



VOLUSIA COUNTY CODE ENFORCEMENT BOARD MINUTES

August 16, 2023

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

MEMBERS PRESENT

Chad Lingenfelter, Chair
Clay Meek, Board Attorney
Pete Zahn
Rick Dwyer
Jalene Ferreira
Andrew Hall

MEMBERS ABSENT

Donald Needham
Jami Gallegos

STAFF PRESENT

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

APPROVAL OF MINUTES

Member Zahn moved to APPROVE the July 19, 2023, Code Enforcement Board minutes. Member Ferreira SECONDED the motion that CARRIED unanimously by voice vote.

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

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

IX. UNFINISHED BUSINESS

UCCELLO SERVICES INC

Property Location: 1407 E New York Ave, Deland 32724

Parcel No. 701106000140 Zoning: B-2CA

1: CEB2022230

Complaint No. 20220718036

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

Environmental Specialist II - Danielle Gadzala

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

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

*Final Order Imposing Fine Lien issued at the December 21, 2022 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of July 24, 2023:

Order of Compliance

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

2: **CEB2022231**

Complaint No. 20220718041

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

Environmental Specialist II - Danielle Gadzala

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

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

*Final Order Imposing Fine Lien issued at the December 21, 2022 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of July 24, 2023:

Order of Compliance

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

3: **CEB2022232**

Complaint No. 20220718042

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

Environmental Specialist II - Danielle Gadzala

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

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

*Final Order Imposing Fine Lien issued at the December 21, 2022 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of July 24, 2023:

Order of Compliance

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

ELIZABETH SCHEKIE

Property Location: 841 Cavedo St, New Smyrna Beach 32168

Parcel No. 741923000011 Zoning: R-3, R-3A

1: 20221114069 Posted

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277(1)(C) Using a recreational vehicle for residential purposes on vacant land zoned R-3 is an accessory use(s) without a completed principal structure. Automobiles, watercraft, tents, trailers and campers are all accessory uses not permitted without a completed principal use. Article I Section 72-2 Definitions: Accessory use or structure: Any use or detached structure clearly incidental, subordinate and related to the principal use or structure and located on the same lot with such principal use or structure. Provided however, a recreational vehicle; motor vehicle; mobile home; trailer or semi-trailer; railroad car; bus, truck or automobile body, or other similar unit shall not be used as an accessory structure or converted into an accessory structure even when altered, stripped or otherwise rebuilt. Permitted principal uses and structures: In the R-3 Urban Single Family Residential Classification, no premises shall be used except for the following uses and their customary accessory uses and structures: Single-family standard, or manufactured modular dwelling APS Accessory Structures w/o Principal Structure

Code Compliance Officer – Debbie Zechnowitz

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

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

Hearing to Impose Fine/Lien

There was no one present for this hearing.

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

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$100.00 per day, with a cap of \$10,000.00, commencing September 21, 2023, and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277 After Member Ferreira SECONDED the motion, it CARRIED unanimously by voice vote.

MONICA SANCHEZ

Property Location: 5026 Audubon Ave, Deleon Springs 32130

Parcel No. 694401001111 Zoning: A-3

1: 20230418013

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72
ARTICLE II DIVISION 7 SECTION 72-241 This pertains to Ordinance number 72-283:

Home based business requirements

MIS Miscellaneous Violations

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on April 26, 2023

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

Hearing to Impose Fine/Lien

Chris Edge (neighbor) and Mr Rice, legal representative, present for this hearing.

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

After discussion and based on the testimony and evidence presented, Member Dwyer MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$100.00 per day, per case, with a cap of \$20,000.00, per case, commencing September 21, 2023, and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

2: **20230418013**

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Business use where not permitted in A-3 zoning. Contractor storage yard, vehicle storage yard (untagged school buses, food truck, may not be a complete list), are not permitted principal uses and are not eligible for a special exception

BUS Business where not permitted

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on April 26, 2023

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

Hearing to Impose Fine/Lien

Chris Edge (neighbor) and Mr Rice, legal representative, present for this hearing.

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

After discussion and based on the testimony and evidence presented, Member Dwyer MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$100.00 per day, per case, with a cap of \$20,000.00, per case, commencing September 21, 2023, and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

3: **20230420002**

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE Improperly Maintained structure(s) and/or system(s). Accessory structure that has a failing roof.

VN2 Improperly maintained conditions

Code Compliance Officer – Margaret Godfrey

Property owner was first notified of the violation on April 26, 2023

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

Hearing to Impose Fine/Lien

Chris Edge (neighbor) and Mr Rice, legal representative, present for this hearing.

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

After discussion and based on the testimony and evidence presented, Member Dwyer MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$100.00 per day, per case, with a cap of \$20,000.00, per case, commencing September 21, 2023, and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

GREGGORY JAMES CORUM

Property Location: 1 Jeanette Dr, Deland 32720

Parcel No. 701906000040 Zoning: R-4

1: CEB2021196

Complaint No. 20201105006

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

Code Compliance Officer – Fred Eastwood

Property owner was first notified of the violation on June 7, 2021

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

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

*2nd Amended Order of Non-Compliance issued at the June 21, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for this hearing.

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

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue a 3rd Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 with a Hearing to Impose Fine is set for the November 15, 2023, hearing. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

PLAKON INVESTMENTS LLC

Property Location: 227 E Fern Dr, Orange City 32763

Parcel No. 801412010060 Zoning: R-4

1: CEB2022131 Served

Complaint No. 20220411021

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

Code Compliance Officer – Robert Chayer

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

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

*1st Amended Order of Non-Compliance issued at the April 19, 2023 hearing:

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

Hearing to Impose Fine/Lien

There was no one present for this hearing.

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

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 \$250.00 per day, with no cap, commencing September 21, 2023 and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTION 105.1 AND 110.0. After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

ROBERT WILLIAM TROMBLEY

Property Location: 265 Dixon Lake Rd, Osteen 32764

Parcel No. 920800000122 Zoning: OCR-5

1: CEB2022160 Posted

Complaint No. 20210309077

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

Code Compliance Officer – Fred Eastwood

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

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

*1st Amended Order of Non-Compliance issued at the February 15, 2023 hearing:

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

*3rd Amended Order of Non-Compliance issued at the May 17, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for this hearing.

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

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$100.00 per day, with a cap of \$10,000.00, commencing September 21, 2023 and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTION 105.1 AND 110.0. After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

MKS ENVIRONMENTAL INC

Property Location: 5797 Lake Winona Rd, Deleon Springs 32130

Parcel No. 693801210010 Zoning: I-1

1: CEB2022185

Complaint No. 20220310015

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

Code Compliance Officer - Robert Chayer

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

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

*1st Amended Order of Non-Compliance issued at the January 18, 2023 hearing:

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

*3rd Amended Order of Non-Compliance issued at the May 17, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one present for this hearing.

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

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 \$250.00 per day, per case with no cap, commencing September 21, 2023, and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTION 105.1 AND 110.0. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

2: **CEB2022187**

Complaint No. 20220310007

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

Code Compliance Officer - Robert Chayer

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

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

*1st Amended Order of Non-Compliance issued at the January 18, 2023 hearing:

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

*3rd Amended Order of Non-Compliance issued at the May 17, 2023 hearing:

Hearing to Impose Fine/Lien

Amy Munez was present for this hearing.

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

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 \$250.00 per day, per case with no cap, commencing September 21, 2023, and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 118, SECTION 118.34. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

3: **CEB2022188**

Complaint No. 20220310006

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

Code Compliance Officer - Robert Chayer

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

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

*1st Amended Order of Non-Compliance issued at the January 18, 2023 hearing:

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

*3rd Amended Order of Non-Compliance issued at the May 17, 2023 hearing:

Hearing to Impose Fine/Lien

Amy Munez was present for this hearing.

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

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 \$250.00 per day, per case with no cap, commencing September 21, 2023, and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72, ARTICLE II DIVISION 7 SECTION 72-241. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

4: **CEB2022189**

Complaint No. 20210301026

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72
ARTICLE II DIVISION 8 SECTION 72-284.06 Where landscaped areas are required by
this ordinance they must be maintained

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on

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

*1st Amended Order of Non-Compliance issued at the January 18, 2023 hearing:

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

*3rd Amended Order of Non-Compliance issued at the May 17, 2023 hearing:

Hearing to Impose Fine/Lien

Amy Munez was present for this hearing.

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

**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 \$250.00 per day, per case with no cap, commencing September 21,
2023, and to continue until compliance is achieved, for violation of VOLUSIA
COUNTY CODE OF ORDINANCES, CHAPTER 72 ARTICLE II DIVISION 8 SECTION
72-284.06. After Member Zahn SECONDED the motion, it CARRIED unanimously
by voice vote.**

COMMON WEALTH TRUST SERVICES LLC
Property Location: 2275 7th Ave, Deland 32724
Parcel No. 700101420040 Zoning: R-4A

1: **CEB2022215**

Complaint No. 20220511014

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

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on May 25, 2022

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

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

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

*4th Amended Order of Non-Compliance issued at the May 17, 2023 hearing:

Hearing to Impose Fine/Lien

There was no one was present for this hearing.

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

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 \$250.00 per day, with no cap, commencing September 21, 2023, and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22 SECTION 105.1 AND 110.1. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

SHENBANJO AKIN

Property Location: 4410 Beacon Light Rd, Edgewater 32141

Parcel No. 844301000990 Zoning: A-1,MH-3,RC

1: CEB2022271

Complaint No. 20220121017

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

Environmental Specialist II - Danielle Gadzala

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

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

Hearing to Impose Fine/Lien

There was no one present for this hearing.

Danielle Gadzala, Environmental Specialist II, presented the case. Danielle went over the case details, showing photos. There was a discussion between Danielle and the Board.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884 with a Hearing to Impose Fine is set for the January 17, 2024, hearing. After Member Ferreira SECONDED the motion, it CARRIED unanimously by voice vote.

BARNARD LLOYD GLYNN

Property Location: 3866 S Atlantic Ave, Daytona Beach 32118

Parcel No. 630205070340 Zoning: R-9

1: CEB2022274

Complaint No. 20221006038

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

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on September 26, 2022

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

*1st Amended Order of Non-Compliance issued at the February 15, 2023 hearing:

*2nd Amended Order of Non-Compliance issued at the April 19, 2023 hearing:

*3rd Amended Order of Non-Compliance issued at the May 17, 2023 hearing:

*4th Amended Order of Non-Compliance issued at the July 19, 2023 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of August 15, 2023:

ORDER OF COMPLIANCE

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

2: CEB2022275

Complaint No. 20221006036

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

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on October 6, 2022

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

*2nd Amended Order of Non-Compliance issued at the April 19, 2023 hearing:

*3rd Amended Order of Non-Compliance issued at the May 17, 2023 hearing:

*4th Amended Order of Non-Compliance issued at the July 19, 2023 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of August 15, 2023:

ORDER OF COMPLIANCE

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

JOHANNA G DAVIS

Property Location: 1210 W Euclid Ave, Deland 32720

Parcel No. 701819000010 Zoning: R-4

1: 20230131026 Served

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s) VN1 Building without a permit

Code Compliance Officer – Fred Eastwood

Property owner was first notified of the violation on January 31, 2023

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

*A Report and Affidavit of Compliance was submitted with a compliance date of August 15, 2023:

ORDER OF COMPLIANCE

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

2: 20230131028 Served

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

J/Y Junk Yard where not Permitted

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on January 31, 2023

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

*A Report and Affidavit of Compliance was submitted with a compliance date of August 15, 2023:

ORDER OF COMPLIANCE

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

3: 20230131029 Served

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 A/V Abandoned Vehicles

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on January 31, 2023

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

*A Report and Affidavit of Compliance was submitted with a compliance date of August 15, 2023:

ORDER OF COMPLIANCE

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

4: **20230131030** **Served**

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

CAR Improperly parked Vehicle

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on January 31, 2023

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

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

ORDER OF COMPLIANCE

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

KAILIN BROUSSEAU

Property Location: 410 N Boundary Ave, Deland 32720

Parcel No. 700827000530 Zoning: I-1(3),I-1(3)A

1: **CEB2022278**

Complaint No. 20220908032

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

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on September 14, 2022

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

Hearing to Impose Fine/Lien

Kailin Brousseau was present for this hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert, Kailin and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 with a Hearing to Impose Fine is set for the September 21, 2023, hearing. After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

2: CEB2022279

Complaint No. 20220913016

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

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on September 14, 2022

Hearing to Impose Fine/Lien

Kailin Brousseau was present for this hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert, Kailin and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 58, ARTICLE I SECTION 58-3 with a Hearing to Impose Fine is set for the September 21, 2023, hearing. After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote.

STEPHEN STRICKLAND

Property Location: Clough Ave, Deleon Springs 32130

Parcel No. 693801160070 Zoning: I-1,R-3

1: CEB2022282

Complaint No. 20220620030

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

Code Compliance Officer - Robert Chayer

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

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

Hearing to Impose Fine/Lien

Kent Cooper and Amy Munez were present for this hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert, Mr. Cooper, Ms. Munez and the Board.

After discussion and based on the testimony and evidence presented, Member Dwyer MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$250.00 per day, per case, with no cap, commencing September 21, 2023 and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

STEPHEN STRICKLAND

Property Location: 5711 Lake Winona Rd, Deleon Springs 32130

Parcel No. 693801160031 Zoning: I-1

1: CEB2022283

Complaint No. 20220620017

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

Code Compliance Officer - Robert Chayer

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

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

Hearing to Impose Fine/Lien

Kent Cooper and Amy Munez were present for this hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert, Mr. Cooper, Ms. Munez and the Board.

After discussion and based on the testimony and evidence presented, Member Dwyer MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$250.00 per day, per case, with no cap, commencing September 21, 2023 and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

STEPHEN STRICKLAND

Property Location: 5707 Lake Winona Rd, Deleon Springs 32130

Parcel No. 693801160030 Zoning: I-1,R-3

1: CEB2022284

Complaint No. 20220620020

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

Code Compliance Officer - Robert Chayer

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

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

Hearing to Impose Fine/Lien

Kent Cooper and Amy Munez were present for this hearing.

Robert Chayer, Code Compliance, presented the case. Robert went over the case details, showing photos. There was a discussion between Robert, Mr. Cooper, Ms. Munez and the Board.

After discussion and based on the testimony and evidence presented, Member Dwyer MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$250.00 per day, per case, with no cap, commencing September 21, 2023 and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241. After Member Zahn SECONDED the motion, it CARRIED unanimously by voice vote.

KYLE E JUDKINS

Property Location: 2231 Pine Hill Pl, Orange City 32763

Parcel No. 800330000110 Zoning: R-4

1: CEB2023015

Complaint No. 20220920054

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

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on January 24, 2023

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

Hearing to Impose Fine/Lien

There was no one present for this hearing.

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

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$100.00 per day, with a cap of \$17,500.00, commencing September 21, 2023, and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2 SECTION 105.1 AND 110.1. After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

RAYMOND WEBB

Property Location: 2255 E New York Ave, Deland 32724

Parcel No. 701302000350 Zoning: R-3C

1: CEB2023038

Complaint No. 20220715048

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

Environmental Specialist II - Danielle Gadzala

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

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

Hearing to Impose Fine/Lien

Raymond Webb was present for this hearing.

Danielle Gadzala, Environmental Specialist II, presented the case. Danielle went over the case details, showing photos. A discussion was had between Danielle, Raymond Webb and the Board.

After discussion and based on the testimony and evidence presented, Member Hall MOVED to issue a 1st Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 72 ARTICLE III DIVISION 11 SECTION 72-884 with a Hearing to Impose Fine is set for the November 15, 2023, hearing. After Member Needham SECONDED the motion, it CARRIED unanimously by voice vote.

X. Hearings and Presentation of Filed Notices of Violations

SEAWINDS CONDO

Property Location: 1183 Ocean Shore Blvd, Ormond Beach 32176

Parcel No. 32342800001 Zoning: B-8

1: 20230510068

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72
ARTICLE III DIVISION 12 SECTION 72-924 Description:

STV Sea turtle violation

Sea Turtle Lighting Specialist - Nicole Weiss

Property owner was first notified of the violation on May 31, 2023

There was no one present for the hearing.

Nicole Weiss, Sea Turtle Lighting Specialist, presented the case. Nicole went over the case details, showing photos. There was a discussion between Nicole and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order of Non-Compliance and a Order Imposing Fine/Lien in the amount of \$100.00 per day, with no cap, for violation of Volusia County Code of Ordinances CHAPTER 72, Article III SECTIONS 72-924, With a compliance date of August 23, 2023 and a Hearing to Impose Fine is set for August 24, 2023 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote

SOUTHERN TURF INC

Property Location: 4650 Ridgewood Ave, Edgewater 34141

Parcel No. 853000000050 Zoning: A-3, B-4

1: 20221206072

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

Environmental Specialist II – Danielle Gadzala

Property owner was first notified of the violation on March 12, 2023

Payton Travis was present for the hearing.

Danielle Gadzala, Environmental Specialist II, presented the case. Danielle went over the case details, showing photos. There was a discussion between Danielle, Mr Travis and the Board.

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 10 SECTION 72-834(2), With a compliance date of November 10, 2023 and a Hearing to Impose Fine is set for November 15, 2023 After Member Ferreira SECONDED the motion, it CARRIED unanimously by voice vote

TROY SCOTT

Property Location: 1502 Clearview Ave, Deland 32724

Parcel No. 700400000420 Zoned: R-4A

1: 20230503060

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).

“Alteration/addition to accessory structure (garage)”

Code Compliance – Debbie Zechnowitz

Property owner was first notified of the violation on July 18, 2023

There was no one present for the hearing.

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

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order of Non-Compliance, for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTION 105.1 and 110.1. With a compliance date of September 15, 2023 and a Hearing to Impose Fine is set for September 20, 2023 After Member Hall SECONDED the motion, it CARRIED unanimously by voice vote

ANTHONY VEGA

Property Location: 308 Endora St, Ormond Beach 32174

Parcel No. 412404000350 Zoning: MH-4A, RCA

1: CEB2023043

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

Environmental Specialist II - Julie McCrystal

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

Anthony Vega was present for the hearing.

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

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order of Non-Compliance, for violation of Volusia County Code of Ordinances CHAPTER 72, ARTICLE III, DIVISION 10, SECTION 72-834 (2) With a compliance date of February 16, 2024 and a Hearing to Impose Fine is set for February 21, 2024 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

2: CEB2023042

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

Environmental Specialist II - Julie McCrystal

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

Anthony Vega was present for the hearing.

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

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order of Non-Compliance, for violation of Volusia County Code of Ordinances CHAPTER 72, ARTICLE III, DIVISION 11, SECTION 72-884 With a compliance date of February 16, 2024 and a Hearing to Impose Fine is set for February 21, 2024 After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

JAMES ALAN McDEDE

Property Location: 2100 Ocean Shore Blvd, Suite 1040, Ormond Beach 32176

Parcel No. 322711001040 Zoning: R-8

1: 20230705029

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. Appears rentals less than month to month basis - 2 documented stays for Jun 2023 on Airbnb. Appears 13-night minimum booked for Aug 2023. Link - <https://www.airbnb.com/rooms/4754357>

STR Short Term Rental Violations

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on July 12, 2023

WITHDRAWN

FRANK JESKE

Property Location: 101 Ellison Ave, New Smyrna Beach 32168

Parcel No. 734303000280 Zoning: B-4CA

1: 20230724049 Posted

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Appears renovation and or remodel with no evidence of required permits, inspections or approvals. Interior renovations - may not be a complete list. Building / electrical / plumbing permitting & inspections required. [SWO to be posted 7/24/2023 VN1 Building without a permit

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on July 25, 2023

REPEAT VIOLATION

Frank Jeske was present for this hearing.

Peter Hinson, presented the case. Peter went over the case details, showing photos. There was a discussion between Peter, Frank Jeske and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTIONS 105.1 AND 110.1, with a Hearing to Impose Fine is set for the September 14, 2023, hearing. After Member Hall SECONDED the motion, Chairman, Lingenfelter was no able to vote, it then CARRIED by voice vote.

HALIFAX PLANTATION SECTION O LLC

Property Location: 3280 Acoma Hwy, Ormond Beach 32174

Parcel No. 313701010012 Zoning: 999, PUD, RA

1: 20230725025

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

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

Code Compliance Coordinator – Margaret Godfrey

Property owner was first notified of the violation on July 27, 2023

There was no one was present for the hearing.

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

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 22-2 ARTICLE I, SECTION 102.9.8. With a compliance date of September 6, 2023 and a Hearing to Impose Fine is set for the September 20, 2023 hearing. After Member Ferreira SECONDED the motion, it CARRIED unanimously by voice vote.

SUNIL BHATIA

Property Location: 3548 John Anderson Dr, Ormond Beach 32176

Parcel No. 321600020022 Zoning: R-3,RC

1: 20230728025

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 STR Short Term Rental Violations

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on July 28, 2023

Randy Boss was present for the hearing.

Margaret Godfrey, Code Compliance, presented the case. Margaret went over the case details, showing photos. There was a discussion between Margaret, Mr. Boss and the Board.

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 September 6, 2023 and a Hearing to Impose Fine is set for the September 20, 2023 hearing. After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

PETER A WALTHER BANERSY CORP

Property Location: 1440 Annapolis Ave, Daytona Beach 32124

Parcel No. 620602250040 Zoning: R-4(5)A

1: CEB2022225

Complaint No. 20220429033

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

Environmental Specialist II - Danielle Gadzala

Property owner was first notified of the violation on June 7, 2022

There was no one present for this hearing.

Danielle Gadzala, Environmental Specialist II, presented the case. Danielle went over the case details, showing photos. There was a discussion between Danielle and the Board.

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$250.00 per day, with no cap, commencing February 22, 2024 and to continue until compliance is achieved, for violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-834(2). After Member Dwyer SECONDED the motion, it CARRIED unanimously by voice vote.

BARBARA JEAN BERGER EST

Property Location: 125 Lantern Ln, Deland 32720

Parcel No. 701802000032 Zoning: R-3

1: CEB2023004

Complaint No. 20221027011

Violation of ORDINANCE: Code OF Ordinance-County Of Volusia Chapter 58, Health & Sanitation SEC. 58-36: Violations And Declaration Of Nuisance. Article II Grass/weeds in excess of 12 inches, yard trash, rubble, debris, and/or waste

Code Compliance Officer - Robert Chayer

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

WITHDRAWN

2: CEB2023005

Complaint No. 20220523059

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

Code Compliance Officer - Robert Chayer

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

WITHDRAWN

COMMON WEALTH TRUST SERVICES LLC TR

1121 AVENUE I LAND TRUST 01-07-2022

Property Location: 1121 Avenue I , Ormond Beach 32174

Parcel No. 422901260060 Zoning: MH-5

1: CEB2023039

Complaint No. 20220125011

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

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on January 09, 2023

There was no one present for the hearing.

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

After discussion and based on the testimony and evidence presented, Member Zahn MOVED to issue an Amended Order of Non-Compliance of Volusia County Code of Ordinances, CHAPTER 22-2, SECTION 105.1 and 110.0, With a compliance date of October 13, 2023 and a Hearing to Impose Fine is set for the October 18, 2023 hearing After Member Gallegos SECONDED the motion, it CARRIED unanimously by voice vote.

GERARDO CASTANEDA HERNANDEZ

Property Location: 200 W Baxter St, Deleon Springs 32130

Parcel No. 694100000021 Zoning: R-3

1: CEB2023040

Complaint No. 20221104037

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

Code Compliance Officer - Debbie Zechnowitz

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

CONTINUED SEPTEMBER 20, 2023

TERESA ANTHONY

Property Location: 206 Evergreen Ter, Deland 32724

Parcel No. 603812000280 Zoning: MH-5A

1: CEB2021344 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

Code Compliance Coordinator - Margaret Godfrey

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

*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:

*4th Amended Order of Non-Compliance issued at the July 20, 2022 hearing:

*5th Amended Order of Non-Compliance issued at the January 18, 2023 hearing:

*6th Amended Order of Non-Compliance issued at the March 15, 2023 hearing:

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

Order of Compliance

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

THOMAS LANE HORACE JR

Property Location: 140 N Sheridan Ave, Deland 32720

Parcel No. 700705000670 Zoning: R-4

1: CEB2021373 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)

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:

*2nd Amended Order of Non-Compliance issued at the July 20, 2022 hearing:

*3rd Amended Order of Non-Compliance issued at the January 18, 2023 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of August 10, 2023:

Order of Compliance

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

WILLIAM F BOHLEN

Property Location: 1845 2nd Ave, Deland 32724

Parcel No. 700101130130 Zoning: R-4A

1: CEB2022157 Served

Complaint No. 20220425018

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. Siding, stucco / lath, interior renovation. Plumbing, electrical. Building, Electrical, Plumbing - Permitting & inspections required. May not be a complete list.

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on May 26, 2022

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

*Order Imposing Fine/Line issued at the November 16, 2022 hearing:

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

*A Report and Affidavit of Compliance was submitted with a compliance date of August 15, 2023:

Order of Compliance

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

**COUNTY OF VOLUSIA
NOTICE UNDER THE AMERICANS
WITH DISABILITIES ACT (TITLE II)**

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 (“ADA”), the County of Volusia (“County”) will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities. County does not discriminate on the basis of disability in its hiring or employment practices and complies with all the regulations promulgated by the U.S. Equal Employment Opportunity Commission under Title I of the ADA.

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

The ADA does not require the County to take any action that would fundamentally alter the nature of its programs or services, or impose an undue financial or administrative burden. County will make such reasonable modification to policies and programs for qualified persons with disabilities to ensure they have equal opportunity to enjoy all of its programs, services and activities. For example, individuals with service animals are welcome in County offices, even where pets are generally prohibited.

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

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

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

XII. New Business

- A. Tally Sheets (Quarterly)**
 - B. As Entertained by Chairman**
 - C. As Entertained by Board Attorney**
 - D. As Entertained by Staff Attorney**
 - E. As Entertained By Staff**
- Andrew Hall arrived at 9:30 a.m.**

ADJOURNMENT

There being no further business to discuss before the Board, the meeting adjourned at 12:31 p.m.

Respectfully submitted,

Jacque Fleming
Code Enforcement Board Clerk

CERTIFICATE

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

I, Jacquie Fleming, Code Enforcement Board Clerk, do hereby certify that the foregoing pages constitute a true and accurate transcript of the minutes of the Volusia County Code Enforcement Board taken on August 16, 2023, at 123 West Indiana Avenue, Deland, Florida.

WITNESS MY HAND this 16th day of August, 2023, in the City of DeLand, County of Volusia, State of Florida.

**Jacquie Fleming
Code Board Clerk**