

**VOLUSIA COUNTY CONTRACTOR LICENSING & CONSTRUCTION APPEALS BOARD  
MINUTES**

**DATE:** August 01, 2018  
**TIME:** 4:00 p.m.  
**PLACE:** County Council Chambers, Thomas Kelly Administration Building, 123 W. Indiana Ave., DeLand, FL.

- I. Call to Order at 4:00 p.m.
- II. Roll Call

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

- III. The Minutes of the 6/6/18 meeting were approved as written.
- IV. Swearing in of Witnesses
- V. There were no Ex Parte Communications
- VI. Unfinished Business
- VII. Public Hearings and Presentation of Applications or Cases
  - A. Items Continued - none
  - B. New Business

1. CLCA-18-08-001 Unlicensed Contractor Citation, Joshua Hemingway contesting issuance of citation.

Mr. Kerry Leuzinger, Chief Building Official, presented the case. Hemingway, an employee of Action Shed, was present as well as the owner of the property, Ms. Doris Copal, and her daughter, Ms. Beth Copal.

Mr. Frank Godawa, Unlicensed Contractor Investigator issued a citation for unlicensed contracting to Hemingway (for constructing a new metal garage at 1628 Manor Way, DeLand). Upon receiving the citation, Hemingway indicated that he wished to contest. Doris Copal applied for and was issued a permit for construction of the metal garage as a home owner/builder. No sub-contractors were listed on the permit application. On May 22, in an email from Beth Copal to Godawa, she wrote that Hemingway asked Doris Copal to apply for the permit because Action Shed was too busy and it would expedite the process. Beth Copal also informed Godawa that Hemingway constructed the metal garage while others performed the concrete work. Volusia County Contractor Licensing issued the citation to Hemingway because he marketed, contracted, and installed the metal garage without a license. Doris Copal stated she paid Hemingway for the concrete work and the construction of the metal garage. She also stated that it was her choice to get the permit as a home owner/builder and

supervised the work. She is satisfied with the work. Hemingway later contacted Volusia County Contractor Licensing requesting information on how to obtain a license to install metal structures and perform concrete work. He emphasized that he was not aware that he needed a license.

Mr. Wojtuniak made the motion to uphold the citation, while lowering the amount from \$1,000 to \$0. Mr. Jones seconded it. The motion carried.

2. CLCA-18-08-002 1548 Granada Av, Daytona Beach 32117, owner: Danny Richard Van Cleeff. 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).

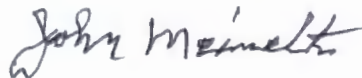
Mr. Kerry Leuzinger, Chief Building Official, presented the case. Mr. Van Cleeff was also present. On April 18, this property went to the Code Enforcement Board, was found in non-compliance as an unmaintained structure, and was referred to CLCA for consideration of Resolution of Condemnation. The present condition of the property remains unchanged. Van Cleeff stated he would like to save the building. He stated he contacted different contractors to receive estimates to either tear the building down or pull a permit to bring the building up to code. He also stated that he had difficulty finding an architect that could provide as-built plans. The Board suggested that Van Cleeff tear the building down by September 1 or pull a permit to bring the building up to code. Mr. Meinelt also stated that a lien will be placed on the property if it is demolished by Volusia County.

Mr. Wojtuniak made the motion to adopt the Resolution of Condemnation # 2018-007 with a Compliance date of September 1, 2018. Mr. Meinelt seconded it. The motion carried.

VIII. Board Comments – updates on prior unsafe cases

IX. Citizen Comments – none

X. Adjourn at 5:05 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.**