

Agenda

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

DATE: TUESDAY, August 14, 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

Robert J. Riggio, Special Magistrate

1. Call to Order
2. Approval of July 10, 2018 Minutes
3. Announcements
4. Lien Reviews
5. HEARING OF CASES

Continued Cases

1
Glejuanda
Davis

CASE NO SMG 07-18-79 – Essie Jackson Grayson is cited for failure to correct violations of the Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 6 Sec. 6.2.H.7.A; Art. 9 Sec. 9.9.2.A (Ref. FBC Supp IPMC 304.3); City Code Ch. 26 Sec. 26-294, at **845 Wildwood St** Violation(s) – **Outside storage, missing building identification, failure to obtain Rental License (RTL).**
First Notified – 2/22/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____

2
Jerome
McCoy

CASE NO SMG 06-18-61 – Sheila A Minnick & Dillon Property Management (new owner) 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: Progress Report and determination of a compliance date.

DISPOSITION _____

3
Jerome O.
McCoy

CASE NO SMG 07-18-68 – Mary Hawkins Yan is cited for failure to correct violations of the Land Development Code, Art. 3 Sec. 3.4.S.1; Art. 6 Sec 6.2.H.7.a; Art. 6 Sec. 6.8.B; City Code Ch. 90 Sec. 90-297; City Code Ch. 26 Sec. 26-294, at **227 Reva St**
Violation(s) – **Location of off-street parking; Failure to obtain Business Tax License (BTR); failure to obtain Rental License (RTL).**
First Notified – 11/6/2017.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____

4
Jerome O.
McCoy

CASE NO SMG 07-18-70 – Garr Holdings LLC is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294; Ch. 90 Sec. 90-297, at **244 Fulton St**
Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL).**

Compliance 8-8-18

5
Jerome O.
McCoy

CASE NO SMG 07-18-80 – Garr Holdings LLC is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294; Ch. 90 Sec. 90-297, at **619 Marco St**
Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL).**
First Notified – 4/27/2018.

Compliance 7-27-18

6
Jerome O.
McCoy

CASE NO SMG 07-18-72 – Marc-Olivier Kozlowski is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294; Ch. 90 Sec. 90-297, at **1240 Cadillac Dr**
Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL).**
First Notified – 5/15/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____

7
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 _____

8
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: Progress Report. (Compliance date 9/5/2018).

DISPOSITION _____

9
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.

Compliance 8/2/2018

New Cases

10
Tom L. Clig
CASE NO SMG 08-18-96 – Nancy K Webb is cited for failure to correct violations of the Land Development Code, Art. 9 Sec. 9.9.2.A (Ref. FBC Supp IPMC 302.3) at **560 Crooked Stick Dr**
Violation(s) – **Failure to maintain the driveway.**
First Notified – 4/5/2018.

Compliance 8/3/2018

11
Tom L. Clig
CASE NO SMG 08-18-97 – Launday Sr and Janie Williams is cited for failure to correct violations of the Land Development Code, Art. 6 Sec. 6.2.H.2.A; Art. 3 Sec. 3.4.S; Art. 9 Sec. 9.1.A, at **555 Fairmount Rd**
Violation(s) – **Parking of trailer on grass, illegal sewer hookup.**
First Notified – 7/3/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

12 Tom L. Clig **CASE NO SMG 08-18-93 – Reginald T Copeland** is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294; Ch. 90 Sec. 90-297, at **802 Derbyshire Rd**
Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL).**
First Notified – 6/8/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

13 Tom L. Clig **CASE NO SMG 08-18-94 – Reginald T Copeland** is cited for failure to correct violations of the Land Development Code, Art. 6 Sec. 6.2.H.7.A, at **802 Derbyshire Rd**
Violation(s) – **Parking on the grass.**
First Notified – 6/11/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

14 John C. Stenson **CASE NO SMG 08-18-81 – Nicholas J & Amy Militello** is cited for failure to correct violations of the Land Development Code, Art. 3 Sec. 3.4.S.1, Art. 6 Sec. 6.6.19.A.3.a, Art. 9 Sec. 9.9.2.A (Ref. FBC IPMC 304.6), at **1148 Champions Dr**
Violation(s) – **Lack of required permits (expired and unfinaled), outside storage of junk and debris, mildew on exterior surfaces.**
First Notified – 5/11/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

15 John C. Stenson **CASE NO SMG 08-18-82 – James Arps** is cited for failure to correct violations of the Land Development Code, Art. 9 Sec. 9.9.2.A (Ref. FBC IPMC 302.1, 302.4, 304.2, 304.13, 304.15, 308.1), at **341 Euclid Ave**
Violation(s) – **Exterior sanitation, high weeds (overgrown), peeling paint, broken windows, dilapidated exterior doors.**
First Notified – 3/15/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

16 John C. Stenson **CASE NO SMG 08-18-83 – Katherine M Smaha as Trustee for Oleander Heirs Trust** is cited for failure to correct violations of the Land Development Code, Art. 3 Sec. 3.3.4.S, at **148 S Oleander Ave #1**
Violation(s) – **Work commencing without required permits.**
First Notified – 5/9/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

17
John C.
Stenson

CASE NO SMG 08-18-84 – 919 North Atlantic LLC is cited for failure to correct violations of the Land Development Code, Art. 3 Sec. 3.3.4.S, at **N. Atlantic Ave (Parcel #5305-01-45-0070)**
Violation(s) – **Parking lot construction without permits.**
First Notified – 5/17/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

18
Jerome O.
McCoy

CASE NO SMG 08-18-89 – Jihad G & Nidal G Murad is cited for failure to correct violations of the Land Development Code, Art. 6 Sec. 6.19.A.4 (Ref. FBC IPMC 305.3, 309.1, 504.3, 605.1, 605.2); City Code Ch. 26 Sec. 26-294; Ch. 90 Sec. 90-297, at **148 1st Ave**
Violation(s) – **Structural Appearance Standards - infestation, plumbing system hazards, electrical equipment (receptacles), failure to obtain Business Tax License (BTR), failure to obtain Rental License (RTL).**
First Notified – 4/19/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

19
Jerome O.
McCoy

CASE NO SMG 08-18-95 – John R Barger is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294, at **638 Cherry St**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 5/18/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

20
Jerome O.
McCoy

CASE NO SMG 08-18-90 – Fred J Hoffmann, Trustee under Business Trust dated 9/9/94 known as Braddock Trust 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.4 (Ref. FBC IPMC 304.2, 304.7, 304.14, 305.3, 309.1, 605.2), at **105 Braddock Ave**
Violation(s) – **Maintenance Code - Structural appearance standards, protective treatment, roofs and drainage, insect screens, interior surfaces, pest elimination - infestation, receptacles.**
First Notified – 4/18/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

21
Mark A.
Jones

CASE NO SMG 08-18-99 – Fred J. Hoffman, Trustee of "The Hollywood Trust" is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294, at **824 Hollywood St**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 6/25/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

22
Mark A. Jones
CASE NO SMG 08-18-85 – John E & Katherine V Martin is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294, at **109 Gala Cir**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 3/22/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

23
Mark A. Jones
CASE NO SMG 08-18-86 – Farhan Yanus & Ahmad Amawi is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294, at **172 Gala Cir**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 3/21/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

24
Mark A. Jones
CASE NO SMG 08-18-87 – Leo Abbott Dolphin is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294, at **801 Mulberry St**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 1/12/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

25
Mark A. Jones
CASE NO SMG 08-18-88 – Craig Conway is cited for failure to correct violations of the Land Development Code, Art. 3 Sec. 3.4.S.1, at **511 Mark Ave**
Violation(s) – **Installed windows without permits.**
First Notified – 5/19/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

26
Mark A. Jones
CASE NO SMG 08-18-91 – Joyce Dixon, as Trustee of the Joyce Dixon Revocable Trust dated September 15, 2006 is cited for failure to correct violations of the Land Development Code, Art. 3 Sec. 3.4.S.1, at **1134 Berkshire Rd**
Violation(s) – **Installed window without permit.**
First Notified – 5/24/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

27
Mark A. Jones
CASE NO SMG 08-18-101 – Joyce Dixon, as Trustee of the Joyce Dixon Revocable Trust dated September 15, 2006 is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294, at **1134 Berkshire Rd**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 10/5/2017.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

28
Mark A.
Jones

CASE NO SMG 08-18-100 – Joyce Dixon, as Trustee of the Joyce Dixon Revocable Trust dated September 15, 2006 is cited for failure to correct violations of the Land Development Code, Art. 9 Sec. 9.9.2.A (Ref. FBC Supp IPMC 304.7, 304.14, 304.18.1, 305.3, 402.2, 504.1, 505.4, 604.3, 605.2, 704.2), at **310 Marion St Unit #4**
Violation(s) – **Roofs and drainage, insect screens, building security doors, interior surfaces, lighting in common halls and stairways, plumbing systems and fixtures, water heating facilities, electrical system hazards, receptacles, smoke alarms.**
First Notified – 6/7/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

29
Mark A.
Jones

CASE NO SMG 08-18-92 – Paul Protentis is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294, at **532 Fairmount Rd**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 3/6/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

30
Mark A.
Jones

CASE NO SMG 08-18-98 – Cook Rentals LLC is cited for failure to correct violations of the City Code Ch. 26 Sec. 26-294, at **200 Arlington Ave**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 6/28/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____

6. MISCELLANEOUS BUSINESS

7. ADJOURNMENT