



VOLUSIA COUNTY CODE ENFORCEMENT BOARD MINUTES

August 17, 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
Ramona Jones, Code Board Clerk**

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APPROVAL OF MINUTES

Member Nadeau moved to approve the minutes from the July 20, 2022 hearings. Member Zahn seconded the motion which carried unanimously by voice votes.

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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>

August 17, 2022

IX. Unfinished Business

CEB2010095 - LUIS & ZEYRA COUCEIRO

Served

Complaint No. 20090612029

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE Improperly Maintained structure(s) and/or system(s). Fire damage and dilapidated at unit B, and dilapidated conditions on Unit A.

Property Location: 3012 Turnbull Bay Rd, New Smyrna Beach 32168

Parcel No. 730401000130

Zoning: RA

Zoning Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on Jul 14, 2010

*Order of Non - Compliance issued at the August 4, 2010 hearing:

*Final Order Imposing Fine Lien issued at the September 15, 2010 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of July 19, 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.

CEB2010096 - LUIS & ZEYRA COUCEIRO

Served

Complaint No. 20100518028

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: 3012 Turnbull Bay Rd, New Smyrna Beach 32168

Parcel No. 730401000130

Zoning: RA

Zoning Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on May 20, 2010

*Order of Non - Compliance issued at the August 4, 2010 hearing:

*Final Order Imposing Fine Lien issued at the September 15, 2010 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of July 19, 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.

August 17, 2022

CEB2020096 - LAWRENCE E COHEN

Served

Complaint No. 20200622064

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

Property Location: 1561 N Sparkman Ave, Orange City 32763

Parcel No. 800306040130

Zoning: R-4

Code Compliance Officer – Isiah Pitts

Property owner was first notified of the violation on

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

*Final Order Imposing Fine Lien issued at the August 19, 2020 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of July 21, 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.

CEB2020149 - OVERLAND CAPITAL TRUST/JAY LOVETT TR

Served

Complaint No. 20200619044

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. Roofing/re-roof; Building; Electric - wiring, devices, fixtures; Plumbing; Mechanical. May not be a complete list.

Property Location: 1220 Elizabeth St, New Smyrna Beach 32168

Parcel No. 743004020180

Zoning: R-3A

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Jul 06, 2020

*Order of Non-Compliance issued at the June 16, 2021 hearing:

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

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

*3rd Amended Order of Non-Compliance issued at the February 16, 2022 hearing:

*A Report and Affidavit of Compliance was submitted with a compliance date of May 26, 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.

August 17, 2022

CEB2022094 – SHAWNTA PIERCE

Served

Complaint No. 20210922031

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: 530 Mathis Ave, Deland 32720

Parcel No. 702003000250

Zoning: R-4

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on 4-28-22

*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 25, 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.

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:

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

Hearing to Impose Fine/Lien

Miles Dalton was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the 3 cases together in Robert Chayer's absence. Margaret went over the case details, showing photos. Margaret stated Debbie went by the property and there has been no change.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$50.00 per day/per case commencing September 22, 2022 and to continue until compliance is achieved but not to exceed \$19,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 22-2, SECTIONS 105.1 AND 110.1**. After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

August 17, 2022

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:

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

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$50.00 per day/per case commencing September 22, 2022 and to continue until compliance is achieved but not to exceed \$19,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (E).** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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:

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

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2020090 - JOSEPH T & THERESA P ECKENRODE Served

Complaint No. 20190909056

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

Property Location: 15 Sea Drift Ter, Ormond Beach 32176

Parcel No. 321606070110 Zoning: R-4

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Sep 30, 2019

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

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

Hearing to Impose Fine/Lien

Joseph Eckenrode was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the 2 cases together in Robert Chayer's absence. Margaret went over the case details, showing photos. Margaret stated nothing has been moved or changed. Mr. Eckenrode applied for a variance, the application was cancelled for lack of documentation. Mr. Eckenrode stated he was going to demolish the gazebo.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$50.00 per day/per case commencing October 20, 2022 and to continue until compliance is achieved but not to exceed \$25,000.00 per case 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.

CEB2020273 - JOSEPH T & THERESA P ECKENRODE Served

Complaint No. 20201110028

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

Property Location: 15 Sea Drift Ter, Ormond Beach 32176

Parcel No. 321606070110 Zoning: R-4

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Nov 12, 2020

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

*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 Zahn **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$50.00 per day/per case commencing October 20, 2022 and to continue until compliance is achieved but not to exceed \$25,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 22-2, SECTIONS 105.1 AND 110.1.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2020154 - Douglas S and Kristy M Harrell

Served

Complaint No. 20200603055

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 structures on the property with no permits. Not complete list

Property Location: 1350 Hamilton Ave, Orange City 32763

Parcel No. 800304040010

Zoning: R-4

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on Kristy Harrell 8-25-20

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

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

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

*3rd Amended Order of Non-Compliance issued at the September 15, 2021 hearing:

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

*5th Amended Order of Non-Compliance issued at the January 19, 2022 hearing:

*6th 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 she has been in contact with Kristy Harrell. The permit is still in application status, waiting on more information. Staff is recommending a 7th Amended Order on Non-Compliance with a hearing to impose fines.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 7th 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.

August 17, 2022

CEB2020231 - BALKAM LLC

Served

Complaint No. 20190514006

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

Property Location: 3630 W Intl Speedway Blvd, Daytona Beach 32124

Parcel No. 620601420050

Zoning: I-1C(5)A

Environmental Specialist II - Todd Hannah

Property owner was first notified of the violation 9-28-20

*Order of Non-Compliance issued at the October 21, 2020 hearing:

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

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

*3rd Amended Order of Non-Compliance issued at the July 21, 2021 hearing:

*4th Amended Order of Non-Compliance issued at the September 15, 2021 hearing:

*5th Amended Order of Non-Compliance issued at the January 19, 2022 hearing:

*6th 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.

Todd Hannah, Environmental Specialist, presented the 2 cases together. Todd went over the case details, showing photos. Todd stated revised plans have been submitted. They are going to DRC in September.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 7th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-834(2), with a Hearing to Impose Fine set for the October 19, 2022 hearing.** After Member Nadeau **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2020241 - BALKAM LLC Served

Complaint No. 20201005017

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

Property Location: 3630 W Intl Speedway Blvd, Daytona Beach 32124

Parcel No. 620601420050

Zoning: I-1C(5)A

Environmental Specialist II - Todd Hannah

Property owner was first notified of the violation on 10-7-20

*Order of Non-Compliance issued at the October 21, 2020 hearing:

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

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

*3rd Amended Order of Non-Compliance issued at the July 21, 2021 hearing:

*4th Amended Order of Non-Compliance issued at the September 15, 2021 hearing:

*5th Amended Order of Non-Compliance issued at the January 19, 2022 hearing:

*6th 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 7th 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 October 19, 2022 hearing.** After Member Nadeau **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2020237 - FRANK D JESKE ETAL

Served

Complaint No. 20200821017

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: 3216 S Peninsula Dr, Daytona Beach 32118

Parcel No. 533501100230

Zoning: R-3

Environmental Specialist II - Todd Hannah

Property owner was first notified of the violation on DW C-19 1810 10-5-20

*Order of Non-Compliance issued at the November 18, 2020 hearing:

*1st Amended Order of Non-Compliance issued at the December 16, 2020 hearing:

*2nd Amended Order of Non-Compliance issued at the January 20, 2021 hearing:

*3rd Amended Order of Non-Compliance issued at the June 16, 2021 hearing:

*4th Amended Order of Non-Compliance issued at the December 15, 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.

Todd Hannah, Environmental Specialist and Debbie Zechnowitz. Code Compliance presented the 2 cases together. Todd went over the case details, showing photos. Todd stated

After discussion and based on the testimony and evidence presented, Member Nadeau **MOVED to issue an 6th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884, with a Hearing to Impose Fine set for the November 16, 2022 hearing.** After Member Zahn **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2020239 - FRANK D JESKE ETAL

Served

Complaint No. 20200626026

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

Property Location: 3216 S Peninsula Dr, Daytona Beach 32118

Parcel No. 533501100230

Zoning: R-3

Zoning Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on Oct 03, 2020

*Order of Non-Compliance issued at the November 18, 2020 hearing:

*1st Amended Order of Non-Compliance issued at the December 16, 2020 hearing:

*2nd Amended Order of Non-Compliance issued at the January 20, 2021 hearing:

*3rd Amended Order of Non-Compliance issued at the June 16, 2021 hearing:

*4th Amended Order of Non-Compliance issued at the December 15, 2021 hearing:

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

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Nadeau **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 November 16, 2022 hearing.** After Member Zahn **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2020253 – GENOVEVA ALEXANDROV

Served

Complaint No. 20200422031

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

Property Location: 3612 Ocean Shore Blvd, Ormond Beach 32176

Parcel No. 321601000930

Zoning: R-4,RC

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on Jul 13, 2020

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

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

Hearing to Impose Fine/Lien

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

Margaret Godfrey, code compliance, presented the case in Robert Chayer's absence. Margaret went over the case details, showing photos. Margaret stated stop work order was posted, yet over the weekend the job was completed. Permit is issued and expires October 11, 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 October 19, 2022 hearing.** After Member Zahn **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2020299 – RYAN BONGARD

Served

Complaint No. 20200830001

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

Property Location: Swamp Deer Rd, New Smyrna Beach 32168

Parcel No. 820101060370

Zoning: RA

Environmental Specialist II - Julie McCrystal

Property owner was first notified of the violation on Aug 31, 2020

*Order of Non-Compliance issued at the January 20, 2021 hearing:

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

*2nd Amended Order of Non-Compliance issued at the May 19, 2021 hearing:

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

*4th Amended Order of Non-Compliance issued at the November 17, 2021 hearing:

*5th Amended Order of Non-Compliance issued at the January 19, 2022 hearing:

*6th 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.

Julie McCrystal, Environmental Specialist, presented the case. Julie went over the case details, showing photos. Julie stated the property owner is working with a contractor. They have a DEP Permit in the process.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 7th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884, with a Hearing to Impose Fine set for the November 16, 2022 hearing.** After Member Hall **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2021283 - ROSEMARY SUE BUSBEE

Posted

Complaint No. 20210729063

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: 1315 San Jose Blvd, Daytona Beach 32117

Parcel No. 424219140090

Zoning: R-5

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on Jul 29, 2021

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

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

*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 June 15, 2022 hearing:

Hearing to Impose Fine/Lien

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 stated he has been in contact with Kelly Anderson, the deceased property owner's daughter. She has the house safely secure and is making improvements.

After discussion and based on the testimony and evidence presented, Member Nadeau **MOVED to issue an 5th 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 Zahn **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2021285 - ROSEMARY SUE BUSBEE

Posted

Complaint No. 20190627038

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: 1315 San Jose Blvd, Daytona Beach 32117

Parcel No. 424219140090

Zoning: R-5

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on Jul 29, 2021

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

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

*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 June 15, 2022 hearing:

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Nadeau **MOVED to issue an 5th Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34, with a Hearing to Impose Fine set for the October 19, 2022 hearing.** After Member Zahn **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2021296 - JEFFERY ALAN WALLACE ETAL, DANIEL KEITH WALLACE, JAMES DENNIS WALLACE II & LINDA LYNN TAYLOR Served

Complaint No. 20200316043

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

Property Location: 1112 Carmen Ave, Daytona Beach 32117

Parcel No. 424219400190 Zoning: B-5

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on J Wallace LM C-19 10-4-21

*Order of Non-Compliance issued at the April 20, 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.

Peter Hinson, code compliance, presented the case. Peter went over the case details, showing photos. Peter stated he posted notice on July 13, 2022. Last inspection was on August 10, 2022, the 2 sheds are still on the property. No permits or variance have been filed.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$50.00 per day commencing September 22, 2022 and to continue until compliance is achieved but not to exceed \$5,500.00 for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE.** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2021361 – BARRY & DINA NEAL

Posted

Complaint No. 20210726052

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

Property Location: 1190 Gopher Slough Rd, Mims 32754

Parcel No. 031602000970

Zoning: FR

Zoning Compliance Officer - Debbie Zechnowitz

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

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

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

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

Hearing to Impose Fine/Lien

Edward 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 there has been no progress.

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 February 15, 2023 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2021382 - EDELGARD B PIERCE

Served

Complaint No. 20211021037

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: 6468 River Rd, New Smyrna Beach 32169

Parcel No. 850501720110

Zoning: R-9W

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 1-4-22

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

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

*2nd Amended 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.

Margaret Godfrey, code compliance, presented the 3 cases together. Margaret went over the case details, showing photos. Margaret stated a permit application has been submitted, application expires February 11, 2023. We did meet on site and showed the property owner what needs to be addressed.

After discussion and based on the testimony and evidence presented, Member Nadeau **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 September 21, 2022 hearing.** After Member Zahn **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2021384 - EDELGARD B PIERCE

Served

Complaint No. 20210723010

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 3 living areas

Property Location: 6468 River Rd, New Smyrna Beach 32169

Parcel No. 850501720110

Zoning: R-9W

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 1-4-22

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

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

*2nd Amended 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 Nadeau **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 September 21, 2022 hearing.** After Member Zahn **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2021385 - EDELGARD B PIERCE

Served

Complaint No. 20211214002

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: 6468 River Rd, New Smyrna Beach 32169

Parcel No. 850501720110

Zoning: R-9W

Code Compliance Coordinator - Margaret Godfrey

Property owner was first notified of the violation on 1-4-22

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

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

*2nd Amended 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 Nadeau **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 9 SECTION 72-341(b), with a Hearing to Impose Fine set for the September 21, 2022 hearing.** After Member Zahn **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

August 17, 2022

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

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

Hearing to Impose Fine/Lien

There was no one 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 stated the last inspection was on August 16, 2022, the property is still in violation.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$50.00 per day/per case commencing September 22, 2022 and to continue until compliance is achieved but not to exceed \$12,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287.** After Member Hall **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

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

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$50.00 per day/per case commencing September 22, 2022 and to continue until compliance is achieved but not to exceed \$12,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241.** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

August 17, 2022

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 William Blalock 1-20-22

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

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$50.00 per day/per case commencing September 22, 2022 and to continue until compliance is achieved but not to exceed \$12,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277(1)(C).** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2022039 – GABRIELLE A DIANA

Posted

Complaint No. 20220207064

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

Property Location: 1215 N Boston Ave, Deland 32724

Parcel No. 700301000120

Zoning: R-3A

Code Compliance Officer - Robert Chayer

Property owner was first notified of the violation on

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

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

Hearing to Impose Fine/Lien

Kevin Oakes was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case in Robert Chayer's absence. Margaret went over the case details, showing photos. Assistant County Attorney Sabrina Slack stated Kevin Oaks is not the property owner or attorney. Kevin Oaks has an affidavit to represent Gabrielle Dana in this case. Assistant County Attorney Sabrina Slack stated the affidavit needs to be submitted each time.

Margaret stated that her and Paul Trader met onsite with contractor. The new owner and contractor is in the process of obtaining the required permits. The entire house has been remodeled and will require plans.

Mr. Oaks requested a six month continuance.

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 November 16, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2022051 - Susan C Hoyt

Sheriff Served

Complaint No. 20220207023

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

Property Location: 2070 Almond St, Orange City 32763

Parcel No. 800336000040

Zoning: R-4

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on 3-8-22

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

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

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.

CEB2022060 - NEVERENOUGH PROPERTIES LLC

Served

Complaint No. 20210223059

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). Wheel chair accessible ramp

Property Location: 1124 Avenue F, Ormond Beach 32174

Parcel No. 422901140110

Zoning: MH-5

Code Compliance Officer - Peter Hinson

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

*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.

Peter Hinson, code compliance, presented the case. Peter went over the case details, showing photos. Peter stated there are no permits on file.

After discussion and based on the testimony and evidence presented, Member Nadeau **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$50.00 per day commencing September 22, 2022 and to continue until compliance is achieved but not to exceed \$7,500.00 for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 22-2, SECTIONS 105.1 AND 110.1.**

After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2022061 - RICHARD & DEBORAH KIESER, BUSBEE ROSEMARY EST Served

Complaint No. 20190812004

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Appears renovation and or remodel with no evidence of required permits / inspections or approvals. New window(s); Concrete slab / footings; Exterior siding; Plumbing / rework / fixtures; Electrical / service / re-work / devices; Mechanical equipment / ductwork; Roofing / soffit / fascia; Interior renovation. Access to interior will be required to determine extent of renovation. May not be a complete list.

Property Location: 1206 San Jose Blvd, Daytona Beach 32117

Parcel No. 424219230230

Zoning: R-5

Code Compliance Officer - Peter Hinson

Property owner was first notified of the violation on 3-15-22

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

Hearing to Impose Fine/Lien

Richard & Deborah Kieser were 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 stated no inspections have been scheduled since June 15, 2022. Kerry Leuzinger stated we have no record of any inspections.

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 November 16, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2022062 - RICHARD & DEBORAH KIESER, BUSBEE ROSEMARY EST Served

Complaint No. 20210430064

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Expired RES permit # 20190814026

Property Location: 1206 San Jose Blvd, Daytona Beach 32117

Parcel No. 424219230230

Zoning: R-5

Code Compliance Officer - Peter Hinson

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

*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 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 November 16, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2022069 – SUNROCK CAPITAL LLC

Posted

Complaint No. 20210707001

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

Property Location: 1431 General Custer Ave, Daytona Beach 32124

Parcel No. 620601210420

Zoning: R-4(5)A

Zoning Compliance Officer - Debbie Zechnowitz

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

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

Hearing to Impose Fine/Lien

Franko was present at the hearing for this case.

Debbie Zechnowitz, code compliance, presented the 2 cases together. Debbie went over the case details, showing photos. Debbie stated permit application has been received but we are waiting on additional information before issuance. We also have just received an application for a pre app for a variance, but it has not been scheduled.

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 November 16, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2022070 - SUNROCK CAPITAL LLC

Posted

Complaint No. 20211110038

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

Property Location: 1431 General Custer Ave, Daytona Beach 32124

Parcel No. 620601210420

Zoning: R-4(5)A

Zoning Compliance Officer - Debbie Zechnowitz

Property owner was first notified of the violation on 3-28-22

*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 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-280, with a Hearing to Impose Fine set for the November 16, 2022 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2022074 - DONALD R & LINDA WILSON JR

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

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

Hearing to Impose Fine/Lien

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

Isiah Pitts, code compliance, presented the case with Danielle Gadzala. Isiah went over the case details, showing photos. Isiah stated upon last inspection, the property remains in violation.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$50.00 per day/per case commencing September 22, 2022 and to continue until compliance is achieved but not to exceed \$31,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-293.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

CEB2022139 - DONALD R & LINDA WILSON JR

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 I - Danielle Gadzala

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

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

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$50.00 per day/per case commencing September 22, 2022 and to continue until compliance is achieved but not to exceed \$31,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2022077 - MICHAEL J & MARGARET M SECA

Served

Complaint No. 20220401011

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

Property Location: 3030 John Anderson Dr, Ormond Beach 32176

Parcel No. 322100020010 Zoning: R-3

Code Compliance Officer - Peter Hinson

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

*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.

Peter Hinson, code compliance, presented the 2 cases together with Julie McCrystal. Peter went over the case details, showing photos. Julia stated the property owners have applied for a wetland alteration permit, which is in review.

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 October 19, 2022 hearing.** After Member Nadeau **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

CEB2022079 - MICHAEL J & MARGARET M SECA

Served

Complaint No. 20220331077

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

Property Location: 3030 John Anderson Dr, Ormond Beach 32176

Parcel No. 322100020010 Zoning: R-3

Environmental Specialist II - Julie McCrystal

Property owner was first notified of the violation on Apr 02, 2022

*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 1st 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 October 19, 2022 hearing.** After Member Nadeau **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2022081 - J COOPER HALVORSON

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 5, 2022

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

Hearing to Impose Fine/Lien

J Cooper Halverson was 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 stated he spoke to Mr. Halverson on August 10, 2022. Mr. Halverson explained to Peter he would make progress by Tuesday, August 16, 2022. Peter went to the residence on Tuesday, August 16, 2022 and noted he is making progress.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (C), 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.

CEB2022136 - J COOPER HALVORSON

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 Mar 5, 2022

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

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 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.

August 17, 2022

CEB2022086 – SEAN & KATHY CAMERDEN

Served

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:

*1st Amended Order of Non-Compliance issued at the July 20, 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 demo permit is issued and good until October 11, 2022. Mr Camerden stated he should have this completed by Monday August 22, 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 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE, with a Hearing to Impose Fine set for the October 19, 2022 hearing.** After Member Zahn **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2022089 - Scott & Ann Tobin

Served

Complaint No. 20220311090

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

Property Location: 1980 Shubert Ln, Port Orange 32128

Parcel No. 622600000057

Zoning: RC,RR

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on 5-7-22

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

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.

CEB2022090 - Scott & Ann Tobin

Served

Complaint No. 20220311087

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: 1980 Shubert Ln, Port Orange 32128

Parcel No. 622600000057

Zoning: RC,RR

Code Compliance Officer - Fred Eastwood

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

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

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.

CEB2022091 - Scott & Ann Tobin

Served

Complaint No. 20220311091

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: 1980 Shubert Ln, Port Orange 32128

Parcel No. 622600000057

Zoning: RC,RR

Code Compliance Officer - Fred Eastwood

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

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

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.

August 17, 2022

CEB2022112 - Scott & Ann Tobin

Served

Complaint No. 20220503039

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

Property Location: 1980 Shubert Ln, Port Orange 32128

Parcel No. 62260000057 Zoning: RC,RR

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on 5-6-22

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

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.

CEB2022113 - Scott & Ann Tobin

Served

Complaint No. 20220503041

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: 1980 Shubert Ln, Port Orange 32128

Parcel No. 62260000057 Zoning: RC,RR

Code Compliance Officer - Fred Eastwood

Property owner was first notified of the violation on 5-6-22

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

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.

August 17, 2022

CEB2022148 - WILLIAMS DAVID CLARENCE

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

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

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

Hearing to Impose Fine/Lien

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 August 12, 2022, he conducted a final inspection. At that time there has been no change.

After discussion and based on the testimony and evidence presented, Member Nadeau **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$50.00 per day/per case commencing September 22, 2022 and to continue until compliance is achieved but not to exceed \$31,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-293.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2022163 - KARIN M JANZ

Posted

Complaint No. 20220630065

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

*Order of Non-Compliance issued at the July 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 in Robert Chayer's absence. Margaret went over the case details, showing photos.

After discussion and based on the testimony and evidence presented, Member Nadeau **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$100.00 per day commencing September 22, 2022 and to continue until compliance is achieved for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

August 17, 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 25, 2022

*Order of Non-Compliance issued at the July 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 3 cases together in Robert Chayer's absence. Margaret went over the case details, showing photos. Margaret stated there has been no change on this property.

After discussion and based on the testimony and evidence presented, Member Nadeau **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$100.00 per day/per case commencing September 22, 2022 and to continue until compliance is achieved for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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 25, 2022

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

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Nadeau **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$100.00 per day/per case commencing September 22, 2022 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.

August 17, 2022

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

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

Hearing to Impose Fine/Lien

After discussion and based on the testimony and evidence presented, Member Nadeau **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$100.00 per day/per case commencing September 22, 2022 and to continue until compliance is achieved for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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 Description: 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 7-11-22

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

Hearing to Impose Fine/Lien

Jason Zelenek was present at the hearing for this case.

Nicole Weiss, code compliance, presented the case. Nicole went over the case details, showing photos. Nicole stated she has had a meeting with Mr. Zelenek where he informed us this property is ready for reinspection. We reinspected on August 2, 2022, violations were still present. Mr. Zelenek was notified via email with photos on August 4, 2022. We performed a reinspection on August 16, 2022, all of the violations are still present. Mr. Zelenek stated he is willing to work the us to rectify the violations.

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 September 21, 2022 hearing.** After Member Needham **SECONDED** the motion, Member Hall opposed, and it **CARRIED** by voice vote.

August 17, 2022

X. Hearings and Presentation of Filed Notices of Violations

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

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 he has worked with the property owner and was able to get an inspection on the property on August 11, 2022. At that time all progress had stopped.

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 15, 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.

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

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 September 15, 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.

August 17, 2022

CEB2022115 - Stanley Jackson Pollock

Served

*****REPEAT VIOLATION*****

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

Stanley Pollock was present at the hearing for this case.

Peter Hinson, code compliance, presented the case. Peter went over the case details, showing photos. Peter stated the violation was spotted on March 8, 2022. Mr. Hendricks, the complainant, was called to testify. Mr. Pollock objected the Mr. Hendricks testifying. Attorney Meeks recommends the Board overrule and object the rejection of the witness. Chair moves a motion to deny the request, moved by Member Zahn, Seconded by Member Hall, it carried unanimously by voice vote. Mr. Hendricks stated the fence was lattice was taken out and replaced with a wood fence, with zip ties. Mr. Pollock stated he wanted to attach wood pickets to the existing fence. He says he was told by the Permit Department; he did not need a permit. Kerry Leuzinger stated Florida Building Code exempts fences 6 feet and less.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Dismissal for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 9 SECTION 72-341(b).** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2022145 - MATTHEW JAMES THOMPSON & SANDRA HAWK Posted

Complaint No. 20211119079

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: 6980 Turtlemound Rd, New Smyrna Beach 32169

Parcel No. 850501540130

Zoning: R-9W

Code Compliance Manager - Chris Hutchison

Property owner was first notified of the violation on Apr 07, 2022

CONTINUED TO SEPTEMBER 21, 2022

CEB2022169 - ALBERT HUNT

Served

Complaint No. 20220622014

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: 547 Spring Hill Ct, Osteen 32764

Parcel No. 930701110230

Zoning: A-1

Code Compliance Officer - Isiah Pitts

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

Albert Hunt was present at the hearing for this case.

Isiah Pitts, code compliance, presented the case. Isiah went over the case details, showing photos. Isiah said Mr. Hunt has been 100 percent on board with compliance. Mr. Hunt stated he will cooperate and get the correct permits to finish the building. Kerry Leuzinger stated if we don't see some movement we will move forward with condemnation, because the structure is unsafe as it is.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 58, ARTICLE I SECTION 58-3 MAINTENANCE ORDINANCE With a compliance date of November 12, 2022 and a Hearing to Impose Fine is set for the November 16, 2022 hearing.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2022171 – BRIAN & TINA VON HEIN

Posted

Complaint No. 20220519072

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: 303 Pine Cone Dr, Ormond Beach 32174

Parcel No. 403501000870

Zoning: RR

Environmental Specialist II - Julie McCrystal

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

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 stated on May 19, 2022 a stop work order was posted. There has been no contact with the owner of the property.

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 September 16, 2022 and a Hearing to Impose Fine is set for the September 21, 2022 hearing.** After Member Nadeau **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

August 17, 2022

XI. Requests for Discussion of Accumulated Fines

CEB2018191 - MARTHA L NEELY ALBERT MARZILLI & PAMELA KIM GURLEY

Complaint No. 20140605029

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 All construction requires building permit(s) and inspection approval(s). (Expired permit (19910108033) for detached garage and addition to garage for apartment)

Property Location: 1 Needles Ln, Ormond Beach 32174

Parcel No. 323102000390 Zoning: RR

Building 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:

*A Report and Affidavit of Compliance was submitted with a compliance date of June 14, 2022:

*Order of Compliance issued at the July 20, 2022 hearing:

Request for Discussion of Fine/Lien of \$24,000.00

Brian 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 this was originally an expired garage permit. The permit expired without the required inspections. The garage was then expanded into an apartment with a kitchen, bedroom and bathroom. This permit was closed out and another permit was issue for a storage garage structure. The current owners have don't a lot of work to bring the structure back into compliance. Margaret recommends the case be dismissed.

After discussion and based on the testimony and evidence presented, Member Zahn **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 22-2, SECTIONS 105.1 AND 110.1.** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

August 17, 2022

CEB2021085 - KENNETH R & AMY L WHITMARSH

Posted

Complaint No. 20200820049

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: 2412 Ben Franklin Dr, Deland 32720

Parcel No. 603100000568

Zoning: RR

Code Compliance Officer - Isiah Pitts

Property owner was first notified of the violation on Aug 20, 2020

*Order of Non-Compliance issued at the May 19, 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 7, 2022:

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

Request for Discussion of Fine/Lien of \$13,000.00

Kenneth Whitmarsh was present at the hearing for this case.

Isiah Pitts, code compliance, presented the case. Isiah went over the case details, showing photos. Isiah stated violations have come into compliance. Ramona Jones stated this was an oversight and we just need to have the Lien released.

After discussion and based on the testimony and evidence presented, Member Zahn **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 22-2, SECTIONS 105.1 AND 110.1.** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

August 17, 2022

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 903 Camphor Lane has a permit issued, valid until January 28, 2023. Margaret advised the shed has a demo permit that expires September 16, 2022. There have been no inspections request. RES permit application was submitted on May 23, 2022, to remove the addition and address renovations. We are still waiting on a response for a lot combination. The permit for Eau Claire Avenue has been issued and is valid until February 11, 2023. 316 N Blue Lake Avenue has also been issued. There are several properties that are still outstanding and we are still discovering new properties with violations. Mr. Baker stated he just needs a release of 558 Murphy Avenue in Deltona, 276 Englenook Drive in Debarry, and 2015 Needle Palm Drive in Edgewater.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue a Partial Release of Lien for the 3 properties that were sold to Independent 3rd parties and are not affiliated with Opendoor Properties from the list given by Scott Baker.** After Member Hall **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:

August 17, 2022

Request for Partial Release of Lien

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue a Partial Release of Lien for the 3 properties that were sold to Independent 3rd parties and are not affiliated with Opendoor Properties from the list given by Scott Baker.** After Member Hall **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. 70111120082

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 Zahn **MOVED to issue a Partial Release of Lien for the 3 properties that were sold to Independent 3rd parties and are not affiliated with Opendoor Properties from the list given by Scott Baker.** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

XII. New Business

Member Don Needham left the meeting at 11:00 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 12:13 pm.

Respectfully submitted,

Ramona Jones
Code Enforcement Board Clerk

August 17, 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 August 17, 2022, at 123 West Indiana Avenue, Deland, Florida.

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

**Ramona Jones
Code Board Clerk**

August 17, 2022