



VOLUSIA COUNTY CODE ENFORCEMENT BOARD MINUTES

June 21, 2023

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
Clay Meek, Board Attorney
Pete Zahn
Rick Dwyer
Jalene Ferreira
Jami Gallegos**

MEMBERS ABSENT

STAFF PRESENT

**Kerry Leuzinger, Chief Building Official
Nicholas Ventura, Activity Project Manager
Jacquie Fleming, Code Board Clerk
Chris Hutchison, Code Compliance Manager
Peter Hinson, Code Compliance Officer
Debbie Zechnowitz, Code Compliance Officer
Sebrina Slack, Assistant County Attorney
Julie McCrystal, Environmental Specialist II
Todd Hannah, Environmental Specialist III
Danielle Gadzala, Environmental Specialist II
Paul Traider, Building Inspector II**

June 21, 2023

* * * * *
APPROVAL OF MINUTES
* * * * *

Member Zahn moved to APPROVE the May 17, 2023, Code Enforcement Board minutes. Member Needham SECONDED the motion that CARRIED unanimously by voice vote.

* * * * *

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

GREGORY R BIER

Property Location: 610 Cypress Ave, Orange City 32763

Parcel No. 800900000350 Zoning: A-3

1: CEB2017273 Served

Complaint No. 20170801016

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

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on August 03, 2017

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

*Final Order Imposing Fine Lien issued at the March 21, 2018 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of May 17, 2023:

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.

June 21, 2023

2: **CEB2017274** **Served**

Complaint No. 20170801018

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

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on August 03, 2017

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

*Final Order Imposing Fine Lien issued at the March 21, 2018 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of May 17, 2023:

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.

3: **CEB2017275** **Served**

Complaint No. 20170801019

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

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on August 03, 2017

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

*Final Order Imposing Fine Lien issued at the March 21, 2018 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of May 17, 2023:

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.

June 21, 2023

SOUTH MOON ROAD LLC

Property Location: 1675 Camp South Moon Rd, Astor 32102

Parcel No. 581900010031 Zoning: A-2,B-7,RC

1: CEB2021040

Complaint No. 20200325005

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

Code Compliance Officer – Todd Hannah

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

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

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

*2nd Amended Order of Non-Compliance issued at the January 19, 2022 hearing:

*3rd Amended Order of Non-Compliance issued at the June 15, 2022 hearing:

*4th Amended Order of Non-Compliance issued at the November 16, 2022 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of June 2, 2023

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.

JOSEPH C MACALUSO

Property Location: 1443 E New York Ave, Deland 32724

Parcel No. 701106000060 Zoning: B-4CA

1: CEB2021278

Complaint No. 20210811033

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

Code Compliance Officer - Robert Chayer

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

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

Order Imposing Fine/Lien issued at the October 19, 2022 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of June 1, 2023

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.

June 21, 2023

BPSH HOLDINGS LLC **Served**
Property Location: 410 Bennett Ave, Deland 32724
Parcel No. 70040000621 **Zoning: R-4A**
1: CEB2022123

Complaint No. 20220331026

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). House has been converted to a duplex and has 2 full kitchens.

Code Compliance Officer - Robert Chayer

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

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

*A Report and Affidavit of Compliance was submitted with a compliance date of June 7, 2023:

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.

2: CEB2022124

Complaint No. 20220331027

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

Code Compliance Officer - Robert Chayer

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

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

*A Report and Affidavit of Compliance was submitted with a compliance date of June 7, 2023:

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.

June 21, 2023

JEAN B ALEPIN TR & KIM MARIE KING-ALEPIN TR

Property Location: 320 Prevatt Rd, Seville 32190

Parcel No. 38290000092 Zoning: A-1,A-3

1: CEB2022144

Complaint No. 20211026019

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.

Environmental Specialist I - Danielle Gadzala

Property owner was first notified of the violation on February 1, 2022

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

*Final Order Imposing Fine Lien issued at the January 18, 2023 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of June 8, 2023:

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.

LUCIO RAMIREZ

Property Location: 100 E Gardenia Dr, Orange City 32763

Parcel No. 801403070010 Zoning: B-4

1: CEB2022241

Complaint No. 20220913083

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)

Code Compliance Officer – Chris Hutchison

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

*Order of Non-Compliance issued at the January 18, 2023 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of June 5, 2023:

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.

June 21, 2023

HOLIDAY VILLAGE LP

Property Location: 1335 Fleming Ave, Ormond Beach 32174

Parcel No. 422800000030 Zoning: MH-1

1: CEB2023001

Complaint No. 20220731001

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-842 Description: Failure to comply with tree replacement requirements.

Environmental Specialist II - Julie McCrystal

Property owner was first notified of the violation on August 1, 2022

*Order of Non-Compliance issued at the May 17, 2023 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of June 9, 2023:

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.

STREAM HOLDINGS LLC

Property Location: 1175 John Anderson Dr, Ormond Beach 32176

Parcel No. 420309000420 Zoning: R-3

1: CEB2023025

Complaint No. 20210609053

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)

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on January 13, 2023:

*Order of Non-Compliance issued at the April 19, 2023 hearing:

*Final Order Imposing Fine Lien issued at the May 17, 2023 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of May 19, 2023:

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.

June 21, 2023

2: **CEB2023026**

Complaint No. 20220325051

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)

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on January 13, 2023:

*Order of Non-Compliance issued at the April 19, 2023 hearing:

*Final Order Imposing Fine Lien issued at the May 17, 2023 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of May 19, 2023:

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.

ARTHUR JOSEPH ROCKWELL

Property Location: 125 Cucumber Ln, New Smyrna Beach 32168

Parcel No. 722401020070 Zoning: A-1,A-1C

1: **20221028022** **Posted**

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. WET Alteration of wetlands or wetland buffers without permit

Environmental Specialist III- Todd Hannah

Property owner was first notified of the violation on April 5, 2023

*Order of Non-Compliance issued at the Apr 19, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for this hearing.

Todd Hannah, Environmental Specialist, presented the case. Todd went over the case details, showing photos. There was a discussion between Todd and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884 with a Hearing to Impose Fine is set for the July 19, 2023, hearing. After Member Gallegos SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

LISA KILGORE

Property Location: 4151 Swamp Deer Rd, New Smyrna Beach 32168

Parcel No. 820101060290 Zoning: RA

1: 20221116068 Posted

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

MIS Miscellaneous Violations

Code Compliance Officer – Fred Eastwood

Property owner was first notified of the violation on February 22, 2023

*Order of Non Compliance issued at the Apr 19, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for this hearing.

Chris Hutchison, Code Compliance, presented the case. Chris went over the case details, showing photos. There was a discussion between Chris and the Board.

After discussion and based on the testimony and evidence presented, Member Gallegos MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$250.00 per day, with no cap, commencing July 20, 2023 and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

JANETTE K PELL

Property Location: 250 N Sr 415 , Osteen 32764

Parcel No. 920700000110 Zoning: OCV

1: CEB2021151 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

Environmental Specialist II - Julie McCrystal

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

*Order of Non-Compliance issued at the January 18, 2023 hearing:

*1st Amended Order Imposing Fine Lien issued at the April 19, 2023 hearing:

*2nd Amended Order of Non-Compliance issued at the May 17, 2023 hearing:

Hearing to Impose Fine/Lien

Mark Pell and Todd James were present for this hearing.

Julie McCrystal, Environmental Specialist II, presented the case. Julie went over the case details, showing photos. A discussion was had between Julie and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 3rd Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-834(2) with a Hearing to Impose Fine is set for the September 20, 2023, hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

2: CEB2021241 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

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on August 8, 2021

*Order of Non-Compliance issued at the January 18, 2023 hearing:

*1st Amended Order of Non-Compliance issued at the May 17, 2023 hearing:

Hearing to Impose Fine/Lien

Mark Pell and Todd James were present for this hearing.

Chris Hutchison, Code Compliance, presented the case. Chris went over the case details, showing photos. A discussion was had between Chris and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 2nd Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-291 with a Hearing to Impose Fine is set for the September 20, 2023, hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

3: **CEB2021242** **Served**

Complaint No. 20210813023

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

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on August 18, 2021

*Order of Non-Compliance issued at the January 18, 2023 hearing:

*1st Amended Order of Non-Compliance issued at the May 17, 2023 hearing:

Hearing to Impose Fine/Lien

Mark Pell and Todd James were present for this hearing.

Chris Hutchison, Code Compliance, presented the case. Chris went over the case details, showing photos. A discussion was had between Chris and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 2nd Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 with a Hearing to Impose Fine is set for the September 20, 2023, hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

GREGGORY JAMES CORUM

Property Location: 1 Jeanette Dr, Deland 32720

Parcel No. 701906000040 Zoning: R-4

1: **CEB2021196**

Complaint No. 20201105006

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)

Code Compliance Officer – Chris Hutchison

Property owner was first notified of the violation on June 07, 2021

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

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

Hearing to Impose Fine/Lien

There was no one present for the hearing.

Chris Hutchison, Code Compliance, presented the case. Chris went over the case details, showing photos. There was a discussion between Chris and the board.

After discussion and based on the testimony and evidence presented, Member Ferreira MOVED to issue a 2nd Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 with a Hearing to Impose Fine is set for the August 16, 2023, hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

RICHARD & DEBORAH KIESER, ROSEMARY BUSBEE EST
Property Location: 1206 San Jose Blvd, Daytona Beach 32117
Parcel No. 424219230230 Zoning: R-5

1: **CEB2022061** **Served**

Complaint No. 20190812004

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)

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on March 15, 2022

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

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

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

*3rd Amended Order of Non-Compliance issued at the March 15, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for the hearing.

Peter Hinson, Code Compliance, presented the case. Peter went over the case details, showing photos. There was a discussion between Peter and the board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 4th Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 with a Hearing to Impose Fine is set for the November 15, 2023, hearing. After Member Gallegos SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

2: **CEB2022062** **Served**

Complaint No. 20210430064

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)

Code Compliance Officer - Peter Hinson

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

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

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

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

*3rd Amended Order of Non-Compliance issued at the March 15, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for the hearing.

Peter Hinson, Code Compliance, presented the case. Peter went over the case details, showing photos. There was a discussion between Peter and the board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 4th Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 with a Hearing to Impose Fine is set for the November 15, 2023, hearing. After Member Gallegos SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

SUNROCK CAPITAL

Property Location: 1431 General Custer Ave, Daytona Beach 32124

Parcel No. 620601210420 Zoning: R-4(5)A

1: CEB2022069 Posted

Complaint No. 20210707001

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

Code Compliance Officer - Debbie Zechnowitz

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

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

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

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

*3rd Amended Order of Non-Compliance issued at the February 15, 2023 hearing:

Hearing to Impose Fine/Lien

Francisco Ortero was present for this hearing.

Debbie Zechnowitz, Code Compliance, presented the case. Debbie went over the case details, showing photos. There was a discussion between Debbie and the board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 4th Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 with a Hearing to Impose Fine is set for the September 20, 2023, hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

2: CEB2022070 Posted

Complaint No. 20211110038

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

Code Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on March 28, 2022

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

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

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

*3rd Amended Order of Non-Compliance issued at the February 15, 2023 hearing:

Hearing to Impose Fine/Lien

Francisco Ortero was present for this hearing.

Debbie Zechnowitz, Code Compliance, presented the case. Debbie went over the case details, showing photos. There was a discussion between Debbie and the board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 4th Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-280 with a Hearing to Impose Fine is set for the September 20, 2023, hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

DAYTONA SEA BREEZE 3299 LLC

Property Location: 4043 S Atlantic Ave, Port Orange 32127

Parcel No. 631202000870 Zoning: R-9(S)

1: CEB2022195

Complaint No. 20220629029

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) Vehicle storage yard without special exception/site plan/land development approval

Code Compliance Officer - Fred Eastwood

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

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

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

*2nd Amended Order of Non-Compliance issued at the February 15, 2023 hearing:

*3rd Amended Order of Non-Compliance issued at the April 19, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for this hearing.

Chris Hutchison, Code Compliance, presented the case. Chris went over the case details, showing photos. There was a discussion between Chris and the board.

After discussion and based on the testimony and evidence presented, Member Gallegos MOVED to issue a 4th Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 with a Hearing to Impose Fine is set for the November 15, 2023, hearing. After Member Ferreira SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

RICHARD TODD KENNEDY

Property Location: 1207 Tall Pine Dr, Osteen 32764

Parcel No. 922300010740 Zoning: RC

1: CEB2022287

Complaint No. 20220708049

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.

Environmental Specialist II - Julie McCrystal

Property owner was first notified of the violation on July 20, 2022

*Order of Non-Compliance issued at the March 15, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for this hearing.

Julie McCrystal, Environmental Specialist II, presented the case. Julie went over the case details, showing photos. There was a discussion between Julie and the board.

After discussion and based on the testimony and evidence presented, Member Ferreira MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884 with a Hearing to Impose Fine is set for the September 20, 2023, hearing. After Member Gallegos SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

BLAIR BIZIK

Property Location: 2139 Old Daytona Rd, Port Orange 32128

Parcel No. 622201001210 Zoning: MH-3

1: CEB2023017

Complaint No. 20220629051

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)

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on March 30, 2023:

*Order of Non-Compliance issued at the March 15, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for the hearing.

Chris Hutchison, Code Compliance, presented the case. Chris went over the case details, showing photos. There was a discussion between Chris and the board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$100.00 per day, with a cap of \$39,600.00, commencing July 20, 2023 and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

WILLIAM FREDERICK DIAZ

Property Location: 1130 W New York Ave, Orange City 32763

Parcel No. 800401100400 Zoning: R-4

1: CEB2023020

Complaint No. 20220621037

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-842 Description: Failure to comply with tree replacement requirements.

Environmental Specialist II - Julie McCrystal

Property owner was first notified of the violation on July 19, 2022:

*Order of Non-Compliance issued at the April 19, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for the hearing.

Julie McCrystal, Environmental Specialist, presented the case. Julie went over the case details, showing photos. There was a discussion between Julie and the board.

After discussion and based on the testimony and evidence presented, Member Gallegos MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-842 with a Hearing to Impose Fine is set for the July 19, 2023, hearing. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

X. Hearings and Presentation of Filed Notices of Violations

STREAM HOLDINGS LLC

Property Location: 3565 John Anderson Dr, Ormond Beach 32176

Parcel No. 321605010140 Zoning: R-4

1: 20230310021 Posted

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Hotel/Motel where not permitted, and use of premises where not permitted. Allowing rentals less than 30 days with 2 documented stays Mar 2023. Appears future rentals booked on calendar for Apr 1-9 and May 17-19. Advertising less than 30-night minimum stay on Airbnb. May not be a complete list. Link to Airbnb - <https://www.airbnb.com/rooms/83480325734030837>

STR Short Term Rental Violations

Code Compliance Officer – Peter Hinson

Property owner was first notified of the violation on April 6, 2023

There was no one present for this hearing.

Peter Hinson, Code Compliance, presented the case. Peter went over the case details, showing photos. A discussion was had between Peter and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a Order of Non-Compliance of Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 with a compliance date of July 14, 2023 and a Hearing to Impose Fine is set for the July 19, 2023 hearing. After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

6700 TURTLEMOUND RD LLC

Property Location: 6700 Turtlemound Rd, New Smyrna Beach 32169

Parcel No. 850501490010 Zoning: R-9W

1: 20230328008

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).

Code Compliance Officer – Debbie Zechnowitz

Property owner was first notified of the violation on April 3, 2023

There was no one present for the hearing

Debbie Zechnowitz, Code Compliance, presented the case. Debbie went over the case details, showing photos. There was a discussion between Debbie and the Board.

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 14, 2023 and a Hearing to Impose Fine is set for the July 19, 2023 hearing. After Member Gallegos SECONDED the motion, it CARRIED unanimously by voice vote.

2. 20230328008

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

Code Compliance Officer – Debbie Zechnowitz

Property owner was first notified of the violation on April 3, 2023

There was no one present for the hearing

Debbie Zechnowitz, Code Compliance, presented the case. Debbie went over the case details, showing photos. There was a discussion between Debbie and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 58, ARTICLE I SECTION 58-3 With a compliance date of July 14, 2023 and a Hearing to Impose Fine is set for the July 19, 2023 hearing. After Member Gallegos SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

ADAMS & ASSOCIATES REAL ESTATE

Property Location: 309 Old Mission Rd, New Smyrna Beach 32168

Parcel No. 741913050080 Zoning: R-4A

1: 20230328049

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

Code Compliance Officer – Debbie Zechnowitz

Property owner was first notified of the violation on April 7, 2023

David Adams was present for the hearing

Debbie Zechnowitz, Code Compliance, presented the case. Debbie went over the case details, showing photos. There was a discussion between Debbie and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 58, ARTICLE I SECTION 58-3 With a compliance date of September 14, 2023 and a Hearing to Impose Fine is set for the September 20, 2023 hearing. After Member Needham SECONDED the motion, it did not carry unanimously by voice vote, Rick Dwyer opposed the motion.

June 21, 2023

DR HORTON INC

Property Location: 2784 Fermoy Dr, Ormond Beach 32174

Parcel No. 311301000290 Zoning: PUD

1: 20230608018

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

Property Location: 2786 Fermoy Dr, Ormond Beach 32174

Parcel No. 311301000280 Zoning: PUD

2: 20230608017

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

Property Location: 2788 Fermoy Dr, Ormond Beach 32174

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

Parcel No. 311301000270 Zoning: PUD

3: 20230608016

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

Property Location: 2790 Fermoy Dr, Ormond Beach 32174

Parcel No. 311301000260 Zoning: PUD

4: 20230608015

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

Property Location: 1313 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000250 Zoning: PUD

5: 20230608013

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

Property Location: 1315 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000240 Zoning: PUD

6: 20230608012

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

Property Location: 1317 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000230 Zoning: PUD

7: 20230608011

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

Property Location: 1321 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000210 Zoning: PUD

8: 20230608007

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote,

Property Location: 1319 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000220 Zoning: PUD

9: 20230608009

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote,

June 21, 2023

Property Location: 1341 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000110 Zoning: PUD

10: 20230608020

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote,

Property Location: 1343 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000100 Zoning: PUD

11: 20230608019

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote,

June 21, 2023

Property Location: 1320 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000440 Zoning: PUD

12: 20230608076

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

Property Location: 1322 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000450 Zoning: PUD

13: 20230608077

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

Property Location: 1324 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000460 Zoning: PUD

14: 20230608080

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote,

Property Location: 1326 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000470 Zoning: PUD

15: 20230608081

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote,

June 21, 2023

Property Location: 1339 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000120 Zoning: PUD

16: 20230608021

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote,

Property Location: 2774 Fermoy Dr, Ormond Beach 32174

Parcel No. 311301000340 Zoning: PUD

17: 20230608043

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote,

June 21, 2023

Property Location: 2776 Fermoy Dr, Ormond Beach 32174

Parcel No. 311301000330 Zoning: PUD

18: 20230608042

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

Property Location: 2778 Fermoy Dr, Ormond Beach 32174

Parcel No. 311301000320 Zoning: PUD

19: 20230608041

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

Property Location: 2780 Fermoy Dr, Ormond Beach 32174

Parcel No. 311301000310 Zoning: PUD

20: 20230608038

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote,

Property Location: 2782 Fermoy Dr, Ormond Beach 32174

Parcel No. 311301000300 Zoning: PUD

21: 20230608036

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote,

June 21, 2023

Property Location: 1323 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000200 Zoning: PUD

22: 20230608033

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

Property Location: 1325 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000190 Zoning: PUD

23: 20230608032

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

Property Location: 1327 Middle Lake Dr, Ormond Beach 32174
Parcel No. 311301000180 Zoning: PUD

24: 20230608030

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

Property Location: 1329 Middle Lake Dr, Ormond Beach 32174
Parcel No. 311301000170 Zoning: PUD

25: 20230608028

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

Property Location: 1331 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000160 Zoning: PUD

26: 20230608026

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote,

Property Location: 1333 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000150 Zoning: PUD

27: 20230608024

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote, voice vote,

June 21, 2023

Property Location: 1335 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000140 Zoning: PUD

28: 20230608023

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

Property Location: 1329 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000170 Zoning: PUD

29: 20230608028

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

Property Location: 1337 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000130 Zoning: PUD

30: 20230608022

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote,

Property Location: 1345 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000090 Zoning: PUD

31: 20230608002

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote,

June 21, 2023

Property Location: 1316 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000430 Zoning: PUD

32: 20230608075

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

Property Location: 1314 Middle Lake Dr, Ormond Beach 32174

Parcel No. 311301000420 Zoning: PUD

33: 20230608074

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

Property Location: 2775 Fermoy Dr, Ormond Beach 32174
Parcel No. 311301000390 Zoning: PUD

34: 20230608072

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

Property Location: 2773 Fermoy Dr, Ormond Beach 32174
Parcel No. 311301000380 Zoning: PUD

35: 20230608071

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

Property Location: 2771 Fermoy Dr, Ormond Beach 32174

Parcel No. 311301000370 Zoning: PUD

36: 20230608050

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote,

Property Location: 2770 Fermoy Dr, Ormond Beach 32174

Parcel No. 311301000360 Zoning: PUD

37: 20230608047

VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 Buildings and Building Regulations PUD Planned Unit Development.

DESCRIPTION: Construction Hours of Operation. Construction and Demolition: It is hereby authorized to operate or cause the operation of any tools used in construction, drilling, repair, alteration or demolition work between the hours of 7:00 a.m. and 7:00 p.m. on weekdays, and between 10:00 a.m. and 6:00 p.m. on weekends or holidays, except for emergency work by public service utilities or by special authorization of the Chief Building Official.

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on June 9, 2023

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to CONTINUE the cases to July 19, 2023 for violation of Volusia County Code of Ordinances CHAPTER 22-2, ARTICLE I, SECTION 102.9.8 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote,

June 21, 2023

XI. Requests for Discussion of Accumulated Fines

CEB2021278 - JOSEPH C MACALUSO

Sheriff Served

Complaint No. 20210811033

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

Property Location: 1443 E New York Ave, Deland 32724

Parcel No. 701106000060

Zoning: B-4CA

Code Compliance Officer - Robert Chayer

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

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

Order Imposing Fine/Lien issued at the October 19, 2022 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of June 1, 2023:

Request for Reduction in the amount of \$18,700.00

Nikka Hoissan from Cobb & Cole, was present for the hearing.

Chris Hutchison, Code Compliance, presented the case. Chris went over the case details.

After discussion and based on the testimony and evidence presented, Member Gallegos MOVED to Reduce the fine to \$1,870.00 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 22-2, SECTIONS 105.1 AND 110.1. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

GREGORY R BIER

Property Location: 610 Cypress Ave, Orange City 32763

Parcel No. 800900000350 Zoning: A-3

1: CEB2017273 Served

Complaint No. 20170801016

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

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on Aug 03, 2017

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

*Final Order Imposing Fine Lien issued at the March 21, 2018 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of May 17, 2023:

Request for Reduction in the amount of \$10,200.00

Gregory Alexander, new owner, was present for the hearing.

Chris Hutchison, Code Compliance, presented the case. Chris went over the case details.

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

2: CEB2017274 Served

Complaint No. 20170801018

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

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on Aug 03, 2017

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

*Final Order Imposing Fine Lien issued at the March 21, 2018 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of May 17, 2023:

Request for Reduction in the amount of \$10,200.00

Gregory Alexander, new owner, was present for the hearing.

Chris Hutchison, Code Compliance, presented the case. Chris went over the case details.

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

June 21, 2023

3: **CEB2017275** **Served**

Complaint No. 20170801019

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

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on Aug 03, 2017

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

*Final Order Imposing Fine Lien issued at the March 21, 2018 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of May 17, 2023:

Request for Reduction in the amount of \$10,200.00

Gregory Alexander, new owner, was present for the hearing.

Chris Hutchison, Code Compliance, presented the case. Chris went over the case details.

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

KARUNA BUILDINGS LLC

Property Location: 191 Lake Molly Ave, Deland 32724

Parcel No. 603300000340 Zoning: R-3(3)A

1: **CEB2022227**

Complaint No. 20220719008

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)

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on July 28, 2022

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

*Final Order Imposing Fine Lien issued at the January 18, 2023 hearing:

Discussion for Suspension of Fine/Lien

Robert Vazquez was present for the hearing.

Chris Hutchison, Code Compliance, presented the case. Chris went over the case details.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to DENY the Request for Suspension of Fine/Lien. After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

ABC DEMOLITION INC

Property Location: Lakeview Dr, Deland 32720

Parcel No. 791304000165 Zoning: I-1

1: CEB2019208

Complaint No. 20190514005

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

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:

*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:

*7th Amended Order of Non-Compliance issued at the May 18, 2022 hearing:

*8th Amended Order of Non-Compliance issued at the November 16, 2022 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of June 16, 2023:

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.

BERRYS RIDGE HOA INC

Property Location: 3861 N Spring Garden Ave, Deland 32724

Parcel No. 602002000002 Zoning: A-3A,B-2A,RPUDA

1: CEB2021276 Served

Complaint No. 20180314034

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

Environmental Specialist II - Julie McCrystal

Property owner was first notified of the violation on Mar 16, 2018:

*The Board continued this case from the March 16, 2022 hearing:

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

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

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

*A Report and Affidavit of Compliance was submitted with a compliance date of June 20, 2023:

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.

June 21, 2023

RONNIE COUNCIL

Property Location: No Street , Pierson 32180

Parcel No. 481100000150 Zoning: A-1,RC

1: CEB2022183

Complaint No. 20220809041

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72
ARTICLE II DIVISION 7 SECTION 72-241 Excavation without the required permits,
exemptions and/or approval

Code Compliance Officer - Robert Chayer

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

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

*Final Order Imposing Fine Lien issued at the January 18, 2023 hearing:

Request a Discussion on Hearing to Impose Fine/Lien starting on June 22, 2023

Darren Elkind was present for the hearing.

Chris Hutchison, Code Compliance, presented the case. Chris went over the case details.

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

2: CEB2022184

Complaint No. 20220809042

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72
ARTICLE II DIVISION 11 SECTION 72-415 Borrow pit/no special exception

Code Compliance Officer - Robert Chayer

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

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

*Final Order Imposing Fine Lien issued at the January 18, 2023 hearing:

Request a Discussion on Hearing to Impose Fine/Lien starting on June 22, 2023

Darren Elkind was present for the hearing.

Chris Hutchison, Code Compliance, presented the case. Chris went over the case details.

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

June 21, 2023

3: **CEB2022190**

Complaint No. 20210617025

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

Environmental Specialist II - Julie McCrystal

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

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

*Final Order Imposing Fine Lien issued at the January 18, 2023 hearing:

Request a Discussion on Hearing to Impose Fine/Lien starting on June 22, 2023

Darren Elkind was present for the hearing.

Julie McCrystal, Code Compliance, presented the case. Julie went over the case details.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884 with a Hearing to Impose Fine is set for the July 19, 2023, hearing. After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

June 21, 2023

XII. New Business

- A. Tally Sheets (Quarterly)**
- B. As Entertained by Chairman**
Don Needham left at 11:00 a.m.
- 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 12:31.

Respectfully submitted,

Jacque Fleming
Code Enforcement Board Clerk

June 21, 2023

CERTIFICATE

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

I, Jacquie Fleming, Code Enforcement Board Clerk, do hereby certify that the foregoing pages constitute a true and accurate transcript of the minutes of the Volusia County Code Enforcement Board taken on June 21, 2023, at 123 West Indiana Avenue, Deland, Florida.

WITNESS MY HAND this 21st day of June, 2023, in the City of DeLand, County of Volusia, State of Florida.

**Jacquie Fleming
Code Board Clerk**

June 21, 2023

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT (TITLE II)

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 ("ADA"), the County of Volusia ("County") will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities.

County does not discriminate on the basis of disability in its hiring or employment practices and complies with all regulations promulgated by the U.S. Equal Employment Opportunity Commission under Title I of the ADA.

County will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in County programs, services, and activities, including qualified sign language interpreters, documents in Braille, and other ways of making information and communications accessible to people who have speech, hearing, or vision impairments.

The ADA does not require the County to take any action that would fundamentally alter the nature of its programs or services or impose an undue financial or administrative burden.

County will make such reasonable modifications to policies and programs for qualified persons with disabilities to ensure they have an equal opportunity to enjoy all of its programs, services, and activities. For example, individuals with service animals are welcomed in County offices, even where pets are generally prohibited.

Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a program, service, or activity of County, should contact the office of the County's ADA Title II Coordinator, Jim Corbett, at (386) 248-1760, as soon as possible but no later than 2 business days before the scheduled event or meeting. This paragraph shall likewise apply to written requests by a physically handicapped person needing a special accommodation to attend a public meeting in accordance with section 286.26, Florida Statutes.

Complaints that a program, service, or activity of County is not accessible to persons with disabilities should be directed to the County in accordance with the County of Volusia Grievance Procedure under the Americans with Disabilities Act (Title II). A copy of the procedure may be obtained by contacting the office of the County's ADA Coordinator, (386) 248-1760.

County will not place a surcharge on a particular individual with a disability or any group of individuals with disabilities to cover the cost of providing auxiliary aids/services or reasonable modifications of policy, such as retrieving items from locations that are open to the public but are not accessible to persons who use wheelchairs.

Assisted listening system receivers are available for the hearing impaired and can be obtained from the Deputy Clerk by calling the County Manager's Office at 386-736-5920.

June 21, 2023