

Agenda

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

SPECIAL MAGISTRATE PROCEEDING

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 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.

Robert J. Riggio, Special Magistrate

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|  | For special accommodations, please notify the City Clerk's Office at least 72 hours in advance. (386) 671-8023 |  | Help for the hearing impaired is available through the Assistive Listening System. Receivers can be obtained from the City Clerk's Office. |
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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.

SEPTEMBER 22, 2020 - 9:00 A.M.

Rental Program

1. **Call to Order**
2. **Announcements**
3. **Hearing of Cases**

CONTINUED CASES:

CASE # 1 - RTL SMG 04-20-77 - Christopher Brown is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294; City Code Ch. 90 Sec. 90-297, at **300 Hartford**.

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

First Notified – 8/12/2019.

ACTION TO BE TAKEN: Cont. for consideration of the imposition of a fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 2 - RTL SMG 04-20-79 - Equity Trust Company Custodian fbo Mark Wandmacher IRA is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294; City Code Ch. 90 Sec. 90-297, at **315 Glenview #5**.

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

First Notified – 11/13/2019.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 3 - RTL 06-20-10 - Caroline Daytona Properties LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294; City Code Ch. 90 Sec. 90-297, at **142 N Caroline St**.

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

First Notified – 10/10/2019.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 4 - RTL 06-20-11 - Certus Equity Investment LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294; City Code Ch. 90 Sec. 90-297, at **900 S Peninsula Dr 208**.

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

First Notified – 9/22/2018.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 5 - RTL 06-20-23 - Jennifer A & Pedro Q Dash is cited for failure to correct violations of City Code Ch. 90 Sec. 90-297; City Code Ch. 26 Sec. 26-294, at **616 Cherry St.**

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

First Notified – 1/8/2019.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 6 - RTL 06-20-31 - Villa Jardine, LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294; City Code Ch. 90 Sec. 90-297, at **111 Oak Tree Cir.**

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

First Notified – 12/10/2019.

ACTION TO BE TAKEN: Cont. from the July meeting for consideration of the imposition of a fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 7 - RTL 06-20-32 - Village Resources & Real Estate, LLC TR is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294; City Code Ch. 90 Sec. 90-297, at **341 Maple St.**

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

First Notified – 4/16/2019.

ACTION TO BE TAKEN: Progress Report-Compliance date set for October 21, 2020.

DISPOSITION _____
(Mark A. Jones)

CASE # 8 - RTL 06-20-42 - Gayane Movsesyan is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **415 N Halifax #205.**

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

First Notified – 8/28/2019.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 9 - RTL 06-20-47 - Lisa & William B McCarthy is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **200 N Halifax**.
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 09/28/2019.

ACTION TO BE TAKEN: Progress Report-Compliance date set for October 21, 2020.

DISPOSITION _____
(Mark A. Jones)

CASE # 10 - RTL 07-20-72 - Anthony W Hammond, Jr. is cited for failure to correct violations of City Code Ch. 90 Sec. 90-297; City Code Ch. 26 Sec. 26-294, at **1616 Piccadilly**.
Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL)**.
First Notified – 3/24/2020.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 11 - RTL 07-20-73 - Barry Gorin TR; Barry Gorin Revoc Living Trust is cited for failure to correct violations of City Code Ch. 90 Sec. 90-297; City Code Ch. 26 Sec. 26-294, at **120 Maplewood**.
Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL)**.
First Notified – 3/20/2020.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 12 - RTL 07-20-75 - Erve S. Teixeira is cited for failure to correct violations of City Code Ch. 90 Sec. 90-297; City Code Ch. 26 Sec. 26-294, at **317 Glenview #4**. Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL)**.

First Notified – 3/4/2020.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 13 - RTL 08-20-76 - Villa Jardine LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294; City Code Ch. 90 Sec. 90-297, at **145 Oak Tree Cir**. Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL)**.

First Notified – 4/24/2020.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 14 - RTL 08-20-80 - Marisa Alderman ETAL & Deborah Cassiere is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294; City Code Ch. 90 Sec. 90-297, at **1333 Edgewater Rd**. Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL)**.

First Notified – 7/8/2020.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 15 - RTL 08-20-81 - Ialvarez Investments LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294; City Code Ch. 90 Sec. 90-297, at **430 Goodall**. Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL)**.

First Notified – 1/17/2020.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 16 - RTL 08-20-85 - James X & Joanne Santoriello is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **409 Zelda Blvd.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 12/27/2019.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 17 - RTL 08-20-86 - Beverly Crawford is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **915 N Grandview.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 11/23/2019.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 18 - RTL 08-20-87 - Olive Branch Residential LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **1009 Berkshire Rd.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 10/30/2019.

ACTION TO BE TAKEN: Impose Fine. **Compliance 09/16/2020**

DISPOSITION _____
(Mark A. Jones)

CASE # 19 - RTL 08-20-89 - Resource Properties Inc is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **1036 Michael Rd.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 9/24/2019.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 20 - RTL 08-20-90 - John L Richardson, Jr. is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **104 Oakwood Dr.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 11/26/2019.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 21 - RTL 08-20-91 - Mahmoud Y & Theresa Abdelrahman is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **2901 N Halifax Ave #221.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 3/4/2020.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 22 - RTL 08-20-92 - Liu Iris Tr is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **628 Colfax Dr.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 12/20/2019.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 23 - RTL 08-20-93 - Select International Advisors LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **1030 Alice Dr.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 1/15/2020.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 24 - RTL 08-20-94 - TIDI Inc is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **411 N Halifax Ave #107**.
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 1/23/2020.

ACTION TO BE TAKEN: Impose Fine. **Compliance 09/18/2020**

DISPOSITION _____
(Mark A. Jones)

CASE # 25 - RTL 08-20-95 - Wilfredo Romero is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **909 Madison Ave**.
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 1/15/2020.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 26 - RTL 08-20-96 - Dogan Gokhan & Sema is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **918 W Millard Ct**.
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 1/30/2020.

ACTION TO BE TAKEN: Impose Fine. **Compliance 09/18/2020**

DISPOSITION _____
(Mark A. Jones)

CASE # 27 - RTL 08-20-97 - Mark & Beth Chrisley is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **515 Colfax Dr**.
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 12/23/2019.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 28 - RTL 08-20-99 - William B & Lisa A McCarthy is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **610 Gibson St.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 10/17/2019.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 29 - RTL 08-20-100 - Thomas Caldwell is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **936 N Oleander Ave.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 11/13/2019.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 30 - RTL 08-20-102 - Randolph E Margrave is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **296 Brookline.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 2/14/2020.

ACTION TO BE TAKEN: Impose Fine. **Compliance 09/17/2020**

DISPOSITION _____
(Mark A. Jones)

CASE # 31 - RTL 08-20-104 - US Bank Trust NA TR is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **367 Fordham.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 1/14/2020.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 32 - RTL 08-20-105 - L & C INVESTMENT HOLDINGS LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **328 Madison Ave.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 1/14/2020.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 33 - RTL 08-20-83 - J Weiss Family LP is cited for failure to correct violations of Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **825 N Oleander Ave.**
Violation(s) – **Zoning violation - the property is zoned SFR-5. Short term rentals, known as "Other Accomodations" are not a permitted use in the zoning district. IRREPARABLE or IRREVERSIBLE.**
First Notified – 5/12/2020.

ACTION TO BE TAKEN: Continued for a finding of Compliance or Non-Compliance.

DISPOSITION _____
(Clifford W. Recanzone)

NEW CASES:

CASE # 34 - RTL 09-20-111 - Tighe Kirsten is cited for failure to correct violations of Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **3000 Princeton.**
Violation(s) – Zoning violation - the property is zoned SFR-5. Short term rentals, known as "Other Accomodations" are not a permitted use in the zoning district. **IRREPARABLE or IRREVERSIBLE.**

First Notified – 08/28/2020.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Clifford W Recanzone)

CASE # 35 - RTL 09-20-112 - Heidi K. Cooper is cited for failure to correct violations of Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **2568 E Coral Way**.

Violation(s) – Zoning violation - the property is zoned SFR-5. Short term rentals, known as "Other Accomodations" are not a permitted use in the zoning district. **IRREPARABLE or IRREVERSIBLE.**

First Notified – 08/03/2020.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Clifford W. Recanzone III)

CASE # 36 - RTL 09-20-113 - Charley Chang Oh is cited for failure to correct violations of Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **117 S Halifax Ave**.

Violation(s) – Zoning violation - the property is zoned RP. Short term rentals, known as "Other Accomodations" are not a permitted use in the zoning district. **IRREPARABLE or IRREVERSIBLE.**

First Notified – 05/13/2020.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Clifford W. Recanzone III)

CASE # 37 - RTL 09-20-114 - Keith C Conklin is cited for failure to correct violations of Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **540 N Ridgewood Ave (Parcel address 547 High St)**.

Violation(s) – Zoning violation - the property is zoned BP. Short term rentals, known as "Other Accomodations" are not a permitted use in the zoning district. **IRREPARABLE or IRREVERSIBLE.**

First Notified – 05/29/2020.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Clifford W. Recanzone III)

CASE # 38 - RTL 09-20-115 - Jeff B & Sandra W Knox is cited for failure to correct violations of Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **381 Brookline Avenue**.

Violation(s) – Zoning violation - the property is zoned SFR-5. Short term rentals, known as "Other Accomodations" are not a permitted use in the zoning district. **IRREPARABLE or IRREVERSIBLE.**

First Notified – 08/11/2020.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Clifford W. Recanzone III)

CASE # 39 - RTL 09-20-106 - Gorin Barry TR Barry Gorin Revoc Living Trust is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **557 Berkshire**.

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

First Notified – 10/26/2019.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____
(Mark A. Jones)

CASE # 40 - RTL 09-20-107 - FC RESI 1 LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **629 Westmoreland**.

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

First Notified – 01/07/2020.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____
(Mark A. Jones)

CASE # 41 - RTL 09-20-108 - Metwaly Gamal & Lisa is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **2711 N Halifax #376**.

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

First Notified – 02/24/2020.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____
(Mark A. Jones)

CASE # 42 - RTL 09-20-109 - In Land We Trust LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **425 N Oleander**.
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 01/29/2020.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____
(Mark A. Jones)

CASE # 43 - RTL 09-20-110 - Gibson Easter M is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **845 Hollywood St**.
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 02/27/2020.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____
(Mark A. Jones)

CASE # 44 - RTL 09-20-116 - Track Three LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **530 Seabreeze Blvd**.
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 02/12/2020.

ACTION TO BE TAKEN: Compliance or Non-Compliance.

DISPOSITION _____
(Mark A. Jones)

4. **Miscellaneous Business**

5. **Adjournment**