

Agenda

Commission Chambers, City Hall
301 South Ridgewood Avenue
Daytona Beach, Florida

DATE: TUESDAY, June 12, 2018

9:00 A.M.

SPECIAL MAGISTRATE PROCEEDING

NOTICE: Any person who decides to appeal any decision made by the Special Magistrate will need a record of the proceedings and for such purpose he may need to insure, at his own expense, for the taking and preparation of a verbatim record of all testimony and evidence of the proceeding upon which the appeal is to be based. The City does not prepare or provide such record. Any discussion or contact outside the Special Magistrate hearing with the Special Magistrate concerning any quasi-judicial matter which is, or will come, before the Special Magistrate for a decision are to be disclosed and made part of the record prior to or at the hearing on the matter.

CITY OF
DAYTONA BEACH

David Vukelja , Special Magistrate

1. Call to Order
2. Approval of May 8, 2018 Minutes
3. Announcements
4. Lien Reviews
5. HEARING OF CASES

Continued Cases

1
Glejuanda
Davis **CASE NO SMG 05-18-53 – Harpreet Kaur Sodhi** is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294, at **364 N Nova Rd**
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 1/25/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____

2
Jerome O.
McCoy

CASE NO SMG 05-18-45 – Nicholas M Psathas is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294; Ch. 90 Sec. 90-297, at **436 Eastwood Ln**
Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL).**
First Notified – 2/21/2018.

ACTION TO BE TAKEN: Impose Fine (cont from May 18).

DISPOSITION _____

3
Jerome O.
McCoy

CASE NO SMG 05-18-54 – Uzair Shuja is cited for failure to correct violations of the Land Development Code, Art. 9 Sec. 9.2.A. (Ref. FBC Supp IPMC 604.3; 305.1; 305.2; 305.3; 504.1), at **116 Emmett St Unit 2**
Violation(s) – **Maintenance Code - electrical system hazards; Interior Structure - Interior surfaces.**
First Notified – 12/21/2017.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____

4
Jerome O.
McCoy

CASE NO SMG 01-18-01 – Chalmer V. & Ann E. Edwards is cited for failure to correct violations of the Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp IPMC 604.3, 605.2, 704.2, 304.7, 304.10, 304.11, 304.14, 309.1); Art. 6 Sec. 6.19.A.3; Art. 6 Sec. 6.19.A.4; City Code Ch. 26 Sec. 294; City Code Ch. 90 Sec. 90-297, at **550 Foote Court**
Violation(s) – **Electrical system hazards; electrical equipment - receptacles; no smoke alarms; structural appearance standards; roof and drainage; exterior surfaces; stairways, decks and porches must be installed; chimney; failure to obtain Rental License (RTL); failure to obtain Business Tax Receipt (BTR).**
First Notified – 10/10/2017.

ACTION TO BE TAKEN: Progress Report (con't from April)

DISPOSITION _____

5
John C.
Stenson

CASE NO SMG 04-18-40 – Darvesh Plaza Inc is cited for failure to correct violations of the Land Development Code, Art. 3 Sec. 3.4.S.1, at **631 N Grandview Ave**
Violation(s) – **No permit for construction of roof/deck area.**
First Notified – 2/9/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____

6
John C.
Stenson

CASE NO SMG 12-17-96 – Jong Soo Yoon & Lee OK is cited for failure to correct violations of the Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp IPMC 304.7); Art. 6 Sec. 6.19.B, at **309 N. Atlantic Avenue**
Violation(s) – **Metal roofing sections missing and existing metal rusting.**
First Notified – 7/25/2017.

ACTION TO BE TAKEN: Impose Fine (con't from May 2018).

DISPOSITION _____

7
Mark A.
Jones

CASE NO SMG 04-18-41 – Jos F & Deloris Pouncey is cited for failure to correct violations of the Land Development Code, Art. 3 Sec. 3.4.S.1; Art. 6 Sec. 6.19.A.3; Art. 6 Sec. 6.2.H.7.a, at **1606 S Patrick Circle**
Violation(s) – **No permits, outside storage and location of parking.**
First Notified – 12/14/2017.

ACTION TO BE TAKEN: Impose Fine (con't from May 2018).

DISPOSITION _____

8
Mark A.
Jones

CASE NO SMG 05-18-44 – Faron L. Gallon is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294, at **1517 Mississippi**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 12/27/2017.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____

9
Mark A.
Jones

CASE NO SMG 05-18-47 – David L Trimble is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294, at **606 Tanglewood St**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 2/27/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____

10
Mark A.
Jones

CASE NO SMG 05-18-49 – Yvan Beregi is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294, at **217 N Oleander Ave**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 3/15/2018.

Compliance 6-5-2018

11
Mark A.
Jones

CASE NO SMG 05-18-50 – Rudean W Davis Trust is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294, at **707 Georgia St**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 2/15/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____

New Cases

12
Jerome
McCoy

CASE NO SMG 06-18-61 – Sheila A Minnick is cited for failure to correct violations of the Land Development Code, Art. 6 Sec. 6.19.A.4 (Ref. FBC Supp IPMC 302.4; 304.2; 304.7; 304.13; 304.13.2; 304.14; 304.15; 305.3; 309.1; 604.3; 605.2), at **532 Orange Ave**
Violation(s) – **Maintenance Code - Smoke Alarms, protective treatment, weeds, structural appearance standards, exterior structure - roofs and drainage, insect screens, pest elimination - infestation, interior surfaces, electrical system hazards, receptacles, inoperable windows, window, skylight and door frames.**
First Notified – 3/1/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

13
John C.
Stenson

CASE NO SMG 06-18-62 – Katherine M Smaha as Trustee for Oleander Heirs Trust is cited for failure to correct violations of the Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp IPMC 304.7; 304.1; 304.13; 304.15; 304.2; 305.3; 605.1; 605.2; 504.1; 305.6; 704.2); City Code Ch. 26 Sec. 26-294, at **148 S Oleander Ave #2**
Violation(s) – **Dilapidated roof, damaged exterior surfaces, broken/boarded windows, damaged exterior doors, peeling paint, damaged interior surfaces, damaged electrical fixtures, inoperable outlets, plumbing fixtures, damaged interior doors, missing smoke detectors; Failure to obtain Business Tax License (BTR); Failure to obtain Rental License (RTL).**
First Notified – 4/13/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

14
Mark A.
Jones

CASE NO SMG 06-18-57 – Maria C Ware is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294; Ch. 90 Sec. 90-297, at **102 Carnival Dr**
Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL).**
First Notified – 3/23/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

15
Mark A.
Jones

CASE NO SMG 06-18-58 – Joseph Longo is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294, at **1235 Waverly Dr**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 4/13/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

16
Mark A.
Jones

CASE NO SMG 06-18-59 – Douglas E Davis, Jr is cited for failure to correct violations of the Land Development Code, Art. 8 Sec. 8.2.A, at **634 Aberdeen St**
Violation(s) – **Property zoned single family - has 2 rental units.**
First Notified – 3/28/2018.

Compliance 6-4-18

17
Mark A.
Jones

CASE NO SMG 06-18-60 – Nanette G Singler is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294, at **1015 Cedar Highlands Blvd**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 11/13/2017.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

18
Mark A.
Jones

CASE NO SMG 06-18-67 – IH3 Property Florida LP% Altus Group US Inc is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294, at **113 Carnival Dr**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 4/20/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

19
Michael P.
Fitzgerald

CASE NO SMG 06-18-63 – End Poverty Now Inc. is cited for failure to correct violations of the Land Development Code, Art. 6 Sec. 6.19.A.4 (Ref. FBC Supp IPMC 304.2; 304.5; 304.13; 304.13.1; 304.13.2; 304.14), at **1001 S Ridgewood Ave**
Violation(s) – **Abandoned building - vacant, protective treatment, foundation walls, window, skylight, door frames, glazing, inoperable windows and insect screens.**
First Notified – 1/23/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

20
Michael P.
Fitzgerald

CASE NO SMG 06-18-64 – Calvary Global Ministries Inc is cited for failure to correct violations of the Land Development Code, Art. 4 Sec. 4.1.A; Art 5. Sec. 5.2.A.2; City Code Ch. 26 Sec. 26-294, at **313 Earl St**
Violation(s) – **This property is zoned RP. Short term rentals, known as "Other Accomodations" are not a permitted use in this zoning district.**
First Notified – 2/2/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

21
Michael P.
Fitzgerald

CASE NO SMG 06-18-65 – Russell Louis Vitt is cited for failure to correct violations of the Land Development Code, Art. 4 Sec. 4.1.A; Art 5. Sec. 5.2.A.2; City Code Ch. 26 Sec. 26-294, at **2066 S Halifax Dr**
Violation(s) – **This property is zoned SFR-5. Short term rentals, known as "Other Accomodations" are not a permitted use in this zoning district.**
First Notified – 4/2/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

22
Michael P.
Fitzgerald

CASE NO SMG 06-18-66 – Wesley & Debora K. Stewart is cited for failure to correct violations of the Land Development Code, Art. 4 Sec. 4.1.A; Art 5. Sec. 5.2.A.2; City Code Ch. 26 Sec. 26-294, at **135 Park Ave**

Violation(s) – **This property is zoned SFR-5. Short term rentals, known as "Other Accomodations" are not a permitted use in this zoning district.**

First Notified – 4/2/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION_____

6. **MISCELLANEOUS BUSINESS**

7. **ADJOURNMENT**