
City of Daytona Beach Special Magistrate

City Commission Chambers, 301 S Ridgewood Ave, Daytona Beach, FL 32115

David A. Vukelja, Special Magistrate

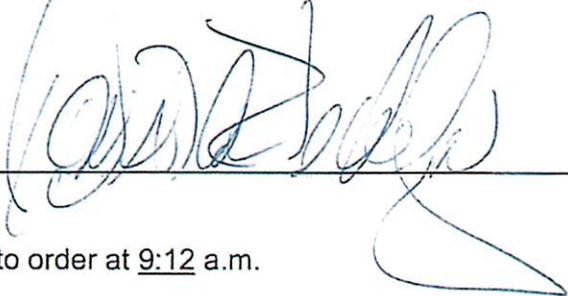
April 12, 2022 Minutes

Attendees:

David A. Vukelja, Special Magistrate

Staff present:

Mr. Anthony Jackson, Assistant City Attorney
Captain Scott Lee, Daytona Beach Police Department
Mr. Denzil Sykes, Neighborhood Services Manager
Mr. Mark A. Jones, Field Supervisor
Mr. Mark Bostwick, Code Inspector
Mr. Roosevelt Butler, Code Inspector
Mr. Daniel Garcia, Code Inspector
Ms. Sara Kirk, Code Inspector
Mr. Kevin Yates, Code Inspector
Mr. Clearvens Jean-Baptiste Inspector
Mr. Joe Graves, Audio/Video
Mr. Xavier Campbell, Audio/Video
Mrs. Kimberly Reno, Board Secretary
Mr. Tom Clig, Code Inspector

Approval of Minutes by:  Special Magistrate

The meeting was called to order at 9:12 a.m.

Mr. Vukelja asked if there were any announcements.

Mrs. Reno announced the following cases in compliance

CASE # 8 - SMG 04-22-119 - Halifax Wrecking CO INC is cited for failure to correct violations of The Land Development Code, City Code Ch. 78 Sec. 78-112, at Loomis Ave (Parcel #5339-45-00-0190). Violation(s) – Overgrowth along fence line and sidewalk.
First Notified – 3/27/2021.

Compliance 4-8-2022

CASE # 30 - SMG 03-22-101 - Danial Marashi 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. 19. A.3; Art. 9 Sec. 9. 2. A (Ref. FBC Supp. IPMC 301.3), at **Foot Ct (Parcel # 5339-23-02-0021)**. Violation(s) – **Unmaintained vacant lot, outside storage, vehicles parked/stored on a vacant lot, trash and debris, unsanitary, unsecured structure, no permit for fencing.** First Notified – 12/14/2021.

Compliance 8-11-2022

CASE # 37 - SMG 09-21-252 - Loan Thi Vu appearing via zoom

New Cases:

CASE # 1 - SMG 04-22-129 - Joshua Lee Swift is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3,302.1, 302.4,308.1), at **526 Wallace St.** Violation(s) – **Unsecured and unsanitary property, trash & debris and weeds.** First Notified – 2/15/2022.

No Respondent

Inspector Kirk testified to the status of the case no contact requesting non-compliance compliance next cut off.

DISPOSITION: Noting the absence of the respondent, based on the testimony of the Inspector, found the Respondent in Non-Compliance, and ordered the Respondent to come into Compliance by **May 4, 2022**, or be returned to the special magistrate for consideration of the imposition of a fine up to \$1,000 per day thereafter.

CASE # 2 - SMG 04-22-134 - Tima Properties LLC is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.H.4, at **N Atlantic Ave (Parcel #4236-09-02-0220)**. Violation(s) – **Parking on unapproved surfaces.** First Notified – 3/11/2022.

No Respondent

Inspector Yates testified to the status of the case opened March 11, 2022 and it was a special event case from Bike week. Notice of violation was issued March 11, 2022 for parking lot unapproved services. They were first noticed the same day and compliance was due the following day on March 12, 2022. An inspection was completed and the parking issue remained. In addition to that, when we went to go post the property on March 28, 2022 the parking was still occurring and it was not until April 11, 2022 that the parking was actually resolved. The city is asking for a finding of non-compliance - Compliance

DISPOSITION: Noting the absence of the respondent, based on the testimony of the Inspector, found the Respondent to have been in non-compliance. Further, find the respondent has since come into compliance and ordered that every future violation, the Respondent be returned to the special magistrate for consideration of the imposition of a fine up to \$5,000 per occurrence thereafter.

CASE # 3 - SMG 04-22-133 - Legacy Daytona Suites LLC is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.5, 304.13), at **209 S Ridgewood Ave.** Violation(s) – Failure to maintain exterior wood (rotten), dirt & grime, canopy dirt, missing windows. First Notified – 7/17/2021.

Mrs. Adkins-Maddy sworn in (owner)

Inspector Clig requested compliance next cut off

Mrs. Adkins-Maddy stated she believes she can be in compliance and had already done the majority of things.

DISPOSITION based on the testimony of the Inspector, found the Respondent in Non-Compliance and ordered the Respondent to come into Compliance by **May 4, 2022**, or be returned to the special magistrate for consideration of the imposition of a fine up to \$1,000 per day thereafter.

CASE # 4 - SMG 04-22-135 - Martin Nass et al is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2), at **120 S Beach St.** Violation(s) – Failure to maintain exterior canopy, building, mildew, dirt & grime. First Notified – 11/10/2021.

No respondent

Inspector Clig testified to the status of the case no contact requested compliance next cut off

DISPOSITION: Noting the absence of the respondent, based on the testimony of the Inspector, found the Respondent in Non-Compliance and ordered the Respondent to come into Compliance by **May 4, 2022**, or be returned to the special magistrate for consideration of the imposition of a fine up to \$1,000 per day thereafter.

CASE # 5 - SMG 04-22-136 - Daytona Beach Housing Authority is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7), at **1200 9th St.** Violation(s) – Dilapidated fencing. First Notified – 7/26/2021.

Mrs. Lennard sworn in (Director of Development)

Inspector Butler testified to the status of the case had contact with management and they did secure a contract for the fencing requested compliance next cut off.

Mrs. Lennard stated the contract runs through the end of May

DISPOSITION: based on the testimony of the based on the testimony of the Inspector, found the Respondent in Non-Compliance and ordered the Respondent to come into Compliance by **June 8, 2022**, or be returned to the special magistrate for consideration of the imposition of a fine up to \$1,000 per day thereafter.

CASE # 6 - SMG 02-22-92 - 1448-1490 W Intl Speedway Blvd LLC is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.10.G; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 302.3, 302.7, 304.1.1, 304.2, 304.6, 304.8, 304.13, 604.3.1), at **1440 W Intl Speedway Blvd.** Violation(s) – Signage for a vacant business, outdoor storage, trash &

debris, exterior surfaces, peeling paint, rotten wood, dirt and grime, damaged asphalt, dilapidated fencing, damaged doors, exposed electrical wires. First Notified – 10/22/2021.

No Respondent

Inspector Butler testified to the status of the case had contact with the owners and requested compliance next cut off and advised this was the old outback on ISB

DISPOSITION Noting the absence of the respondent, based on the testimony of the Inspector, found the Respondent in Non-Compliance and ordered the Respondent to come into Compliance by **May 4, 2022**, or be returned to the special magistrate for consideration of the imposition of a fine up to \$1,000 per day thereafter.

CASE # 7 - SMG 04-22-130 - Talib LLC is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1; Art. 6 Sec. 6.10.G; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 108.1, 302.7, 304.7, 304.8, 304.9, 308.1, 605.1, 605.4), at 601 Main St. Violation(s) – Working without a building permit, no sign permit, damaged sign, repair damaged second floor deck and submit engineer's survey or certificate, damaged and exposed wood, damaged stairs, failure to remove debris and exterior storage, failure to remove and discontinue using an extension cord for electricity. First Notified – 1/26/2022.

Mr. Arjan Dodani & Jarred Hoffpaur sworn in

Inspector Jean-Baptiste requested compliance next cut off

Mr. Dodani & Hoffpaur advised they believes they are in compliance and just need an inspection.

DISPOSITION based on the testimony of the respondent and the Inspector, found the Respondent in Non-Compliance and ordered the Respondent to come into Compliance by **May 4, 2022**, or be returned to the special magistrate for consideration of the imposition of a fine up to \$1,000 per day thereafter.

Case #8 in compliance

CASE # 9 - SMG 04-22-124 - Meena Ramasami is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **Magnolia Ave (Parcel # 5339-26-00-0130)**. Violation(s) – No permit for chain link fence. First Notified – 11/12/2021.

Mrs. Ramasami sworn in and advised a permit was applied for

Inspector Garcia testified to the status of the case and requested next cut off.

DISPOSITION based on the testimony of the Inspector, found the Respondent in Non-Compliance and ordered the Respondent to come into Compliance by **May 4, 2022**, or be returned to the special magistrate for consideration of the imposition of a fine up to \$1,000 per day thereafter.

CASE # 10 - SMG 04-22-132 - Daytona Bluetide Group LP is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3 (c); Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3), at **E Intl Speedway Blvd (Parcel# 5308-04-00-0010)** Violation(s) – Unmaintained vacant lot, overgrown grass & weeds, outside storage, trash & debris. First Notified – 11/29/2021.

Ms. Dana Speer sworn in (agent for owner)

Inspector Garcia requested compliance next cut off

Ms. Speer agreed saying most of it was done.

Inspector Garcia clarified the damaged fencing needs repaired and have it secured, because the front seems to be open every once in a.

Ms. Speer advised they have contractors going in and out and the homeless people keep tearing it down. And they are on the trespass arrest list

DISPOSITION based on the testimony of the Inspector, found the Respondent in Non-Compliance, and ordered the Respondent to come into Compliance by **May 4, 2022**, or be returned to the special magistrate for consideration of the imposition of a fine up to \$1,000 per day thereafter.

CASE # 11 - SMG 03-22-103 - School Board of Volusia County is cited for failure to correct violations of The Land Development Code, City Code Ch. 78 Sec. 78-112, at **Fulton St (Parcel # 5338-99-00-0180)**. Violation(s) – Overgrown vacant lot. First Notified – 5/18/2021.

No respondent

Inspector Garcia testified to the status of the case requested to continue to the next cut off

DISPOSITION: based on inspectors report, ordered continuance until May 10, 2022, for the determination of compliance or noncompliance and establishing of compliance date.

CASE # 12 - SMG 04-22-127 - Phantom of Daytona INC is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.12.D; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2), at **1226 S Atlantic Ave**. Violation(s) – Rust and corrosion on exterior of property. First Notified – 11/15/2021.

No respondent

Inspector Bostwick testified to the status of the case has been in contact asking compliance next cut off.

DISPOSITION: Noting the absence of the respondent, based on the testimony of the Inspector, found the Respondent in Non-Compliance, and ordered the Respondent to come into Compliance by **May 4, 2022**, or be returned to the special magistrate for consideration of the imposition of a fine up to \$1,000 per day thereafter.

CASE # 13- SMG 04-22-128 - Central Florida Gen Z LLC is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.13), at **& 525-523 Frances Ter**. Violation(s) – Broken window. First Notified – 12/8/2021.

No Respondent

Inspector Bostwick testified to the status of the case has been in contact with the owners permit applied for requesting compliance next cut off

DISPOSITION: Noting the absence of the respondent, based on the testimony of the Inspector, found the Respondent in Non-Compliance, and ordered the Respondent to come

into Compliance by **May 4, 2022**, or be returned to the special magistrate for consideration of the imposition of a fine up to \$1,000 per day thereafter.

CASE # 14 - SMG 04-22-131 - Robert Hsieh 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 302.1,304.2), at **528 Revilo Blvd.** Violation(s) – Faded and peeling paint, dirt and grime. First Notified – 11/8/2021.

John Jones sworn in (Friend) stated owner gave power of attorney. Owner lives in California.

Inspector Bostwick testified to the status of the case contact with owner through emails only requesting compliance next cut off.

Mr. Jones agreed to non-compliance. Agreed to getting contractors and getting the work done.

DISPOSITION based on the testimony of the Inspector, found the Respondent in Non-Compliance, and ordered the Respondent to come into Compliance by **May 4, 2022**, or be returned to the special magistrate for consideration of the imposition of a fine up to \$1,000 per day thereafter.

Continued Cases:

CASE # 15 - SMG 03-22-117 - GEA Seaside Investments INC is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 304.2), at **508 Eastwood Ln.** Violation(s) – Dirt and grime, chipped paint. First Notified – 12/7/2021.

No Respondent

Inspector Bostwick testified to the status of the case, had no contact with the owner, staff requested a fine in the amount of \$100 a day to a max of \$15,000.

DISPOSITION Based on the testimony of the Inspector, fined the Respondent the sum of \$100 per day commencing **April 7, 2022**, and that fine will continue to accrue each day thereafter until the property is in compliance or the amount of the fine reaches the sum of maximum \$15,000.

CASE # 16- SMG 03-22-118 - GEA Seaside Investments INC 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 302.3, 302.7, 304.2), at **507 Phoenix Ave.** Violation(s) – Peeling and fading paint, overgrown landscaping, dilapidated fence/wall. First Notified – 12/2/2021

No Respondent

Inspector Bostwick testified to the status of the case, had no contact with the owner, staff requested a fine in the amount of \$100 a day to a max of \$15,000.

DISPOSITION Based on the testimony of the Inspector, fined the Respondent the sum of \$100 per day commencing **April 7, 2022**, and that fine will continue to accrue each day thereafter

until the property is in compliance or the amount of the fine reaches the sum of maximum \$15,000.

CASE # 17 - SMG 02-22-83 - Cheryl D Miller is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **541 Cedar St.** Violation(s) – No permit (roof & electrical). First Notified – 7/6/2021.

No Respondent

Inspector Jones testified to the status of the case there has been no contact and no permit applied for staff requested a fine in the amount of \$100 a day to a max of \$15,000.

DISPOSITION Based on the testimony of the Inspector, fined the Respondent the sum of \$100 per day commencing **March 3, 2022**, and that fine will continue to accrue each day thereafter until the property is in compliance or the amount of the fine reaches the sum of maximum \$15,000.

CASE # 18- SMG 08-21-229 - Roslyn Page is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.H.7.a; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.7), at **555 Oak St Apt # 3.** Violation(s) – Parking on an unapproved surface, peeling paint, roof and fascia damage. First Notified – 10/13/2020.

No Respondent

Inspector Butler testified to the status of the case, stated he had contact with the owner Mr. Page whom has a contract with the survey company however they are 15 to 25 days out. He also stated that the site plan application has been submitted he paid the application fee. Staff recommended to amend to the May cut off.

Mr. Vukelja asked why we are waiting and Inspector advised they are waiting for the site plan, but they have to have a survey done before they are able to. This is for the parking lot and the survey company is about 15 to 25 days out before they can get to them. Capt. Lee advised between the planning department and the Owners they are working diligently. Mr. Vukelja asked if we have all the paperwork, discussed if this is actually in place since we are looking at three amended orders. Inspector Butler is staying in contact with the planning Dept.

DISPOSITION: Based on the testimony of the inspector amended the current amended order to allow the respondents until **May 4, 2022** to come into compliance or be returned to the special magistrate for consideration of a fine up to \$1,000 per day thereafter

CASE # 19- SMG 02-21-31 - 736 S Beach Street INC & Juanny Paulino is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.4, 304.13), at **736 S Beach St.** Violation(s) – Failure to maintain exterior structure, protective treatment, structure members, windows, skylight, door frames. First Notified – 12/31/2019.

Joe Hopkins sworn in

Inspector Clig testified to the status of the case minimal contact no progress recommended a \$200 dollar a day fine to a max of \$20,000.

Mr. Hopkins advised the applicant has filed a site plan with the city and a companion application for to conjoin the lots. The new owner has been diligently working and this is a carryover from the prior owner, did paint the building and making progress, and will work with the inspector and as soon as the site plan is approved, they will start the renovations turning it into an apartment complex. Discussion on commitment, money and time needed that has occurred.

Captain Lee asked if they could start, the demolition on those two areas that will be demolished anyway, the Canopy and the garage.

Mr. Hopkins stated that if demolition of the canopy and the garage in the back brings satisfaction to this and gives them a little bit more time to finish these approvals, then that is what they will do.

Mr. Vukelja advised him to give some thought to what they can do appearance wise to try to ameliorate the esthetics.

DISPOSITION Ordered to secure the property to city standards, make sure there are no life safety issues, Continued to the next meeting **May 10, 2022**, for a progress report & continue the imposition of a fine.

Captain Lee advised they would meet with them on property to help with that discussion of what might help improvement in the meantime.

CASE # 20 - SMG 03-22-119 - Mickey H & Anna Obed TR is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.4, 304.2, 304.6, 304.13), at **1130 S Ridgewood Ave.** Violation(s) – Failure to maintain exterior (weeds), exterior wood surfaces (fence), exterior building walls, broken windows. First Notified – 7/29/2021.

No respondent

Inspector Clig testified to the status of the case had contact no progress except cutting some weeds and requested a \$200 dollar a day fine to a max of \$20,000.

DISPOSITION: Noting the absence of the respondent and based on the testimony of the inspector, imposed a fine in the amount of \$200 per day effective **April 7, 2022**, until the property is in compliance or the fine reaches a maximum of \$20,000.00

CASE # 21 - SMG 08-21-236 - Vishnu LTD & MMA Shantoshi 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, 302.7, 304.1, 304.7, 304.13, 308.1, 304.10, 605.1), at **1000 N Atlantic Ave.** Violation(s) – Unmaintained landscaping, dilapidated pool shed, general conditions of exterior structure, dilapidated roof, missing and broken windows, trash and debris, dilapidated stairs, balconies and rails, exposed wiring. First Notified – 5/30/2020.

Attorney Gow present and gave an update stating they are in plan review with the flag for the hotel, which they can announce; Town Place Suite by Marriott is the brand. The construction for the new hotel is estimated to be complete by October 2023.

Inspector Yates testified to the status of the case the city would like to amend to the June cutoff to allow the final approvals to be done by the brand, which at that point we will know that it is moving forward and can set a much further out date.

Mr. Jackson stated it would be a continue since we do not actually have plans to build maintaining the same status.

DISPOSITION: Continue to the June 14, 2022 hearing for a progress report & set a compliance date, continuing in the same status until the June 14, 2022

CASE # 27 - SMG 02-22-87 - Karen Hollums-Broome is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.12.D, at **407 Main St (Parcel # 5304-03-19-0130)**. Violation(s) – **Not adhering to approved site plan.**
First Notified – 5/20/2021.

Attorney Gow present to resent the respondent

Inspector Kirk testified to the status of the case and has had contact requested to amend to the next cut off. New owner has new site plan. Site plan opened by Tombstone and they did not adhere to and now the new owner has a site plan.

Mrs. Gow stated a storm water swale needs to be put in the old owners paved over it.

DISPOSITION: Amended the current order of non-compliance to allow the respondents until **May 4, 2022** to come into compliance or be returned to the special magistrate for consideration of a fine up to \$1,000 per day thereafter

CASE # 38 - SMG 03-22-111 - Nainai Capital LLC is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.H.a; Art. 6 Sec. 6.2.H.4.c; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3, 302.2, 302.4, 308.1), at **N Atlantic Ave (Parcel # 5305-01-39-0051)**. Violation(s) – **Off street parking surface, failure to remove all trash and debris, unmaintained landscaping.**
First Notified – 7/6/2021.

Attorney Gow present to resent the respondent

Inspector Jean-Baptiste testified to the status of the case and requested a fine in the amount of \$100 to a max of \$20,000

Mrs. Gow has communicated with the owners and they have put up no trespassing signs up and are working towards compliance and making plans to put in hedges.

Inspector Jones stated the put a parking base down when they were doing the pizza next door, that has to be removed so that they can then sod it and landscape it, which is the long-term goal. Short term is the hedge.

DISPOSITION: Amended the current order of non-compliance to allow the respondents until **May 4, 2022** to come into compliance or be returned to the special magistrate for consideration of a fine up to \$1,000 per day thereafter

CASE # 40 - SMG 03-22-114 - KRK Investments, LLC is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 6 Sec. 6.19.B; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 302.7, 304.2, 304.5, 304.6, 308.1, 605.1), at **110 S Ocean Ave.**

Violation(s) – Dirt and grime, unmaintained landscaping, dead vegetation, failure to remove electrical cord in grass, failure to add missing shrubbery and vegetation at islands, fading, peeling & discolored paint, exterior storage, trash and debris.
First Notified – 7/22/2021.

Attorney Gow present to resent the respondent

Inspector Jean-Baptiste testified to the status of the case had no contact he did leave a voice mail and playing phone tag, requested a fine in the amount \$100 a day to a max of \$20,000

Mrs. Gow advised the utility line has been buried so that took some coordination. They have a proposal from Greener Landscaping for \$32,000 worth of landscaping to be installed by next cut off and includes all the shrubs, sea grapes, some new palms, and an assortment of things. That should be underway shortly.

DISPOSITION: Amended the current order of non-compliance to allow the respondents until **May 4, 2022** to come into compliance or be returned to the special magistrate for consideration of a fine up to \$1,000 per day thereafter

CASE # 22- SMG 03-22-97 - Douglas Durrance 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 302.7), at **628 N Peninsula Dr.** Violation(s) – Landscaping overgrowth, and dilapidated fence. First Notified – 7/30/2021.

Mr. Durrance sworn in and stated he has a contract for the fence and they are 6-8 weeks out to get it done.

Inspector Yates testified to the status of the case and requested a June cut off

DISPOSITION: Amended the current order of non-compliance to allow the respondents until **June 8, 2022** to come into compliance or be returned to the special magistrate for consideration of a fine up to \$1,000 per day thereafter

CASE # 23 - SMG 02-22-82 - 604 Main Street INC is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.10.G; Art. 6 Sec. 6.12.D; Art. 3 Sec. 3.4.S.1; Art. 9 Sec. 9.2.A(Ref. FBC Supp. IPMC 304.2, 304.10, 304.14, 304.15), at **604 Main St.** Violation(s) – Dilapidated doors, trash & debris, dilapidated metal stairs, unpermitted fence, signs not directed towards business, damaged dumpster enclosure, wood rot, dirt and grime. First Notified – 6/29/2021.

Mr. Guindi sworn in & Mrs. Metts counsel

Inspector Yates testified to the status of the case Inspector has had contact with the owner and minimal progress requested a fine in the amount of \$200 dollars a day to a max of \$20,000.

Mrs. Metts listed items corrected removed the rotted staircase, reminded the wood rot, painted the front façade as he showed the picture where the wood rot was, there was an issue with the garbage enclosure that needed stabilization that has been done, cleaned up, trash and debris, fix on of the doors recently replaced the roof in addition to all of this on 604 and there was an issue with a sign as well that has been covered with a blank so that it does not direct anybody to a business.

Conversation regarding the staircase that was removed was one of the violations that it was removed without a permit and it still has no permit, and this changed the egress on a building without permit.

Disagreed with the characterization of minimal progress.

Discussion on the sign and the state statute stating the sign needs to be removed if there is no longer a business there and Mr. Vukelja stated he is there to determine if there is any extenuating circumstances to be taken into consideration by the city.

Mrs. Metts discussed the door near the garage has been corrected. Another door will also be corrected just unable to do it yet. In addition, the building has been re-roofed and cost \$42,000 dollars.

Discussed what is left and needs to be done.

DISPOSITION: Continued the imposition of a fine to the May 10, 2022 meeting.

CASE # 24- SMG 01-22-26 - 115 Main Street INC is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.12.B.1; Art. 6 Sec. 6.12.D; Art. 6 Sec. 6.10.G; Art. 3 Sec. 3.4.S.1; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 605.1), at **115 Main St.**

Violation(s) – Graffiti, trash & debris, damaged exterior wall, unpermitted windows, exposed electrical outlets, signage that no longer represents business. First Notified – 7/2/2021.

inspector Kirk testified to the status of the case

Mrs. Metts counsel advised they agree to the next cut off.

Mr. Guindi previously sworn

Inspector Kirk testified to the status of the case and requested compliance next cut off.

DISPOSITION: Amended the current order of non-compliance to allow the respondents until **May 4, 2022** to come into compliance or be returned to the special magistrate for consideration of a fine up to \$1,000 per day thereafter.

CASE # 44 - SMG 01-22-15 - 504 Main Street D B INC is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1; Art. 3 Sec. 3.4.S.2; Art. 3 Sec. 3.4.S.3; Art. 6 Sec. 6.2.H.7; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.3, 302.7, 304.2, 304.6, 304.8, 304.10, 304.15), at **504 Main St.** Violation(s) – **No sign permit, damaged exterior surfaces, damaged parking lot asphalt, second floor door open, missing staircase second floor.** First Notified – 5/21/2021.

Att Metts & S. Guindi previously sworn in

Field Supervisor Jones testified to the status of the case stated he had no contact with the owner. Did apply for a permit and finished without getting if finalized.

Mrs. Metts advised they did have a meeting with Mr. Jones and did the walk through since last meeting.

Mr. Jones corrected and did have contact and stated the upstairs was remodeled however do not have access and they did have a contractor and a stop work order was given.

DISPOSITION: Continue this matter to **May 10, 2022** for progress report or be returned to the special magistrate for consideration of a fine up to \$1,000 per day thereafter.

Further ordered this building not be rented, used or occupied until further ordered. In addition, in the interim it be secured to city standards.

Mr. Vukelja advised it's going to be maintained to city standards and it's going to remain empty, so the owner needs to figure out what it's going to do with this property and at the next meeting unless you have some sort of concrete plans for the building, then I'm going to be looking to enforce this notice of violation as its currently written. Heard a host of permits that need obtained or at least applied for. The city needs to report back any violations of the requirement that it be maintained to city standard and it's not going to be used for anything until the owner makes a decision as far as what it's going to do. In addition, at a minimum bring it into compliance with this notice of violation.

CASE # 25 - SMG 01-22-31 - Luke Childs 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 304.2,304.7), at **509 S Martin Luther King Blvd.** Violation(s) – Damaged roof, rotted wood, peeling paint, overgrown landscaping. First Notified – 6/23/2021.

Luke Childs Jr & Sabrina Montgomery sworn in

Inspector Kirk testified to the status of the case advised she has had contact with the daughter Mrs. Montgomery and asked for a fine of \$100 a day to a max of \$20,000.

Mrs. Montgomery advised they did do more work just not in time for the inspection. Asked for more time and she has to get a new contractor and acknowledged needing a permit.

DISPOSITION: Continued until **May 10, 2022**, imposition of a fine.

CASE # 26 - SMG 03-22-99 - Murry Creek Properties LLC is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.10.D; Art. 6 Sec. 6.10.G; Art. 6 Sec. 6.12.D; City Code Ch. 90 Sec. 90-297, at **705 W Intl Speedway Blvd & 707.** Violation(s) – No business license, no sign permits, unused signs and brackets. First Notified – 10/21/2021.

Inspector Kirk testified to the status of the case

Ron Tucholski & Penny Tucholski sworn in

Inspector Kirk testified to the status of the case advised she has had contact requested a fine in the amount of \$100 a day fine to a max of \$20,000

Ron Tucholski stated the building is leased he has not gotten any of the notices and they have been going to his accountant. They thought they were ok.

Inspector Kirk The sign was condemned and before she can put the property into compliance, she would need to inspect and make sure there were no businesses working out of the building because no license is on file.

DISPOSITION: Amended the current order of non-compliance to allow the respondents until **May 4, 2022** to come into compliance or be returned to the special magistrate for consideration of a fine up to \$1,000 per day thereafter

CASE # 28 - SMG 01-22-30 - Betty Williams Prince 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 302.7,308.1), at **509 Maple St.** Violation(s) – Damaged fence, debris, overgrowth, stairs repaired & altered without the permit.

First Notified – 6/2/2021.

Attorney present for respondent

No respondent

Inspector Kirk testified to the status of the case had contact and some progress. No permit applied for yet for the staircase and damaged portion of the fence. Requested a fine in the amount of \$100 a day to a max of \$ 15, 000.

DISPOSITION: Noting the absence of the respondent and based on the testimony of the inspector, imposed a fine in the amount of \$100 per day effective **April 7, 2022**, until the property is in compliance or the fine reaches a maximum of \$15,000.00

Mrs. Prince arrived and was sworn in **Mr. Vukelja** advised the respondent was fined and asked what she has done. **Mrs. Prince** advised she had AAA do an inspection and she is waiting for them to set that appointment for the work. Looking for a contractor to do an after the fact permit and he will be leaving the fine in place and he wants this noted in the minutes for future considerations.

CASE # 29 - SMG 03-22-100 - James Edward Fosler & Sonia Fosler is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3) City Code Ch. 78 Sec. 78-112., at **556 Wallace St (Parcel # 5339-37-01-0050)** Violation(s) – **Overgrown vacant lot, trash & debris**. First Notified – 6/25/2021.

No respondent

Inspector Garcia testified to the status of the case no contact no progress requested a fine in the amount of \$250 a day to a max of \$15,000.

DISPOSITION: Noting the absence of the respondent and based on the testimony of the inspector, imposed a fine in the amount of \$250 per day effective **April 7, 2022**, until the property is in compliance or the fine reaches a maximum of \$15,000.00

Case #30 in compliance

CASE # 31 - SMG 03-22-105 - Affordable Cribs LLC 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 302.1) City Code Ch. 78 Sec. 78-112, at **208 S Adams St**. Violation(s) – **Overgrown vacant lot, trash & debris**. First Notified – 4/28/2021.

No respondent

Inspector Garcia testified to the status of the case has had contact with the new owner. Significant progress has been made. Requested to amend to the next cut off.

DISPOSITION: Amended the current order of non-compliance to allow the respondents until **May 4, 2022** to come into compliance or be returned to the special magistrate for consideration of a fine up to \$1,000 per day thereafter

CASE # 32 - SMG 03-22-107 - Yoko & Gillis R Creech is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3) City Code Ch. 78 Sec. 78-112, at **220 Strawberry Ln**. Violation(s) – **Overgrown vacant lot, trash & debris**.

First Notified – 10/15/2021.

No respondent

Inspector Garcia testified to the status of the case no contact no progress requested a fine in the amount of \$250 a day to a max of \$15,000.

DISPOSITION: Noting the absence of the respondent and based on the testimony of the inspector, imposed a fine in the amount of \$250 per day effective **April 7, 2022**, until the property is in compliance or the fine reaches a maximum of \$15,000.00

CASE # 33 - SMG 03-22-108 - Edward P Heaphy is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3) City Code Ch. 78 Sec. 78-112, at **Fulton St (Parcel # 5338-66-00-0100)**. Violation(s) – **Overgrown vacant lot, trash & debris**. First Notified – 5/3/2021.

No respondent

Inspector Garcia testified to the status of the case no contact cut grass / partial requested a fine in the amount of \$250 a day to a max of \$15,000.

DISPOSITION: Noting the absence of the respondent and based on the testimony of the inspector, imposed a fine in the amount of \$250 per day effective **April 7, 2022**, until the property is in compliance or the fine reaches a maximum of \$15,000.00

CASE # 34 - SMG 03-22-109 - Edward P Heaphy is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 301.3) City Code Ch. 78 Sec. 78-112, at **Fulton St (Parcel # 5338-66-00-0060)**. Violation(s) – **Overgrown vacant lot, trash & debris**. First Notified – 5/3/2021.

No respondent

Inspector Garcia testified to the status of the case no contact cut grass / partial requested a fine in the amount of \$250 a day to a max of \$15,000.

DISPOSITION: Noting the absence of the respondent and based on the testimony of the inspector, imposed a fine in the amount of \$250 per day effective **April 7, 2022**, until the property is in compliance or the fine reaches a maximum of \$15,000.00

CASE # 35 - SMG 01-22-44 - Donald Lee & Shirley C Gay & Creative Kidz Learning Center LLC is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **N Ridgewood Ave (Parcel # 5338-08-00-0030)**. Violation(s) – **No permit for added concrete**. First Notified – 8/2/2021.

Donald Gay and Christopher Wilson Sworn in Christopher Wilson and his wife is the owner of Creative Kidz Learning Center LLC

Inspector Garcia testified to the status of the case no contact requested a fine in the amount of \$250 a day to a max of \$15,000.

Mr. Wilson stated they had to clarify the ownership of both properties and they will combine the properties so they can keep the concrete.

Mr. Garcia advised they still need to get the permit for the concrete.

Mr. Wilson advised they could apply for the permit once the properties were combined.

DISPOSITION: Amended the current order of non-compliance to allow the respondents until **May 4, 2022** to come into compliance or be returned to the special magistrate for consideration of a fine up to \$1,000 per day thereafter

CASE # 36 - SMG 01-22-73 - Sandals US LLC 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.4; Art. 6 Sec. 6.4.S.1; Art. 6 Sec.6.19.B; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 302.4, 302.6, 304.2, 304.6, 304.9, 308.1), at **151 S Atlantic Ave.** Violation(s) – **No established parking master plan, dirt and grime, rust, damaged canopy/overhang, exterior storage, trash & debris, faded paint on fascia boards, dirty stairs, peeling paint, parking on grass/vacant lot, unmaintained landscaping.** First Notified – 9/24/2021.

Mr. Hopkins previously sworn in

Inspector Clearvens Jean-Baptiste testified to the status of the case and requested a fine in the amount of \$100 a day to a max of \$20,000.

Mr. Hopkins advised he was actually here for case number #42 and stated he could be a catalyst to bring this to resolution. Advised the owners do have a contractor on board.

DISPOSITION: Amended the current order of non-compliance to allow the respondents until **May 4, 2022** to come into compliance or be returned to the special magistrate for consideration of a fine up to \$1,000 per day thereafter

CASE # 37 - SMG 09-21-252 - Loan Thi Vu Skipped for zoom camera issue

CASE # 39 - SMG 03-22-112 - GEA Seaside Investment INC 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 302.1, 302.3, 302.4, 302.7, 304.2, 304.6, 304.10) City Code Ch. 78 Sec. 78-42., at **308 N Peninsula Dr.** Violation(s) – **Repair damaged concrete and retaining wall, discolored paint, failure to remove trash and debris, failure to paint/clean fascia boards, failure to clean dirt and grime, unmaintained landscaping, failure to remove trash containers from the sidewalk on non-trash days.** First Notified – 10/7/2021

No Respondent

Inspector Jean-Baptiste testified to the status of the case no contact no progress and requested a fine in the amount of \$100 a day to a max of \$15,000.

DISPOSITION: Noting the absence of the respondent and based on the testimony of the inspector, **Mr. Vukelja** imposed a fine in the amount of \$100.00 per day, effective **April 7, 2022**, until the fine reaches a maximum of \$15,000.00 or the property comes into Compliance.

CASE # 41- SMG 03-22-116 - GEA Seaside Investments INC 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 302.1, 302.3, 304.2, 304.4, 304.5, 304.6, 304.10), at **324 N Peninsula Dr.** Violation(s) – Damaged broken/cracked concrete retaining wall, dirt and grime, rust, peeling paint, dirty walkway/steps, dirty walls, unmaintained landscaping. First Notified – 9/22/2021.

No Respondent

Inspector Jean-Baptiste testified to the status of the case no contact no progress and requested a fine in the amount of \$100 a day to a max of \$15,000.

DISPOSITION: Noting the absence of the respondent and based on the testimony of the inspector, Mr. Vukelja imposed a fine in the amount of \$100.00 per day, effective **April 7, 2022**, until the fine reaches a maximum of \$15,000.00 or the property comes into Compliance.

CASE # 42 - SMG 03-22-113 - Sandals US, LLC 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. 6.19.B; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.4, 302.7, 304.5, 304.6) City Code Ch. 90 Sec. 90-297., at **140 S Ocean Ave.** Violation(s) – **Failure to obtain and maintain an established parking lot master plan, trash and debris, damaged concrete wall, unmaintained landscaping, No Business Tax License for paid parking, failure to remove wood poles.** First Notified – 10/27/2021.

Inspector Clearvens Jean-Baptiste testified to the status of the case and requested a fine in the amount of \$100 a day to a max of \$20,000.

Mr. Hopkins advised he was actually here for case number #42 and stated he could be a catalyst to bring this to resolution. Advised the owners do have a contractor on board.

DISPOSITION: Amended the current order of non-compliance to allow the respondents until **May 4, 2022** to come into compliance or be returned to the special magistrate for consideration of a fine up to \$1,000 per day thereafter

CASE # 42 - SMG 03-22-113 - Sandals US, LLC 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. 6.19.B; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.4, 302.7, 304.5, 304.6) City Code Ch. 90 Sec. 90-297., at **140 S Ocean Ave.** Violation(s) – **Failure to obtain and maintain an established parking lot master plan, trash and debris, damaged concrete wall, unmaintained landscaping, No Business Tax License for paid parking, failure to remove wood poles.** First Notified – 10/27/2021.

Inspector Jean-Baptiste testified to the status of the case

Mr. Hopkins previously sworn in discussed they were to have filed the application with the city to secure a site plan to redevelop the lot with current city standards. They did not complete the application process, they do have an application of file with the planning dept. filed on March 18, 2022 they have received comments back from the city. They do have a

companion application with this to combine the lots and that is under review. They do not expect a response until later this month and are prepared to respond immediately and secure all other security requirements. Planning number 2022-054

DISPOSITION: continuance for progress & set completion date **May 10, 2022**

CASE # 43 - SMG 01-22-59 - Agroparcel & Associate LLC is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.1, 302.3, 302.4, 302.7, 304.2, 304.6), at **402 Auditorium Blvd.** Violation(s) – No building permit, overgrown grass, hedges, shrubs and trees, dirt and grime, damaged concrete, damaged wood. First Notified – 8/5/2021.

Mr. Gill owner sworn in

Inspector Jean-Baptiste testified to the status of the case requested a fine in the amount of \$100 a day to a max of \$10,000.

Mr. Gill since last meeting buyer did not go through landscapers coming.

Mr. Gill still has work to do concrete wall needs fixed, and painting.

DISPOSITION: Amended the current order of non-compliance to allow the respondents until **May 4, 2022** to come into compliance or be returned to the special magistrate for consideration of a fine up to \$1,000 per day thereafter

CASE # 45 - SMG 09-21-257 - Cedar Families LLC 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; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.7, 304.13), at **677 Kingston Ave.** Violation(s) – **No permit for roof & fascia, damaged window, rotting wood, paint, dirt & grime.** First Notified – 4/28/2021.

Attorney Mr. Haba representing the respondent

Inspector Mark A. Jone testified to the status of the case has had contact and talked to the roofer the roofing is 100% complete and waiting on venting to get the final inspection and everything will be in compliance. Asking to amend to the next cut off.

Mr. Vukelja stated he could provide information to the inspector if they are on the same page and the inspector can report the information for him.

DISPOSITION: Amended the current order of non-compliance to allow the respondents until **May 4, 2022** to come into compliance or be returned to the special magistrate for consideration of a fine up to \$1,000 per day thereafter.

CASE # 46 - SMG 10-21-285 - Cossi Investment LLC & Emil A. Dotel & Miriam P. Aversano is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.H.4.A; Art. 6 Sec. 6.2.H.4.C; Art. 6 Sec. 6.19.A.3; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.4, 302.7, 302.8), at **612 George W Engram Blvd.** Violation(s) – Overgrowth, outside storage, junk vehicle, parking. First Notified – 9/21/2020.

Mr. Huges for the respondent

Inspector Mark A. Jone testified to the status of the case requested a fine in the amount of \$200 a day to a max of \$20,000.

Mr. Huges stated the prior owner advised his clients there were no problems other than they had to pay the fine. The prior owners apparently appeared before a lien review last month on the lien that was in existence, which was \$30,000 and the lien was reduced to \$6,000, apparently presuming that the property was in compliance, that's taken away some of his leverage bargaining power with the prior owners in trying to get this rectified. Since the last meeting he had a meeting with the planners from the City of Daytona Beach and has been advised what needs to be done to bring the property into compliance. The client has retained a contractor and got Zon engineer who is going to order an updated survey to submit a plan to the city, which will be about 3 to 4 weeks before a surveyor, would get out there, and they have been working on it.

Discussion on the prior owner being Cozzi LLC and the new owner was unaware there was a violation.

Mr. Huges stated he has seen the retainer agreement signed and seen the check.

DISPOSITION: continuance for progress report on **June 14, 2022**

CASE # 37 - SMG 09-21-252 - Loan Thi Vu 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 302.1, 302.7, 304.2, 304.6, 304.13, 304.13.2, 304.18.2, 605.1), at **142 S Coates St.** Violation(s) – **Broken/damaged windows, exposed wires, hole in wall, damaged gate.** First Notified – 7/9/2021.

Jason Merello (window consultant)

GO To CASE # 28 - SMG 01-22-30 - Betty Williams Prince Mrs. Prince arrived and Mr. Vukelja agreed to Hear what she wanted to add to her case Mrs. Prince

CASE # 37 - SMG 09-21-252 - Loan Thi Vu 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 302.1, 302.7, 304.2, 304.6, 304.13, 304.13.2, 304.18.2, 605.1), at **142 S Coates St.** Violation(s) – **Broken/damaged windows, exposed wires, hole in wall, damaged gate.** First Notified – 7/9/2021.

Jason Merello (window consultant)

Inspector Jean-Baptiste testified to the status of the case and everything is done and he just needs to inspect.

Mr. Merello advised when they get the final payment they can schedule the inspection.

DISPOSITION: Amended the current order of non-compliance to allow the respondents until **May 4, 2022** to come into compliance or be returned to the special magistrate for consideration of a fine up to \$1,000 per day thereafter

SMG 10-21-305 – 550- 552 Magnolia Ave. Johnny & Triana Dutra & Marisa

Kitson 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; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 304.13, 304.12.2, 305.3, 504.1,603.1, 604.3.1.1, 704.2), Violation(s) – Exposed electrical, leaky A/C, no permit for handrails, no permit for enclosing upstairs room and window, rotted wood, defective interior and exterior surfaces, cracked plaster, broken & defective windows, door that is not weather tight, missing smoke detectors and damaged kitchen faucet. First Notified – 8/31/2021. **Order Imposing Fine/Lien effective February 8, 2022. \$200.00 a day to a maximum of \$20,000.00 Compliance = March 17, 2022. \$7,400.00, plus \$24.00 recording fees = \$7,424.00**

DISPOSITION: Lien Request Denied

Mr. Bretzel advised the violations happened two owners ago that owner put stairs in without a permit, and the second owner did not think he needed a permit to remove the stairs. The current owner has complied and done a ton of work.

The previous owner is a contractor and is aware of the necessity of getting permits.

Mrs. Kirk advised the property was never in compliance even if they did get the permit for the stairs.

Mr. Bretzel and Mrs. Kirk had a lot of discussion and Mr. Bretzel stated the city told him to get a permit or remove them.

DISPOSITION: Denied the reduction request

Mr. Bretzel asked if there is an appeal process.

LR-2

SMG 01-22-49 - 500 Seabreeze Blvd 500 Seabreeze LLC is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.B; Art. 6 Sec. 6.1; Art. 3 Sec. 3.4.S.1; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.13) City Code Ch. 78 Sec. 78-42, Violation(s) – Approved site plan, outside activities (seating) not approved, placement of garbage containers, no permit for exterior fence, rotten/damaged exterior door frame. First Notified – 9/20/2021. **Order Imposing Fine/Lien effective February 8, 2022. \$250.00 a day to a maximum of \$20,000.00 Compliance = March 15, 2022. \$8,750.00, = \$8,750.00**

Mrs. Peggy Bennett sworn in and this was taken care of back in June/2021, as Van Cleef inspected it with public works and she stated there is no room for a dumpster.

Field Supervisor Mark A. Jones testified to the status and stated the case was opened on September 13, 2021 trash containers, fencing around the front, and rear doors replaced and permit not finalized.

Mrs. Bennett stated the fencing was removed the day of the February 8 2022 meeting. In addition, the rear doors done in November 2021. In addition, the contractor came back and got it finalized is the information Mrs. Bennett was going by.

Door permit finalized February 10, 2022

DISPOSITION: Reduced the Lien to the amount of \$300.00

LR-3

SMG 01-22-01 - 800 Donnelly PL # 802 Jerry Nasta is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.H.7.A; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2), Violation(s) – Parking on the grass, failure to maintain exterior surfaces. First Notified – 6/11/2021. **Order Imposing Fine/Lien effective February 8, 2022. \$100.00 a day to a maximum of \$15,000.00 Compliance = February 15, 2022. \$700.00, = \$700.00**

Sue Marzello sworn in stated it took her a long time to get through to the inspector and asked for clarification on what he wanted them for compliance. Mrs. Marzello stated the inspector was just not happy. In addition, wanted them to use bleach, then use degreaser, and the inspector was just not happy enough.

Inspector Clig advised he spoke to them and advised them to work on the fascia and he never received a call for a reinspection.

Mr. Vukelja stated he was going to waive the lien because there was enough confusion about the time the lien was imposed to within seven days after that. In addition, she could have done a lot more over the seven months she had before this crisis, and she decided to jump into at the last possible second and then find out that everyone was not available to drop everything to go inspect your house for you when you finally got around to doing something at literally the 11th hour.

DISPOSITION: Waving/Vacate Lien

The meeting was adjourned at 12:34 PM