

Agenda

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

CODE ENFORCEMENT BOARD

**CITY OF
DAYTONA BEACH**

NOTICE – Pursuant to Section 286.0105, Florida Statutes, if any person decides to appeal any decision made by this Board at this public meeting, such person will need a record of the proceedings and, for that purpose, such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The City does not prepare or provide such a record. Any discussion or contact outside the Code Enforcement Board Meeting with members of the Board concerning any quasi-judicial matter which is, or will come, before The Board for a vote are to be disclosed and made part of the record prior to or at the hearing on the matter.

Members: Weegie Kuendig, Chairman; Turner Hymes, Vice-Chairman; Cheryl House; Neil Harrington; Thomas A.D. Jones, Valoree McLean and Karen Robey

	<p>For special accommodations, please notify the City Clerk's Office at least 72 hours in advance. (386) 671-8023</p>		<p>Help for the hearing impaired is available through the Assistive Listening System. Receivers can be obtained from the City Clerk's Office.</p>
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In accordance with the Americans with Disabilities Act (ADA), persons with a disability needing a special accommodation to participate in the Board meeting should contact the City Clerk's Office, 301 S. Ridgewood Ave, Room 210, Daytona Beach, FL 32114, Ph: (386) 671-8023, Email: clerk@codb.us not later than 72 hours prior to the proceedings. If you are hearing or voice impaired contact the relay operator at 1-800-955-9771.

APRIL 11, 2019 - 9:00 A.M.

- 1. Call to Order**
- 2. Roll Call**
- 3. Approval of March 14, 2019 Meeting Minutes**
- 4. Disclosure of Ex Parte Communications**
- 5. Announcements**

6. Lien Reviews

LR - 1

LR - 1 - CEB 12-18-161 - 350 N Charles St. - Evgueni Petrusevich is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294. Violation(s) – Failure to obtain Rental License (RTL). First Notified – 8/29/2018. **Order Imposing Fine-Lien of \$100.00 per day effective 1/10/19. Compliance 3/8/19. \$5,700.00 plus \$24.00 recording costs = \$5,724.00.**

DISPOSITION _____

(Jerome O. McCoy)

LR - 2

LR - 2 - CEB 12-18-167 - 900 S Peninsula Dr #204 - Maca & Zito Investment LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294; City Code Ch. 90 Sec. 90-297. Violation(s) – Failure to obtain Business Tax Receipt (BTR), failure to obtain rental license (RTL). First Notified – 9/22/2018. **Order Imposing Fine-Lien of \$250.00 per day effective 1/10/19. Compliance 2/11/19. \$8,000.00 plus \$24 recording costs = \$8,024.00.**

DISPOSITION _____

(Jerome O. McCoy)

7. Hearing of Cases

CONTINUED CASES:

CASE # 1 - CEB 03-19-47 - Robert Hsieh is cited for failure to correct violations of City Code Ch. 90 Sec. 90-297; City Code Ch. 26 Sec. 26-294, at **210 Williams Ave.** Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL).** First Notified – 12/27/2018.

ACTION TO BE TAKEN: Progress report and the determination of a compliance date.

DISPOSITION _____

(Mark A. Jones)

CASE # 2 - CEB 03-19-42 - Jonathan I Rotstein is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **511 N. Oleander Ave.** Violation(s) – Failure to obtain Rental License (RTL). First Notified – 11/28/2018.

Compliance 3/29/2019

CASE # 3 - CEB 09-18-95 - Paul W & Beatrice I Zivitski is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **840 N Halifax Ave.** Violation(s) – **Failure to obtain Rental License (RTL).** First Notified – 3/26/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 4 - CEB 03-19-39 - Melissa B. Parlette is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **405 N. Halifax Ave., #205.** Violation(s) – **Failure to obtain Rental License (RTL).** First Notified – 11/29/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 5 - CEB 03-19-65 - Larry S. Johnson, Lisa B. Johnson & Lisabeth Sarah Johnson is cited for failure to correct violations of City Code Ch. 90 Sec. 90-297; City Code Ch. 26 Sec. 26-294, at **124 Bittern Ct.** Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL).** First Notified – 2/1/2019.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Jerome O. McCoy)

CASE # 6 - CEB 03-19-34 - Elvina Miller is cited for failure to correct violations of City Code Ch. 90 Sec. 90-297; City Code Ch. 26 Sec. 26-294, at **550 N Ridgewood Ave.**
Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL).**

First Notified – 12/14/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Daniel Garcia)

CASE # 7 - CEB 03-19-49 - Harold Hayward is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 515.1); Art. 6 Sec. 6.19.A.3, at **531 Bellevue Ave.**

Violation(s) – **Missing siding, no running water and outside storage.**

First Notified – 10/18/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Daniel Garcia)

CASE # 8 - CEB 03-19-60 - Heather Burke is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **110 N Gardiner Ct.**

Violation(s) – **No permit for roof.**

First Notified – 1/18/2019.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Daniel Garcia)

CASE # 9 - CEB 03-19-61 - John Schutz & Tina Willis is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.3), at **153 Taylor Ave.**

Violation(s) – **Peeling paint and no address numbers.**

First Notified – 10/12/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Daniel Garcia)

CASE # 10 - CEB 03-19-62 - Kelly Rose, Kristen Risch, Peggy Snyder & Kimberly Wade

is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3, 302.7, 304.2, 304.13), at **308 Kingston Ave.**

Violation(s) – **Vacant structure, damaged fence, peeling paint, siding coming undone and broken windows.**

First Notified – 10/12/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____

(Daniel Garcia)

CASE # 11 - CEB 03-19-48 - Robert Matuszczak is cited for failure to correct violations of City Code Ch. 90 Sec. 90-297; City Code Ch. 26 Sec. 26-294, at **266 Lexington Dr.**

Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL).**

First Notified – 10/15/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____

(Daniel Garcia)

CASE # 12 - CEB 03-19-58 - Virgil Rosenfeld & Ellen Rosenfeld Trust is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 304.13); City Code Ch. 90 Sec. 90-297, at **228 Bay St.**

Violation(s) – **Damaged stair, railing, broken window, damaged fence and failure to obtain Business Tax Receipt (BTR).**

First Notified – 10/24/2018.

ACTION TO BE TAKEN: Impose Fine. (Safety issues for ingress & egress to be addressed.)

DISPOSITION _____

(Daniel Garcia)

CASE # 13 - CEB 01-19-09 - Kenneth Jacobs is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3.a; Art. 6 Sec. 6.2.H.7.a.i; Art. 9 Sec. 9.2.A (Ref. FBC Supp. 302.7, 304.7 and 302.8), at **615 Clark St.**

Violation(s) – **Outside storage, parking in the yard, damaged fencing, damaged roof and junk vehicles.**

First Notified – 11/5/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____

(John C. Stenson)

CASE # 14 - CEB 01-19-05 - Steven L. & Judy L. Suter is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.13, 304.7, 304.2 and 304.4), at **626 Clark St.**

Violation(s) – **Broken windows, damaged roof, peeling paint, structural members (carport).**
First Notified – 11/1/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(John C. Stenson)

CASE # 15 - CEB 03-19-59 - Andres Echavarria is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.H.7.A, at **1050 Sheridan Rd.** Violation(s) – Parking on the grass in the front yard. First Notified – 2/15/2019.

Compliance 3/28/2019

CASE # 16 - CEB 03-19-45 - Charles Smith is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 302.8, 304.2), at **800 Madison Ave.**

Violation(s) – **Broken and damaged fence, multiple junk vehicles in the back yard inoperable and faded and peeling paint.**

First Notified – 11/29/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Michael P. Fitzgerald)

CASE # 17 - CEB 03-19-43 - Justin M. Kirby is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.8), at **115 Azalea Dr.**

Violation(s) – **Multiple junk vehicles.**

First Notified – 12/3/2018.

Compliance 4/3/2019

CASE # 18 - CEB 02-19-30 - Charles C. & Lorraine Buncombe is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.2, 304.7), at **408 Zelda Blvd.**

Violation(s) – **Maintenance responsibility, roofs and drainage.**

First Notified – 10/22/2018.

ACTION TO BE TAKEN: Progress report and the determination of a compliance date.

DISPOSITION _____
(Steve Alderman)

CASE # 19 - CEB 02-19-29 - Mark Spritzler as Trustee of the Perfect World Programming Trust u/a/d September 8, 2017 is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S, at **117 S Grandview Ave.**

Violation(s) – **No permit for renovation/posted Stop Work Order (SWO).**

First Notified – 10/11/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____

(Steve Alderman)

CASE # 20 - CEB 03-19-37 - Constantine Christoforakis is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.9); Art. 6 Sec. 6.8.C, at **404 Auburn Dr.** Violation(s) – Damaged fence. First Notified – 11/5/2018.

Compliance 3/28/2019

CASE # 21 - CEB 03-19-54 - David Manoulian is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A; Art. 6 Sec. 6.19.A.4; Art. 6 Sec. 6.2.H.7.a; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.2, 302.7, 302.8, 304.2); City Code Ch. 90 Sec. 90-297, at **129 Vermont Ave.**

Violation(s) – **Recycle, vehicle parts, landscape, paint, off street parking, outside storage, accessory structure damage, fence, home based business, failure to obtain Business Tax Receipt (BTR).**

First Notified – 11/15/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____

(Steve Alderman)

CASE # 22 - CEB 03-19-51 - Gordon M. Rothermel is cited for failure to correct violations of City Code Ch. 90 Sec. 90-297; City Code Ch. 26 Sec. 26-294, at **333 Flushing Ave.**

Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL).**

First Notified – 9/25/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____

(Steve Alderman)

CASE # 23 - CEB 03-19-57 - James Carson Warters, Jr. is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 6 Sec. 6.19.A.4; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.2, 302.1, 302.7, 304.8, 304.10, 702.1), at **1700 N. Halifax Ave.**
Violation(s) – **Clear door access, storage on porch, landscape maintenance, paint structure, trash & debris, garage maintenance, roof repair, deck maintenance, outside storage - yard, porch and front of garage.**
First Notified – 11/6/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Steve Alderman)

CASE # 24 - CEB 03-19-68 - Nancy Lee Kelley & Barbara Ann Plentz & Toni Signoretti is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.H.4.a, at **333 Boylston Ave.**
Violation(s) – **Parking on the grass.**
First Notified – 10/15/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Steve Alderman)

CASE # 25 - CEB 03-19-69 - Chester E. Perkowski is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.B; Art. 6 Sec. 6.19.A.2; Art. 6 Sec. 6.19.A.4; Art. 6 Sec. 6.12.D; Art. 6 Sec. 6.8.G; Art. 6 Sec. 6.10.G; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3, 302.1, 304.6, 304.7, 304.9), at **315 Silver Beach Ave.**
Violation(s) – **Illegal/Not valid signs, retainer wall damage, rotted overhangs, rotted mansard roof, rotted siding, overgrown property and damaged window (slider).**
First Notified – 12/11/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Steve Alderman)

CASE # 26 - CEB 03-19-70 - Katherine Crissman & Jessica Switzer is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.13, 304.13.1); Art. 12 Sec. 12.4.12; Art. 6 Sec. 6.19.A.3; Art. 6 Sec. 6.2.H.a; Art. 6 Sec 6.19.A.4, at **2312 N Oleander Ave.**

Violation(s) – **Holes in concrete, trailer parking, broken windows, outside storage, plywood over windows.**

First Notified – 12/17/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Steve Alderman)

CASE # 27 - CEB 11-18-150 - Monir Y El Farra is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3, 302.4, 302.7, 304.3, 304.6, 304.7, 304.11 and 304.13.1), at **121 Lockhart St.**

Violation(s) – **Exterior structure, glazing, chimneys and towers, roofs and drainage, exterior walls, premises identification, accessory structures, weeds and vacant structures and land.**

First Notified – 8/31/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Clifford W. Recanzone III)

CASE # 28 - CEB 02-19-31 - Patricia H. Heard is cited for failure to correct violations of The Land Development Code, Art 3. Sec. 3.4.S.1, at **822 Vernon St.**

Violation(s) – **Installed fence without a permit.**

First Notified – 9/21/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Clifford W. Recanzone III)

CASE # 29 - CEB 03-19-64 - Barry & Linda Jane Chantler is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.H.7.A, at **2716 S Atlantic Ave.**

Violation(s) – **Parking on the street side yard.**

First Notified – 12/4/2018.

ACTION TO BE TAKEN: Continued from March meeting for the determination of a compliance date.

DISPOSITION _____
(Clifford W. Recanzone III)

CASE # 30 - CEB 03-19-63 - Edythe P. Fernando is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3, 302.4, 304.2, 304.3, 304.7, 505.1), at **530 Shady Pl.**

Violation(s) – **Vacant structure, weeds, protective treatment, premises identification, roof and drainage and water system.**

First Notified – 1/11/2019.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Clifford W. Recanzone III)

NEW CASES:

CASE # 31 - CEB 04-19-71 - Yvonne Bell is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.7), at **1028 Michael Road.**

Violation(s) – **Damaged roof.**

First Notified – 12/14/2018.

ACTION TO BE TAKEN: Compliance or Non-compliance.

DISPOSITION _____
(Clifford W. Recanzone III)

CASE # 32 - CEB 04-19-73 - Demetrius Mims is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.H.7.A, at **1057 Amanda Road.**

Violation(s) – **Parking in the yard.**

First Notified – 12/17/2018.

ACTION TO BE TAKEN: Compliance or Non-compliance.

DISPOSITION _____
(Clifford W. Recanzone III)

CASE # 33 - CEB 04-19-74 - George Schaier & Angela Wiley is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 302.7, 304.13); Art. 6 Sec. 6.19.A.3, at **307 Adeline St.**

Violation(s) – **Broken window, missing fence, outside storage, trash and debris.**

First Notified – 9/21/2018.

ACTION TO BE TAKEN: Compliance or Non-compliance.

DISPOSITION _____
(Daniel Garcia)

CASE # 34 - CEB 04-19-75 - Luretha Wiley is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 304.2, 304.6, 304.14, 308.1); Art. 6 Sec. 6.19.A.3, at **1019 Cedar Highlands Blvd.**

Violation(s) – **Outside storage, trash & debris, torn screens, damaged exterior wall, overgrown grass onto sidewalk and damaged fence.**

First Notified – 1/28/2019.

ACTION TO BE TAKEN: Compliance or Non-compliance.

DISPOSITION _____

(Daniel Garcia)

CASE # 35 - CEB 04-19-76 - Paul A. Czajkowski Revocable Trust is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **& 309-307 Seaview Ave.**

Violation(s) – **Failure to obtain Rental License (RTL).**

First Notified – 2/8/2019.

ACTION TO BE TAKEN: Compliance or Non-compliance.

DISPOSITION _____

(Mark A. Jones)

CASE # 36 - CEB 04-19-78 - Jennifer Rebstock is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **353 Boylston.**

Violation(s) – **Failure to obtain Rental License (RTL).**

First Notified – 1/29/2019.

Compliance 4/1/2019

CASE # 37 - CEB 04-19-79 - Joseph Solyom is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.H.a, at **437 Manhattan Ave.**

Violation(s) – **Parking on the grass.**

First Notified – 1/28/2019.

Compliance 3/26/2019

CASE # 38 - CEB 04-19-80 - Darel Stephen Mikula is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3), at **216 N Halifax Ave.**

Violation(s) – **Excessive outside storage around structure and on front porch, landscape/sidewalk maintenance.**

First Notified – 12/18/2018.

ACTION TO BE TAKEN: Compliance or Non-compliance.

DISPOSITION _____

(Steve Alderman)

CASE # 39 - CEB 04-19-81 - Norman H. Riley Estate is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.4; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.6, 304.14, 304.13.1, 304.13, 304.9, 304.7, 304.2, 304.1), at **215 Auditorium Blvd.**

Violation(s) – **Protective coating (all), window sills, door frames, overhangs, doors, broken windows and roof.**

First Notified – 12/18/2018.

ACTION TO BE TAKEN: Compliance or Non-compliance.

DISPOSITION _____
(Steve Alderman)

CASE # 40 - CEB 04-19-77 - Suelene Jackson Davis & Waymon Bernard Davis is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3, at **664 Kingston Ave.**

Violation(s) – **Parking on the grass.**

First Notified – 11/7/2018.

ACTION TO BE TAKEN: Compliance or Non-compliance.

DISPOSITION _____
(Tom L. Clig)

CASE # 41 - CEB 04-19-82 - Katie L. Thigpen is cited for failure to correct violations of The Land Development Code, Art. 9. Sec. 9.2.A (Ref. FBC Supp. IPMC 304.7), at **505 Kingston Ave.**

Violation(s) – **Failure to maintain roof.**

First Notified – 11/19/2018.

ACTION TO BE TAKEN: Compliance or Non-compliance.

DISPOSITION _____
(Tom L. Clig)

CASE # 42 - CEB 04-19-83 - Kinsey & Debbie Whaley is cited for failure to correct violations of The Land Development Code, Art. 9. Sec. 9.2.A (Ref. FBC Supp. IPMC 304.7), at **683 Kingston Ave.**

Violation(s) – **Failure to maintain garage roof.**

First Notified – 11/20/2018.

ACTION TO BE TAKEN: Compliance or Non-compliance.

DISPOSITION _____
(Tom L. Clig)

8. Miscellaneous Business

9. Adjournment