



**VOLUSIA COUNTY CODE ENFORCEMENT BOARD MINUTES**

**August 18, 2021**

**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  
Vikki Leonard  
Donald Needham  
Pete Zahn  
Rick Dwyer  
Charles Cino, Board Attorney**

**MEMBERS ABSENT**

**Clement Nadeau**

**STAFF PRESENT**

**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  
Samantha West, Environmental Specialist III  
Julie McCrystal, Environmental Specialist II  
Kerry Leuzinger, Chief Building Official  
Ramona Jones, Code Board Clerk  
Tom Legler, Deputy Building Official  
Paul Traider, Contractor Licensing Investigator**

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**APPROVAL OF MINUTES**

**Member Needham moved to approve the minutes from the July 21, 2021 hearing. Member Zahn seconded the motion which carried unanimously by voice votes.**

**\* \* \* \* \***

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

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## IX. Unfinished Business

### **CEB2020280 - FLORIDA ACQUISITIONS LLC**

**Posted**

Complaint No. 20190614040

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) / door(s); Window removal w/ CMU in-fill exterior wall; New plumbing / plumbing rework; New electrical / electrical re-work; May not be a complete list.

Property Location: 705 Temple Ave, Orange City 32763

**Parcel No. 800307000950**

**Zoning: R-4**

**Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on Feb 08, 2020

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

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

\*Final Order Imposing Fine Lien issued at the May 19, 2021 hearing:

\*A Report and Affidavit of Compliance was submitted with a compliance date of August 3, 2021:

#### **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 Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

### **CEB2021072 - HOCQUARD AXEL G II**

**Served**

Complaint No. 20201210020

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

Property Location: 108 Douglas St, Edgewater 32141

**Parcel No. 853809003760**

**Zoning: MH-5W**

**Code Compliance Officer - Fred Eastwood**

Property owner was first notified of the violation on Feb 24, 2021

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

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

\*A Report and Affidavit of Compliance was submitted with a compliance date of August 3, 2021:

#### **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 Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

### **CEB2018302 - 30 RAYMONDE CIRCLE LLC**

**Served**

Complaint No. 20130327018

August 18, 2021

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

Property Location: 30 Raymonde Cir, Ormond Beach 32176

**Parcel No. 322804000680**

**Zoning: R-4**

**Code Compliance Coordinator - Margaret Godfrey**

Property owner was first notified of the violation on Jul 18, 2018

\*Order of Non-Compliance issued at the December 19, 2018 hearing:

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

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

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

\*4th Amended Order of Non-Compliance issued at the May 20, 2020 hearing:

\*5th Amended Order of Non-Compliance issued at the November 18, 2020 hearing:

\*6th Amended Order of Non-Compliance issued at the February 17, 2021 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 this case has been in front of the board several times since 2018. Margaret added there is a permit that is valid until August 27, 2021 and all it needs is a final inspection but has not been called in for.

After discussion and based on the testimony and evidence presented, Member Leonard **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$100.00 per day commencing September 16, 2021 and to continue until compliance is achieved, but not to exceed \$20,000.00 for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 22-2, SECTIONS 105.1 AND 110.1.**

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

**CEB2020032 - ANDERSON KELLY**

**Served**

Complaint No. 20191010044

Violation of CODE OF ORDINANCES-COUNTY OF VOLUSIA CHAPTER 118-TRAFFIC

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& VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34 Vehicle(s) that is inoperative and/or without current state license tag

Property Location: 1612 Granada Ave, Daytona Beach 32117

**Parcel No. 424219100120 Zoning: R-5**

**Code Compliance Officer - Robert Chayer**

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

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

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

**Hearing to Impose Fine/Lien**

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

Robert Chayer, code compliance, presented the 2 cases together. Robert went over the case details, showing photos. Robert said his last inspection was on August 12<sup>th</sup>, 2021 and the property remains in violation. Chairman Lingenfelter asked if there has been any contact. Robert said that is the one thing she is good at. Robert added that he and Peter Hinson have a meeting setup with her. Robert said he did see a wood chipper at the property so, he is hoping they are going in the right direction. Robert did state that she informed him that she was in a car accident and in ICU.

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 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34, with a Hearing to Impose Fine set for the September 15, 2021 hearing.** After Member Leonard **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

**CEB2020033 - ANDERSON KELLY**

**Served**

Complaint No. 20191008042

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

Property Location: 1612 Granada Ave, Daytona Beach 32117

**Parcel No. 424219100120 Zoning: R-5**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Oct 16, 2019

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

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

**Hearing to Impose Fine/Lien**

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241, with a Hearing to Impose Fine set for the September 15, 2021 hearing.** After Member Leonard **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

**CEB2020098 - FERGUSON MICHAEL A & DONNA S**

**Served**

Complaint No. 20191230002

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

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approval(s). 2 accessory structures that are misc. improvements but no sign of permit.

Property Location: 6180 Winning Wood Trl, Deleon Springs 32130

**Parcel No. 592600000180**

**Zoning: FR (4)**

**Code Compliance Officer - Peter Hinson**

Property owner was first notified of the violation on Dec 3, 2019

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

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

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

**Hearing to Impose Fine/Lien**

Donna Ferguson was present at the hearing for this case.

Peter Hinson, code compliance, presented the case. Peter went over the case details, showing photos. Peter said that he received communication that Efird Surveying Group that all they were waiting for is payment for the drawings. Mrs. Ferguson said that she is not able to work with her husband on these issues and that her husband is currently incarcerated. Mrs. Ferguson said money is still an issue and added that she may be moving to Virginia due to the personal situation going on.

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 16, 2021 and to continue until compliance is achieved, but not to exceed \$5,000.00 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.

**CEB2020149 - OVERLAND CAPITAL TRUST / LOVETT JAY 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 /

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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:

**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. Permits have been reopened and expire in February.

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

**CEB2020205 - GARROW NATHAN LEE**

**Served**

Complaint No. 20200414041

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS 105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). (Appears renovation or remodel with no evidence of required permits / inspections or approvals. Interior / exterior renovation; Asphalt roof cover; Structural roof

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framing; Siding; Windows - (canceled permit applications # 20130925021 / 20131219002). Plumbing; Electrical; Mechanical. May not be a complete list.

Property Location: 280 W Minnesota Ave, Orange City 32763

**Parcel No. 800302000013**

**Zoning: R-4**

**Code Compliance Coordinator - Margaret Godfrey**

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

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

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

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

**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 said an after the fact permit came in, in January and is valid until February 1, 2022. Margaret said that with this being still in application status she is recommending a 3<sup>rd</sup> amended order and the hearing to impose fine in October

After discussion and based on the testimony and evidence presented, Member Hall **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 October 20, 2021 hearing.** After Member Leonard **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

**CEB2020249 - WOLF DANNA**

**Served**

Complaint No. 20200107047

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: 1725 Hope Dr., Ormond Beach 32174

**Parcel No. 423317010320**

**Zoning: R-5**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Aug 08, 2020

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

**Hearing to Impose Fine/Lien**

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

Robert Chayer, code compliance, presented the 2 cases together. Robert went over the case details, showing photos. Robert said he had a lot of contact with the owner in the beginning and that this has been going on since 2020. The permit application expired and she didn't want to make the changes that Zoning said needed to be done. Robert added that a variance meeting was scheduled and Ms. Wolf didn't show up, there was a scheduling conflict and since then, he has had no contact with her.

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 16, 2021 and to continue until compliance is achieved, but not to exceed \$1,000.00 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.

**CEB2020282 - WINES RONALD**

**Served**

Complaint No. 20200929055

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). There is an expired mobile home replacement permit

Property Location: 100 West Loop, Oak Hill 32759

**Parcel No. 950600011210**

**Zoning: MH-5**

**Code Compliance Officer - Fred Eastwood**

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

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

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

**Hearing to Impose Fine/Lien**

Ronald Wines was present at the hearing for this case.

Fred Eastwood, code compliance, presented the case. Fred went over the case details, showing photos. Fred stated he spoke to Mr. Wines 2 weeks ago to remind him that he needed to set up the final inspection before the permit expired. Mr. Wines explained his money situation which affects him being able to pay for things needing to be done. Mr. Wines said that he called for an inspection but it failed and he has no money to make the repairs to pass the inspection. Chairman Lingenfelter asked Fred when the last time he was at the property. Fred stated last week and also said there is a transient staying on the property and Mr. Wines said he has to evict her from the property and that is going to cost money too.

Member Hall asked if the permit was expired right now. Fred said yes.

Kerry Leuzinger said that if the board takes this action today that he would have the permit extended one month at no cost and would allow Mr. Wines to come into compliance.

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 16, 2021 and to continue until compliance is achieved, but not to exceed \$2,300.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 22-2, SECTIONS 105.1 AND 110.1.** After Member Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2020299 - BONGARD RYAN**

**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: 4101 Swamp Deer Rd, New Smyrna Beach 32168

**Parcel No. 820101060370**

**Zoning: RA**

**Environmental Specialist III - Samantha West**

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:

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

**Hearing to Impose Fine/Lien**

Ryan Bongard was present via Webinar at the hearing for this case.

Samantha West, Environmental Specialist, presented the case. Samantha went over the case details, showing photos. Samantha stated recently there has been conversations with the biological consultant and also emails with the contractor. Samantha said they are working on the Site plan and those should be done within the next week and once that is done they can work with the consultant on how to do the restoration plan and then the mitigation for the House impacts. Samantha showed the emails which show everything would be done. Mr. Bongard said that everything Samantha said was correct and he is moving along with everything in order to get things done.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 3rd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 11 SECTION 72-884, with a Hearing to Impose Fine set for the November 17, 2021 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

**CEB2020303 - JEFFERS ROY D**

**Served**

Complaint No. 20200901054

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

Property Location: Sharp Rd, New Smyrna Beach 32168

**Parcel No. 723100001520**

**Zoning: A-1**

**Zoning Compliance Officer - Debbie Zechnowitz**

Property owner was first notified of the violation on Sep 11, 2020

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

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

**Hearing to Impose Fine/Lien**

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Roy and Malissa Jeffers were present via Webinar at the hearing for this case.

Debbie Zechnowitz, code compliance, presented the case. Debbie went over the case details, showing photos. Debbie stated the last inspection was August 12<sup>th</sup> and that the property is cleaned up and that more time was needed to get the trailer moved off the property. Malissa said they are working on getting her parents into another home and have been working hard in getting a new trailer ready. Malissa said that she wants to make sure the new home is safe for her parents and added she has 2 jobs and a daughter that is home schooled. Chairman Lingenfelter asked if she is referring to a new home and not the one in the photos. Malissa said yes it was a new home and property that they are moving too. Malissa said that she believes October would be enough time to get things finished.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 2nd Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277(1)(C), with a Hearing to Impose Fine set for the October 20, 2021 hearing.** After Member Needham **SECONDED** the motion, Member Dwyer opposed it then **CARRIED** by voice vote.

**CEB2021017 - CARUSO ARMAND**

**Served**

Complaint No. 20181011049

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: 1374 Taylor Ave, Daytona Beach 32117

**Parcel No. 423313000041                      Zoning: R-4**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Oct 15, 2018

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

**Hearing to Impose Fine/Lien**

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

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Robert Chayer, Code Compliance presented the 5 cases together. Robert went over the case details, showing photos. Robert stated he has no contact what so ever with the owner. Robert said he was at the property on the 13<sup>th</sup> and there hasn't been much change.

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 \$50.00 per day/per case commencing September 16, 2021 and to continue until compliance is achieved, but not to exceed \$1,400.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34.** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2021018 - CARUSO ARMAND**

**Served**

Complaint No. 20181011051

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

Property Location: 1374 Taylor Ave, Daytona Beach 32117

**Parcel No. 423313000041                      Zoning: R-4**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Oct 15, 2018

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

**Hearing to Impose Fine/Lien**

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 \$50.00 per day/per case commencing September 16, 2021 and to continue until compliance is achieved, but not to exceed \$1,400.00 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.

**CEB2021019 - CARUSO ARMAND**

**Served**

Complaint No. 20181011052

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: 1374 Taylor Ave, Daytona Beach 32117

**Parcel No. 423313000041                      Zoning: R-4**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Oct 15, 2018

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

**Hearing to Impose Fine/Lien**

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 \$50.00 per day/per case commencing September 16, 2021 and to continue until August 18, 2021**

**compliance is achieved, but not to exceed \$1,400.00 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.

**CEB2021020 - CARUSO ARMAND**

**Served**

Complaint No. 20181011053

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

Property Location: 1374 Taylor Ave, Daytona Beach 32117

**Parcel No. 423313000041                      Zoning: R-4**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Oct 15, 2018

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

**Hearing to Impose Fine/Lien**

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 \$50.00 per day/per case commencing September 16, 2021 and to continue until compliance is achieved, but not to exceed \$1,400.00 per case 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.

**CEB2021021 - CARUSO ARMAND**

**Served**

Complaint No. 20190613019

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 Electrical Permit

Property Location: 1374 Taylor Ave, Daytona Beach 32117

**Parcel No. 423313000041                      Zoning: R-4**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Jun 24, 2019

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

**Hearing to Impose Fine/Lien**

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 \$50.00 per day/per case commencing September 16, 2021 and to continue until compliance is achieved, but not to exceed \$1,400.00 per case for violation of August 18, 2021**

**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.

**CEB2021029 - EDMONDS THOMAS EST**

**Served**

Complaint No. 20201001031

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: 369 Park Dr., Deland 32724

**Parcel No. 602803000240                      Zoning: MH-5A**

**Code Compliance Officer - Peter Hinson**

Property owner was first notified of the violation on Oct 1, 2020

\*Order of Non-Compliance issued at the July 21, 2021 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 said the property is for sale right now and the owner got the windows boarded up. Peter said he recommends a fine to start. Chairman Lingenfelter

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asked with the progress of at least securing it. Peter said he believes he did that just to be able to sell it.

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 16, 2021 and to continue until compliance is achieved, but not to exceed \$3,000.00 per case 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.

**CEB2021044 - Clayton Benio**

**Served**

Complaint No. 20200522046

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-298.13 Sign(s) erected without proper permit(s)

Property Location: 5040 Commerce Ave, Deleon Springs 32130

**Parcel No. 694301150130**

**Zoning: R-4**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on May 28, 2020

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

**Hearing to Impose Fine/Lien**

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

Robert Chayer, Code Compliance presented the 3 cases together. Robert went over the case details, showing photos. Robert stated he drove by the property this morning and condition remain. Chairman Lingenfelter stated he knows there have been discussions between County staff, Mr. Benio and his representative and asked would there be a reason why they wouldn't go with the recommendation of fines. Robert said there are

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several issues but none of them would apply to this. The zoning issues of the property, whether it be B4, B10, B whatever the sign would still need to be permitted. Robert added that the only way he can get away with the fence is if it was AG zoned, which would not happen. Sebrina Slack stated not to confuse the different issues, but as far as the zoning goes, we have talked with his representative and the property owner, what he would potentially have to do is to Petition Council, if he believes that the zoning was not correctly applied to his potential parcel when they did an overlay, so that is an entirely different process that we've talked him through. Sebrina added none of these violations have anything to do with his zoning. These are just the fence and the sign, there have been issues that have come up as to whether or not those are in the right of way, but his property line is still concurrent with the right way. The violations are still on his property regardless of whether the sign or the fence or in the right way. Sebrina said that we have asked him to remedy it and he has given us the defense that this is not a fence.

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 16, 2021 and to continue until compliance is achieved, but not to exceed \$5,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-298.13.** After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2021046 - Clayton Benio**

**Served**

Complaint No. 20200522044

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: 5040 Commerce Ave, Deleon Springs 32130

**Parcel No. 694301150130**

**Zoning: R-4**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on May 28, 2020

\*Order of Non-Compliance issued at the July 21, 2021 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 16, 2021 and to continue until compliance is achieved, but not to exceed \$5,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 9 SECTION 72-341(b).** After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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**CEB2021047 - Clayton Benio**

**Served**

Complaint No. 20200522043

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-282 fence, wall or hedge over the maximum height allowed  
Property Location: 5040 Commerce Ave, Deleon Springs 32130

**Parcel No. 694301150130**

**Zoning: R-4**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on May 28, 2020

\*Order of Non-Compliance issued at the July 21, 2021 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 16, 2021 and to continue until compliance is achieved, but not to exceed \$5,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-282.** After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2021128 - COOPER ANTHONY**

**Served**

Complaint No. 20210220006

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-291 Contractor storage yard with no final site plan  
Property Location: 494 Old Daytona Rd, Deland 32724

**Parcel No. 603304000010**

**Zoning: I-1A**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Feb 15, 2021

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

**Hearing to Impose Fine/Lien**

Kenneth Ashley, General Contractor, was present at the hearing for this case.

Robert Chayer, Code Compliance and Samantha West, Environmental Specialist presented the 3 cases together. Robert went over the case details, showing photos. Samantha stated that she has spoken to Mr. Ashley and they were working on the plan for the site. Robert said that he agrees with what Samantha has said. Robert said the plans are close to be finished. Member Dwyer asked if it was typically this long to get site plans issued. Samantha said that typically it does not take this long but they have been through a few engineers and from what she sees this is a more complete site plan than August 18, 2021

what they had 2 years ago. Kenneth Ashley added that he knows this has been going on for a long time and that he was the new contractor working with Mr. Cooper. Kenneth added this is the first time he has tried to pull a commercial permit and wants to make sure everything is right on the drawing so there are no kickbacks. Kenneth said he is currently working on the landscaping and said he hopes to have it ready in a couple of weeks.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-291, with a Hearing to Impose Fine set for the September 15, 2021 hearing.** After Member Leonard **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

**CEB2021129 - COOPER ANTHONY**

**Served**

Complaint No. 20210220007

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: 494 Old Daytona Rd, Deland 32724

**Parcel No. 603304000010                      Zoning: I-1A**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on Feb 15, 2021

\*Order of Non-Compliance issued at the June 16, 2021 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 9 SECTION 72-341(b), with a Hearing to Impose Fine set for the September 15, 2021 hearing.** After Member Leonard **SECONDED** the motion, and it

**CARRIED** unanimously by voice vote.

**CEB2021079 – COOPER ANTHONY**

**Served**

Complaint No. 20210214003

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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: 494 Old Daytona Rd, Deland 32724

**Parcel No. 603304000010                      Zoning: I-1A**

**Environmental Specialist III - Samantha West**

Property owner was first notified of the violation on Feb 15, 2021

\*Order of Non-Compliance issued at the June 16, 2021 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 10 SECTION 72-834(2), with a Hearing to Impose Fine set for the September 15, 2021 hearing.** After Member Leonard **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

**CEB2021100 - MOORE BENNY**

**Posted**

Complaint No. 20210304001

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

Property Location: No Street, County 32759

**Parcel No. 953703000200                      Zoning: MH-4**

**Code Compliance Officer - Fred Eastwood**

Property owner was first notified of the violation on Mar 4, 2021

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

**Hearing to Impose Fine/Lien**

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

Fred Eastwood, code compliance, presented the 6 cases together. Fred went over the case details, showing photos. Fred stated he has added to his stock, there is now a 3<sup>rd</sup> RV, boat on a trailer and a horse. Chairman Lingenfelter asked how this came about. Fred said it was complaints from various homeowners.

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 16, 2021 and to continue until**

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**compliance is achieved, but not to exceed \$1,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (C).** After Member Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2021101 - MOORE BENNY**

**Posted**

Complaint No. 20210304002

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: No Street, County 32759

**Parcel No. 953703000200                      Zoning: MH-4**

**Code Compliance Officer - Fred Eastwood**

Property owner was first notified of the violation on Mar 4, 2021

\*Order of Non-Compliance issued at the June 16, 2021 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 16, 2021 and to continue until compliance is achieved, but not to exceed \$1,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287.** After Member Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2021102 - MOORE BENNY**

**Posted**

Complaint No. 20210304003

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

Property Location: No Street, County 32759

**Parcel No. 953703000200                      Zoning: MH-4**

**Code Compliance Officer - Fred Eastwood**

Property owner was first notified of the violation on Mar 4, 2021

\*Order of Non-Compliance issued at the June 16, 2021 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 16, 2021 and to continue until compliance is achieved, but not to exceed \$1,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241.** After Member Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2021103 - MOORE BENNY**

**Posted**

Complaint No. 20210304004

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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: No Street, County 32759

**Parcel No. 953703000200                      Zoning: MH-4**

**Code Compliance Officer - Fred Eastwood**

Property owner was first notified of the violation on Mar 4, 2021

\*Order of Non-Compliance issued at the June 16, 2021 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 16, 2021 and to continue until compliance is achieved, but not to exceed \$1,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34.** After Member Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2021104 - MOORE BENNY**

**Posted**

Complaint No. 20210304005

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

Property Location: No Street, County 32759

**Parcel No. 953703000200                      Zoning: MH-4**

**Code Compliance Officer - Fred Eastwood**

Property owner was first notified of the violation on Mar 4, 2021

\*Order of Non-Compliance issued at the June 16, 2021 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 16, 2021 and to continue until compliance is achieved, but not to exceed \$1,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (C).** After Member Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2021105 - MOORE BENNY**

**Posted**

Complaint No. 20210304006

Violation of VOLUSIA COUNTY CODE OF ORDINANCES, CHAPTER 22-2, SECTIONS August 18, 2021

105.1 AND 110.1 Construction without the required permit(s) and/or inspection approval(s). Building pens to house animals without permits

Property Location: No Street, County 32759

**Parcel No. 953703000200                      Zoning: MH-4**

**Code Compliance Officer - Fred Eastwood**

Property owner was first notified of the violation on Mar 4, 2021

\*Order of Non-Compliance issued at the June 16, 2021 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 16, 2021 and to continue until compliance is achieved, but not to exceed \$1,000.00 per case for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 22-2, SECTIONS 105.1 AND 110.1.** After Member Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2021150 -POLLOCK STANLEY JACKSON & GANNETT EDNA ROLLENE Served**  
Complaint No. 20210406079

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-298.13 Sign(s) erected without proper permit(s)

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 May 01, 2021

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

\*A Report and Affidavit of Compliance was submitted with a compliance date of August 16, 2021:

**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 Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote by the rest of the Board Members.

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**CEB2021155 - WAVECREST NSB LLC / MURRAY STEVEN**

**Served**

Complaint No. 20200806058

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Hotel/Motel where not permitted and use of premises where not permitted

Property Location: 6965 S Atlantic Ave, New Smyrna Beach 32169

**Parcel No. 850501170280**

**Zoning: R-9W**

**Code Compliance Coordinator - Margaret Godfrey**

Property owner was first notified of the violation on Aug 08, 2020

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

**Hearing to Impose Fine/Lien**

Steven Murray 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 that she still sees the property being advertised and has not changed to reflect 30 days or more. Member Dwyer asked Margaret to go back to the slides with the list of dates so he can reread it.

Mr. Murray said that Wavecrest no longer owns the property, he added that he is the sole owner and resides at the property. Mr. Murray said he is unable to provide testimony today as he is currently in litigation with the County pertaining to this manner and his Attorney has advised him not to provide testimony because of the lawsuit. Chairman Lingenfelter asked Sebrina Slack and Charles Cino if there is any guidance and if we can proceed. Sebrina said yes we can proceed, the Fifth Amendment doesn't technically apply to anything but criminal matters and he can assert a civil right to not testify that it is

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his chose. Member Zahn asked Margaret the violation and all the references to Airbnb supports the violation. Member Dwyer asked if Wavecrest is no longer the owner would this violation still stand since he is now the owner of record. Sebrina Slack said that Wavecrest is Steven Murray, Margaret said he is the registered agent for Wavecrest.

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 commencing September 16, 2021 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 Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2021156 – LANDAKER KELLY L**

**Served**

Complaint No. 20210220013

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

Property Location: 33 Alamanda Dr., Ormond Beach 32176

**Parcel No. 420313000170**

**Zoning: R-5**

**Code Compliance Coordinator - Margaret Godfrey**

Property owner was first notified of the violation on Mar 27, 2021

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

**Hearing to Impose Fine/Lien**

David Goodsell was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret said that she has had conversations with Mrs. Landaker and Mr. Goodsell on what needs to be done. Margaret said Mrs. Landaker needs more time to get Superior Engineering to do the drawings, which she has already paid half of the fees for it. Mr. Goodsell said he has nothing to add.

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 17, 2021 hearing.** After Member Needham **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

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**CEB2021158 - Ernesto and Concepcion Guillen- Cortez**

**Served**

Complaint No. 20200923035

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: 1405 Central Pkwy, Deland 32724

**Parcel No. 700103260200                      Zoning: R-4A**

**Environmental Specialist II - Todd Hannah**

Property owner was first notified of the violation on Sept 23, 2020

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

**Hearing to Impose Fine/Lien**

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

Todd Hannah, Environmental Specialist, presented the case. Todd went over the case details, showing photos. Todd stated this case had permits but expired and never did anything more. Todd said that he has had no contact since 6-3-2020.

After discussion and based on the testimony and evidence presented, Member Leonard **MOVED to issue an Order Imposing Fine/Lien with an assessed fine in the amount of \$50.00 per day commencing September 16, 2021 and to continue until compliance is achieved but not to exceed \$1,250.00 for violation of VOLUSIA COUNTY CODE OF ORDINANCES CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-834(2).** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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**CEB2021167 - LOWERY NATHAN ERVIN**

**Posted**

Complaint No. 20201008019

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: Kentucky (Paper), Suite AV, Deltona 32738

**Parcel No. 810404090010**

**Zoning: A-3**

**Environmental Specialist II - Todd Hannah**

Property owner was first notified of the violation on Oct 8, 2020

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

**Hearing to Impose Fine/Lien**

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

Todd Hannah, Environmental Specialist, presented the case. Todd went over the case details, showing photos. Todd stated there is no access to the property but he cleared it. Todd said the permit has been extended until October and hopes he has stuff planted by then.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an 1st Amended Order of Non-Compliance for violation of VOLUSIA COUNTY CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-834(2), with a Hearing to Impose Fine set for the November 17, 2021 hearing.** After Member Zahn **SECONDED** the motion, and it **CARRIED** unanimously by voice vote.

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

**CEB2020121 - CARRIE L RITCHIE**

**Served**

Complaint No. 20200227034

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: 1835 Nelson Ave, Ormond Beach 32174

**Parcel No. 424204200163**

**Zoning: R-5**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on 3-3-20

Carrie Ritchie and Mac Ritchie were present via Webinar at the hearing for this case.

Robert Chayer, Code Compliance presented the 2 cases together. Robert went over the case details, showing photos. Robert stated his last inspection was on the 12<sup>th</sup>. Robert showed photos of the property and said a lot of stuff has been removed. He said that he has not had contact with her until today. Carrie said right now she is in the middle of a severe upper respiratory infection, she has been doing the work by herself and that she has her Brother Mac helping her too. Carrie said her ex-husband is the cause of this issue. Carrie then introduced her brother Mac to speak. Chairman Lingenfelter asked how much time she thought she would need to come into compliance. Mac said he has been helping his sister and has spoken with the code officer. Mac said he believes within the next 60 days it should be completely cleaned up. He added that he has been to the dump about 60 times already and has receipts to prove that. Mac said that he puts his name on this and will have this cleaned up for his sister. Member Dwyer asked Mac when he took the stuff to the dump. Mac said over the last 6 months. Member Dwyer then asked if he has showed these receipts to staff. Mac said no he hasn't had a chance but he does have them all. Member Dwyer then asked Robert when you say no contact with owner does this mean you did not initiate contact. Robert said that it means he just hasn't had contact

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with them. Robert said he has been by the property several times but never went past the fence. Robert added that certified notices were sent as well. Member Dwyer then asked Carrie and Mac once the notices were received why was there no response to the officer. Mac said the first notice she got was in the mail box when they got back from Tennessee and it said they were in violation and that they would be fined and a date was already scheduled. Mac then said he spoke with another officer when they were in the area looking for roosters and asked about their violation, he added that it would have been nice to have communication so she could find out if there was some assistance she could have received. Mac said he is not trying to make excuses. Member Dwyer then added once the notice was received it would have behooved you to contact staff to get the issues resolved. Member Hall asked Robert if he was okay to push the compliance date out. Robert said he was fine with that.

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 58, Health & Sanitation SEC. 58-36 With a compliance date of November 15, 2021 and a Hearing to Impose Fine is set for the November 17, 2021 hearing.** After Member Needham **SECONDED** the motion, Member Dwyer opposed it then **CARRIED** by voice vote.

**CEB2020122 - CARRIE L RITCHIE**

**Served**

Complaint No. 20200227035

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

Property Location: 1835 Nelson Ave, Ormond Beach 32174

**Parcel No. 424204200163**

**Zoning: R-5**

**Code Compliance Officer - Robert Chayer**

Property owner was first notified of the violation on 3-3-20

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 November 15, 2021 and a Hearing to Impose Fine is set for the November 17, 2021 hearing.** After Member Needham **SECONDED** the motion, Member Dwyer opposed it then **CARRIED** by voice vote.

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**CEB2020310 - CLARK & MORE INC**

**Served**

Complaint No. 20201106043

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

Property Location: 326 Osteen Maytown Rd, Osteen 32764

**Parcel No. 920702030150**

**Zoning: OUR**

**Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on Nov 6, 2020

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

Isiah Pitts, Code Compliance presented the case. Isiah went over the case details, showing photos. Isiah stated the property was first observed on 11-6-2020 and a Notice of Violation was posted on 11-19-2020 and the Notice of Hearing was posted on 8-1-2021. Paul Traider said he saw work in progress and stopped there were no permits showing and he made contact with the Owner/investor, and they did not have a very good first meeting and they were not happy to see him. Paul said he wasn't granted access to the house. Paul said he had a phone call a few weeks ago and was told they are working on permitting but Paul has not seen anything. Chairman Lingenfelter asked if Paul was given a timeline on when things would be done. Paul said no.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTIONS 105.1 AND 110.1 With a compliance date of September 10, 2021 and a Hearing to Impose Fine is set for the September 15, 2021 hearing.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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**CEB2021039 - South Moon Road LLC**

**Served**

Complaint No. 20200323027

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). Have built 2 new docks without permits

Property Location: 1675 Camp South Moon Rd, Astor 32102

**Parcel No. 581900010031**

**Zoning: A-2, B-7, RC**

**Code Compliance Officer - Robert Chayer**

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

Jordan John was present at the hearing for this case.

Robert Chayer, Code Compliance presented the 2 cases together with Todd Hannah. Robert went over the case details, showing photos. Robert stated the property is a campground/RV park. Robert added that a stop work order was issued for work that was being done on a dock. Robert said Jordan is in the process of getting the permits and they are in department review. Todd added that they are working on the permits and there was a section that needed to be added to the plans. Member Dwyer asked why there was a delay on applying for the permit. Jordan said that he spoke with Isiah Pitts in early 2020 and he stopped working on the deck, then when Covid hit, it was hard to get people on the phone. Jordan said he has been working with numerous engineers and has put a lot of money into all of these issues to get them resolved. Jordan also added that a lot of other issues have happened and needed to be permitted as well. Jordan said he is working hard on getting this resolved. Member Dwyer then asked staff if all permits have been submitted. Robert and Todd said yes.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTIONS 105.1 AND 110.1 With a compliance date of October 4, 2021 and a Hearing to Impose Fine is set for the October 20, 2021 hearing.** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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**CEB2021040 - South Moon Road LLC**

**Served**

Complaint No. 20200325005

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: 1675 Camp South Moon Rd, Astor 32102

**Parcel No. 581900010031**

**Zoning: A-2, B-7, RC**

**Environmental Specialist II - Todd Hannah**

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

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 October 4, 2021 and a Hearing to Impose Fine is set for the October 20, 2021 hearing.** After Member Hall **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2021123 - HILLS LOUIS JR, SHIPMAN ERIC II & WILBERT**

**Posted**

Complaint No. 20210406047

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: 524 W Beresford Ave, Deland 32720

**Parcel No. 702003000030**

**Zoning: R-4**

**Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on Apr 6, 2021

Mary Shipman, Mother of Louis Hills Jr. and Sister of Eric & Wilbert, was present at the hearing for this case.

Isiah Pitts, Code Compliance presented the 3 cases together. Isiah went over the case details, showing photos. Isiah stated his last inspection was 8-17-21 and the property remains the same and he also spoke to Ms. Shipman on what is needed to be in compliance. Ms. Shipman said that she has a guy working on her truck and that all her vehicles are tagged and insured, she said that someone stole the tag off the red truck. She added they work on the vehicles there for the shade of the trees. Chairman Lingenfelter asked what the violation for accessory structure was for. Isiah said the vehicles and RV that's being lived in. Chairman Lingenfelter then explained that the lot has to be vacant until a primary structure is put on it. He added you can't use it for a car repair area. Ms. Shipman said she is not putting a house there, her plan is to put plants there. Chairman Lingenfelter than asked how much time would be needed to clear the lot off. Ms. Shipman said as soon as the repairs are done they will be out of there.

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, Health & Sanitation SEC. 58-36 With a compliance date of October 15, 2021 and a Hearing to Impose Fine is set for the October 20, 2021 hearing.** After Member Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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**CEB2021124 - HILLS LOUIS JR, SHIPMAN ERIC II & WILBERT Posted**

Complaint No. 20210406048

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

Property Location: 524 W Beresford Ave, Deland 32720

**Parcel No. 702003000030 Zoning: R-4**

**Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on Apr 6, 2021

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277(1)(C) With a compliance date of October 15, 2021 and a Hearing to Impose Fine is set for the October 20, 2021 hearing.** After Member Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2021125 - HILLS LOUIS JR, SHIPMAN ERIC II & WILBERT Posted**

Complaint No. 20210406049

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: 524 W Beresford Ave, Deland 32720

**Parcel No. 702003000030 Zoning: R-4**

**Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on Apr 6, 2021

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-287 (E) With a compliance date of October 15, 2021 and a Hearing to Impose Fine is set for the October 20, 2021 hearing.** After Member Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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**CEB2021141 - VELZAQUEZ YUNISLEYDIS RODRIGUEZ**

**Posted**

Complaint No. 20200604052

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). Structures without permits.

Property Location: 711 Cypress Ave, Orange City 32763

**Parcel No. 800900000290**

**Zoning: A-3**

**Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on Jun 25, 2020

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

Isiah Pitts, Code Compliance presented the 2 cases together. Isiah went over the case details, showing photos. Isiah stated on January 12, 2021 a meeting was held with Mrs. Rodriguez and staff and advised of all violations that needed permits. Isiah showed photos of all the structures that have no permits including the pool. Member Hall asked at what point did Isiah start communicating with Nika. Isiah said around July.

Nika stated that what Isiah is saying they do agree with. Nika added that the garage apartment does not meet setback and they are going to start the variance process. Nika said once she got involved she reached out to the Planning Department and they were told there is an ordinance change to garage apartment and they were told they may not need a special exception while it was decided with the County Council. Nika said that they are working with engineers on the plans and will then plan for the variance process. Chairman Lingenfelter asked what the age of the pool is. Nika said it is about 1 year old. Nika added that she spoke with Kerry about it and they have received an x-ray scan of the pool to make sure it was built correctly. Nika then asked if the next hearing could be in November as they are planning to be in PLRDC in October.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTIONS 105.1 AND 110.1 With a compliance date of November 10, 2021 and a Hearing to Impose Fine is set for the November 17, 2021 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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**CEB2021202 - VELZAQUEZ YUNISLEYDIS RODRIGUEZ**

**Posted**

Complaint No. 20210716004

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: 711 Cypress Ave, Orange City 32763

**Parcel No. 800900000290**

**Zoning: A-3**

**Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on Jun 4, 2020

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277 With a compliance date of November 10, 2021 and a Hearing to Impose Fine is set for the November 17, 2021 hearing.** After Member Needham **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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**CEB2021149 - THOMPSON THERESA L**

**Served**

Complaint No. 20210128016

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

Property Location: 169 West Loop, Oak Hill 32759

**Parcel No. 950600010810**

**Zoning: MH-5**

**Code Compliance Officer - Fred Eastwood**

Property owner was first notified of the violation on 7-9-21

Theresa Thompson was present at the hearing for this case.

Fred Eastwood, Code Compliance presented the case. Fred went over the case details, showing photos. Fred stated he was notified by a neighbor that the son lived a few doors down. Fred said he spoke with him and had him relay a message to contact him. Fred said he had no contact with the owner. Fred added that there was a homeless camp on the back side of the property. Ms. Thompson said that when she bought the lot the building was already there. Ms. Thompson said she didn't know it couldn't be there and that she was going to put a mobile home on the property. She added that she has had health issues and is still planning on moving to this property but due to finances it is taking longer. Chairman Lingenfelter asked if the shed was worth saving. Ms. Thompson said yes it is a solid building. Member Zahn asked how long it would take to get a permit application in for a mobile home. Ms. Thompson said she was working with Uncle Roy's Mobile Home and that they would pull the permit for everything. Member Zahn added that he is inclined to give 3 months to get the permit for the mobile home.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 72 ARTICLE II DIVISION 8 SECTION 72-277(1)(C) With a compliance date of November 10, 2021 and a Hearing to Impose Fine is set for the November 17, 2021 hearing.** After Member Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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**CEB2021153 - SMITH TAMMY & WILLIAM**

**Served**

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

Complaint No. 20210423048

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72 ARTICLE II DIVISION 7 SECTION 72-241 Hotel/Motel where not permitted and use of premises where not permitted.

Property Location: 7035 S Atlantic Ave, New Smyrna Beach 32169

**Parcel No. 850501180350**

**Zoning: R-9W**

**Code Compliance Coordinator - Margaret Godfrey**

Property owner was first notified of the violation on 6-15-21

\*The Board continued this case from the July 21, 2021 hearing:

Tammy Smith 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 case was in front of the Board last October and received an Order of Non Compliance and Dismissal. Margaret said she has received numerous emails stating the property was being turned over weekly. Margaret said Fred Eastwood was at the property on April 23, 2021 and had contact with people who were renting for 1 week. Margaret stated Fred was at the property since the last meeting as she received a complaint saying 4 families were staying at the property, Fred made contact and they did confirm they paid \$1000.00 for the week. Chairman Lingenfelter asked if this property was listed specifically in the complaints. Margaret said yes. Member Hall asked that at the last meeting he did ask that she provide some evidence and if Margaret received anything. Margaret stated no.

Dr. Smith said when she started looking at this property to purchase she spoke to the realtor who said to always be sure to get permits and that it could be used as a rental. Dr. Smith added that she was contacted by some neighbors that said there was concern about short term rental so she stopped advertising it. Dr. Smith brought in leases as she rented the property for 3 months. She said that she opened it up again when she heard about the moratorium and at a previous meeting she had heard that some already had bookings and it wasn't fair to cancel them. Once the moratorium ended she tried contacting some of the renters to cancel the bookings and some people never got back to her. She said she received a call from one of the renters who asked her not to cancel as they had already spent a lot of money on their vacation and would not be able to get refunded. She then said she told one of the renters that they have a week booked and now they get the whole month. Chairman Lingenfelter asked if her testimony was that the short term rentals that accorded after October 21, 2020 were less than a month. Dr. Smith

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then added some of the dates on the screen from 11-23-20 and 12-17-20 and she had a renter there for 3 months during that time. Dr. Smith said she contacted the office as she wanted to go over all this information and no one ever got back to her. Dr. Smith said that many of the neighbors are moving and selling their homes because of the Short Term rentals issues and the harassment that goes on. Margaret said this is where the confusion comes in as County Council just suspended the enforcement but the ordinance never changed. Chairman Lingenfelter asked Sebrina Slack does that mean it can happen during that month. Sebrina said the only direction that was received is that we could not enforce the ordinance. Chairman Lingenfelter then asked has the violation occurred since and added that he is not convinced the violation occurred. Member Zahn agreed and said his opinion on the testimony is that there was no intent to rent for a shorter time period and Dr. Smith went out of her way to turn it into a long term. Sebrina Slack added if they wanted to hear from Fred Eastwood because he did speak to short term renters outside of the suspension of enforcement and additionally Dr. Smith testified that even though it was only a suspension of enforcement, she booked and continued to short term rent after that time. Member Zahn said there is so much confusion on this. The motion almost died for a lack there of and Charles Cino suggested that a motion be made one way or another. A roll call was taken for dismissing the case. Sebrina Slack added that we would need all the documents for the purposes of an appeal.

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 7 SECTION 72-241.** After Member Hall **SECONDED** the motion, Member Dwyer and Member Leonard opposed, it then **CARRIED** by voice vote.

**CEB2021154 - SMITH TAMMY & WILLIAM**

**Served**

Complaint No. 20210525081

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 appraiser has this listed as a 3 bed, 2 bath home and it is advertised on VRBO as a 4 bedroom, 3 bathroom home

Property Location: 7035 S Atlantic Ave, New Smyrna Beach 32169

**Parcel No. 850501180350**

**Zoning: R-9W**

**Code Compliance Coordinator - Margaret Godfrey**

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Property owner was first notified of the violation on 6-15-21

\*The Board continued this case from the July 21, 2021 hearing:

Tammy Smith was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret said while researching the property for the Short term rental staff noticed the VRBO website said 4 bedrooms, 3 bathrooms. Property Appraiser and the previous Realtor advertisement from 2013 have this property listed as a three bedroom, two bathroom, single family home. Margaret said there have been no permit applications to date. Member Hall asked the original renovation after she bought there were permits pulled. Margaret stated yes there were permits pulled for some things but not for this. Member Hall then asked if plans are required for renovations. Margaret said yes but not all of them, she added if it's an interior renovation then yes. Member Hall the said for that permit were plans submitted. Margaret said what permit there was only a permit for the roof, windows and sliding glass door. Margaret added there was a permit that was issued to change the bathtub to a shower, changing out one toilet and vanity. Margaret stated that Dr. Smith sent her an email stating she had gutted 3 bathrooms and replaced 3 bathrooms and there were no permits for that either. Member Zahn then added it's possible that there could be some non-structural interior improvements that don't require permits yet, but when you're converting into a different type of living space, like a bedroom, there are some egress requirements. So it does require a permit, even though they're non-structural. Member Zahn added whether that applies to this or not, it's just a general comment about requirements for permits. Member Hall asked Dr. Smith if she had pictures of the home from when she purchased it. Dr. Smith said she had additional documentation. Dr. Smith added that she spoke to the Property Appraiser, she added that it is listed on Zillow as a 3 bathroom. Dr. Smith said she is not denying that it is a 3 bathroom, as it is. Dr. Smith went through a list of permits she had for the property. Dr. Smith said that on one of the permits it does show it is for a bathroom in the basement, she added that if there was an additional bathroom put in from the time it was built it would be the bathroom downstairs. Dr. Smith said for the bathroom upstairs she did not remove any walls and all that was done was changing things out. Dr. Smith said the bathroom downstairs has a permit that shows specifically a shower, vanity, sink and toilet were all permitted and put in. Dr. Smith said she emailed Margaret several times that there are permits and she just responded with, No you don't. Dr. Smith said in terms of the bedroom she spoke to the appraisal office and was told the number of bedrooms doesn't really change the appraisal, which they look at the square footage. Dr. Smith added the appraiser said to make it 4 bedrooms instead of 3, Dr. Smith said that was fine because the downstairs was not air conditioned when they moved in and it wasn't really usable. A bunch of changes were made, she subtracted out a fireplace that is not there, so that would be a credit. When the air conditioning was added to the downstairs it was permitted. Dr. Smith said the appraiser now has it listed properly. Chairman Lingenfelter stated typically for a bedroom there would be a closet, he then asked if the room had a closet. Dr. Smith said there was not a closet but there was a space that had no doors but could be used to store things. Dr. Smith said the appraiser said it wouldn't affect the appraisal one way or another so Dr. Smith told her for completeness to just list it as a bedroom. Chairman Lingenfelter added that when you're on a septic system the number of bedrooms increases the septic system load. Member Zahn said the only thing before us if it was

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permitted or not, he added, if it's not directly reviewed and permitted by the county, then there hasn't been a permit issued for it. Those permit drawings go in and are reviewed by the reviewing agency, city, county, whatever it is and then they're commented on, and we either add some details, or add some notes, or the permit is issued as it is. If you don't have that permit in hand, then his opinion is that it is in violation because there's not a permit for the fourth bedroom. That doesn't mean you can't come into compliance, can by virtue of getting the permit for it, but our responsibility here is to listen to the evidence was presented and see if there's a violation or not. So, it appears as though you may have a permit on the bathrooms, I don't know for sure, because I haven't seen specific evidence that says so and the county doesn't have evidence that says so. Member Zahn added we can we can either continue the case and you can provide your information to the county, or we could move ahead, If there is no evidence to show that there's a permit for the fourth bedroom, then at least in that particular instance, it's in violation. Dr. Smith said she did not make any changes to that room the only thing that was done was adding air conditioning. Member Zahn said his opinion would be that it's going to be listed on the initial permit drawings and those spaces are going to be shown on those initial permit drawings and if there are no permanent drawings after the fact, to verify the same space or a difference in the space, then you have to go back to square one, which is the information available. In this case on the tax assessor's site, which you've already corrected to bring it up to current standards, so that's only an indication of what it might or might not have been. It comes back to the building department and what's on record at the building department. Dr. Smith said we did our due diligence to try to find out what the home was originally. We contacted the building department and asked for drawings, what they had, what the home was originally, they said they have a requirement to keep it back 10 years, but they do have it back to 1986. This home was built in 1973. They then said contact the appraiser and I contacted them. Dr. Smith said, she needed copies of the original to show that we didn't change anything. We didn't change anything in those rooms. Dr. Smith added if it would be helpful to have an inspector to go through that bathroom or that room downstairs, I don't know if you don't even know if they would call it a bedroom or not. On VRBO I put a bed in it, and called it a bedroom. No, it doesn't mean that it officially has to be listed as a bedroom. I don't even know if it is officially a bedroom. Chairman Lingenfelter said there's two ways to cure this, permit it as a bedroom or stop using it as a bedroom. Member Hall added to bring this in compliance it would have to have an after the fact permit and Dr. Smith seems willing to have an inspector walk the home. Dr. Smith said yes she would arrange the inspection while she is here in town. Sebrina Slack added that the documents Dr. Smith provided needs to go to the clerk.

After discussion and based on the testimony and evidence presented, Member Leonard **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTIONS 105.1 AND 110.1 With a compliance date of September 8, 2021 and a Hearing to Impose Fine is set for the September 15, 2021 hearing.** After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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**CEB2021165 – MACALUSO ANGELA**

**Served**

Complaint No. 20210503034

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: 1598 Stone Trl, Enterprise 32725

**Parcel No. 910804000300                      Zoning: R-3(1) EA, RCEA**

**Code Compliance Officer – Isiah Pitts**

Property owner was first notified of the violation on May 3, 2021

Angela Macaluso 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 that as of 8-16-21 the property is still in violation. Isiah added that he advised a male resident of the home that if he put a tarp over the vehicle and backs it up and puts air in the tires it would be in compliance. Ms. Macaluso said the corvette is for sale on Facebook. She added that she contacted Isiah and advised him that her whole family was on life support during this time, and was busy the past 4 months. She added that she got the white truck registered, the blue car is covered and the red car is her sons and is listed on Facebook for sale. Chairman Lingenfelter asked if she thought it would be sold by September 10 and Ms. Macaluso said yes or she can get it towed by then.

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 118-TRAFFIC & VEHICLES ARTICLE II ABANDONED VEHICLES, SEC. 118.34 With a compliance date of September 10, 2021 and a Hearing to Impose Fine is set for the September 15, 2021 hearing.** After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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**CEB2021178 - SMITH THOS & LOVIE M**

**Posted**

Complaint No. 20210521066

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: 912 S Parsons Ave, Deland 32720

**Parcel No. 702007010330**

**Zoning: R-5**

**Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on 5-21-21

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

Isiah Pitts, Code Compliance presented the case. Isiah went over the case details, showing photos. Isiah stated this complaint was received by the Volusia Sheriff Office and that there have been 3 overdose deaths on this property. Isiah added this property has drug and human trafficking going on here too. Isiah stated the house is unsecure, overgrown and trash everywhere. Isiah showed photos of cracks in the walls and said the foundation of the outside of the building is falling and the people who frequent this property put wood panels up to keep it together. Isiah said after he was at the property everyone knew he was there and when he went back there on 6-28 there was a barricade put up, he added this is an urban sign for enter at your own risk, they will kill you. Isiah said the barricade kept getting higher and higher on other stops he made at the property. Isiah stated he will not be going back to the property. Chairman Lingenfelter asked if the property owners were local. Isiah said he believes they are deceased. Sebrina Slack added that Mr. Smith is definitely deceased, she added that it can't be determined if Lovie is deceased. Sebrina said there was some probate, that's why there's a Killingsworth on the overhead, there appears to be probably numerous relatives that may or may not have inherited this but none of them have come forward and there were some other probate in Sanford with some other properties.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to issue an Order of Non-Compliance and Order of Dismissal with a referral to the CLCA proceedings 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.

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**CEB2021185 - DENITHORNE BROTHERS INC**

**Served**

Complaint No. 20200723026

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: 3936 Oriole Ave, Port Orange 32127

**Parcel No. 631203001881**

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

**Zoning Compliance Officer - Debbie Zechnowitz**

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

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

Debbie Zechnowitz, code compliance, presented the case. Debbie went over the case details, showing photos. Debbie said a Notice of Violation was posted on 4-28-2021 and that a woman identified herself as the owner's girlfriend. Debbie explained the violation and the girlfriend said she would relay the message. Debbie said she has had no contact with anyone. Debbie said on 8-9-2021 she tried to make contact with someone but still nobody came to the door. Debbie added that she could hear people inside but they didn't answer. Chairman Lingenfelter asked if the fence is permissible. Debbie replied yes it just need a permit.

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 9 SECTION 72-341(b) With a compliance date of September 3, 2021 and a Hearing to Impose Fine is set for the September 15, 2021 hearing.** After Member Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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**CEB2021186 - Rozental Ignacio D**

**Served**

Complaint No. 20180905005

Violation of CODE OF ORDINANCES, COUNTY OF VOLUSIA, CHAPTER 72, ARTICLE III, DIVISION 10 SECTION 72-842(i)(2) Description: Failure to replace, within sixty (60) days, any replaced tree that dies or is determined to be effectively destroyed within two (2) years of being planted.

Property Location: 120 Los Arbor Dr., Deland 32724

**Parcel No. 603829000350                      Zoning: R-1A**

**Environmental Specialist II - Todd Hannah**

Property owner was first notified of the violation on Sep 5, 2018

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

Todd Hannah, Environmental Specialist, presented the case. Todd went over the case details, showing photos. Todd stated when new houses are built, we require them to plant trees, those trees have to survive two years and we go back and check if there was still there, in this case they weren't. Todd showed an aerial view of the property from 2017 and you could see shadows from the 8 trees that are supposed to be there, he then showed an aerial from this year and there are no trees. Todd said the case started with a different inspector and the final tree inspection was passed in 2016. The previous inspector did a follow up inspection in 2018 and the trees were gone. The previous inspector spoke with the owner in September 2018 and discussed what they needed to do and how many trees needed to be planted. Todd said there are notes in the system that show the previous inspector went the next year and gave credit for 3 trees that were planted but they needed 5 more. Todd added he took the case over in September 2020 and he couldn't tell if any trees had been planted so he sent a new advisory notice. Todd said he spoke to the owner, who said he was waiting on his tax return and that his wife was in the hospital with Covid. Todd gave him until January 15 to have the trees installed and if not he would go straight to code board. Todd said he called in June which gave an extra six months and the owner said he couldn't find any trees. Chairman Lingenfelter asked if the person was the original owner that had the house built. Todd said yes it's the same owners. Todd also added that since June he has had no further contact but he has signed for the certified letters.

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 72-842(i)(2) With a compliance date of September 7, 2021 and a Hearing to Impose Fine is set for the September 15, 2021 hearing.** After Member Leonard **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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**CEB2021188 - FIELDS CHARITY ANN & MARK TR**

**Posted**

Complaint No. 20201012064

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: Harper Rd, Pierson 32180

**Parcel No. 581500000251**

**Zoning: A-1, C**

**Code Compliance Officer - Isiah Pitts**

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

Charity Fields was present at the hearing for this case.

Isiah Pitts, Code Compliance presented the 2 cases together. Isiah went over the case details, showing photos. Isiah stated his last inspection was 8-2-2021 and he did explain to the residents that they have to remove everything off the property without a principal structure. Isiah said the complaint came from the neighbor. Isiah showed photos of the structures that were built without permits, he showed an aerial view of the property from January 2021 that shows the property as the same. Chairman Lingenfelter asked there are some stick built and portable structures out there. Isiah said absolutely sheds, portable structures, and pop up tents and all other sorts of stuff out there. Member Dwyer asked if the photos of the dwellings were being lived in. Isiah said yes they are living inside of them. Member Hall asked if there was electric and sewer on the property. Isiah said he believes so as the neighbor said there was electric on that property, but he can't see to determine if that's true. Member Zahn asked if these were permitted structures they would be the primary. Isiah said yes. Member Zahn added then the reason there not is because they don't have a permit. Isiah said absolutely. Chairman Lingenfelter added that they would have to meet a minimum dwelling size. Ms. Fields said that this is a fernery that she inherited 15-20 years ago, she added we just recently came over and revamped the pump shed just a little bit because we had been broken into several times, we lived in Leesburg for 15 years. Ms. Fields added that one of the photos showed a gazebo and said that was taken out a while ago with a storm. Member Zahn asked where the ferns were. Ms. Fields said they are on the back side of the property. Isiah added that there is no Ag Exempt on this property. Member Hall asked how large the property was. Ms. Fields responded 1 acre. Ms. Fields said that she filed a non-conforming lot letter and wrote up on the map where the pole barn or the lean to would be and asked if permits would be required, she said Direne in Land Management told her, no, that she was good to go. Ms. Fields said she didn't know she was not eligible until she received the notice of hearing. She added that the notice was received on August 2<sup>nd</sup> and by the 4<sup>th</sup> the lean to had been taken down. Chairman Lingenfelter said ok are there still the other vehicles and trailers there. Ms. Fields said no her home is around the corner and has the stuff parked there and would just trailer it over when it would be needed. Chairman Lingenfelter asked Isiah when he was there last and what he observed. Isiah showed a photo from slide 2 and said he observed the gazebo. Ms. Fields said that was down for some time, Isiah asked if she had a photo to provide as proof. Ms. Fields said she has photos of the shed and that the roof was removed as they were under the assumption that this would mean it is no longer a structure. Isiah

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said no everything has to be removed from the property. Chairman Lingenfelter added that this is similar to the case earlier where if it doesn't grow on the property it can't be on the property. Ms. Fields then asked the whole structure needs to come down, not just the roof. Chairman Lingenfelter said yes.

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 72-277(1)(C) With a compliance date of September 10, 2021 and a Hearing to Impose Fine is set for the September 15, 2021 hearing.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

**CEB2021189 - FIELDS CHARITY ANN & MARK TR**

**Posted**

Complaint No. 20200609026

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: Harper Rd, Pierson 32180

**Parcel No. 581500000251**

**Zoning: A-1, C**

**Code Compliance Officer - Isiah Pitts**

Property owner was first notified of the violation on Jun 17, 2020

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTIONS 105.1 AND 110.1 With a compliance date of September 10, 2021 and a Hearing to Impose Fine is set for the September 15, 2021 hearing.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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**CEB2021190 – BANERSY CORP INC**

**Served**

Complaint No. 20210629027

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

Property Location: 73 Brooks Dr., Ormond Beach 32176

**Parcel No. 420310000450**

**Zoning: R-5**

**Code Compliance Officer - Peter Hinson**

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

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 this property was observed by Paul Traider on building without permits. Paul Traider said he saw work in progress and no permits were found. Paul said he made contact with a fellow at the open front door and there was another guy inside. Paul added once they realized he was there they closed the door and he didn't hear from anyone at that point, so he stayed on the property and wrote up a Stop Work Order and nobody came out of the house. Paul said there is a complete renovation going on. Paul added that he ran the plate number from the pickup truck that was on the property and the guy was from Orange County. Paul said he sent a warning letter to him as that is all he could do. Paul said that he has not seen anyone back on the property nor any work in progress. Chairman Lingenfelter asked who Banersy Corp is, if they are house flippers or a bank trying to fix it up. Peter said that when the first notices went out they were going to the previous owner, she then called Peter to let him know that she sold this property and she was no longer the owner. Peter said it looks like once it was sold Banersy Corp was trying to flip it real quick. Peter said that there have been no permits in the system and he added they have lot maintenance cases as well. Chairman Lingenfelter asked Paul if the inside was down to the studs and if the power was on at the property. Paul said he believe the power is off, that once he deems unsafe conditions he asks for the power to be pulled. Peter added again he has had no contact with the owners.

After discussion and based on the testimony and evidence presented, Member Hall **MOVED to issue an Order of Non-Compliance for violation of Volusia County Code of Ordinances CHAPTER 22-2, SECTIONS 105.1 AND 110.1 With a compliance date of September 1, 2021 and a Hearing to Impose Fine is set for the September 15, 2021 hearing.** After Member Zahn **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

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## XI. Requests for Discussion of Accumulated Fines

**CEB2016100 - ~~GRENIER ADAM W~~ Green House Investments LLC Served**

Complaint No. 20150112017

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

Property Location: 148 Seminole Dr., Ormond Beach 32174

**Parcel No. 423003000210 Zoning: R-4**

**Code Compliance Officer – Margaret Godfrey**

Property owner was first notified of the violation on Feb 12, 2015

\*Order of Non - Compliance issued at the July 20, 2016 hearing:

\*1st Amended Order of Non-Compliance issued at the September 21, 2016 hearing:

\*Final Order Imposing Fine Lien issued at the November 16, 2016 hearing:

\*A Report and Affidavit of Compliance was submitted with a compliance date of June 16, 2021:

\*Order of Compliance issued at the July 21, 2021 hearing:

**Request for Discussion of Fine/Lien of \$12,000.00**

Sarah Mets, Attorney and Arthur Grenier was present at the hearing for this case.

Margaret Godfrey, code compliance, presented the case. Margaret went over the case details, showing photos. Margaret said a stop work was posted on 1-20-2015. Code Board found it in non-compliance on 7-20-2016 on 11-16-2016 an Order Imposing fine/lien was issued and the lien maxed out at \$12,000.00. Margaret added on 12-26-2019 the property was sold via quit claim deed to Green House Investments LLC and Adam Grenier is the registered agent for the LLC. Margaret said that all certified mailing were received and signed for. Margaret said the Mr. Grenier was trying to sell another property and because the lien attached to all his properties it put the sale on hold until this property came into compliance. Margaret said that an after the fact permit was issued on 6-2-2021 and finalized on 6-16-2021. Margaret said that due to the property being out of compliance since January 2015 and there had been no evidence of trying to bring the property via permit applications, etc. staff is recommending that the fine stay at \$12,000.00. Member Zahn asked where the pile of debris came from in the photos. Margaret said that was from the house.

Ms. Mets said the property was purchased by Mr. Grenier in 2013, actually, from a bank and it was in pretty bad state at that time. The purpose of the purchase from mister Grenier was so that Arthur Grenier, Adams brother, who was facing homelessness at the time due to a foreclosure and not having any funds to pay for housing. Adam Grenier purchased the property for his brother to live in. Arthur is a very capable handyman. He works with his brother often doing landscaping as well. Ms. Mets added that Mr. Grenier of Greenhouse Investments, LLC, Adam Grenier, believed that his brother would be able to do the work without having permits, because a lot of the work he thought didn't require them, which was not the case. Ms. Mets stated that we do understand that it has been a significant period of time from the time that the lien was put in place and, unfortunately life happens, in this case, the work that Arthur Grenier accomplished on the property was all to code. Ms. Mets then discussed some medical issues that came up in the family as to why things were not getting done in a timely manner. Ms. Mets said they have spent over \$8,000.00 in costs to get these issues resolved. Ms. Mets said they are asking for a full waiver of the lien but they understand why it was not recommended by staff. Ms. Mets said her clients are ready to pay this off as quickly as possible as long as the amount is not too high. Member Dwyer asked

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what the administrative costs were for this case. Margaret said it would be just the filing fees. Member Zahn said he would make a motion to reduce it to \$4,000.00. There was discussion on a lower amount and it was voted that it would be reduced to \$1,200.00 and payable within 30 days.

After discussion and based on the testimony and evidence presented, Member Zahn **MOVED to reduce the fine to Twelve Hundred Dollars and issue an Order of Dismissing and Releasing Fine/Lien once paid for violation of Volusia County Code of Ordinances, CHAPTER 22-2, SECTIONS 105.1 AND 110.1.** After Member Dwyer **SECONDED** the motion, it **CARRIED** unanimously by voice vote.

## **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 1:25 pm.

Respectfully submitted,

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

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**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 18, 2021, at 123 West Indiana Avenue, Deland, Florida.**

**WITNESS MY HAND this 10th day of September, 2021, in the City of DeLand, County of Volusia, State of Florida.**

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**Ramona Jones  
Code Board Clerk**

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