



**VOLUSIA COUNTY CODE ENFORCEMENT BOARD MINUTES**

July 20, 2022

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

**MEMBERS PRESENT**

Chad Lingenfelter, Chair  
Andrew Hall, Vice-Chair  
Donald Needham  
Pete Zahn  
Clement Nadeau  
Clay Meek, Board Attorney

**MEMBERS ABSENT**

**STAFF PRESENT**

Kerry Leuzinger, Chief Building Official  
Chris Hutchison, Code Compliance Manager  
Isiah Pitts, Code Compliance Officer  
Robert Chayer, Code Compliance Officer  
Margaret Godfrey, Code Compliance Officer  
Peter Hinson, Code Compliance Officer  
Fred Eastwood, Code Compliance Officer  
Debbie Zechnowitz, Code Compliance Officer  
Sebrina Slack, Assistant County Attorney  
Julie McCrystal, Environmental Specialist II  
Todd Hannah, Environmental Specialist II  
Danielle Gadzala, Environmental Specialist II  
Tom Legler, Deputy Building Official  
Paul Traider, Contractor Licensing Investigator  
Nicole Weiss, Sea Turtle Lighting Specialist  
Ryan Chabot, Sea Turtle Lighting

\* \* \* \* \*

**APPROVAL OF MINUTES**

Member Needham moved to approve the minutes from the June 15, 2022 hearings. Member Zahn seconded the motion which carried unanimously by voice votes.

\* \* \* \* \*

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

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

July 20, 2022

## IX. Unfinished Business

### **CEB2022123 - DP LLC TR / 410 E Bennett Land Trust**

**Served**

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 converted into duplex and has 2 full kitchens.

Property Location: 410 Bennett Ave, Deland 32724

**Parcel No. 700400000621**

**Zoning: R-4A**

**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:

#### **PROGRESS UPDATE**

Barry Sandhaus was present at the hearing for this case.

Robert Chayer, code compliance, presented the 2 cases together. Robert went over the case details, showing photos. Robert stated that there was a meeting on 7-18-2022 with the owners, who provided drawings for a proposed floor plan and there is a plan to move forward. Mr. Sandhaus said they have decided to pull both kitchens out to make 1 big kitchen, he then discussed his timeframe. Chairman Lingenfelter asked staff if they were good with the dates in October that were issued with the Order of Non Compliance. Staff said yes and it was explained that in October if more time is needed it may be granted.

### **CEB2022124 - DP LLC TR / 410 E Bennett Land Trust**

**Served**

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

Property Location: 410 Bennett Ave, Deland 32724

**Parcel No. 700400000621**

**Zoning: R-4A**

**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:

#### **PROGRESS UPDATE**

July 20, 2022

**CEB2017219 - JOSEPH M BONANZA JR**

**Posted**

Complaint No. 20170511043

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 109.3 Construction without the required permit(s) and/or inspection approval(s). (Expired permit #20121105028

Property Location: 847 S Sr 415, New Smyrna Beach 32168

**Parcel No. 820101020470**

**Zoning: A-3**

**Code Compliance Officer – Margaret Godfrey**

Property owner was first notified of the violation on June 5, 2017

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

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

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

\*Report and Affidavit submitted with a compliance date of June 23, 2022:

**Order of Compliance**

Based on a submitted Report and Affidavit of Compliance, Member Zahn **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance**. After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

**CEB2018191- MARTHA L NEELY**

**Hand Delivered**

Complaint No. 20140605029

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 109.3 All construction requires building permit(s) and inspection approval(s). (Expired permit (19910108033) for detached garage and addition to garage for apartment)

Property Location: 1 Needles Ln, Ormond Beach 32174

**Parcel No. 323102000390**

**Zoning: RR**

**Zoning Compliance Officer - Margaret Godfrey**

Property owner was first notified of the violation on Jun 10, 2014

\*Order of Non-Compliance issued at the May 16, 2018 hearing:

\*Final Order Imposing Fine/Lien issued at the July 18, 2018 hearing:

\*Report and Affidavit submitted with a compliance date of June 14, 2022:

**Order of Compliance**

Based on a submitted Report and Affidavit of Compliance, Member Zahn **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance**. After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

July 20, 2022

**CEB2020130 – HAYDEN STEVEN W**

**Served**

Complaint No. 20200723045

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

Property Location: 1705 Turtle Hill Rd. Enterprise 32725

**Parcel No. 910901000260**

**Zoning: RREA**

**Code Compliance Coordinator – Margaret Godfrey**

Property owner was first notified of the violation on Jul 16, 2020

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

\*Final Order Imposing Fine/Lien issued at the September 16, 2020 hearing:

\*Report and Affidavit submitted with a compliance date of October 20, 2020:

**Order of Compliance**

Based on a submitted Report and Affidavit of Compliance, Member Zahn **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance**. After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

**CEB2021315 – JORDAN BRAUNSTEIN**

**Posted**

**\*\*\*REPEAT VIOLATION\*\*\***

Complaint No. 20211008072

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.

Property Location: 122 Ocean Grove Dr, Ormond Beach 32176

**Parcel No. 322104000330**

**Zoning: R-4**

**Code Compliance Officer - Peter Hinson**

Property owner was first notified of the violation on

\*Final Order of Non-Compliance/Imposing Fine Lien issued at the November 17, 2021 hearing:

\*A Report and Affidavit of Compliance was submitted with a compliance date of June 17, 2022:

**Order of Compliance**

Based on a submitted Report and Affidavit of Compliance, Member Zahn **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance**. After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

July 20, 2022

**CEB2021370 - LANGDON PEGRAM**

**Served**

Complaint No. 20210524035

Violation of CODE OF ORDINANCES-COUNTY OF VOLUSIA CHAPTER 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34 Vehicle(s) that is inoperative and/or without current state license tag

Property Location: 1151 W New York Ave, Deland 32720

**Parcel No. 700707000020**

**Zoning: R-4C**

**Code Compliance Officer - Robert Chayer**

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

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

\*1st Amended Order of Non-Compliance issued at the April 20, 2022 hearing:

\*A Report and Affidavit of Compliance was submitted with a compliance date of July 5, 2022:

**Order of Compliance**

Based on a submitted Report and Affidavit of Compliance, Member Zahn **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance**. After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

**CEB2022045 - R & R LAND HOLDINGS LLC**

**Posted**

Complaint No. 20220223029

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

Property Location: 554 N Cr 415, New Smyrna Beach 32168

**Parcel No. 721100000100**

**Zoning: A-1,A-2,RC**

**Code Compliance Coordinator - Margaret Godfrey**

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

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

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

\*A Report and Affidavit of Compliance was submitted with a compliance date of June 16, 2022:

**Order of Compliance CONTINUED TO SEPTEMBER 21, 2022**

**CEB2022046 - R & R LAND HOLDINGS LLC**

**Posted**

Complaint No. 20220223028

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: 554 N Cr 415, New Smyrna Beach 32168

**Parcel No. 721100000100**

**Zoning: A-1,A-2,RC**

**Code Compliance Coordinator - Margaret Godfrey**

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

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

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

\*A Report and Affidavit of Compliance was submitted with a compliance date of June 16, 2022:

**Order of Compliance CONTINUED TO SEPTEMBER 21, 2022**

July 20, 2022

**CEB2022047 - R & R LAND HOLDINGS LLC**

**Posted**

Complaint No. 20220225040

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE III DIVISION 6 SECTION 72-691(B) Clearing in the County right of way without the proper Use Permit

Property Location: 554 N Cr 415, New Smyrna Beach 32168

**Parcel No. 721100000100**

**Zoning: A-1,A-2,RC**

**Code Compliance Coordinator - Margaret Godfrey**

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

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

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

\*A Report and Affidavit of Compliance was submitted with a compliance date of June 27, 2022:

**Order of Compliance CONTINUED TO SEPTEMBER 21, 2022**

**CEB2022133 - KATIE BLADES**

**Served**

Complaint No. 20220412060

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: 1626 Horseshoe Rd, Enterprise 32725

**Parcel No. 910802010101**

**Zoning: PUDEA**

**Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on 6-2-22

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

\*A Report and Affidavit of Compliance was submitted with a compliance date of July 6, 2022:

**Order of Compliance**

Based on a submitted Report and Affidavit of Compliance, Member Zahn **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance**. After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

**CEB2022135 - KATIE BLADES**

**Served**

Complaint No. 20220412062

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

Property Location: 1626 Horseshoe Rd, Enterprise 32725

**Parcel No. 910802010101**

**Zoning: PUDEA**

**Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on 6-2-22

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

\*A Report and Affidavit of Compliance was submitted with a compliance date of July 6, 2022:

**Order of Compliance**

Based on a submitted Report and Affidavit of Compliance, Member Zahn **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance**. After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

July 20, 2022

**CEB2019358 – 1485 LAKEVIEW DR LLC**

**Posted**

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 - Julie McCrystal**

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

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

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

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

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

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

\*5th Amended Order of Non-Compliance issued at the March 17, 2021 hearing:

\*6th Amended Order of Non-Compliance issued at the July 21, 2021 hearing:

\*7th Amended Order of Non-Compliance issued at the November 17, 2021 hearing:

\*8th Amended Order of Non-Compliance issued at the January 19, 2022 hearing:

\*A Report and Affidavit of Compliance was submitted with a compliance date of July 18, 2022:

**Hearing to Impose Fine/Lien 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.

July 20, 2022

**CEB2019137 - 1485 LAKEVIEW DR LLC**

**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 Coordinator - Margaret Godfrey**

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

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

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

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

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

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

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

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

\*7th Amended Order of Non-Compliance issued at the July 21, 2021 hearing:

\*8th Amended Order of Non-Compliance issued at the November 17, 2021 hearing:

\*9th Amended Order of Non-Compliance issued at the January 19, 2022 hearing:

**Hearing to Impose Fine/Lien**

Attorney Mike Woods was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret stated there have been several meetings on this property. Margaret added most permits have been issued and expire in November 2022. Margaret stated an after the fact permit has been issued for the dock and expires in January 2023 and said there is also a variance meeting being planned. Mr. Woods said the variance meeting is September 4<sup>th</sup> and is fine with the recommendation to January 2023.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 10th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the January 18, 2023 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

July 20, 2022



**CEB2019316 – Marjorie Dalton**

**Served**

Complaint No. 20190812028

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

Property Location: 401 Lake Gertie Rd, Deland 32720

**Parcel No. 700500000330                      Zoning: R-3A**

**Code Compliance Officer - Robert Chayer**

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

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

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

\*2nd Amended Order of Non-Compliance issued at the May 18, 2022 hearing:

**Hearing to Impose Fine/Lien**

Miles Dalton was present at the hearing for this case.

Robert Chayer, code compliance, presented the 3 cases together. Robert went over the case details, showing photos. Robert stated his last inspection was on 7-18-2022 and said they were getting really close to compliance, but some things have come back to the property. Mr. Dalton said he is Marjorie’s son and lives on the property. Mr. Dalton said he has purchased property in Hastings and is going to be moving items there. Timeframes were discussed.

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 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the August 17, 2022 hearing.** After Member Hall **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

**CEB2021394 – Marjorie Dalton**

**Served**

Complaint No. 20210224031

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

Property Location: 401 Lake Gertie Rd, Deland 32720

**Parcel No. 700500000330                      Zoning: R-3A**

**Code Compliance Officer - Robert Chayer**

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

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

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

\*2nd Amended Order of Non-Compliance issued at the May 18, 2022 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 8 SECTION 72-287 (E), with a Hearing to Impose Fine set for the August 17, 2022 hearing.** After Member Hall **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2021396 – Marjorie Dalton**

**Served**

Complaint No. 20210224033

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

Property Location: 401 Lake Gertie Rd, Deland 32720

**Parcel No. 700500000330**

**Zoning: R-3A**

**Code Compliance Officer - Robert Chayer**

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

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

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

\*2nd Amended Order of Non-Compliance issued at the May 18, 2022 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, with a Hearing to Impose Fine set for the August 17, 2022 hearing.** After Member Hall **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2020205 - NATHAN LEE GARROW**

**Served**

Complaint No. 20200414041

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). (Appears renovation or remodel with no evidence of required permits / inspections or approvals. Interior / exterior renovation; Asphalt roof cover; Structural roof framing; Siding; Windows - (canceled permit applications # 20130925021 / 20131219002). Plumbing; Electrical; Mechanical. May not be a complete list.

Property Location: 280 W Minnesota Ave, Orange City 32763

**Parcel No. 800302000013**

**Zoning: R-4**

**Code Compliance Coordinator - Margaret Godfrey**

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

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

\*1st Amended Order of Non-Compliance issued at the February 17, 2021 hearing:

\*2nd Amended Order of Non-Compliance issued at the April 21, 2021 hearing:

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

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

\*5th Amended Order of Non-Compliance issued at the March 16, 2022 hearing:

**Hearing to Impose Fine/Lien**

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

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret stated on 9-21-2022 the RES permit # 20210713056 was issued and has already passed several inspections and is valid until 12-4-2022. Margaret is recommending more time be given.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 6th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the December 21, 2022 hearing.** After Member Zahn **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2021192 – STEVEN HAYDEN**

**Posted**

Complaint No. 20200824064

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.

Property Location: 1705 Turtle Hill Rd, Enterprise 32725

**Parcel No. 910901000260**

**Zoning: RREA**

**Environmental Specialist II - Julie McCrystal**

Property owner was first notified of the violation on 7-3-21

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

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

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

\*3rd Amended Order of Non-Compliance issued at the January 19, 2022 hearing:

**Hearing to Impose Fine/Lien**

Attorney Michael Moore and Steven Hayden were present at the hearing for this case.

Julie McCrystal, Environmental Specialist, presented the case. Julie went over the case details, showing photos. Julie said on 4-5-2022 there was a site meeting with the owner, consultant, and staff to discuss progress, it was agreed to extend the permit expiration date to September. On July 5<sup>th</sup> there was another site inspection, trees were planted, and the owner is working on the shrubs and undercover. Mr. Moore said he is good with Staff recommendation.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 4th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884, with a Hearing to Impose Fine set for the September 21, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2021243 – SHARON BARNES**

**Served**

Complaint No. 20200227056

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

Property Location: No Street, County 32724

**Parcel No. 612101020220**

**Zoning: FRA**

**Zoning Compliance Officer - Debbie Zechnowitz**

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

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

**Hearing to Impose Fine/Lien**

Sharon Barnes was present at the hearing for this case.

Debbie Zechnowitz, code compliance, presented the case. Debbie went over the case details, showing photos. Debbie stated an after the fact electrical permit was issued on June 10, 2022 and had a final inspection on June 17, 2022. Debbie added that Ms. Barnes still needs a lot combination and a NCLL before she can apply for a building permit. Debbie stated she recommends imposing a fine/lien to start next month since the only progress that was made was the electrical permit. Member Needham asked what remains to be permitted. Debbie stated everything needs permits. Ms. Barnes said she can't do anything until she gets the survey. Member Zahn asked who was doing the survey. Ms. Barnes stated Efird and added they have been telling her for many months that she is on the list. Ms. Barnes said she wants to do the lot combination and survey to build her home. Chairman Lingenfelter asked where she was with house drawings. Ms. Barnes said she has spoken with a couple of people and has looked into the plans that you just buy but has dropped the ball on it. Ms. Barnes said she doesn't want to spend the funds with getting the permits for the structure they are in as they are wanting to build a home. Chairman Lingenfelter stated step 1 is to get a survey, step 2 is getting a lot combination and added that permits would still be needed for this structure. Ms. Barnes said at the last meeting she was under the impression that she was fine to move forward with building a home and then this would be an accessory structure. It was explained she would still need a permit for the accessory structure, adding whether it is primary or secondary it stills requires a building permit. Member Needham asked Debbie if she has talked with Ms. Barnes. Debbie stated she has had contact and conversations for a long time. Chairman Lingenfelter explained the reduction process if fines are to start. There was also discussion for an amended order to September. Chris Hutchison stated this case has been going on since 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 Hearing to Impose Fine set for the September 21, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2021323 - T S GROUP 2020 LLC**

**Served**

Complaint No. 20210816047

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

Property Location: 320 W Palmetto Ave, Deland 32720

**Parcel No. 700501000080**

**Zoning: R-4A**

**Code Compliance Officer - Robert Chayer**

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

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

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

**Hearing to Impose Fine/Lien**

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

Robert Chayer, code compliance, presented the case. Robert went over the case details, showing photos. Robert stated his last inspection was on 7-18-2022 and the permit has been issued and expires in November 2022.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the December 21, 2022 hearing.** After Member Nadeau **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2021329 - BAF 3 LLC**

**Served**

Complaint No. 20210714039

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

Property Location: 136 Grace St, Deland 32724

**Parcel No. 603308000190**

**Zoning: R-4(3)A**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Jul 30, 2021

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

\*1st Amended Order of Non-Compliance issued at the January 19, 2022 hearing:

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

**Hearing to Impose Fine/Lien**

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

Robert Chayer, code compliance, presented the case. Robert went over the case details, showing photos. Robert stated his last inspection was on 7-11-2022. Robert added that there has not been any contact with the owners. Robert said the garage door permit was finalized, the fence permit was issued, and the Mechanical permit application expired in June 2022. Robert added that staff recommends fines to start

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$100.00 per day commencing August 18, 2022 and to continue until compliance is achieved for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 22-2, SECTIONS 105.1 AND 110.1.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2021340 - BNACK INVESTMENTS LLC**

**Posted**

Complaint No. 20210510046

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

Property Location: 6 Domingo Rd, Deland 32724

**Parcel No. 603811000050**

**Zoning: R-2A**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Jun 08, 2021

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

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

**Hearing to Impose Fine/Lien**

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

Robert Chayer, code compliance, presented the case. Robert went over the case details, showing photos. Robert stated his last inspection was on 7-11-2022 and the permit was issued and expires December 2022.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the January 18, 2023 hearing.** After Member Zahn **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

July 20, 2022



**CEB2021344 – TERESA ANTHONY**

**Served**

Complaint No. 20211005006

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

Property Location: 206 Evergreen Ter, Deland 32724

**Parcel No. 603812000280**

**Zoning: MH-5A**

**Code Compliance Coordinator - Margaret Godfrey**

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

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

\*1st Amended Order of Non-Compliance issued at the January 19, 2022 hearing:

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

\*3rd Amended Order of Non-Compliance issued at the April 20, 2022 hearing:

**Hearing to Impose Fine/Lien**

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

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret stated she has had a lot of contact with Ms. Anthony. Margaret added that the permits have been issued and finalized. Margaret said there is a permit application for the stairs that is in review and also a permit for the carport and those expire in January 2023.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 6th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the January 18, 2023 hearing.** After Member Nadeau **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2021360 –BRETT MARKS TR, SEA EIGHT DYNASTY TR**

**Posted**

Complaint No. 20210810084

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: 325 N Putnam Grove Rd, Oak Hill 32759

**Parcel No. 953701000141**

**Zoning: A-1**

**Code Compliance Officer - Debbie Zechnowitz**

Property owner was first notified of the violation on B Marks 12-10-21

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

\*1st Amended Order of Non-Compliance issued at the April 20, 2022 hearing:

**Hearing to Impose Fine/Lien**

GC Dustin Anglin with ANG Builders was present at the hearing for this case.

Debbie Zechnowitz, code compliance, presented the case. Debbie went over the case details, showing photos. Debbie stated the permit application was submitted on 4-20-22 and expires in January 2023. Debbie added that Chief Building Inspector Shaun Milligan was on the property on 7-14-22 and made some notes about issues that need to be taken care of. Debbie said she recommends another amended order. Mr. Anglin added that he has been hired and he is working to get everything in compliance, hopefully within the next 60 days.

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 Hearing to Impose Fine set for the September 21, 2022 hearing.** After Member Hall **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2021373 - Horace Thomas Lane Jr**

**Served**

Complaint No. 20210722072

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Repairs with no permit.

Property Location: 140 N Sheridan Ave, Deland 32720

**Parcel No. 700705000670**

**Zoning: R-4**

**Code Compliance Officer - Robert Chayer**

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

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

\*1st Amended Order of Non-Compliance issued at the May 18, 2022 hearing:

**Hearing to Impose Fine/Lien**

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

Robert Chayer, code compliance, presented the case. Robert went over the case details, showing photos. Robert stated that he has had contact with the property owner and permits have been issued and expire in December 2022.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the January 18, 2023 hearing.** After Member Nadeau **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2021374 - RICHARD A EPSTEIN**

**Served**

Complaint No. 20210308034

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-291. No Final Site Plan

Property Location: 2210 N Woodland Blvd, Deland 32720

**Parcel No. 603300000721**

**Zoning: B-4CA**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Apr 30, 2021

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

\*1st Amended Order of Non-Compliance issued at the May 18, 2022 hearing:

**Hearing to Impose Fine/Lien**

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

Robert Chayer, code compliance, presented the 3 cases together. Robert went over the case details, showing photos. Robert stated the owner is in the variance process to be able to keep the buildings. Robert said he has had contact with the owners and recommended giving more time.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-291, with a Hearing to Impose Fine set for the October 19, 2022 hearing.** After Member Nadeau **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

**CEB2021375 - RICHARD A EPSTEIN**

**Served**

Complaint No. 20210308035

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

Property Location: 2210 N Woodland Blvd, Deland 32720

**Parcel No. 603300000721**

**Zoning: B-4CA**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Apr 30, 2021

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

\*1st Amended Order of Non-Compliance issued at the May 18, 2022 hearing:

**Hearing to Impose Fine/Lien**

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277, with a Hearing to Impose Fine set for the October 19, 2022 hearing.** After Member Nadeau **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2021376 - RICHARD A EPSTEIN**

**Served**

Complaint No. 20210308036

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

Property Location: 2210 N Woodland Blvd, Deland 32720

**Parcel No. 603300000721**

**Zoning: B-4CA**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Apr 30, 2021

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

\*1st Amended Order of Non-Compliance issued at the May 18, 2022 hearing:

**Hearing to Impose Fine/Lien**

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the October 19, 2022 hearing.** After Member Nadeau **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2021380 – SEAN HUGHES**

**Served**

Complaint No. 20210922072

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/renovation/Framing/Structural/Building/Plumbing/Mechanical/Electrical/Interior Roof/Ceiling. Permitting required. May not be a complete list.

Property Location: 1373 Beacon Dr, Daytona Beach 32117

**Parcel No. 523729000380**

**Zoning: R-6A**

**Code Compliance Officer - Peter Hinson**

Property owner was first notified of the violation on 12-22-21

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

\*1st Amended Order of Non-Compliance issued at the April 20, 2022 hearing:

**Hearing to Impose Fine/Lien**

Sean Hughes and Debbie Coates were present at the hearing for this case. Close Captioning was provided for this case

Peter Hinson, code compliance, presented the 2 cases together. Peter went over the case details, showing photos. Peter stated he recommends a 2<sup>nd</sup> amended order as Mr. Hughes has secured a contractor. Chairman Lingenfelter asked Mr. Hughes if he was okay with this recommendation. Mr. Hughes said yes.

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 Hearing to Impose Fine set for the October 19, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

**CEB2021381 – SEAN HUGHES**

**Served**

Complaint No. 20210923050

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: 1373 Beacon Dr, Daytona Beach 32117

**Parcel No. 523729000380**

**Zoning: R-6A**

**Code Compliance Officer - Peter Hinson**

Property owner was first notified of the violation on Coates 12-22-21

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

\*1st Amended Order of Non-Compliance issued at the April 20, 2022 hearing:

**Hearing to Impose Fine/Lien**

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 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE, with a Hearing to Impose Fine set for the October 19, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2022041 - R & R LAND HOLDINGS LLC**

**Served**

Complaint No. 20220217030

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE III The site has been constructed beyond the scope of the approved Final Site Plan Development Order.

Property Location: 554 N Cr 415, New Smyrna Beach 32168

**Parcel No. 721100000100**

**Zoning: A-1,A-2,RC**

**Code Compliance Coordinator - Margaret Godfrey**

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

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

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

**Hearing to Impose Fine/Lien CONTINUED TO SEPTEMBER 21, 2022**

**CEB2022042 - R & R LAND HOLDINGS LLC**

**Served**

Complaint No. 20220223041

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Not following the site plan. Putting drive aisles in the RC zone and it will cause stormwater issues.

Property Location: 554 N Cr 415, New Smyrna Beach 32168

**Parcel No. 721100000100**

**Zoning: A-1,A-2,RC**

**Code Compliance Coordinator - Margaret Godfrey**

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

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

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

**Hearing to Impose Fine/Lien CONTINUED TO SEPTEMBER 21, 2022**

**CEB2022043 - R & R LAND HOLDINGS LLC**

**Posted**

Complaint No. 20220223037

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 11 SECTION 72-415 Violation of special exception conditions. Specifically Special Exception Condition #1. Constructing outside the scope of the approved Final Site Plan Development Order. (Installation of Asphalt Millings Drive Aisle in the Resource Corridor). Special Exception Condition #2 (Campsites were open a week before the allotted time and multiple non-ag. structures and vehicles have remained after the allotted time.) Special Exception Condition #5 (Temporary Campground Permit application was submitted one day before the day of the requested event.) Special Exception Condition #13 (No temporary pedestrian crosswalk across Tomoka Farms

Property Location: 554 N Cr 415, New Smyrna Beach 32168

**Parcel No. 721100000100**

**Zoning: A-1,A-2,RC**

**Code Compliance Coordinator - Margaret Godfrey**

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

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

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

**Hearing to Impose Fine/Lien CONTINUED TO SEPTEMBER 21, 2022**

July 20, 2022

**CEB2022044 - R & R LAND HOLDINGS LLC**

**Posted**

Complaint No. 20220223036

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: 554 N Cr 415, New Smyrna Beach 32168

**Parcel No. 721100000100**

**Zoning: A-1,A-2,RC**

**Code Compliance Coordinator - Margaret Godfrey**

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

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

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

**Hearing to Impose Fine/Lien CONTINUED TO SEPTEMBER 21, 2022**

**CEB2022066 - R & R LAND HOLDINGS LLC**

**Served**

Complaint No. 20220318034

Violation of CODE OF ORDINANCES-COUNTY OF VOLUSIA, CHAPTER 10 AMUSEMENTS & ENTERTAINMENT ARTICLE II, OUTDOOR ENTERTAINMENT.

Outdoor Entertainment Violation - Specifically Section 10-37 (5)(6) Erecting temporary structures (tents) and not removing the temporary structures (tents) within the required time frame. Temporary structures cannot be erected before 5 days before the event and have to be removed within 3 days of the end of the event

Property Location: 554 N Cr 415, New Smyrna Beach 32168

**Parcel No. 721100000100**

**Zoning: A-1,A-2,RC**

**Code Compliance Coordinator - Margaret Godfrey**

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

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

**Hearing to Impose Fine/Lien CONTINUED TO SEPTEMBER 21, 2022**

July 20, 2022



**CEB2022058 – CLARK & ASSOCIATES CONTRACTING INC.**

**Served**

Complaint No. 20220119118

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

Property Location: 2322 Nectarine Rd, Deland 32724

**Parcel No. 700103470070**

**Zoning: R-4A**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Jan 24, 2022

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

**Hearing to Impose Fine/Lien**

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

Robert Chayer, code compliance, presented the case. Robert went over the case details, showing photos. Robert stated his last inspection was on 7-11-2022. Robert added the owner is actively pursuing the permit and the permit is in plans review.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine set for the October 19, 2022 hearing.** After Member Nadeau **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2022086 – LESLIE CARDONA Sean & Kathy Camerden**

**Posted**

Complaint No. 20220304018

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: 156 Mae St, Oak Hill 32759

**Parcel No. 950600011390**

**Zoning: MH-5**

**Zoning Compliance Officer - Debbie Zechnowitz**

Property owner was first notified of the violation on Mar 16, 2022

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

**Hearing to Impose Fine/Lien**

Sean Camerden was present at the hearing for this case.

Debbie Zechnowitz, code compliance, presented the case. Debbie went over the case details, showing photos. Debbie stated this property was purchased by Sean and Kathy Camerden on June 24, 2022. Debbie added that once he received notices he went to the property and cleaned it up, bringing those cases into Compliance which are on the addendum. Mr. Camerden stated he is a licensed contractor and can have the trailer demolished in a couple of weeks. There was discussion on getting a demo permit and that process.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE, with a Hearing to Impose Fine set for the August 17, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2022092 – KATIE BLADES**

**Served**

Complaint No. 20220111003

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

Property Location: 1626 Horseshoe Rd, Enterprise 32725

**Parcel No. 910802010101**

**Zoning: PUDEA**

**Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on 4-25-22

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

\*A Report and Affidavit of Compliance was submitted with a compliance date of July 12, 2022:

**Hearing to Impose Fine/Lien 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.

**CEB2022093 - KATIE BLADES**

**Served**

Complaint No. 20220412058

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 se where not permitted: In the Stone Island PUD and Enterprise Local Plan-Auto Repair Business

Property Location: 1626 Horseshoe Rd, Enterprise 32725

**Parcel No. 910802010101**

**Zoning: PUDEA**

**Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on 4-25-22

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

\*A Report and Affidavit of Compliance was submitted with a compliance date of July 12, 2022:

**Hearing to Impose Fine/Lien 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.

July 20, 2022

**CEB2022118 - DOUGLAS D HURD**

**Served**

Complaint No. 20210208007

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: 107 Toronita Ave, Port Orange 32127

**Parcel No. 631202000020                      Zoning: R-9(S)**

**Code Compliance Officer - Fred Eastwood**

Property owner was first notified of the violation on 5-24-22

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

**Hearing to Impose Fine/Lien**

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

Fred Eastwood, code compliance, presented the 2 cases together. Fred went over the case details, showing photos. Fred stated his last inspection was on 7-15-2022 and there is no change in the property and no further contact with the property owner. Fred stated staff recommendation was for fines to start.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$50.00 per day/per case commencing August 18, 2022 and to continue until compliance is achieved, but not to exceed \$9,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2022119 - DOUGLAS D HURD**

**Served**

Complaint No. 20210208006

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

Property Location: 107 Toronita Ave, Port Orange 32127

**Parcel No. 631202000020                      Zoning: R-9(S)**

**Code Compliance Officer - Fred Eastwood**

Property owner was first notified of the violation on 5-24-22

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

**Hearing to Impose Fine/Lien**

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$50.00 per day/per case commencing August 18, 2022 and to continue until compliance is achieved, but not to exceed \$9,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (C).** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2022126 - BENNETT J & REBECCA J BACH**

**Served**

Complaint No. 20220315049

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: 1541 Monroe St, Deland 32720

**Parcel No. 701909080080                      Zoning: R-6**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Mar 17, 2022

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

**Hearing to Impose Fine/Lien**

Bennett Bach was present at the hearing for this case.

Robert Chayer, code compliance, presented the case. Robert went over the case details, showing photos. Robert stated his last inspection was on 7-18-22. Robert added that there have been a few on site inspections. Robert said Mr. Bach wishes to pull the permit as owner/builder however he does not qualify as he does not reside at this residence and will renting it right after renovations are complete. Robert stated he recommend for fines to start since there is no permit application submitted. Mr. Bach said he has a general contractor now and has received bids for everything. Mr. Bach discussed his issue with the roof contractor. Mr. Bach said his GC Dick Ford is ready to go. Member Hall added that his GC should start something, that he doesn't have to wait for the roof permit.

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 commencing August 18, 2022 and to continue until compliance is achieved for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022

## X. Hearings and Presentation of Filed Notices of Violations

**CEB2022147 - POES CROW LLC**

Served

**\*\*\*REPEAT VIOLATION\*\*\***

Complaint No. 20220511080

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE III DIVISION 12 SECTION 72-924 Sea Turtle Lighting Violation

Property Location: 203 S Atlantic Ave, New Smyrna Beach 32169

**Parcel No. 740906090030**

**Zoning: 999**

**Sea Turtle Lighting Specialist - Nicole Weiss**

Property owner was first notified of the violation on Aug 30, 2021

Attorney Nika Hosseini from Cobb/Cole and Heather Cox, General Manager, were present at the hearing for this case.

Nicole Weiss, Sea Turtle Lighting, presented the case. Nicole went over the case details, showing photos. Nicole stated the original case was brought in December 2021 and there has not been significant improvement to the lighting issues, they have added 2 new signs to the exterior, which is adding to the beach illumination. Nicole said on April 25, 2022 staff met with Jason Zelenak for a preseason inspection, staff discussed lighting improvements as well as property lighting that would not be compliant once sea turtle nesting season begins. Nicole discussed the numerous inspections that were made starting May 9, 2022, due to no substantial changes the case was referred as a repeat case. Nicole said that there are 2 nests within close proximity to the property that could be affected. Chairman Lingenfelter asked about the drop down screens that were discussed during the original case and if they helped with the violation. Nicole said that they did get them, but it doesn't block the light. Nicole added that because this is the 2<sup>nd</sup> nesting season that we are recommending an Order of Non-Compliance with a 1 time fine of \$1,000.00 and \$100.00 per day until compliance is achieved. There was discussion of repeat fines. Nika Hosseini said she just got involved with this case a couple of days ago, so she can not speak on what previously happened. Nika added that they are developing an action plan and said they are going to work towards Compliance as she does not want any Sea Turtles harmed because of these issues. Chairman Lingenfelter asked if the signs were permitted, it was determined they were through the city. The General Manager, Heather Cox, stated that the signs were to have a switch to turn them on and off, but it wasn't done. Ms. Cox stated they are waiting for the electrician to come to add the switch. Chairman Lingenfelter asked if there was a breaker. Ms. Cox said that the breaker is attached to the lift or elevator. Member Hall added that it doesn't make sense, that they would never link an elevator to a sign and that this is most likely ran on independent circuits. Member Hall stated they may be giving false information. Member Needham discussed his concerns with the property getting into Compliance. Nika added that this case is very important to her, and she will make sure Compliance is achieved. There was then discussion on the permits and if the County was able to review them since they go through the city and what the fines should be.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance and Order Imposing Fine/Lien with a One Time Fine of \$2,000.00 and \$100.00 per day commencing July 23, 2022 and to continue until compliance is achieved for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE III DIVISION 12 SECTION 72-924.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2022168 – BROKEN HOOK LLC**

**Served**

Complaint No. 20220524111

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE III DIVISION 12 SECTION 72-924 Sea Turtle Lighting Violation

Property Location: 451 S Atlantic Ave, Daytona Beach 32118

**Parcel No. 530902020220      Zoning: 999**

**Sea Turtle Lighting Specialist - Nicole Weiss**

Property owner was first notified of the violation on June 8, 2022

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

Nicole Weiss, Sea Turtle Lighting, presented the case. Nicole went over the case details, showing photos. Nicole stated this property is located in Daytona Beach adding she has had several inspections and discussions with Jason Zelenak. Nicole said there are 7 ceiling mounted can lights in the tiki bar on the southeast corner of the property that are visible from the beach, 1 television mounted in the north side of the tiki bar was visible and during 2 inspections on 6-20 and 7-18 the roll down doors were down which did effectively block the televisions, during the same inspection bistro lights that were covered with fabric were still visible and non-compliant. Nicole stated that they are 11 white circular lights mounted on the outside table umbrella poles to the east side of the property and were visible from the beach, she added that she spoke with Mr. Zelenak last turtle season giving ideas on how to block them, but they were left up. Nicole said that she has witnessed the umbrella lights being turned off when someone leaves the table, so they are not on all night. Nicole said there are also a lot of interior lights causing quite a bit of illumination. Nicole stated many of the issues are the same they were notified of in 2020 and 2021 adding to date, there has not been any disorientations however, there are 3 nests within close proximity which could be affected. Nicole also added that there is an action plan in place, and she recommends and Order of Non-Compliance. Ryan Chabot stated once the action plan is put in place hopefully compliance will be achieved and added that we recommend a compliance date of August 14<sup>th</sup> and come back next month to get an update. Nika stated she agrees with Nicole and said she believes the August date will be good for coming into Compliance.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE III DIVISION 12 SECTION 72-924 With a compliance date of August 14, 2022 and a Hearing to Impose Fine is set for the August 17, 2022 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2021142 - RONALD LEE HOUSER**

**Served**

Complaint No. 20201103036

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

Property Location: 136 Seville St, Ormond Beach 32174

**Parcel No. 424220240170                      Zoning: R-5**

**Code Compliance Officer - Peter Hinson**

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

**CONTINUED TO AUGUST 17, 2022**

**CEB2021143 - RONALD LEE HOUSER**

**Served**

Complaint No. 20210209029

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

Property Location: 136 Seville St, Ormond Beach 32174

**Parcel No. 424220240170                      Zoning: R-5**

**Code Compliance Officer - Peter Hinson**

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

**CONTINUED TO AUGUST 17, 2022**

**CEB2021234 - OSVALDO & MARIA MOYA**

**Posted**

Complaint No. 20201005034

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

Property Location: 4239 S Atlantic Ave, Port Orange 32127

**Parcel No. 631204002930                      Zoning: R-9(S)**

**Zoning Compliance Officer - Debbie Zechnowitz**

Property owner was first notified of the violation on Oct 07, 2020

**CONTINUED TO AUGUST 17, 2022**

**CEB2021235 - OSVALDO & MARIA MOYA**

**Posted**

Complaint No. 20201002055

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Appears renovation and or remodel with no evidence of required permits, inspections or approvals. Construction at sea dune w/o permits or environmental approval. May not be a complete list.

Property Location: 4239 S Atlantic Ave, Port Orange 32127

**Parcel No. 631204002930                      Zoning: R-9(S)**

**Code Compliance Officer - Debbie Zechnowitz**

Property owner was first notified of the violation on Oct 07, 2020

**CONTINUED TO AUGUST 17, 2022**

July 20, 2022



**CEB2021314 - DOUGLAS H COOMBS EST**

**Served**

Complaint No. 20210707020

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). renovation/remodel without permits and inspection approvals. siding, windows, bathroom, room off the porch, carport, roof, may not be a complete list.

Property Location: 128 N 1st St, Oak Hill 32759

**Parcel No. 950600000720**

**Zoning: MH-5**

**Code Compliance Coordinator - Margaret Godfrey**

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

Sadie Coombs was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret said a complaint was received 6-17-2021. On 7-6-2021 Paul Traider posted a stop work order after visiting the site and noticing new siding, windows, sliding glass door, new rear bath and shower and a remodel on another bathroom. The work was done by Al's Home Improvements, who is not a licensed contractor. Margaret added on 8-10-2021 staff spoke with the property owner who stated the handyman was licensed. Staff spoke with Ms. Coombs as well as her attorney, Mr. Coombs passed away and the property has been in probate. Margaret said staff's recommendation is an Order of Noncompliance with a compliance date of October 17, 2022 and hearing to impose fine scheduled for October 19, 2022. Ms. Coombs stated her neighbor was having their bathroom redone and she hired the man that was doing this work, under the impression he was licensed. Chairman Lingenfelter asked if there was discussion with the man who did the work. Ms. Coombs said Fred Eastwood spoke to him and found out he was a handyman. Ms. Coombs said she has paid Al a lot of money to do the work and didn't know you had to be a contractor. Chairman Lingenfelter asked what Ms. Coombs plans are for the property. Ms. Coombs said she is unsure, that she has lost a lot of money over this. Margaret added that she has continued this case numerous times because of the issues. Ms. Coombs said her Attorney told her to speak with Home Depot. There was discussion on a timeframe to come into compliance.

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 December 15, 2022 and a Hearing to Impose Fine is set for the December 21, 2022 hearing.** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2021334 – Juan Agrueta-Osorio**

**Served**

Complaint No. 20210121030

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: 200 Lake Gertie Rd, Deland 32720

**Parcel No. 700407000010**

**Zoning: R-4A**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on 10-29-21

**CONTINUED TO SEPTEMBER 21, 2022**

**CEB2021336 – Juan Agrueta-Osorio**

**Served**

Complaint No. 20210121032

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

Property Location: 200 Lake Gertie Rd, Deland 32720

**Parcel No. 700407000010**

**Zoning: R-4A**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on 10-29-21

**CONTINUED TO SEPTEMBER 21, 2022**

**CEB2021367-SHAWN GREGORY & ALAIA LUNA LITOWITZ EARNEST **Served****

Complaint No. 20210623015

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). Fence, Sheds

Property Location: 361 Western Rd, New Smyrna Beach 32168

**Parcel No. 721400000060**

**Zoning: RR**

**Zoning Compliance Officer - Debbie Zechnowitz**

Property owner was first notified of the violation on 12-16-21

**CONTINUED TO AUGUST 17, 2022**

**CEB2021368-SHAWN GREGORY & ALAIA LUNA LITOWITZ EARNEST **Served****

Complaint No. 20210623003

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: 361 Western Rd, New Smyrna Beach 32168

**Parcel No. 721400000060**

**Zoning: RR**

**Zoning Compliance Officer - Debbie Zechnowitz**

Property owner was first notified of the violation on 12-16-21

**WITHDRAWN**

July 20, 2022

**CEB2022010 – Donald A Bergman**

**Served**

Complaint No. 20210910011

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). carport, shed, back porch, may not be a complete list

Property Location: 156 Hann St, Oak Hill 32759

**Parcel No. 95060000460**

**Zoning: MH-5**

**Code Compliance Coordinator - Margaret Godfrey**

Property owner was first notified of the violation on Sep 23, 2021

**WITHDRAWN**

**CEB2022017 - WILLIAM O BLALOCK JR**

**Posted**

Complaint No. 20211104014

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: 802 Debary Ave, Enterprise 32725

**Parcel No. 910602010010**

**Zoning: R-3EA**

**Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on Nov 08, 2021

William Blalock was present at the hearing for this case.

Isiah Pitts, code compliance, presented the 3 cases together. Isiah went over the case details, showing photos. Isiah said the property was first observed on 11-4-2021 and also posted the 3 notices of violation on the same day. Isiah said on 1-24-2022 he posted the 3 notices of hearing. Isiah added his last inspection was on 7-19-2022 and the property remains in violation. Isiah stated that we have tried to work with Mr. Blalock along with the HOA behind him, but unfortunately due to Mr. Blalock's actions toward them they have pursued this case to make sure it came to Code Board. Isiah then showed photos of the property including the RV that Mr. Blalock lives in. Isiah added that Mr. Blalock unfortunately lost his home due to a fire and it was explained to him that he can not have any of the vehicles or structures on the property. Isiah called forward Witness, Raymond Juan who stated last November he observed Mr. Blalock dumping human waste onto his property and added he lives right behind this property in the HOA. Member Needham asked what action was taken when this was observed. Raymond stated he called the Sheriff's office and the health department. Raymond added the HOA put the fence back up in between the properties so he is not coming into his property now. Mr. Blalock stated right now he is cleaning up the property and bought the motor home, so he has a roof over his head as he has been without a home for a year and a half. Mr. Blalock said he has been working to get a survey and it should be finished by the end of the week, he also added that he is working to get the property split so part of it can be sold for funds to build the house. Mr. Blalock added that he hopes to have everything in November to get his house started. There was then discussion about having a principal structure so that the RV can be parked on the property.

July 20, 2022

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 With a compliance date of August 11, 2022 and a Hearing to Impose Fine is set for the August 17, 2022 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2022018 - WILLIAM O BLALOCK JR**

**Posted**

Complaint No. 20211104015

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

Property Location: 802 Debary Ave, Enterprise 32725

**Parcel No. 910602010010                      Zoning: R-3EA**

**Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on Nov 08, 2021

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 With a compliance date of August 11, 2022 and a Hearing to Impose Fine is set for the August 17, 2022 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2022019 - WILLIAM O BLALOCK JR**

**Posted**

Complaint No. 20211104018

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277(1)(C) Use of Accessory building or structure on lot that does not have a completed principal structure

Property Location: 802 Debary Ave, Enterprise 32725

**Parcel No. 910602010010                      Zoning: R-3EA**

**Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on Nov 08, 2021

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277(1)(C) With a compliance date of August 11, 2022 and a Hearing to Impose Fine is set for the August 17, 2022 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2022029 – MI HERRERA GROUP LLC**

**Posted**

Complaint No. 20220120031

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

Property Location: 2286 N Kepler Rd, Deland 32724

**Parcel No. 603502010080**

**Zoning: R-4A**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on 1-24-22

**CONTINUED TO SEPTEMBER 21, 2022**

**CEB2022071 - Terry W Robinson / Robinson Outdoor**

**Served**

Complaint No. 20220105014

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

Property Location: 1012 N Woodland Blvd, Deland 32720

**Parcel No. 700400001620**

**Zoning: B-4CA**

**Code Compliance Officer - Robert Chayer**

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

**CONTINUED TO SEPTEMBER 21, 2022**

July 20, 2022

**CEB2022074 - DONALD R JR & LINDA WILSON**

**Posted**

Complaint No. 20220224015

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-293 A landfill without the required permits, exemptions, and or approvals.

Property Location: 656 Wild Acres Rd, Osteen 32764

**Parcel No. 92200000022                      Zoning: A-1**

**Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on Mar 05, 2022

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

Isiah Pitts, code compliance, presented the 2 cases together with Danielle Gadzala. Isiah went over the case details, showing photos. Isiah said the property was first observed on 2-24-2022 and a notice of violation was posted. Isiah added on 3-31-2022 the notice of hearing was posted. Isiah said as of 7-19-2022 the property remains in violation and added there has been no contact with the property owner at all. Isiah showed photos of the mounds of dirt and aerials that show the piles on property and moved. There was discussion on where the dirt is coming from. Danielle added that a stop work order was posted on 8-20-2021. Danielle said on 2-8-2022 she did a site inspection with the property owner. Danielle added that it was seen that there is fill that goes into the buffer and also looks like excavation of an entire pond. On 2-23-2022 Danielle stated she spoke with the property owner about permitting requirements and he was not happy. Danielle added that as of 7-20-2022 there has been no further contact and no permit application.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-293 With a compliance date of August 12, 2022 and a Hearing to Impose Fine is set for the August 17, 2022 hearing.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2022139 - DONALD R JR & LINDA WILSON**

**Served**

Complaint No. 20210820004

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.

Property Location: 656 Wild Acres Rd, Osteen 32764

**Parcel No. 92200000022                      Zoning: A-1**

**Environmental Specialist II - Danielle Gadzala**

Property owner was first notified of the violation on Aug 20, 2021

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884 With a compliance date of August 12, 2022 and a Hearing to Impose Fine is set for the August 17, 2022 hearing.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2022078 - CENTRAL FLORIDA COATINGS LLC****Posted**

Complaint No. 20191021001

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: 2690 Toler Ave, Deland 32724

**Parcel No. 60260000030****Zoning: MH-4A****Environmental Specialist II - Julie McCrystal**

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

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

Julie McCrystal, Environmental Specialist, presented the case. Julie went over the case details, showing photos. Julie said on 8-12-2019 EP Staff responded to a complaint and attempted an inspection but was unable to access the property due to a locked gate, however unpermitted tree removal and dredging activity in the wetlands were observed. There was a site meeting with the owner on 8-22-2019 a stop work order was posted as the clearing and dredging activity was confirmed. The owner stated they were in Ag pursuit and had submitted paperwork to the property appraisers. Julie added in October 2019 staff received a call from a consultant stating the wetline delineation had been completed and they are working with FDEP. Julie said on 12-22-2020 requested an update from FDEP and they responded with an inspection report and recently executed consent order. Julie said in May 2021 there was no contact with the property and she contacted property appraisers to verify if the owner had applied for Ag exemption and was told it was denied. In June 2021 there was a phone call with the owner discussing the extension of the FDER consent order and it was explained he still needed the wetline alteration permit from the County with a planting plan. Julie added the owner was having issues finding a contractor. Julie stated the owner came in the office in June 2022 and submitted the application for wetland alteration and paid all the fees. The permit was issued on 7-6-2022 and expires in January 2023.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884 With a compliance date of January 2, 2023 and a Hearing to Impose Fine is set for the January 18, 2023 hearing.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2022104 - CENTRAL FLORIDA COATINGS LLC****Posted**

Complaint No. 20220426016

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

Property Location: 2690 Toler Ave, Deland 32724

**Parcel No. 60260000030****Zoning: MH-4A****Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on June 1, 2021

**CONTINUED TO FEBRUARY 15, 2023**

July 20, 2022

**CEB2022081 - HALVORSON J COOPER**

**Posted**

Complaint No. 20210212001

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (C) Boat and/or trailer improperly parked

Property Location: 1301 13th St, Daytona Beach 32117

**Parcel No. 423309000290                      Zoning: R-4**

**Code Compliance Officer - Peter Hinson**

Property owner was first notified of the violation on Mar 05, 2022

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

Peter Hinson, code compliance, presented the 2 cases together. Peter went over the case details, showing photos. Peter said the property owner was first notified of the violations on January 22, 2021 and May 27, 2022. Peter added the boats were being utilized during the time, so he was working with the owner. Peter said he posted the notice of violation in March 2022 adding the property owner was arrested during this time, but a family member had made contact with him and said she was helping to resolve the issues. Peter stated he had done other inspections and it was noticed that more junk was being brought to the property and the boats were being moved around. Peter stated he did see the owner at the property during inspections but could not get his attention to make contact. Peter stated the neighbors want this property cleaned up and even offered to help.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (C) With a compliance date of August 12, 2022 and a Hearing to Impose Fine is set for the August 17, 2022 hearing.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2022136 - HALVORSON J COOPER**

**Posted**

Complaint No. 20220520101

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

Property Location: 1301 13th St, Daytona Beach 32117

**Parcel No. 423309000290                      Zoning: R-4**

**Code Compliance Officer - Peter Hinson**

Property owner was first notified of the violation on May 27, 2022

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 With a compliance date of August 12, 2022 and a Hearing to Impose Fine is set for the August 17, 2022 hearing.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022



**CEB2022107 - TRANS AM SFE II LLC**

**Served**

Complaint No. 20200303004

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Appears renovation or remodel with no evidence of required permits / inspections or approvals. Mechanical; O.H. Garage door; Plumbing hot water heater. May not be a complete list.

Property Location: 408 Blue Lake Ter, Deland 32724

**Parcel No. 701107020100                      Zoning: R-4A**

**Code Compliance Officer - Peter Hinson**

Property owner was first notified of the violation on 5-9-22

**CONTINUED TO OCTOBER 19, 2022**

**CEB2022115 - Stanley Jackson Pollock**

**Served**

Complaint No. 20220308085

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: 49 Brooks Dr, Ormond Beach 32176

**Parcel No. 420310000570                      Zoning: R-5**

**Code Compliance Officer - Peter Hinson**

Property owner was first notified of the violation on Mar 22, 2022

**CONTINUED TO AUGUST 17, 2022**

July 20, 2022

**CEB2022116 – MONICA SANCHEZ**

**Served**

Complaint No. 20220118008

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). Mobile Home placed on site.

Property Location: 5026 Audubon Ave, Deleon Springs 32130

**Parcel No. 694401001111**

**Zoning: A-3**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Jan 21, 2022

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

Robert Chayer, code compliance, presented the 2 cases together. Robert went over the case details, showing photos. Robert said the notice of violation was received on 1-22-22 for the mobile home. Robert said on 5-18-2022 the notice of hearings was received, and his last inspection was on 7-11-2022. Robert added he has been on site several times with the owner and have been working through the process with them. Robert said the mobile home was moved to the property and is now trying to sell it. Chairman Lingenfelter asked the construction without permits is the mobile home that was placed on the property. Robert said yes, it has to be removed.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTIONS 105.1 AND 110.1 With a compliance date of September 9, 2022 and a Hearing to Impose Fine is set for the September 21, 2022 hearing.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2022117 – MONICA SANCHEZ**

**Served**

Complaint No. 20220512040

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: 5026 Audubon Ave, Deleon Springs 32130

**Parcel No. 694401001111**

**Zoning: A-3**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on 5-18-22

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34 With a compliance date of September 9, 2022 and a Hearing to Impose Fine is set for the September 21, 2022 hearing.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2022122 - CCH BIZ LLC**

**Served**

Complaint No. 20220519037

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

Property Location: 1209 Riverbreeze Blvd, Ormond Beach 32176

**Parcel No. 420326000310                      Zoning: R-5**

**Code Compliance Officer - Peter Hinson**

Property owner was first notified of the violation on 5-24-22

**CONTINUED TO OCTOBER 19, 2022**

**CEB2022125 – PHILLIP MICHAEL BLEVINS**

**Served**

Complaint No. 20220331029

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 fully renovated and it appears that there are new windows, porch converted to living space, may not be a complete list. PA has this listed as a 2 bedroom, 1.5 bath house and it is advertised as a 3 bed, 2 bath house.

Property Location: 439 Palm Ter, Deland 32724

**Parcel No. 700400000690                      Zoning: R-4A**

**Code Compliance Officer - Robert Chayer**

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

**CONTINUED TO SEPTEMBER 21, 2022**

**CEB2022140 - CONFIDENTIAL DATA F.S. 119.07**

**Posted**

Complaint No. 20220411063

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.

Property Location: 2070 E Kicklighter Rd, Lake Helen 32744

**Parcel No. 810300000044                      Zoning: A-1**

**Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on Apr 11, 2022

**WITHDRAWN**

July 20, 2022

**CEB2022141 - BROWNLEE SYDNEY B LAND TRUST 01-01-2021**

**Served**

Complaint No. 20220316005

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 16 SECTION 72-1103 Description: Removal or stripping of native vegetation from a vacant lot without an approved development order or building permit.

Property Location: River Rd, New Smyrna Beach 32169

**Parcel No. 850501720010**

**Zoning: R-9W**

**Environmental Specialist II - Danielle Gadzala**

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

Kim Booker, Land Trust Rep, was present at the hearing for this case.

Kim Booker stated she is requesting a continuance as she expects to be in compliance in 30 days. Clay Meek discussed the process of the Order of Non Compliance. It was then asked if Danielle supports hearing the case next month. Danielle stated she would appreciate if the cases were heard today. **Member Zahn Moved to deny the continuance request and Member Hall Seconded the motion which then carried unanimously by voice vote.**

Danielle Gadzala, Environmental Specialist, presented the 2 cases together. Danielle went over the case details, showing photos. Danielle showed the verbiage from the ordinance pertaining to the violations. Danielle said a stop work order was posted on 3-15-2022 due to the work and stripping of vegetation as well as the impact to trees that were protected on the property. Danielle said that work was continuing so a 2<sup>nd</sup> stop work order was posted on 4-19-2022 and there were now additional materials, trailers, dumpster and fill brought to the site. Danielle stated she drove by the site again on 4-28 and there was more work done. Danielle stated on 5-27-2022 it was noticed 2 palm trees were removed from the front area and the stop work orders were removed and work continued on site. Danielle said she posted the Notice of Hearing on 6-3-22 and there was work that was continued on site. Danielle went back to the property on 7-8-22 and work was still continuing. Danielle stated the Class II permit was issued and the Tree permit application was in review as of 7-20-22. Danielle said she recommends an Order of Non Compliance with a compliance date of 1-11-2023 and Hearing to Imposing Fine/Lien set for 1-18-2023. Chairman Lingenfelter asked if there was a home permit for this property. Danielle said no and added the parcel owner additionally owns the 2 parcels to the north. Ms. Booker stated that the recommendation of January 11, 2023 was sufficient and agrees with the recommendation.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72, ARTICLE III, DIVISION 16 SECTION 72-1103 With a compliance date of January 11, 2023 and a Hearing to Impose Fine is set for the January 18, 2023 hearing.** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2022142 - BROWNLEE SYDNEY B LAND TRUST 01-01-2021 Served**

Complaint No. 20220509041

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: River Rd, New Smyrna Beach 32169

**Parcel No. 850501720010 Zoning: R-9W**

**Environmental Specialist II - Danielle Gadzala**

Property owner was first notified of the violation on 6-6-22

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-834(2) With a compliance date of January 11, 2023 and a Hearing to Impose Fine is set for the January 18, 2023 hearing.** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2022172 - BROWNLEE SYDNEY B LAND TRUST 01-01-2021 Served**

Complaint No. 20220708061

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 7 Flood Hazard Management SECTION 72-745(a)(b). Filling in floodplain on vacant land.

Property Location: River Rd, New Smyrna Beach 32169

**Parcel No. 850501720010 Zoning: R-9W**

**Code Compliance Coordinator - Margaret Godfrey**

Property owner was first notified of the violation on 7-8-22

**WITHDRAWN**

July 20, 2022

**CEB2022148 - DAVID CLARENCE WILLIAMS**

**Posted**

Complaint No. 20220204033

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). Pergola with a walk way

Property Location: 4282 Cardinal Blvd, Port Orange 32127

**Parcel No. 631201080020**

**Zoning: R-9(S)**

**Code Compliance Officer - Fred Eastwood**

Property owner was first notified of the violation on Feb 4, 2022

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

Fred Eastwood, code compliance, presented the case. Fred went over the case details, showing photos. Fred stated on 2-4-2022 he noticed the property owner building a pergola with walkway to the house and was advised by the building inspectors to post a stop work order and he posted the notice of violation. Fred added he spoke with the property owner on 3-15-2022 and was told he has a licensed contractor who will be starting the repair within the next 45-60 days. As of 5-13-2022 there was no further contact and no permit application on file. Fred added he spoke with the owner on 6-14-2022 as there was still no permit application on file and the owner informed Fred that he did not have the funds to get the drawings or permits to have the work completed so the case was scheduled for Code Board. Fred stated his last inspection was on 7-15-2022 and there has been no further contact and no applications on file.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTIONS 105.1 AND 110.1 With a compliance date of August 12, 2022 and a Hearing to Impose Fine is set for the August 17, 2022 hearing.** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2022149 – DANNY & BILLENE LYNCH**

**Posted**

Complaint No. 20211229008

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: Reed Grove Rd, County 32759

**Parcel No. 944401030211**

**Zoning: RC**

**Environmental Specialist II - Danielle Gadzala**

Property owner was first notified of the violation on Jun 17, 2022

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

Danielle Gadzala, Environmental Specialist, presented the case. Danielle went over the case details, showing photos. Danielle said the property was posted with a stop work order on 12-28-2021 as it was noticed a ditch that was dug in the wetlands. Danielle said there was an inspection where the ditch has been filled back in and the stop work order was removed. Danielle posted the notice of violation and hearing on 6-17-2022. There was an email received from the contractor, Drew Middaugh, on 7-17-2022 that says he is working to resolve the issues and a timeframe was coordinated for compliance. Chairman Lingenfelter asked if filling it back in would be compliance. Danielle discussed the restoration that may be needed.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884 With a compliance date of October 14, 2022 and a Hearing to Impose Fine is set for the October 19, 2022 hearing.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2022162 - KARIN M JANZ**

**Posted**

Complaint No. 20211025086

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: 152 Robin Hood Dr, Deland 32724

**Parcel No. 603806000340**

**Zoning: MH-5A**

**Code Compliance Officer - Robert Chayer**

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

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

Robert Chayer, code compliance, presented the 2 cases together. Robert went over the case details, showing photos. Robert said these cases involve an unmaintained mobile home and abandoned vehicle. Notice of violations were posted on 6-30-2022, notice of hearing were posted on 7-7-2022 and his last inspection was on 7-18-2022. Robert said this complaint came to us via the Sherriff's Office. Robert showed photos of the mobile home with the fire damage. Robert added that there are extension cords running to a neighboring property for power. Robert said there has been no contact with the owner and is recommending the case CEB2022162 be referred to the CLCA Board and the other case have a compliance date of 8-8-22 and hearing to impose fine/lien on 8-17-22.

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

**CEB2022163 - KARIN M JANZ**

**Posted**

Complaint No. 20211025086

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: 152 Robin Hood Dr, Deland 32724

**Parcel No. 603806000340**

**Zoning: MH-5A**

**Code Compliance Officer - Robert Chayer**

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

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34 With a compliance date of August 8, 2022 and a Hearing to Impose Fine is set for the August 17, 2022 hearing.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022



**CEB2022164 - BUNCHOKAYS REALTY INVESTMENT CORP**

**Posted**

Complaint No. 20220623043

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: 148 Robin Hood Dr, Deland 32724

**Parcel No. 603806000350**

**Zoning: MH-5A**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Jun 30, 2022

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

Robert Chayer, code compliance, presented the 4 cases together. Robert went over the case details, showing photos. Robert said these complaints also came from the Sherriff's office with previous property. Robert stated the certified notice of violations were posted on 6-30-2022 and the notice of hearing were posted 7-7-2022. Robert said his last inspection was 7-11-2022. Robert said there was an inspection of the mobile home, and it was determined it was unsafe by the building official. Robert showed photos of the property which had multiple RV's and sheds that had people were living in. Member Hall asked if there was contact with the investment group. Robert said yes, he spoke to Kevin Moyer on 6-30-2022, he is the registered agent and is starting the eviction process. Robert also added that the power is to be cut off to the property, it just hadn't happened yet, but it is on the list to get done. Robert said he recommends the case CEB2022165 be referred to the CLCA Board and the other cases be issued a compliance date of 8-8-2022 and hearing to impose fine/lien on 8-17-2022.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 With a compliance date of August 8, 2022 and a Hearing to Impose Fine is set for the August 17, 2022 hearing.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2022165 - BUNCHOKAYS REALTY INVESTMENT CORP**

**Posted**

Complaint No. 20220623049

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: 148 Robin Hood Dr, Deland 32724

**Parcel No. 603806000350**

**Zoning: MH-5A**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Jun 30, 2022

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

July 20, 2022

**CEB2022166 - BUNCHOKAYS REALTY INVESTMENT CORP**

**Posted**

Complaint No. 20220623050

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

Property Location: 148 Robin Hood Dr, Deland 32724

**Parcel No. 603806000350**

**Zoning: MH-5A**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Jun 30, 2022

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

**MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 With a compliance date of August 8, 2022 and a Hearing to Impose Fine is set for the August 17, 2022 hearing.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2022167 - BUNCHOKAYS REALTY INVESTMENT CORP**

**Posted**

Complaint No. 20220623055

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: 148 Robin Hood Dr, Deland 32724

**Parcel No. 603806000350**

**Zoning: MH-5A**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Jun 30, 2022

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

**MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34 With a compliance date of August 8, 2022 and a Hearing to Impose Fine is set for the August 17, 2022 hearing.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022

## XI. Requests for Discussion of Accumulated Fines

### **CEB2014149 - DAVID J PRATT ESTATE**

**Served**

Complaint No. 20140513042

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

Property Location: 1810 Reynolds Rd, Deleon Springs 32130

**Parcel No. 600515750010**

**Zoning: A-3**

**Code Compliance Coordinator - Margaret Godfrey**

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

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

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

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

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

\* Report and Affidavit of Compliance with a Compliance date of March 4, 2022

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

**Request for Discussion of Fine/Lien of \$30,000.00**

Attorney Mike Teal was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret stated these cases were for work done without permits, and gave the back story on how Mr. Pratt inherited the properties. Margaret said that the violations are in compliance and Mr. Pratt had passed away 3 years ago, adding the new property owner Mr. Senft is the one to actually bring the property into compliance. Mr. Teal stated he represents the Estate of Mr. Pratt, and he is authorized to accept the recommendation of the 10% for each case. There was discussion on the Estate and new owners. Member Zahn made motions for both Pratt Estate cases separately.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to Reduce the fine to \$3,000 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 109.3.** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2014150 - DAVID J PRATT ESTATE**

**Served**

Complaint No. 20140513027

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

Property Location: 4020 N Us Hwy 17, Deland 32720

**Parcel No. 603910230011**

**Zoning: B-4,B-4C,B-4C**

**Building and Zoning Compliance – Margaret Godfrey**

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

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

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

\*Report and Affidavit submitted with a compliance date of August 18, 2016:

\*Order of Compliance issued at the October 16, 2016 hearing:

**Request for Discussion of Fine/Lien of \$25,000.00**

Attorney Mike Teal was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to Reduce the fine to \$2,500 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 109.3.** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022

**CEB2019370 - WILLIAM G MORRISON JR****Posted**

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). House # 1311 Wesley Street, Daytona Beach, Florida, 32117. Appears to be renovation and or remodel with no evidence of required permits and inspections approvals. Replacement of exterior door(s), window(s), exterior wall/structural changes, replacement of plumbing fixtures & reworking plumbing. May not be a complete list.

Property Location: 1361 Wesley St, Daytona Beach 32117

**Parcel No. 52020000200****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:

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

\*Final Order Imposing Fine Lien issued at the June 17, 2020 hearing:

**Request for Partial Release of Lien**

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

Robert Chayer, code compliance, presented the case. Robert went over the case details, showing photos. Robert stated that this is a property that has several houses on 1 parcel that has changed hands several times. Robert said there is a total of \$15,000.00 in fines. Sebrina Slack stated the 5/6 houses are owned by different individuals, there are 3 gentleman named William Morrison. Sebrina said that Mr. Morrison owned this property and one of the houses had the violation for renovations. Mr. Morrison passed away, he no longer has any interest in this property, however he owned several other properties that were descended to another Mr. Morrison. Sebrina said now we have property that is still in violation and is no longer owned by the person who causes the issue and said person is now deceased, one of the other Mr. Morrisons that is still alive, was somewhat involved with the code enforcement cases on behalf of the person who is now deceased. Sebrina said the Morrisons are here now trying to sell another piece of property and cannot remedy the original issue as they don't own that property.

William Morrison stated when he was here representing his father the issues were for windows and doors and thought this case was over. Mr. Morrison said he never received notice and now he has liens on every piece of property that was given to him from him Father. Nika Hosseini stated this descended down to the son and grandson and they can't get the property into compliance as they are not the owners. Nika added they are asking that the remainder of the properties that are not the property in violation be released. There was discussion on how liens attach to all properties. Chairman Lingenfelter asked if we desire to lien all properties in this situation. There was discussion on how things were done years ago. Member Zahn said that we should release the liens on all properties except for the one at 1361 Wesley. It was said that the request only specifies the property at 1397 Hurst St. Nika stated that they are looking to have every property that is impacted by this lien released other than the property still in violation. Sebrina stated the request is only for Hurst St. and added we have not had an opportunity to review the other properties that were owned by Mr. Morrison. It was also said that if we can have a list than it can be uncontested at the next meeting without everyone needing to be here.

After discussion and based on the testimony and evidence presented, Member Zahn  
July 20, 2022

**MOVED to issue a Partial Release of Lien for the property of 1397 Hurst St. Daytona Beach.** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2021346 - OPENDOOR PROPERTY TRUST I**

**Served**

Complaint No. 20211029019

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

Property Location: 316 N Blue Lake Ave, Deland 32724

**Parcel No. 70100000080**

**Zoning: R-4A**

**Code Compliance Coordinator - Margaret Godfrey**

Property owner was first notified of the violation on 11-3-2021

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

\*1st Amended Order of Non-Compliance issued at the January 19, 2022 hearing:

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

**Request for Partial Release of Lien**

Scott Baker, Attorney was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the 3 Opendoor Property cases together. Margaret went over the case details, showing photos. Margaret stated we did a partial release last month for properties that at the time were in Opendoors name. Margaret added that on the 3 properties the applications are still sitting waiting for the request for additional information. Margaret added that there is now a property on 9 Aspen St. that Opendoor owns, and it was just cited for construction without required permits. Margaret said on 7-18-22 a stop work order was posted on 68 Carol Rd in Ormond for renovation/remodel without permits and this property belongs to Opendoor Properties. Margaret said Staff recommends no further partial releases until compliance is achieved adding these liens have not stopped Opendoor from purchasing properties knowing that liens will attach to more properties with their name. Mr. Baker stated he just learned about these new violations and said a lot of properties changed hands between December 2021 to present adding some had exchanged after the liens were recorded. Mr. Baker discussed what a title company does. Mr. Baker said he wants to work with us and apologizes that this other work is going on. Mr. Baker then asked can we release the properties that families have purchased and keep the liens on the homes that are still owned by his client.

July 20, 2022

Mr. Baker said he has already emailed his client about the issues and is embarrassed this even came up. Mr. Baker said Opendoor is under legal obligations to clear these issues.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue a Partial Release of Lien for the properties that were sold to Independent 3<sup>rd</sup> parties and are not affiliated with Opendoor Properties from the list given by Scott Baker.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2021355 - OPENDOOR PROPERTY TRUST I**

**Posted**

Complaint No. 20211116012

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

Property Location: 903 Camphor Ln, Deland 32720

**Parcel No. 701702190120**

**Zoning: R-3**

**Code Compliance Coordinator - Margaret Godfrey**

Property owner was first notified of the violation on Dec 2, 2021

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

\*1st Amended Order of Non-Compliance issued at the January 19, 2022 hearing:

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

**Request for Partial Release of Lien**

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue a Partial Release of Lien for the properties that were sold to 3<sup>rd</sup> parties and are not affiliated with Opendoor Properties from the list given by Scott Baker.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2021379 - OPENDOOR PROPERTY TRUST I**

**Served**

Complaint No. 20211209022

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

Property Location: 2119 Eau Claire Ave, Deland 32724

**Parcel No. 701111120082**

**Zoning: R-3**

**Code Compliance Coordinator - Margaret Godfrey**

Property owner was first notified of the violation on 12-18-21

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

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

**Request for Partial Release of Lien**

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue a Partial Release of Lien for the properties that were sold to 3<sup>rd</sup> parties and are not affiliated with Opendoor Properties from the list given by Scott Baker.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022

## Cases from the Addendum

### IX. Unfinished Business

#### **CEB2018181 - OCEAN SHORE HOLDINGS INC**

**Served**

Complaint No. 20170516044

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). (Renovations/remodel)

Property Location: 1294 Ocean Shore Blvd, Ormond Beach 32176

**Parcel No. 420313001390**

**Zoning: B-4**

**Code Compliance Coordinator – Margaret Godfrey**

Property owner was first notified of the violation on May 24, 2017

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

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

\*A Report and Affidavit of Compliance was submitted with a compliance date of November 11, 2019:

#### **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.

#### **CEB2020032 – KELLY ANDERSON**

**Served**

Complaint No. 20191010044

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: 1612 Granada Ave, Daytona Beach 32117

**Parcel No. 424219100120**

**Zoning: R-5**

**Code Compliance Officer - Robert Chayer**

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

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

\*1st Amended Order of Non-Compliance issued at the May 19, 2021 hearing:

\*2nd Amended Order of Non-Compliance issued at the August 18, 2021 hearing:

\*Final Order Imposing Fine Lien issued at the September 15, 2021 hearing:

\*A Report and Affidavit of Compliance was submitted with a compliance date of July 12, 2022:

#### **Order of Compliance**

Based on a submitted Report and Affidavit of Compliance, Member Zahn **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance**. After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

July 20, 2022



**CEB2020261 - FLAGLER AVENUE REALTY LLC**

**Served**

**\*\*\*REPEAT VIOLATION\*\*\***

Complaint No. 20201027054

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE III DIVISION 12 SECTION 72-924 Description: decorative string lights along upper deck/restaurant area; unshielded pole light in SE parking lot area

Property Location: 521 Flagler Ave, New Smyrna Beach 32169

**Parcel No. 745501000260**

**Zoning: 999**

**Sea Turtle Lighting Specialist - Nicole Weiss**

Property owner was first notified of the violation on 11-6-20

\*Final Order of Non-Compliance and Order Imposing Fine Lien issued at the February 17, 2021 hearing:

\*A Report and Affidavit of Compliance was submitted with a compliance date of June 22, 2022:

**Order of Compliance**

Based on a submitted Report and Affidavit of Compliance, Member Zahn **MOVED to issue an Order of Compliance as the Respondent(s) has achieved compliance**. After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

July 20, 2022

**CEB2020157 – ~~LESLIE CARDONA~~ Sean & Kathy Camerden**

**Served**

Complaint No. 20200319043

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

Property Location: 156 Mae St, Oak Hill 32759

**Parcel No. 950600011390**

**Zoning: MH-5**

**Code Compliance Coordinator - Margaret Godfrey**

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

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

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

\*Final Order Imposing Fine Lien issued at the June 16, 2021 hearing:

\*A Report and Affidavit of Compliance was submitted with a compliance date of June 30, 2022:

**Order of Compliance & Request to Discuss Fine/Lien of \$3,000.00**

Sean Camerden was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the 3 cases together. Margaret went over the case details, showing photos. Margaret stated Sean Camerden bought this property and in a couple of weeks he had it completely cleaned up. Margaret said the issue now is the liens and we recommend to zero them out so he can work on the Mobile Home issue. Mr. Camerden thanked the Board.

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.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to reduce the fine to zero dollars and issue an Order of Dismissing and Releasing Fine/Lien for violation of Volusia County Code of Ordinances , CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2020158 - ~~LESLIE CARDONA~~ Sean & Kathy Camerden**

**Served**

Complaint No. 20200602014

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

Property Location: 156 Mae St, Oak Hill 32759

**Parcel No. 950600011390**

**Zoning: MH-5**

**Code Compliance Coordinator - Margaret Godfrey**

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

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

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

\*Final Order Imposing Fine Lien issued at the June 16, 2021 hearing:

\*A Report and Affidavit of Compliance was submitted with a compliance date of June 30, 2022:

**Order of Compliance & Request to Discuss Fine/Lien of \$3,000.00**

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.

July 20, 2022

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to reduce the fine to zero dollars and issue an Order of Dismissing and Releasing Fine/Lien for violation of Volusia County Code of Ordinances , CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (C).** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2021008 - LESLIE CARDONA Sean & Kathy Camerden**

**Served**

Complaint No. 20210107059

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

Property Location: 156 Mae St, Oak Hill 32759

**Parcel No. 950600011390**

**Zoning: MH-5**

**Code Compliance Coordinator - Margaret Godfrey**

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

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

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

\*Final Order Imposing Fine Lien issued at the June 16, 2021 hearing:

\*A Report and Affidavit of Compliance was submitted with a compliance date of June 30, 2022:

**Order of Compliance & Request to Discuss Fine/Lien of \$3,000.00**

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.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to reduce the fine to zero dollars and issue an Order of Dismissing and Releasing Fine/Lien for violation of Volusia County Code of Ordinances , CHAPTER 72 ARTICLE II DIVISION 9 SECTION 72-341(b).** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022

## XI. Requests for Discussion of Accumulated Fines

### **CEB2022106 - Steven and Teresa Smith**

Posted

Complaint No. 20220428014

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

Property Location: 3735 John Anderson Dr., Ormond Beach 32176

**Parcel No. 320803000060                      Zoning: R-3,R-4,RC**

**Environmental Specialist II - Danielle Gadzala**

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

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

**Request for Discussion of Fine/Lien Start date of July 21, 2022**

Amber Stevenson and Teresa Smith were present at the hearing for this case.

Danielle Gadzala, Environmental Specialist, presented the case. Danielle went over the case details, showing photos. Danielle said on 6-29 the wetland alteration permit application was received and a request for additional information was sent for the planting plan. On 7-2-2022 there was a meeting with the owner to discuss resolution steps and on 7-19-2022 she spoke briefly with the consultant on site, and they are working with DEP. Danielle stated she recommends the fines now start on September 21, 2022. Ms. Smith stated she did not understand what was going on and thought everything was done. Ms. Smith spoke of some of the family issues she is currently dealing with. It was then discussed that they can come back if more time might be needed.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue a First Amended Order Imposing Fine/Lien with an assessed fine in the amount of \$250.00 per day/per case commencing September 22, 2022 and to continue until compliance is achieved violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-834(2).** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

July 20, 2022

**XII. New Business**

Member Don Needham left the meeting at 11:05 am

- 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**

**XIII. Adjournment**

There being no further business to discuss before the Board, the meeting adjourned at 1:10 pm.

Respectfully submitted,

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**Ramona Jones**  
**Code Enforcement Board Clerk**

July 20, 2022

**CERTIFICATE**

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

**I, Ramona Jones, Code Enforcement Board Clerk, do hereby certify that the foregoing pages constitute a true and accurate transcript of the minutes of the Volusia County Code Enforcement Board taken on July 20, 2022, at 123 West Indiana Avenue, Deland, Florida.**

**WITNESS MY HAND this 8th day of August, 2022, in the City of DeLand, County of Volusia, State of Florida.**

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**Ramona Jones  
Code Board Clerk**

July 20, 2022