

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

# Agenda

## 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.

### July 26, 2022 Rental Program

1. Call to Order – (Morning Session)
2. Announcements
3. Approval of the June 28, 2022 Meeting Minutes
4. Hearing of Cases

### NEW CASES:

**CASE # 1 - RTL 07-22-151 - Craig D Conway** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **539 Mark Ave.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – **2/4/2022.**

*ACTION TO BE TAKEN:* Compliance or Non-Compliance

DISPOSITION \_\_\_\_\_  
(Steven R. Cole)

**CASE # 2 - RTL 07-22-153 - Iqbal Sardara** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **416 S Martin Luther King Blvd.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – **7/7/2022.**

*ACTION TO BE TAKEN:* Compliance or Non-Compliance.

DISPOSITION \_\_\_\_\_  
(Steven R. Cole)

**CASE # 3 - RTL 07-22-141 - Nottingham Trust** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **133 Fairview Ave.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – **3/28/2022.**

*ACTION TO BE TAKEN:* Compliance or Non-Compliance

DISPOSITION \_\_\_\_\_  
(LaWanda Tomengo)

**CASE # 4 - RTL 07-22-142 - Peter Presunka and Carol Presunka, as trustees of the Presunka Family Trust** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **605 Braddock.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – **3/3/2022.**

*ACTION TO BE TAKEN:* Compliance or Non-Compliance

DISPOSITION \_\_\_\_\_  
(LaWanda Tomengo)

**CASE # 5 - RTL 07-22-143 - Kerry R Lynch** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **120 Botefuhr Ave.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 4/6/2022.

*ACTION TO BE TAKEN:* Compliance or Non-Compliance

DISPOSITION \_\_\_\_\_  
(LaWanda Tomengo)

**CASE # 6 - RTL 07-22-144 - Ana Rosa Randolph Revocable Trust** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **125-127 Silver Beach Ave.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 2/3/2022.

*ACTION TO BE TAKEN:* Compliance or Non-Compliance

DISPOSITION \_\_\_\_\_  
(LaWanda Tomengo)

## **CONTINUED CASES:**

**CASE # 7 - RTL 06-22-139 - Jesse Perez & Estella Perez** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **331 Braddock Ave.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 3/2/2022.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(LaWanda Tomengo)

**CASE # 8 - RTL 11-21-234 - RE Equity Investment Group LLC & Juanny Paulino & Daytona 19 LLC** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **505 5th Ave.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 7/19/2021.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(LaWanda Tomengo)

**CASE # 9 - RTL 06-22-134 - Betty Williams Prince** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **509 Maple St.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 5/9/2022.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(LaWanda Tomengo)

**CASE # 10 - RTL 06-22-135 - Walk to the Beach LLC** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **503 Vermont.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 6/19/2021.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(LaWanda Tomengo)

**CASE # 11 - RTL 06-22-138 - Mary Angela Gamble & Timothy D Hudson Sr.** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **219 Haynes St.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 4/6/2022.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(LaWanda Tomengo)

**CASE # 12 - RTL 02-22-43 - Janice H Fulford & Morris L Fulford** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **422, 424 & 426 Jefferson St (Parcel ID# 5338-98-06-0090).**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 6/21/2021.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(LaWanda Tomengo)

**CASE # 13 - RTL 05-22-116 - Evangelin R Wiggins** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **837 School St.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 2/9/2022.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(LaWanda Tomengo)

**CASE # 14 - RTL 06-22-133 - James L Mayrand & Joanne L Mayrand** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **327 Frances Ter.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 2/2/2022.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(LaWanda Tomengo)

**CASE # 15 - RTL 04-22-106 - Advanced Minerals Inc TR & 317 Fairview Ave Land Trust** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **317 Fairview Ave.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 1/13/2022.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(LaWanda Tomengo)

**CASE # 16 - RTL 01-22-17 - Kinsey Whaley** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **135 North St.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 11/19/2021.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(Steven R. Cole)

**CASE # 17 - RTL 06-22-125 - Redesign Enterprise LLC** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **550 N Ridgewood Ave.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 5/6/2022.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(Steven R. Cole)

**CASE # 18 - RTL 06-22-126 - Autinomics LLC** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **531 Janice Ave.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 3/29/2022.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(Steven R. Cole)

**CASE # 19 - RTL 01-22-25 - R Lawrence Vandenberg** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **299 Woodland Ave.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 11/6/2021.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(Steven R. Cole)

**CASE # 20 - RTL 03-22-58 - BMS Holdings LLC** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **736 Alabama St.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 2/11/2022.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(Steven R. Cole)

**CASE # 21 - RTL 06-22-123 - Katelynn Scott** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **619 Brentwood Dr.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 4/28/2022.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(Steven R. Cole)

**CASE # 22 - RTL 06-22-132 - Bat Development LLC** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **640 Tanglewood St & 644.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 5/13/2022.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(Steven R. Cole)

**CASE # 23 - RTL 04-22-83 - Anthony Ray Teel** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **611 North St.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 2/16/2022.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(Steven R. Cole)

**CASE # 24 - RTL 05-22-111 - Bradley E Luther** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **613 Butler Blvd.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 3/22/2022.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(Steven R. Cole)

**CASE # 25 - RTL 04-22-90 - Elena Scott** is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **325 Brookline Ave.**  
Violation(s) – **Failure to obtain Rental License (RTL).**  
First Notified – 2/24/2022.

*ACTION TO BE TAKEN:* Impose Fine.

DISPOSITION \_\_\_\_\_  
(Steven R. Cole)

6. **Adjournment until 1:30 p.m.**

7. **Call to Order – afternoon session**

**IRREPARABLE/IRREVERSIBLE**

**CASE # 26 - RTL 07-22-148 - Jeneve Jaja-Batton** is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **1200 Imperial Dr.**  
Violation(s) – **Zoning violation - the property is zoned SFR-5. Short term rentals, known as "Other Accommodations" are not a permitted use in the zoning district.**  
First Notified – 6/30/2022.

*ACTION TO BE TAKEN:* REPEAT VIOLATION - Impose Fine. IRREPARABLE/IRREVERSIBLE

DISPOSITION \_\_\_\_\_  
(Clifford W. Recanzone)

**CASE # 27 - RTL 07-22-147 - Carlos Espada & Luisa Rincon Espada** is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **210 Auditorium Blvd.**  
Violation(s) – **Zoning violation - the property is zoned RP. Short term rentals, known as "Other Accommodations" are not a permitted use in the zoning district.**  
First Notified – 6/23/2022.

*ACTION TO BE TAKEN:* REPEAT VIOLATION - Impose Fine. IRREPARABLE/IRREVERSIBLE

DISPOSITION \_\_\_\_\_  
(Clifford W. Recanzone)

**CASE # 28 - RTL 07-22-150 - Leanne F Helmes** is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **131 S Hollywood Ave.**

Violation(s) – **Zoning violation - the property is zoned RDB-6. Short term rentals, known as "Other Accommodations" are not a permitted use in the zoning district.**

First Notified – 6/30/2022.

*ACTION TO BE TAKEN:* REPEAT VIOLATION - Impose Fine. IRREPARABLE/IRREVERSIBLE

DISPOSITION \_\_\_\_\_  
(Clifford W. Recanzone)

**CASE # 29 - RTL 07-22-140 - 516 Phoenix LLC** is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **516 Phoenix Ave.**

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

First Notified – 6/8/2022.

*ACTION TO BE TAKEN:* Impose Fine. IRREPARABLE/IRREVERSIBLE

DISPOSITION \_\_\_\_\_  
(Clifford W. Recanzone)

**CASE # 30 - RTL 07-22-152 - Rebecca Simantob** is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **506 University Blvd Unit #3.**

Violation(s) – **Zoning violation - the property is zoned MFR-12. Short term rentals, known as "Other Accommodations" are not a permitted use in the zoning district.**

First Notified – 7/7/2022.

*ACTION TO BE TAKEN:* Impose Fine. IRREPARABLE/IRREVERSIBLE

DISPOSITION \_\_\_\_\_  
(Clifford W. Recanzone)

**CASE # 31 - RTL 07-22-145 - Xaverius Proprietates Agris LLC** is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **239 S Lanvale Ave.**

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

First Notified – 6/30/2022.

*ACTION TO BE TAKEN:* Impose Fine. IRREPARABLE/IRREVERSIBLE

DISPOSITION \_\_\_\_\_  
(Clifford W. Recanzone)

**CASE # 32 - RTL 07-22-146 - Trudy S Thull Trust dated 3/31/2021** is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **433 Vermont Ave.**  
Violation(s) – **Zoning violation - the property is zoned SFR-5. Short term rentals, known as "Other Accommodations" are not a permitted use in the zoning district.**  
First Notified – 6/29/2022.

*ACTION TO BE TAKEN:* Impose Fine. IRREPARABLE/IRREVERSIBLE

DISPOSITION \_\_\_\_\_  
(Clifford W. Recanzone)

**CASE # 33 - RTL 07-22-149 - Lauren M Wiseman & Micah D Gardner** is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **916 Gibbons St.**  
Violation(s) – **Zoning violation - the property is zoned SFR-5. Short term rentals, known as "Other Accommodations" are not a permitted use in the zoning district.**  
First Notified – 7/6/2022.

*ACTION TO BE TAKEN:* Impose Fine. IRREPARABLE/IRREVERSIBLE

DISPOSITION \_\_\_\_\_  
(Clifford W. Recanzone)

8. **Miscellaneous Business**

9. **Adjournment**