

**CITY OF DAYTONA BEACH**

**MINUTES – Biketoberfest®  
2017 Master Plan Appeal**

**SPECIAL  
MAGISTRATE  
HEARING**

October 10, 2017  
City Commission Chambers  
301 South Ridgewood Avenue,  
Daytona Beach, Florida

9:00 AM

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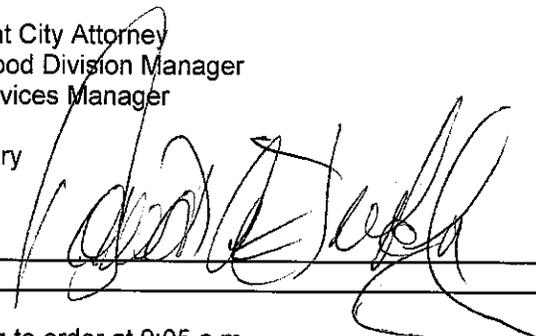
ATTENDEES:

Mr. David Vukelja, Special Magistrate

STAFF:

Anthony E. Jackson, Assistant City Attorney  
Mr. Denzil Sykes, Neighborhood Division Manager  
Ms. Helen Riger, Cultural Services Manager

Ms. Aimee Hampton, Secretary

Approval of Minutes by:  \_\_\_\_\_ Special Magistrate

Mr. Vukelja called the Hearing to order at 9:05 a.m.

Ms. Hampton swore in members of City staff.

The cases were heard at the same time.

**Case 1**

**OCEAN CLUB/LAUNDRY MAT – 511 Main Street** – Requested by Pinchas Mamane

Appeal of denial for participation in Master Plan outside activities for Biketoberfest® 2017 by Bike Week Executive Committee and City Commission.

Mr. Pinchas Mamane came forward and was sworn.

Mr. Vukelja reviewed with Mr. Jackson the Special Magistrate's authority over the master plan appeals.

Mr. Vukelja asked what activities the applicant wanted to engage in and was denied.

Mr. Jackson stated he had Helen Riger available for testimony but he believed it was T-shirt sales.

Mr. Vukelja went over the criteria for his review of the appeal based upon the guidelines.

Mr. Mamane stated he has been operating the laundry mat under the Ocean Club T-shirt sales in general and has obtained the past 12 years approval to participate in the master plan. Mr. Mamane stated he has always obtained the necessary permits and never had an issue. The only year was this year because during hurricane Matthew they lost the roof and it took quite a bit of time to make the repairs due to roofers being backed up.

Mr. Mamane stated he could not have his merchandise in the store because of the roof.

Mr. Jackson called Helen Riger for testimony.

Ms. Riger, stated she did send a letter to Mr. Mamane stating his participation was denied based on not selling outside goods that he sells inside. Ms. Riger stated code enforcement did checks on the property and showed the business was closed and there were no t-shirts in the window.

Mr. Vukelja asked if Code was aware how long the business was without t-shirts. Ms. Riger stated she was told by code enforcement it was at least 90 days without t-shirts.

Mr. Mamane stated he did not have any t-shirts in the building because he lost the roof and the drywall caved in it was a huge mess.

### **Ruling**

Mr. Vukelja granted the Respondent's appeal and ordered the Respondent be allowed to participate in the 2017 Biketoberfest Master Plan.

This meeting was adjourned at approximately 9:15 a.m. and the Regular meeting began.