

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

	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.

NOVEMBER 24, 2020 - 9:00 A.M. **Rental Program**

1. **Call to Order**
2. **Announcements**
3. **Approval of October 27, 2020 Meeting Minutes**
4. **Lien Reviews**
5. **Hearing of Cases**

CONTINUED CASES:

CASE # 1 - 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 # 2 - 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: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 3 - 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 # 4 - 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: Impose Fine.

DISPOSITION _____
(Mark A. Jones)

CASE # 5 - RTL 08-20-93 - Select International Advisors LLC & AAA Real Estate Investment Services 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 # 6 - 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 # 7 - 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 consideration of the imposition of a fine.

DISPOSITION _____
(Clifford W Recanzone)

CASE # 8 - 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: Continued for consideration of the imposition of a fine.

DISPOSITION _____
(Clifford W. Recanzone)

CASE # 9 - 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: Continued for consideration of the imposition of a fine.

DISPOSITION _____
(Clifford W. Recanzone III)

CASE # 10 - 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: Continued for consideration of the imposition of a fine.

DISPOSITION _____
(Clifford W. Recanzone III)

CASE # 11 - 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: Continued for consideration of the imposition of a fine.

DISPOSITION _____
(Clifford W. Recanzone III)

CASE # 12 - 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: Continued for consideration of the imposition of a fine.

DISPOSITION _____
(Clifford W. Recanzone III)

NEW CASES:

CASE # 13 - RTL 11-20-117 - Suzanne N Slaughter Rev Tr 1 Susanne N Slaughter as Trustee is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **2604 Tulane Ave.**

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

First Notified – 06/23/2020.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(Kevin Yates)

CASE # 14 - RTL 11-20-118 - Joseph Leonard Risse Jr is cited for failure to correct violations of City Code Ch. 90 Sec. 90-297 City Code Ch. 26 Sec. 26-294, at **1158 Hampton Rd.**

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

First Notified – 05/09/2020.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(Kevin Yates)

CASE # 15 - RTL 11-20-119 - OT Investments LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **121 Maplewood Dr.**

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

First Notified – 05/21/2020.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(Kevin Yates)

CASE # 16 - RTL 11-20-120 - Charbel Mohsen is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **219 Pierce Ave.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 07/07/2020.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(Kevin Yates)

CASE # 17 - RTL 11-20-121 - Corynne N Gerow is cited for failure to correct violations of Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **319 Goodall.**
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.**
First Notified – 10/17/2020.

ACTION TO BE TAKEN: Impose Fine

DISPOSITION _____
(Clifford W. Recanzone)

CASE # 18 - RTL 11-20-122 - Jeremy J Jimenez & Kristina Nurk is cited for failure to correct violations of Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **505 Silver Beach 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.**
First Notified – 10/19/2020.

ACTION TO BE TAKEN: Impose Fine

DISPOSITION _____
(Clifford W. Recanzone)

CASE # 19 - RTL 11-20-123 - Raymond & Brenda Ramirez is cited for failure to correct violations of Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **307 Fordham Dr.**
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.**
First Notified – 10/28/2020.

ACTION TO BE TAKEN: Impose Fine

DISPOSITION _____
(Clifford W. Recanzone)

CASE # 20 - RTL 11-20-124 - Charlene A Solon is cited for failure to correct violations of Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **727 N Peninsula Dr.**
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.**
First Notified – 10/27/2020.

ACTION TO BE TAKEN: Impose Fine

DISPOSITION _____
(Clifford W. Recanzone)

CASE # 21 - RTL 11-20-125 - Craig Hartmann is cited for failure to correct violations of Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **529 Temko Terr.**
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.**
First Notified – 10/29/2020.

ACTION TO BE TAKEN: Impose Fine

DISPOSITION _____
(Clifford W. Recanzone)

CASE # 22 - RTL 11-20-126 - Johnny Kyle Davis is cited for failure to correct violations of Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **2005 Schulte 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.**
First Notified – 10/28/2020.

ACTION TO BE TAKEN: Impose Fine

DISPOSITION _____
(Clifford W. Recanzone)

CASE # 23 - RTL 11-20-127 - Jan Voda is cited for failure to correct violations of Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **1901 N Halifax Av.**
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.**
First Notified – 07/27/2020.

ACTION TO BE TAKEN: Impose Fine

DISPOSITION _____
(Clifford W. Recanzone)

CASE # 24 - RTL 11-20-128 - CONFIDENTIAL is cited for failure to correct violations of Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **725 N Peninsula**.
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.**
First Notified – 10/26/2020.

ACTION TO BE TAKEN: Impose Fine

DISPOSITION _____
(Clifford W. Recanzone)

CASE # 25 - RTL 11-20-129 - Deborah A Noon is cited for failure to correct violations Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **264 Woodland 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.**
First Notified – 10/22/2020.

ACTION TO BE TAKEN: Impose Fine

DISPOSITION _____
(Clifford W. Recanzone)

CASE # 26 - RTL 11-20-130 - Herbert S B & Lorin Kawesh is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **327 N Caroline**.
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 12/16/2019.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 27 - RTL 11-20-132 - Allen Grant is cited for failure to correct violations of City Code Ch. 90 Sec. 90-297 City Code Ch. 26 Sec. 26-294, at **201 Desoto St**.
Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL).**
First Notified – 07/25/2019.

ACTION TO BE TAKEN: Compliance or Non-Compliance **Compliance 11/19/2020**

DISPOSITION _____
(LaWanda Tomengo)

CASE # 28 - RTL 11-20-133 - Jolee Rubin is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **1362 Bellevue Ave.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 07/20/2020.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 29 - RTL 11-20-134 - Caroline Daytona Properties LLC is cited for failure to correct violations of City Code Ch. 90 Sec. 90-297 City Code Ch. 26 Sec. 26-294, at **150 N Caroline St.**
Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL).**
First Notified – 10/15/2019.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 30 - RTL 11-20-135 - Consolidated Trust Services is cited for failure to correct violations of City Code Ch. 90 Sec. 90-297 City Code Ch. 26 Sec. 26-294, at **104 Shoal Creek Cir.**
Violation(s) – **Failure to obtain Business Tax Receipt (BTR), failure to obtain Rental License (RTL).**
First Notified – 07/22/2019.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 31 - RTL 11-20-136 - Rivera Family Properties LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **900 S Peninsula Dr #302.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 10/25/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 32 - RTL 11-20-137 - Rivera Family Properties LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **900 S Peninsula Dr #212**.
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 09/26/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 33 - RTL 11-20-138 - Gregory I LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **900 S Peninsula #107**.
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 10/04/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 34 - RTL 11-20-139 - Estrella De Mar LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **900 S Peninsula Dr #301**.
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 09/25/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 35 - RTL 11-20-140 - JIL Invest LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **900 S Peninsula #105**.
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 10/15/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 36 - RTL 11-20-141 - Agostina LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **900 S Peninsula Dr #104**.
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 09/21/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 37 - RTL 11-20-142 - Frandon USA LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **900 S Peninsula Dr #102**.
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 10/06/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 38 - RTL 11-20-143 - Frandon USA LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **900 S Peninsula Dr #103**.
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 09/25/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 39 - RTL 11-20-144 - BOTS Daytona LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **900 S Peninsula Dr #110**.
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 10/01/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 40 - RTL 11-20-145 - BOTS Daytona LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **900 S Peninsula Dr #112**.
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 10/01/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 41 - RTL 11-20-146 - BOTS Daytona LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **900 S Peninsula Dr #114**.
Violation(s) – **Failure to obtain Rental License (RTL)**.
First Notified – 10/01/2018.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

4. **Miscellaneous Business**

5. **Adjournment**