCE Improperly Maintained structure(s) and/or
system(s). (single family residence
Property Location: 3916 Cardinal Blvd, Port Orange 32127
Parcel No. 631101030040 Zoning: R-9(S)
Code Compliance Coordinator - Margaret Godfrey
Property owner was first notified of the violation on Jul 14, 2017
*Order of Non-Compliance issued at the January 17, 2018 hearing:
*1st Amended Order of Non-Compliance issued at the June 20, 2018 hearing:
*2nd Amended Order of Non-Compliance issued at the December 19, 2018 hearing:
*3rd Amended Order of Non-Compliance issued at the February 20, 2019 hearing:
*4th Amended Order of Non-Compliance issued at the April 17, 2019 hearing:
*5th Amended Order of Non-Compliance issued at the October 16, 2019 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of March 16, 2020:

Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.

CEB2018148- CASTELLO HOLDINGS LLC Served
Complaint No. 20180309016
May 20, 2020
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: 127 Hibiscus Ln, Deltona 32738
Parcel No. 911001010190 Zoning: R-4EA

Code Compliance Officer - Michael Mazzola

Property owner was first notified of the violation on Sep 07, 2018
*Order of Non-Compliance issued at the September 19, 2018 hearing:
*Final Order Imposing Fine Lien issued at the October 17, 2018 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of February 21, 2020:

Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.

CEB2018160-LOEWEN GEORGE H TR Served
Complaint No. 20180112025
Violation of CODE OF ORDINANCES-COUNTY OF VOLUSIA CHAPTER 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34 Vehicle(s) that is inoperative and/or without current state license tag
Property Location: 1150 E New York Ave, Deland 32724
Parcel No. 701510000010 Zoning: R-4CA

Code Compliance Officer - Michael Mazzola

Property owner was first notified of the violation on Mar 19, 2018
*Order of Non-Compliance issued at the April 18, 2018 hearing:
*Final Order Imposing Fine Lien issued at the May 16, 2018 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of March 20, 2020:

Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.

CEB2018161-LOEWEN GEORGE H TR Served
Complaint No. 20180112022
Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Junk yard where not permitted
Property Location: 1150 E New York Ave, Deland 32724
Parcel No. 701510000010 Zoning: R-4CA

Code Compliance Officer - Michael Mazzola

Property owner was first notified of the violation on Jan 30, 2018
*Order of Non-Compliance issued at the April 18, 2018 hearing:
*Final Order Imposing Fine Lien issued at the May 16, 2018 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of March 20, 2020:

May 20, 2020
Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.

CEB2018267-COETZEE JACQUELINE TR Served
Complaint No. 20180530034
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). (Including, but not limited to, new doors, fireplace surround, sliding glass door, bathroom and kitchen remodel, pergola, etc.
Property Location: 22 Surfside Dr, Ormond Beach 32176
Parcel No. 322111000480 Zoning: R-4
Code Compliance Coordinator - Margaret Godfrey
Property owner was first notified of the violation on Jun 09, 2018
*Order of Non-Compliance issued at the August 15, 2018 hearing:
*1st Amended Order of Non-Compliance issued at the October 3, 2018 hearing:
*Final Order Imposing Fine Lien issued at the February 20, 2019 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of March 2, 2020:

Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.

CEB2018360-BAILEY BLAKE C & SHANNON C Served
Complaint No. 20180705025
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). (Interior remodel, including but not limited to plumbing, electrical, structural, etc.) Mostly pertaining to the mother-in-law suite on the first floor
Property Location: 103 Capri Dr, Ormond Beach 32176
Parcel No. 322101001150 Zoning: R-6
Code Compliance Coordinator - Margaret Godfrey
Property owner was first notified of the violation on July 10, 2018
*Order of Non-Compliance issued at the February 20, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the April 17, 2019 hearing:
*2nd Amended Order of Non-Compliance issued at the June 19, 2019 hearing:
*3rd Amended Order of Non-Compliance issued at the July 17, 2019 hearing:
*4th Amended Order of Non-Compliance issued at the October 16, 2019 hearing:
*5th Amended Order of Non-Compliance issued at the November 20, 2019 hearing:
*6th Amended Order of Non-Compliance issued at the January 15, 2020 hearing:
*Final Order Imposing Fine Lien issued at the February 19, 2020 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of March 17, 2020:

May 20, 2020
Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.

CEB2018442-DECKER LAWRENCE E
Complaint No. 20180828012
Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287(B) Maintaining a r/v, boat and/or trailer without current tags/validation sticker
Property Location: 5906 John Anderson Hwy, Flagler Beach 32136
Parcel No. 324302030010 Zoning: C, RC, RPUD
Code Compliance Coordinator - Margaret Godfrey
Property owner was first notified of the violation on Aug 31, 2018
*Order of Non-Compliance issued at the November 21, 2018 hearing:
*1st Amended Order of Non-Compliance issued at the February 20, 2019 hearing:
*2nd Amended Order of Non-Compliance issued at the May 15, 2019 hearing:
*3rd Amended Order of Non-Compliance issued at the July 17, 2019 hearing:
*4th Amended Order of Non-Compliance issued at the November 20, 2019 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of March 19, 2020:
Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.

CEB2018526-VELAZQUEZ FIDEL
Complaint No. 20181016002
Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Renovation and/or remodel of mobile home without permit(s) and/or inspection approval(s)
Property Location: 357 Emporia Rd, Pierson 32180
Parcel No. 581401010030 Zoning: MH-5
Code Compliance Coordinator - Margaret Godfrey
Property owner was first notified of the violation on Nov 01, 2018
*Order of Non-Compliance issued at the March 20, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the April 17, 2019 hearing:
*2nd Amended Order of Non-Compliance issued at the October 16, 2019 hearing:
*3rd Amended Order of Non-Compliance issued at the November 20, 2019 hearing:
*4th Amended Order of Non-Compliance issued at the February 19, 2020 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of April 16, 2020:
Order of Compliance

May 20, 2020
Based on a submitted Report and Affidavit of Compliance, Member Wild **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.

**CEB2019036-DURHAM WEST S & STEPHANIE M**

*Posted*

Complaint No. 20170620055

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). (interior demolition, work includes structural, electrical, HVAC and possible plumbing)

Property Location: 875 Angelfish Ave, New Smyrna Beach 32169

Parcel No. 850501210150 Zoning: R-9W, RCW

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Jun 30, 2017

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

*1st Amended Order of Non-Compliance issued at the January 15, 2020 hearing:

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

**Order of Compliance**

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

---

**CEB2019057-CLEVELAND FLOYD M & MABEL ESTS**

*Posted*

Complaint No. 20181228018

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: 1695 Elizabeth St, New Smyrna Beach 32168

Parcel No. 743005030910 Zoning: MH-5A

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Jan 22, 2019

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

*Final Order Imposing Fine Lien issued at the June 19, 2019 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of March 19, 2020:

**Order of Compliance**

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

---

May 20, 2020
CEB2019058-CLEVELAND FLOYD M & MABEL ESTS

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Junk yard where not permitted
Property Location: 1695 Elizabeth St, New Smyrna Beach 32168
Parcel No. 743005030910 Zoning: MH-5A
Code Compliance Coordinator - Margaret Godfrey
Property owner was first notified of the violation on Jan 22, 2019
*Order of Non-Compliance issued at the April 17, 2019 hearing:
*Final Order Imposing Fine Lien issued at the June 19, 2019 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of March 19, 2020:

Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.

CEB2019059-CLEVELAND FLOYD M & MABEL ESTS

Violation of CODE OF ORDINANCES-COUNTY OF VOLUSIA CHAPTER 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34 Vehicle(s) that is inoperative and/or without current state license tag
Property Location: 1695 Elizabeth St, New Smyrna Beach 32168
Parcel No. 743005030910 Zoning: MH-5A
Code Compliance Coordinator - Margaret Godfrey
Property owner was first notified of the violation on Jan 22, 2019
*Order of Non-Compliance issued at the April 17, 2019 hearing:
*Final Order Imposing Fine Lien issued at the June 19, 2019 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of March 19, 2020:

Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.
CEB2019060-CLEVELAND FLOYD M & MABEL ESTS

Complaint No. 20181228024
Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287(B) Maintaining a r/v, boat and/or trailer without current tags/validation sticker
Property Location: 1695 Elizabeth St, New Smyrna Beach 32168
Parcel No. 743005030910 Zoning: MH-5A
Code Compliance Coordinator - Margaret Godfrey
Property owner was first notified of the violation on Jan 22, 2019
*Order of Non-Compliance issued at the April 17, 2019 hearing:
*Final Order Imposing Fine Lien issued at the June 19, 2019 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of March 19, 2020:
Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.

CEB2019078-BURGER ASHLEY NICOLE

Complaint No. 20181203027
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: 355 Van Hook Rd, Deland 32130
Parcel No. 603903000120 Zoning: A-3A
Code Compliance Officer - Isiah Pitts
Property owner was first notified of the violation on Jan 12, 2019
*Order of Non-Compliance issued at the April 17, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the June 19, 2019 hearing:
*2nd Amended Order of Non-Compliance issued at the January 15, 2020 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of May 4, 2020:
Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.

May 20, 2020
CEB2019087-FONTAINE JAMES L & PAMELA J                    Served
Complaint No. 20181030018
Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-282 fence, wall or hedge over the maximum height allowed
Property Location: 6270 S Atlantic Ave, New Smyrna Beach 32169
Parcel No. 850501310290   Zoning: R-9W
Zoning Compliance Officer - Debbie Zechnowitz
Property owner was first notified of the violation on Feb 15, 2019
*Order of Non-Compliance issued at the March 20, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the August 21, 2019 hearing:
*2nd Amended Order of Non-Compliance issued at the October 16, 2019 hearing:
*3rd Amended Order of Non-Compliance issued at the December 18, 2019 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of March 10, 2020:
Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance. After Member Needham SECONDED the motion, Member Pete Zahn Abstained, attached is the Form 8B for record, it then CARRIED unanimously by voice vote.

May 20, 2020
CEB2019301-BOUDREAUX DALE F                                       Hand Delivery
Complaint No. 20181226005
Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (A) Parking truck tractor, semitrailer, commercial bus, cutaway van, or chassis cab, truck where not permitted
Property Location: 711 Pineland Tr, Ormond Beach 32174
Parcel No. 411200000090     Zoning: A-2A
Code Compliance Officer - Robert Chayer
Property owner was first notified of the violation on September 26, 2019
*Order of Non-Compliance issued at the November 20, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the December 18, 2019 hearing:
*2nd Amended Order of Non-Compliance issued at the January 15, 2020 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of May 4, 2020:
Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.

CEB2019307-FERRENTINO PETER                                   Posted
Complaint No. 20190919004
Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Junk yard where not permitted
Property Location: 918 Louise Ln, Deland 32720
Parcel No. 701911000080     Zoning: R-4
Code Compliance Officer - Michael Mazzola
Property owner was first notified of the violation on June 4, 2019
*Order of Non-Compliance issued at the November 20, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the February 19, 2020 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of March 30, 2020:
Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.

May 20, 2020
CEB2019350-MONTE CARLO INC                          Served
Complaint No. 20191004046
Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTIC
II DIVISION 8 SECTION 72-277(C) Accessory building or structure on lot that does not
have a completed principal structure
Property Location: Property Location Is Not Avail, Deland 32720
Parcel No. 792404000040   Zoning: R-4, RC
Code Compliance Officer - Michael Mazzola
Property owner was first notified of the violation on Oct 10, 2019
*Order of Non-Compliance issued at the November 20, 2019 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of February 14, 2020:
Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.

CEB2019376-PRICE JR ROSCOE ZOLL & RODICA               Posted
Complaint No. 20190909002
Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTIC
II DIVISION 9 SECTION 72-341(b) Fence erected, moved, or altered without a permit
Property Location: 1320 8th Ave, Deland 32724
Parcel No. 700103270280   Zoning: R-4A
Code Compliance Officer - Isiah Pitts
Property owner was first notified of the violation on Oct 04, 2019
The owner of this property was not present at Code Board hearing.
*Order of Non-Compliance issued at the January 15, 2020 hearing:
*1st Amended Order of Non-Compliance issued at the February 19, 2020 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of February 19, 2020:
Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.
CEB2019382-GOLDBERG IRA LOUIS EST  Hand Delivery
Complaint No. 20190829007
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: 211 Ponderosa Dr, Deland 32724
Parcel No. 602801000105  Zoning: MH-1A
Code Compliance Officer - Isiah Pitts
Property owner was first notified of the violation on October 11, 2019
*Order of Non-Compliance issued at the December 18, 2019 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of February 21, 2020:

Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.

CEB2020018-Castello Holdings LLC  Posted
Complaint No. 20191007019
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: 127 Hibiscus Ln, Deltona 32738
Parcel No. 911001010190  Zoning: R-4EA
Environmental Specialist II - Kristopher Brown
Property owner was first notified of the violation on Oct 7, 2019
*Order of Non-Compliance issued at the February 19, 2020 hearing:
*A Report and Affidavit of Compliance was submitted with a compliance date of March 6, 2020:

Order of Compliance
Based on a submitted Report and Affidavit of Compliance, Member Wild 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.

May 20, 2020
Complaint No. 20170815052
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: 1405 E New York Ave, Deland 32724
Parcel No. 701106000150 Zoning: B-2CA
Code Compliance Coordinator - Margaret Godfrey
Property owner was first notified of the violation on Aug 25, 2017
*Order of Non-Compliance issued at the October 17, 2018 hearing:
*1st Amended Order of Non-Compliance issued at the February 20, 2019 hearing:
*2nd Amended Order of Non-Compliance issued at the June 19, 2019 hearing:
*3rd Amended Order of Non-Compliance issued at the August 21, 2019 hearing:
*4th Amended Order of Non-Compliance issued at the November 20, 2019 hearing:

Hearing to Impose Fine/Lien
Mark Kane, Son-In-Law of Patricia Perry, was present on the phone for the hearing for this case. There were issues with unmuting the microphone. Mark Kane brought up that his mother in law was in Long term care. He was at the property prior to March to clear out her belongings and asked for additional time to get the property in compliance and up for sale.

Margaret Godfrey, code compliance, presented the case. Margaret originally recommended a Hearing to Impose Fine to start June 18, 2020 at $100.00 per day with a cap of $10,000.00, after hearing Mr. Kane it was decided to give 3 more months to come into compliance due to Mr. Kane’s situation.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an 5th Amended Order of Non-Compliance for violation of Volusia County Code of Ordinances, CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE, with a compliance date of August 6, 2020 and a Hearing to Impose Fine is set for the August 19, 2020 hearing. After Member Wild SECONDED the motion, it CARRIED unanimously by voice vote.

May 20, 2020
CEB2018298-TMCLEAN INVESTMENTS  Served
Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 58, ARTICLE I 
SECTION 58-3 MAINTENANCE ORDINANCE Improperly Maintained structure(s) and/or 
system(s). Single family residence
Property Location: 3663 Old Deland Rd, Daytona Beach 32124
Parcel No. 620601400231  Zoning: I-1(5) A
Code Compliance Coordinator - Margaret Godfrey
Property owner was first notified of the violation on Jun 08, 2018
*Order of Non-Compliance issued at the March 20, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the April 17, 2019 hearing:
*2nd Amended Order of Non-Compliance issued at the October 16, 2019 hearing:
Hearing to Impose Fine/Lien
There was nobody present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. There is a permit that was 
issued and valid until November 9, 2020.

After discussion and based on the testimony and evidence presented, Member Needham 
MOVED to issue an 3rd Amended Order of Non-Compliance for violation of Volusia 
County Code of Ordinances, CHAPTER 58, ARTICLE I SECTION 58-3 
MAINTENANCE ORDINANCE, with a compliance date of November 10 , 2020 and a 
Hearing to Impose Fine is set for the November 18, 2020 hearing. After Member Wild 
SECONDED the motion, it CARRIED unanimously by voice vote.

CEB2018302-30 RAYMONDE CIRCLE LLC  Served
Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 
105.1 AND 110.1 All construction requires building permit(s) and inspection approval(s). 
(Interior remodel and renovations
Property Location: 30 Raymonde Cir, Ormond Beach 32176
Parcel No. 322804000680  Zoning: R-4
Code Compliance Coordinator - Margaret Godfrey
Property owner was first notified of the violation on Jul 18, 2018
*Order of Non-Compliance issued at the December 19, 2018 hearing:
*1st Amended Order of Non-Compliance issued at the February 20, 2019 hearing:
*2nd Amended Order of Non-Compliance issued at the September 18, 2019 hearing:
*3rd Amended Order of Non-Compliance issued at the February 19, 2020 hearing:
Hearing to Impose Fine/Lien
There was nobody present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Permits have been issued and 
expires on November 4, 2020

May 20, 2020
After discussion and based on the testimony and evidence presented, Member Needham MOVED to issue an 4th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a compliance date of November 5, 2020 and a Hearing to Impose Fine is set for the November 18, 2020 hearing. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

CEB2018336-STOR-ALL KING ARTHUR LLC Served
Complaint No. 20180305001
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). (Dock
Property Location: 7050 Turtlemound Rd, New Smyrna Beach 32169
Parcel No. 850501550120 Zoning: R-9W
Code Compliance Coordinator - Margaret Godfrey
Property owner was first notified of the violation on Mar 16, 2018
*Order of Non-Compliance issued at the September 19, 2018 hearing:
*1st Amended Order of Non-Compliance issued at the October 17, 2018 hearing:
*2nd Amended Order of Non-Compliance issued at the December 19, 2018 hearing:
*3rd Amended Order of Non-Compliance issued at the February 20, 2019 hearing:
*4th Amended Order of Non-Compliance issued at the May 15, 2019 hearing:
*5th Amended Order of Non-Compliance issued at the October 16, 2019 hearing:
*6th Amended Order of Non-Compliance issued at the December 18, 2019 hearing:

Hearing to Impose Fine/Lien
There was nobody present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Margaret said there was contact with the property owner and due to a house fire and that permits were valid until September 2, 2020 she was recommending a 7th Amended Order.

After discussion and based on the testimony and evidence presented, Member Wild MOVED to issue an 7th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a compliance date of September 11, 2020 and a Hearing to Impose Fine is set for the September 16, 2020 hearing. After Member Needham SECONDED the motion, Member Zahn abstained, attached is the Form 8B for record, and it then CARRIED unanimously by voice vote.

May 20, 2020
CEB2019256-St Pierre Jeanne T & Thomas Zack 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). (Stairs and deck)
Property Location: 4112 Cardinal Blvd, Port Orange 32127
Parcel No. 631202000190 Zoning: R-9(S)
Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Dec 03, 2018
*Order of Non-Compliance issued at the February 19, 2020 hearing:

Hearing to Impose Fine/Lien
There was nobody present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Drawings were submitted and the permit was cancelled due to lack of activity. Jeanne has to come in person to redo the permits.

Member Pete Zahn added that the inspections were done and all plans are fine but there was a glitch on Jeanne’s part due to the passing of her Father and Mother being in a health care facility up north. All plans are done and can be taken care of once she returns.

After discussion and based on the testimony and evidence presented, Member Wild MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a compliance date of June 3, 2020 and a Hearing to Impose Fine is set for the June 17, 2020 hearing. After Member Needham SECONDED the motion, Member Zahn abstained, attached is the Form 8B for record, and it then CARRIED unanimously by voice vote.

CEB2019299-AVELLINO MARK DAVID 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). (Accessory structures)
Property Location: 875 Tater Rd, New Smyrna Beach 32168
Parcel No. 820200100240 Zoning: A-1,A-2,RC
Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Jul 29, 2019
*Order of Non-Compliance issued at the November 20, 2019 hearing:

Hearing to Impose Fine/Lien
Nika Hosseini with Cobb/Cole legal was present at the kiosk for this case. Nika sent in the below email going over all the issues there have been and is very appreciative that they are getting more time to into compliance.
May 20, 2020
August 11, 2020

VIA EMAIL
Code Enforcement Board
Volusia County
123 W. Indiana Avenue
DeLand, FL 32720

Re: Mark Avellino – 875 Tater Road, New Smyrna Beach

Dear Board:

Our firm has the privilege of representing Mark Avellino regarding code enforcement violations at 875 Tater Road in New Smyrna Beach (CEB 2019299). Mark Avellino is currently working through the Special Exception process with the County in order to establish a dog event and sport facility on the property. Mr. Avellino designs and organizes various dog sporting events including American Kennel Club (AKC) approved events on the property.

Following the Code Enforcement Board hearing in November, we have been working diligently with code enforcement staff and building officials to resolve the outstanding matters at hand, which include after the fact permits for electrical and accessory structures. Mr. Avellino has submitted the applicable permits and inspections – completed by a certified electrical contractor – for his electrical work. In addition, Mr. Avellino is currently working with the Building and Code Administration staff to finalize and submit permits for a few accessory structures - two pole barns and an open platform with a roof – in the coming weeks.

If you have any questions or concerns, please do not hesitate to contact me. We look forward to working with you on this matter.

Sincerely,

/s/ Nika K. Hosseini
Nika K. Hosseini
Direct Dial (386) 736-7700
Email Nika.Hosseini@CobbCole.com

cc: Mark A. Watts, Esq.
Margaret Godfrey, Volusia County Code Compliance Coordinator

Margaret Godfrey, code compliance, presented the case. Margaret said there was an after the fact permit done we did receive an affidavit for request of additional information. No applications have been submitted for the accessory structures that were built without permits. They have been seeking a lot of administrative remedies.

May 20, 2020
After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a compliance date of October 19, 2020 and a Hearing to Impose Fine is set for the October 21, 2020 hearing. After Member Needham SECONDED the motion, and it CARRIED unanimously by voice vote.

CEB2019346-SWIFT DONALD E & BIBI 

Complaint No. 20190531022 

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: 2963 N Shell Rd, Deland 32720 

Parcel No. 791505000020 Zoning: R-3 

Code Compliance Coordinator - Margaret Godfrey 

Property owner was first notified of the violation on Oct 10, 2019 

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

Hearing to Impose Fine/Lien 

Nika Hosseini with Cobb/Cole legal was present at the kiosk for this case. Nika sent in the below email going over all the issues there have been and is very appreciative that they are getting more time to into compliance.

August 11, 2020

VIA EMAIL

Code Enforcement Board 

Volusia County 

123 W. Indiana Avenue 

DeLand, FL 32720

Re: Donald and Bibi Swift - 2963 N. Shell Road

Dear Board:

Our firm has the privilege of representing Donald and Bibi Swift regarding code enforcement violations related to renovations and remodeling on their property located at 2963 North Shell Road in DeLand, Florida (CEB 2019346). The property sustained substantial damage from a hurricane as well as persistent vandalism. Some renovation work was undertaken without following the permit process outline in the Volusia County Land Development Regulations (“Code”). In order to obtain the appropriate permits and complete the renovations on the property to its pre-damaged condition, Section 72-744 of the Code requires that the value of restoring the

May 20, 2020
property to its pre-damaged condition be less than 50% of the market value of the property before the damage occurred.

Pursuant to our conversations with County staff in August and the Code Enforcement Board hearing in November, our clients contracted a qualified independent property appraiser to determine the market value of the property before the damage occurred. On January 3rd, 2020, a letter was sent on behalf of our clients to the County regarding a request for a formal determination that permits may be issued based on the completed appraisal. A response from the County was received on February 10, 2020 noting that additional materials must be submitted, which included a completed permit application and costs of renovations.

Thereafter, the General Contractor for Mr. Swift submitted a complete permit application package as well as costs of renovations to the County. On April 29, 2020, the County provided a response to the permit application noting that a modified appraisal must be submitted that includes line item data for building structures only. As such, we are currently working with a certified property appraiser to provide the required information and to resubmit the applicable permit.

If you have any questions or concerns, please do not hesitate to contact me. We look forward to working with you on this matter.

Sincerely,

/s/ Nika K. Hosseini

Nika K. Hosseini
Direct Dial (386) 736-7700
Email Nika.Hosseini@CobbCole.com
Fax (386) 785-1349

cc: Mark A. Watts, Esq.
    Margaret Godfrey, Volusia County Code Compliance Coordinator

Margaret Godfrey, code compliance, presented the case. Margaret said they property owners had applied for the permit and it is valid until October 14, 2020 and the property is secured.

After discussion and based on the testimony and evidence presented, Member Wild MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a compliance date of October 15, 2020 and a Hearing to Impose Fine is set for the October 21, 2020 hearing. After Member Zahn SECONDED the motion, and it CARRIED unanimously by voice vote.
May 20, 2020
CEB2019157-WELDON DUANE B                             Served
Complaint No. 20190219053
Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Junk yard where not permitted. (Scrapped metal, rubber tires, glass, wood scraps, plastic, tools, equipment, fixtures, appliances, construction materials, automobile parts, and/or discarded automobile. Property Location: 2050 Spencer St, Deland 32720
Parcel No. 694411000070       Zoning: R-3
Code Compliance Officer - Margaret Godfrey
Property owner was first notified of the violation on Mar 15, 2019
*Order of Non-Compliance issued at the October 16, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the February 19, 2020 hearing:
**Hearing to Impose Fine/Lien**
There was nobody present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Due to Covid-19 and the property owner having health issues he has been unable to come into compliance, which has resulted in the recommendation.

After discussion and based on the testimony and evidence presented, Member Zahn 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 compliance date of October 19, 2020 and a Hearing to Impose Fine is set for the October 21, 2020 hearing. After Member Needham SECONDED the motion, and it CARRIED unanimously by voice vote.

CEB2019099-PETCOVIC DIANE L                             Posted
Complaint No. 20180727005
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: 124 Charles St, Edgewater 32141
Parcel No. 853809001740       Zoning: MH-5W
Zoning Compliance Officer - Debbie Zechnowitz
Property owner was first notified of the violation on February 28, 2019
*Order of Non-Compliance issued at the April 17, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the October 16, 2019 hearing:
*2nd Amended Order of Non-Compliance issued at the December 18, 2019 hearing:
*3rd Amended Order of Non-Compliance issued at the February 19, 2020 hearing:
**Hearing to Impose Fine/Lien**
Both cases were heard together.
Diane Petcovic was present via webinar at the hearing for this case.

Debbie Zechnowitz, code compliance, presented the case. Debbie went over that 6 May 20, 2020
variances were applied for and 3 of them were denied and appeals have been filed. Debbie said she would like to give time to allow Diane Petcovic to move forward with the appeal process.

Diane Petcovic said that her plan was to apply for the appeal and that if there was a problem with the paperwork no one had got with her to let her know. As far as the carport was given a variance and her plan is to start the process for that permit and that she was hoping to have this done all at once and she plans to follow through on the appeal process.

After discussion and based on the testimony and evidence presented, Member Wild MOVED to issue an 4th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277 and a Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a compliance date of October 19, 2020 and a Hearing to Impose Fine is set for the October 21, 2020 hearing. After Member Nadeau SECONDED the motion, and it CARRIED unanimously by voice vote.
CEB2019400-CONTESTIBLE VINCENT

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

Property Location: 4083 Sr 44, New Smyrna Beach 32168

Parcel No. 722200000010  Zoning:

Zoning Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on Dec 23, 2019

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

Hearing to Impose Fine/Lien

Cliff McFadden, Nephew, and Glenn Storch, Attorney from Storch Law Firm were present at the kiosk at the hearing for this case. Geoff Marquand was present via the webinar for this case.

Debbie Zechnowitz, code compliance, presented the case.

Glenn Storch went over the background of this case, stating this was a case where the property was sold, it was a contract purchase to a person who was doing the excavation on the site, that went through and a special exception that was granted and the zoning allowed for the excavation. The site plan review was almost done and they went back to the land owner, Mr. Contestible who was ill at the time, and tried to renegotiate the contract prior to finishing the site plan, they did not do that and stopped the site plan with due process but they went out there and started digging on the property. This was not Mr. McFadden or Mr. Contestible. This was the contract purchaser who was going through this process. Had that site plan been approved which it almost was, everything they did was totally legal. The second thing is regarding the buildings, they were agricultural, this is an agricultural green belt area and those building were legal to be there, Mr. McFadden took control of the property after Mr. Contestible passed away. He just got the property in his name yesterday. Mr. McFadden is in the process of taking care of everything, he has removed the buildings as asked, he is in the process of pushing the dirt back in Mr. McFadden plans to have all this done well within the 60 day time frame, but again that doesn’t mean that once the site plan is approved, this will have to come out again.

Goeff Marquand submitted written comments for the board. He stated the work was done without permits and the exceptions. He wants the property to be put back to the way it was. Mr. Storch stated that the dirt was being pushed back in now while going through the site plan approval process. Mr. Marquand stated that if there is work being done and that it’s going to back to the way it was in 60 days then that’s okay with him.

Below are the written comments that were submitted by Mr. Marquand

May 12, 2020
Volusia County Code Enforcement Board
Deland, Fl

May 20, 2020
Re: Cases Number CEB2019400 and CEB2019401

The following are my comments for the Volusia County Code Enforcement Board’s virtual meeting of May 20, 2020 concerning CEB2019400 and CEB2019401, the sand pit at 4083 SR44, New Smyrna Beach, Fl:

All work that has been done at this site toward the construction of a sand pit has been done illegally - the required site planning phase was never properly completed and permits for work were never issued. In addition, after digging up much of the property, turning what was farm animal pasture land in a residential/agricultural area into a mess of dirt piles and mounds, work came to a complete stop and the site has been abandoned. The result of the illegal work referenced above is an eyesore that the residents of the surrounding area have been dealing with for very close to a year and a half at this point. We don’t like looking at it and it is having a negative effect on our property values.

At the 1/15/20 Code Enforcement Board meeting, the property owner was given 60 days (against my objections) to bring the site into compliance. As of the 3/15/20 deadline, absolutely no work had been done to improve the situation. Due to the covid19 crisis, the property owner has had the benefit of an additional 60 days to improve the situation. Once again, nothing has been done. The same people who did nothing for the first year of this mess have now done the same nothing for an additional 6 months!

It is time for the Code Enforcement Board to act in this matter, imposing fines and whatever other penalties apply, and doing so retroactively to the date the first scoop of dirt was moved illegally, which was in the month of December 2018. It is clear that no matter what the property owner says or agrees to, his actions have shown that he somehow feels that the laws and regulations of Volusia County do not apply to him. It is time that the little people, the residents who have had to live with this illegal mess get some support from Volusia County Officials. Please apply the requested penalties and also force the property owner to return the land to the condition it was in as of November, 2018.

Thanks for your time,
Geoff Marquand

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 72 ARTICLE II DIVISION 8 SECTION 72-291, with a compliance date of July 13, 2020 and a Hearing to Impose Fine is set for the July 15, 2020 hearing. After Member Leonard SECONDED the motion, and it CARRIED unanimously by voice vote.

CEB2019394-SYDASH CONSTRUCTION LLC Posted
Complaint No. 20191029022
May 20, 2020
Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277(C) Accessory building or structure on lot that does not have a completed principal structure
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:
Hearing to Impose Fine/Lien
There was nobody present at the hearing for this case.

Isiah Pitts, code compliance, presented the case. There was discussion that the conex box was gone, but the truck and trailer are still there, Isiah also noted that the truck and trailer have been on the property every time he has done an inspection and was only gone one time. Margaret Godfrey added that the vehicle is considered an accessory use without a principal structure. Isiah stated that he has not had any communication with the property owner since before the previous hearing.
Member Wild wanted more clarification, stated he had not recognized that a vehicle was a structure, if you park a car on a vacant lot it is considered accessory use without a principal structure. Member Zahn moved to impose the fine and then was noted that these cases will be separated and that the way to come into compliance is to drive the truck and trailer off the property, which it was decided to give them until June 17th to into compliance. There was confusion on how to site this case due to the definition of accessory structures. Russ Brown read the definition which stated those items shall not be used or altered without the primary structure. Russ Brown has also suggested giving more time since the Code of Ordinance may have been the wrong one to use.

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 72 ARTICLE II DIVISION 8 SECTION 72-277(C), with a compliance date of June 15, 2020 and a Hearing to Impose Fine is set for the June 17, 2020 hearing. After Member Leonard SECONDED the motion, and it CARRIED unanimously by voice vote.

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:
Hearing to Impose Fine/Lien

May 20, 2020
There was nobody present at the hearing for this case.

Isiah Pitts, code compliance, presented the case.

After discussion and based on the testimony and evidence presented, Member Wild MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of $50.00 per day/per case commencing June 18, 2020 and to continue until compliance is achieved, but not to exceed $2,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 9 SECTION 72-341(b). After Member Zahn SECONDED the motion, and it CARRIED unanimously by voice vote.

CEB2018521-REDDIN CORREAN
Complaint No. 20181129009
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: 725 Parque Dr, Ormond Beach 32174
Parcel No. 424220290040 Zoning: R-5
Code Compliance Officer - Robert Chayer
Property owner was first notified of the violation on Dec 04, 2018
*Order of Non-Compliance issued at the February 19, 2020 hearing:
   Hearing to Impose Fine/Lien
There was nobody present at the hearing for this case.

Robert Chayer, code compliance, presented the case. Robert went over the case details, stating that this was a structure fire that happened over a year ago. An architect submitted some things and nothing ever got to the stage of getting a permits for the work that was done there, Robert showed a drawing which explained why things were not getting approved. A new architect, Brian Lathrop, has taken over project with hopes to get the issues resolved.

After discussion and based on the testimony and evidence presented, Member Wild 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 compliance date of August 6, 2020 and a Hearing to Impose Fine is set for the August 19, 2020 hearing. After Member Leonard SECONDED the motion, and it CARRIED unanimously by voice vote.

May 20, 2020
CEB2019273-BOUDREAUX DALE F     Hand Delivery

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Business where not permitted
Property Location: 711 Pineland Tr, Ormond Beach 32174
Parcel No. 411200000090   Zoning: A-2A
Code Compliance Officer - Robert Chayer
Property owner was first notified of the violation on September 26, 2019
*Order of Non-Compliance issued at the November 20, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the December 18, 2019 hearing:
*2nd Amended Order of Non-Compliance issued at the January 15, 2020 hearing:

Hearing to Impose Fine/Lien
All 4 cases were heard together.

There was nobody present at the hearing for this case.

Robert Chayer, code compliance, presented the case. No permits have yet to be pulled, the junk yard remains, and the property owner is working with Robert to get these issues into Compliance.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an 3rd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 and CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a compliance date of July 13, 2020 and a Hearing to Impose Fine is set for the July 15, 2020 hearing. After Member Needham SECONDED the motion, Member Leonard abstained, attached is the Form 8B for record, and it then CARRIED unanimously by voice vote.

CEB2019302-BOUDREAUX DALE F     Hand Delivery

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: 711 Pineland Tr, Ormond Beach 32174
Parcel No. 411200000090   Zoning: A-2A
Code Compliance Officer - Robert Chayer
Property owner was first notified of the violation on September 26, 2019
*Order of Non-Compliance issued at the November 20, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the December 18, 2019 hearing:
*2nd Amended Order of Non-Compliance issued at the January 15, 2020 hearing:

Hearing to Impose Fine/Lien
After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an 3rd Amended Order of Non-Compliance for violation of

May 20, 2020
May 20, 2020

VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 and CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a compliance date of July 13, 2020 and a Hearing to Impose Fine is set for the July 15, 2020 hearing. After Member Needham SECONDED the motion, Member Leonard abstained, attached is the Form 8B for record, and it then CARRIED unanimously by voice vote.

CEB2019303-BOUDREAUX DALE F                           Hand Delivery
Complaint No. 20190418037
Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Junk yard where not permitted
Property Location: 711 Pineland Tr, Ormond Beach 32174
Parcel No. 411200000090   Zoning: A-2A
Code Compliance Officer - Robert Chayer
Property owner was first notified of the violation on September 26, 2019
*Order of Non-Compliance issued at the November 20, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the December 18, 2019 hearing:
*2nd Amended Order of Non-Compliance issued at the January 15, 2020 hearing:
Hearing to Impose Fine/Lien
After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an 3rd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 and CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a compliance date of July 13, 2020 and a Hearing to Impose Fine is set for the July 15, 2020 hearing. After Member Needham SECONDED the motion, Member Leonard abstained, attached is the Form 8B for record, and it then CARRIED unanimously by voice vote.

CEB2019304-BOUDREAUX DALE F                           Hand Delivery
Complaint No. 20190418039
Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Converting shipping containers and trailers into accessory structures for storage of business inventory
Property Location: 711 Pineland Tr, Ormond Beach 32174
Parcel No. 411200000090   Zoning: A-2A
Code Compliance Officer - Robert Chayer
Property owner was first notified of the violation on September 26, 2019
*Order of Non-Compliance issued at the November 20, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the December 18, 2019 hearing:
*2nd Amended Order of Non-Compliance issued at the January 15, 2020 hearing:
Hearing to Impose Fine/Lien
After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an 3rd Amended Order of Non-Compliance for violation of

May 20, 2020
VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72
ARTICLE II DIVISION 7 SECTION 72-241 and CHAPTER 22-2, SECTIONS 105.1 AND
110.1, with a compliance date of July 13, 2020 and a Hearing to Impose Fine is set
for the July 15, 2020 hearing. After Member Needham SECONDED the motion, Member
Leonard abstained, attached is the Form 8B for record, and it then CARRIED
unanimously by voice vote.

CEB2019329-ORTIZ LAURA J                             Served
Complaint No. 20190517034
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: 1434 John Anderson Dr, Ormond Beach 32176
Parcel No. 323413000340   Zoning: R-3
Code Compliance Officer - Robert Chayer
Property owner was first notified of the violation on May 31, 2019
*Order of Non-Compliance issued at the November 20, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the December 18, 2019 hearing:

Hearing to Impose Fine/Lien
There was nobody present at the hearing for this case.

Robert Chayer, code compliance, presented the case. There is a variance for the fence
and are in the process of getting the fence permit done.

After discussion and based on the testimony and evidence presented, Member Zahn
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 9 SECTION 72-341(b), with a compliance date of July 13, 2020
and a Hearing to Impose Fine is set for the July 15, 2020 hearing. After Member
Needham SECONDED the motion, and it CARRIED unanimously by voice vote.

CEB2019370-MORRISON WILLIAM G JR                       Served
Complaint No. 20190521002
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: 1361 Wesley St, Daytona Beach 32117
Parcel No. 520200000200   Zoning: R-4
Code Compliance Officer - Robert Chayer
Property owner was first notified of the violation on Aug 05, 2019
*Order of Non-Compliance issued at the December 18, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the February 19, 2020 hearing:

Hearing to Impose Fine/Lien
May 20, 2020
There was nobody present at the hearing for this case.

Robert Chayer, code compliance, presented the case. Robert stated this is a property with multiple houses, the owner told Robert that he is trying to convince the building department that he can pull an owner/ builder permit and is in that process. The owner was wanting to be at today’s hearing but due to Covid-19 he was unable to come, due to this it was recommended on doing a 2nd Amended Order of Non-Compliance.

After discussion and based on the testimony and evidence presented, Member Zahn 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 compliance date of June 15, 2020 and a Hearing to Impose Fine is set for the June 17, 2020 hearing. After Member Needham SECONDED the motion, and it CARRIED unanimously by voice vote.

CEB2019388-IMBERGAMO ROSEMARY A

Complaint No. 20190710031
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: 1106 Avenue J, Ormond Beach 32174
Parcel No. 422901250140 Zoning: MH-5
Code Compliance Officer - Robert Chayer
Property owner was first notified of the violation on October 11, 2019
*Order of Non-Compliance issued at the January 15, 2020 hearing:
*1st Amended Order of Non-Compliance issued at the February 19, 2020 hearing:
Hearing to Impose Fine/Lien
There was nobody present at the hearing for this case.

Robert Chayer, code compliance, presented the case. This was the trailer that fell off the foundation, pictures were shown. It was deemed unsafe and an inspection was done and the trailer was back on the foundation, no permits or inspections have been done. There are other agencies involved in helping the home.

After discussion and based on the testimony and evidence presented, Member Needham MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE, with a compliance date of July 13, 2020 and a Hearing to Impose Fine is set for the July 15, 2020 hearing. After Member Leonard SECONDED the motion, and it CARRIED unanimously by voice vote.

May 20, 2020
CEB2019390-ZEPEDA-RUBI OSCAR YOBANY                              Served
Complaint No. 20190604043
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: 1312 Forest Ridge Dr, Daytona Beach 32117
Parcel No. 520201000550 Zoning: R-4
Code Compliance Officer - Robert Chayer
Property owner was first notified of the violation on Aug 16, 2019
*Order of Non-Compliance issued at the January 15, 2020 hearing:
Hearing to Impose Fine/Lien
There was nobody present at the hearing for this case.

Robert Chayer, code compliance, presented the case. Pictures were shown of the shed that was put up, no contact with owner after numerous attempts, the property was served and posted.

After discussion and based on the testimony and evidence presented, Member Leonard MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of $50.00 per day/per case commencing June 18, 2020 and to continue until compliance is achieved, but not to exceed $1,500.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1. After Member Zahn SECONDED the motion, and it CARRIED unanimously by voice vote.

CEB2019391-PERNICKA EDWARD J & DONNA R                         Posted
Complaint No. 20190503041
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: 1247 Lpga Blvd, Daytona Beach 32117
Parcel No. 424401050024 Zoning: MH-1, R-5
Code Compliance Officer - Robert Chayer
Property owner was first notified of the violation on September 20, 2019
*Order of Non-Compliance issued at the January 15, 2020 hearing:
Hearing to Impose Fine/Lien
There was nobody present at the hearing for this case.

Robert Chayer, code compliance, presented the case. Robert stated the owner has a permit ready for pickup and expires September 13, 2020.

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 May 20, 2020
May 20, 2020

VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a compliance date of September 14, 2020 and a Hearing to Impose Fine is set for the September 16, 2020 hearing. After Member Wild SECONDED the motion, and it CARRIED unanimously by voice vote.

CEB2019356-TYMBERIDGE INC
Complaint No. 20190729039
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: 3200 S Nova Rd, Port Orange 32129
Parcel No. 633701010045 Zoning: MH-2A
Environmental Specialist II - Todd Hannah
Property owner was first notified of the violation on Oct 12, 2019
*Order of Non-Compliance issued at the February 19, 2020 hearing:

Hearing to Impose Fine/Lien
James Pickens, President of Tymberidge, was present via the webinar at the hearing for this case.

Todd Hannah, code compliance, presented the case. Todd has stated that as of Monday Mr. Pickens has provided information that is required to issue the permit. Permits need to still be officially submitted, easements need to be approved as well and the late fees need to be paid.

Member Donald Needham wanted more information on what the fines would be. Todd said the fine would be $32,802.24 or they can plant into the tree fund and not have to pay anything. 218 trees would have to be planted. The trees would have to 2 inch caliber of Florida Number 1 Grade or Florida Fancy types. It was unclear why the trees were originally cut down.

James Pickens added that a tree contractor that was hired a year ago and they are the ones who failed on getting the required permits.

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 III, DIVISION 10 SECTION 72-834(2), with a compliance date of June 15, 2020 and a Hearing to Impose Fine is set for the June 17, 2020 hearing. After Member Leonard SECONDED the motion, Member Zahn Abstained, attached is the Form 8B for record, and it then CARRIED unanimously by voice vote.
CEB2019358-TROPICAL HAMMOCK INC                      Served
Complaint No. 20180413017
Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884 Description: Altering any Volusia County jurisdictional wetland and/or wetland buffer without first obtaining a wetland alteration permit. Specifically, dredging within wetlands and buffers on site.
Property Location: 1485 Lakeview Dr, Deland 32720
Parcel No. 792404000050   Zoning: B-7
Environmental Specialist II - Kristopher Brown
Property owner was first notified of the violation on April 13, 2018
*Order of Non-Compliance issued at the November 20, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the December 18, 2019 hearing:
Hearing to Impose Fine/Lien
Michael Woods Attorney from Cobb/Cole, was present via the kiosk at the hearing for this case.

Kristopher Brown, code compliance, presented the case. Kristopher went over the case details, explaining that permits have been issued. The buffer restoration has started as of yesterday.

Mr. Woods stated the August 21, 2020 deadline is okay with them.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884, with a compliance date of August 17, 2020 and a Hearing to Impose Fine is set for the August 19, 2020 hearing. After Member Wild SECONDED the motion, and it CARRIED unanimously by voice vote.

CEB2019137-TROPICAL HAMMOCK INC                                 Posted
Complaint No. 20190329008
Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s)
Property Location: 1485 Lakeview Dr, Deland 32720
Parcel No. 792404000050   Zoning: B-7
Code Compliance Officer - Michael Mazzola
Property owner was first notified of the violation on April 24, 2019
*The Board continued this case from the May 15, 2019 hearing:
*Order of Non-Compliance issued at the July 17, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the October 16, 2019 hearing:
*2nd Amended Order of Non-Compliance issued at the December 18, 2019 hearing:
Hearing to Impose Fine/Lien

May 20, 2020
Michael Woods Attorney from Cobb/Cole, was present via the kiosk at the hearing for this case.

Michael Mazzola, code compliance, presented the cases CEB2019137 and CEB2019215 together. Michael went over previous case details and showed photos.

After discussion and based on the testimony and evidence presented, Member Wild MOVED to issue an 3rd 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 and CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241, with a compliance date of August 17, 2020 and a Hearing to Impose Fine is set for the August 19, 2020 hearing. After Member Zahn SECONDED the motion, and it CARRIED unanimously by voice vote.

CEB2019215-TROPICAL HAMMOCK INC Served
Complaint No. 20190703037
Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Business where not permitted (RV campground
Property Location: 1485 Lakeview Dr, Deland 32720
Parcel No. 792404000050 Zoning: B-7
Code Compliance Officer - Michael Mazzola
Property owner was first notified of the violation on Jul 06, 2019
*Order of Non-Compliance issued at the July 17, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the November 20, 2019 hearing:
*2nd Amended Order of Non-Compliance issued at the December 18, 2019 hearing:

Hearing to Impose Fine/Lien
After discussion and based on the testimony and evidence presented, Member Wild MOVED to issue an 3rd 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 and CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241, with a compliance date of August 17, 2020 and a Hearing to Impose Fine is set for the August 19, 2020 hearing. After Member Zahn SECONDED the motion, and it CARRIED unanimously by voice vote.

CEB2019348-TROPICAL HAMMOCK INC Posted
Complaint No. 20191004021
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: 1485 Lakeview Dr, Deland 32720
Parcel No. 792404000050 Zoning: B-7
Code Compliance Officer - Michael Mazzola
Property owner was first notified of the violation on Oct 10, 2019
*Order of Non-Compliance issued at the November 20, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the December 18, 2019 hearing:

May 20, 2020
Michael Mazzola, code compliance, presented the cases CEB2019348 and CEB2019349 together. Michael went over previous case details and showed photos.

After discussion and based on the testimony and evidence presented, Member Wild MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277 and CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a compliance date of August 17, 2020 and a Hearing to Impose Fine is set for the August 19, 2020 hearing. After Member Zahn SECONDED the motion, and it CARRIED unanimously by voice vote.

CEB2019349-TROPICAL HAMMOCK INC
Posted
Complaint No. 20190820013
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: 1485 Lakeview Dr, Deland 32720
Parcel No. 792404000050  Zoning: B-7
Code Compliance Officer - Michael Mazzola
Property owner was first notified of the violation on Aug 22, 2019
*Order of Non-Compliance issued at the November 20, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the December 18, 2019 hearing:
Hearing to Impose Fine/Lien
After discussion and based on the testimony and evidence presented, Member Wild MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277 and CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a compliance date of August 17, 2020 and a Hearing to Impose Fine is set for the August 19, 2020 hearing. After Member Zahn SECONDED the motion, and it CARRIED unanimously by voice vote.

CEB2019113-HEATH LAURA
Posted
Complaint No. 20180726027
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: 130 Shadowood Dr, Enterprise 32725
Parcel No. 910901000161  Zoning: RREA
Code Compliance Officer - Michael Mazzola
Property owner was first notified of the violation on Jul 30, 2018
*Order of Non-Compliance issued at the February 19, 2020 hearing:
Hearing to Impose Fine/Lien

May 20, 2020
There was nobody present at the hearing for this case.

Michael Mazzola, code compliance, presented the case. The permit has been extended and expires June 16, 2020.

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 compliance date of June 15, 2020 and a Hearing to Impose Fine is set for the June 17, 2020 hearing. After Member Nadeau SECONDED the motion, and it CARRIED unanimously by voice vote.

CEB2019220-GORDON-CATHERINE L SHIPMAN, MARY

Complaint No. 20190306012
Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Junk yard where not permitted
Property Location: 15 Lenox Ct, Deland 32720
Parcel No. 702011000137 Zoning: R-4

Code Compliance Officer - Michael Mazzola

*Order of Non-Compliance issued at the November 20, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the February 19, 2020 hearing:

Hearing to Impose Fine/Lien
Both cases were heard together.
There was nobody present at the hearing for this case.

Michael Mazzola, code compliance, presented the case. No progress has been made on the property. No permits have been applied for.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of $50.00 per day/per case commencing June 18, 2020 and to continue until compliance is achieved, but not to exceed $3,500.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 and CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241. After Member Leonard SECONDED the motion, and it CARRIED unanimously by voice vote.

May 20, 2020
CEB2019308-GORDON-CATHERINE-L SHIPMAN, MARY 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)

Property Location: 15 Lenox Ct, Deland 32720
Parcel No. 702011000137 Zoning: R-4

Code Compliance Officer - Michael Mazzola

Property owner was first notified of the violation on Sep 26, 2019
*Order of Non-Compliance issued at the November 20, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the February 19, 2020 hearing:

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of $50.00 per day/per case commencing June 18, 2020 and to continue until compliance is achieved, but not to exceed $3,500.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 and CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241. After Member Leonard SECONDED the motion, and it CARRIED unanimously by voice vote.

CEB2019199-Jacqueline M Daniel 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)

Property Location: 1421 W New York Ave, Orange City 32763
Parcel No. 800401710150 Zoning: R-4

Code Compliance Officer - Michael Mazzola

Property owner was first notified of the violation on Nov 05, 2018
*Order of Non-Compliance issued at the July 17, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the September 18, 2019 hearing:
*2nd Amended Order of Non-Compliance issued at the December 18, 2019 hearing:

Hearing to Impose Fine/Lien

All cases were heard together.

Jacqueline Daniel, Owner, was present via the kiosk at the hearing for this case. She said due to Covid-19 she is having a hard time getting a survey done.

Michael Mazzola, code compliance, presented the case. No permits have been applied for as of yet. This case is for a shed

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

May 20, 2020
MOVED to issue an 3rd 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 compliance date of September 14, 2020 and a Hearing to Impose Fine is set for the September 16, 2020 hearing. After Member Nadeau SECONDED the motion, and it CARRIED unanimously by voice vote.

CEB2019366-Jacqueline M Daniel
Complaint No. 20191023015
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: 1421 W New York Ave, Orange City 32763
Parcel No. 800401710150 Zoning: R-4
Code Compliance Officer - Michael Mazzola
Property owner was first notified of the violation on October 23, 2019
*Order of Non-Compliance issued at the November 20, 2019 hearing:
*1st Amended Order of Non-Compliance issued at the December 18, 2019 hearing:

Hearing to Impose Fine/Lien
After discussion and based on the testimony and evidence presented, Member Leonard 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 compliance date of September 14, 2020 and a Hearing to Impose Fine is set for the September 16, 2020 hearing. After Member Nadeau SECONDED the motion, and it CARRIED unanimously by voice vote.

CEB2020009-Jacqueline M Daniel
Complaint No. 20200115050
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: 1421 W New York Ave, Orange City 32763
Parcel No. 800401710150 Zoning: R-4
Code Compliance Officer - Michael Mazzola
Property owner was first notified of the violation on January 21, 2020
*Order of Non-Compliance issued at the February 19, 2020 hearing:

Hearing to Impose Fine/Lien
After discussion and based on the testimony and evidence presented, Member Leonard 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 compliance date of September 14, 2020 and a Hearing to Impose Fine is set for the September 16, 2020 hearing. After Member Nadeau SECONDED the motion, and it CARRIED unanimously by voice vote.

May 20, 2020
X. Hearings and Presentation of Filed Notices of Violations

CEB2020043-MONTGOMERY ROSIE LEWIS
Complaint No. 20200311026
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: 518 Spring St, Deland 32720
Parcel No. 702006050030 Zoning: R-4
Code Compliance Officer - Michael Mazzola
Property owner was first notified of the violation on March 11, 2020
There was nobody present at the hearing for this case.

Michael Mazzola, code compliance, presented the case.

After discussion and based on the testimony and evidence presented, Member Leonard MOVED to issue an Order of Non-Compliance and Dismissed being moved to CLCA for violation of Volusia County Code of Ordinances CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE. with a compliance date of March 15, 2020 and a Hearing to Impose Fine is set for the March 18, 2020 hearing. After Member Wild SECONDED the motion, it CARRIED unanimously by voice vote

May 20, 2020
XI. Requests for Discussion of Accumulated Fines

**CEB2016145-MARSHALL, RICHARD & WAHL, THERESA**  
Served  
Complaint No. 20160106006

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 All construction requires building permit(s) and inspection approval(s).

Property Location: 275 Wall Ave, Ormond Beach 32174

Parcel No. 423805120190  
Zoning: R-3

**Code Compliance Coordinator - Margaret Godfrey**

Property owner was first notified of the violation on Jan 15, 2016

*Order of Non-Compliance issued at the September 21, 2016 hearing:

*1st Amended Order of Non-Compliance issued at the January 18, 2017 hearing:

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

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

**Request for Discussion of Fine/Lien of $12,600.00**

Mike McDaniel, Contractor with Green Construction, was present via the kiosk at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Margaret went over the history of the case. Member Harry Wild asked why things took so long to get into compliance. Mike McDaniel said there were many issues with attorneys and he was hired a year ago to build the breezeway, to make the violation compliant. After discussion Member Zahn moved to reduce the fine to $7000.00 with no second and Member Leonard said $10,000.00. It was decided to reduce the lien to $10,000.00 to be paid in 30 days otherwise it will go back to the original amount of $12,600.00.

After discussion and based on the testimony and evidence presented, Member Leonard MOVED to reduce the fine to $10,000.00. Member Lingenfelter voted Nay. After Member Nadeau SECONDED the motion, since it was a quorum the vote was passed.

**CEB2017186- NIENBURG BARBARA EST & MARVIN GEORGE JR**  
Posted  
Complaint No. 20170119008

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

Property Location: 1707 Avenue B, Ormond Beach 32174

Parcel No. 422901060070  
Zoning: MH-5

**Code Compliance Coordinator - Margaret Godfrey**

Property owner was first notified of the violation on March 27, 2017

*Order of Non-Compliance issued at the October 18, 2017 hearing:

*Final Order Imposing Fine Lien issued at the November 15, 2017 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of January 18, 2018

*Order of Compliance issued at the February 21, 2018 hearing:

**Request for Discussion of Fine/Lien of $700.00**

May 20, 2020
There was nobody present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case.

After discussion and based on the testimony and evidence presented, Member Wild MOVED to Deny the request since no one came to speak at the hearing. After Member Nadeau SECONDED the motion, it CARRIED unanimously by voice vote.

**CEB2017202-STILES MAURICE C**

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

Property Location: 238 Volco Rd, Edgewater 32141

Parcel No. 841202020260 Zoning: MH-5

Zoning Compliance Officer - Debbie Zechnowitz

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

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

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

*A Report and Affidavit of Compliance was submitted with a compliance date of January 10, 2020:

**Request for Discussion of Fine/Lien of $6,200.00 and Order of Compliance**

David Spearin, was present via the webinar at the hearing for this case.

Debbie Zechnowitz, code compliance, presented the case. Due to Mr. Stiles being under Hospice Care, the neighbors helped in getting the property into Compliance. It was noted that they also removed the mobile home as well which resulted in saving money for the County to do so.

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

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to reduce the fine to Zero dollars. After Member Leonard SECONDED the motion, it CARRIED unanimously by voice vote.

May 20, 2020
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

* * * * *

ADJOURNMENT

There being no further business to discuss before the Board, the meeting adjourned at 12:15 p.m.

Respectfully submitted,

____________________________
Ramona Jones
Code Enforcement Board Clerk

May 20, 2020
C E R T I F I C A T E

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 20, 2020, at 123 West
Indiana Avenue, Deland, Florida.

WITNESS MY HAND this 27th day of May, 2020, in the City of DeLand,
County of Volusia, State of Florida.

________________________________________
Ramona Jones
Code Board Clerk

May 20, 2020