DATE: March 2, 2022
TIME: 4:00 p.m. Wednesday
PLACE: County Council Chambers, Thomas Kelly Administration Building, 123 West Indiana Avenue, DeLand, Fl.

I. Call to Order at 4:00 P.M.

II. Roll Call.

John Meinelt - Chairman
Mitchell Cole - Vice Chairman
James Jones
Michael McDonald
Michael Wojtuniak

III. The Minutes of the 01/05/2022 meeting were approved as written.

IV. Swearing in of Witnesses.

V. Ex Parte Communications:

A. There were no Ex Parte Communications.

VI. Unfinished Business.

A. There was no unfinished business.

VII. Public Hearings and Presentation of Applications or Cases

A. Items Continued

1. There were no items continued.

B. New Items - Alleged Violation(s) of Volusia County Code of Ordinances, Chapter 58, Health And Sanitation, Article III Section 58-84 And 58-85, Relating To An Unsafe Or Dilapidated Building(s) and a Lien Reduction Request.

1. CLCA-21-12-002 2801 E New York Ave, Deland 32724, Owner ENY Equity LLC. Structure is unsafe or Dilapidated.

Thomas Legler, Deputy Building official presented the case. Mr. Legler states he will give an update on both this case and the next at the same time as they are very similar. Both cases were slated to be heard at the 2/2/2022 hearing but due to advise from Legal Council about posting dates, it had to be re-posted to be heard at this hearing instead. The properties were posted as unsafe 1/20/2022, and the Notice Of Hearing was posted 2/8/2022. The Hotel Representatives were asked to be present for this hearing in case the Board had any questions for them. A permit application was received by the Building Department on 2/28/2022. The permit application is incomplete, however they are working toward compliance. A roof permit application was submitted last night 3/1/2022. Additional information is
required for the submitted applications. The County continues to receive complaints from citizens who have stayed there. Staff has been instructed to direct those complaints to the State Division of Hotels and Restaurants. As far as the hotel is concerned, the Fire Inspectors have inspected the West Building and have been requested to inspect the North Building. The Fire Marshall states they are making progress in making corrections. Mr. Legler states we have a permit application requiring more information, and we will need a separate application for the separate buildings. Staff is requesting a continuance with a compliance date of 6/1/2022. We have not received any updated regarding the long term renters. Mr. Jim Jones motioned to continue until the hearing set for 6/1/2022. Mr. Mitchell Cole seconded. Motion carried.

2. CLCA-22-01-001 2801 E New York Ave, Deland 32724, Owner ENY Equity LLC. Structure is unsafe or dilapidated.

Thomas Legler, Deputy Building Official presented the case. Mr. Legler states the CLCA Board adopted a resolution of condemnation with a resolution date of 12/3/2020. The house was demolished 4/9/2021. The cost of the demolition was $5,608.25. Interest has accrued in the amount of $286.08 for a lien total of $5,894.33. The property owner has requested a reduction to $589.43. Mr. William Dedelow was present. He states he is aware now that he will not be able to get a reduction in the amount requested and is now requesting the interest be waived. Mr. Michael McDonald made a motion to recommend to County Council for reduction of interest. Mr. James Jones seconded. Motion carried.

3. CLCA-19-10-003 127 Hibiscus Lane, Deltona, Owner Castello Holdings LLC. Lien Reduction Request.

This property is owned by the County of Volusia. The CLCA adopted a resolution of condemnation with a resolution date of 2/5/2014. The home was demolished, and final inspection completed on 10/17/14. The cost of demolition was $15,449.00 plus $1,545.00 administrative costs. Interest has accrued in the amount of $20,676.86 for a lien total of $37,670.86. The property owner has requested a lien reduction of entire amount. Per County Attorney Christopher Ryan, we can only reduce the interest. Mr. Mitchell Cole made a motion to recommend to County Council for reduction. Mr. John Meinelt seconded. Motion carried.

VIII. Staff Comments.

There were no comments made by Staff or Board.

IX. Citizen Comments.

There were no citizen comments.

X. Adjourn at 5:00 P.M.

If any person decides to appeal a decision made by the CLCA with respect to any matter considered at such meeting or hearing, he/she will need a record of the proceedings including all testimony and evidence upon which the appeal is to be based. To that end, such person will want to ensure that a verbatim record of the proceedings is made.