

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.

August 23, 2022 Rental Program

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

NEW CASES:

CASE # 1 - RTL 08-22-163 - Daytona 19 LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **549 Mulberry St.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 2/14/2022.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 2 - RTL 08-22-164 - Daytona 19 LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **801 S Ridgewood Ave.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 5/12/2022.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 3 - RTL 08-22-161 - Derbyshire Property LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **1148 Clearwater Rd.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 3/22/2022.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 4 - RTL 08-22-162 - Choice Location Realty LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **305-301 5th Ave.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 1/29/2022.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 5 - RTL 08-22-165 - Theo Cox is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **857 Magnolia Ave.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 1/19/2022.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 6 - RTL 08-22-166 - Joseph C & Kimberley M Talavera is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **721 S Grandview Ave.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 1/12/2022.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(LaWanda Tomengo)

CASE # 7 - RTL 08-22-155 - Adeyemi Abel is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **704 Alabama St.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 5/6/2020.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(Steven R. Cole)

CASE # 8 - RTL 08-22-156 - George K Seoles & Maria G Seoles is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **901 N Peninsula Dr.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 5/20/2022.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(Steven R. Cole)

CASE # 9 - RTL 08-22-157 - Richard Britt Jr is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **426 Model St.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 6/7/2022.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(Steven R. Cole)

CASE # 10 - RTL 08-22-160 - North Street Properties LLC is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **506 North St.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 7/13/2022.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(Steven R. Cole)

CASE # 11 - RTL 08-22-168 - Allen B Williams & Philip Williams is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **1441 Mississippi St.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 7/20/2022.

ACTION TO BE TAKEN: Compliance or Non-Compliance

DISPOSITION _____
(Steven R. Cole)

CONTINUED CASES:

CASE # 12 - 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: Impose Fine.

DISPOSITION _____
(LaWanda Tomengo)

CASE # 13 - 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 # 14 - 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 # 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 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: Impose Fine.

DISPOSITION _____
(LaWanda Tomengo)

CASE # 17 - RTL 05-22-117 - William Glass Morrison III is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **860 Magnolia Ave.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 12/23/2021.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(LaWanda Tomengo)

CASE # 18 - 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: Impose Fine.

DISPOSITION _____
(LaWanda Tomengo)

CASE # 19 - 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 # 20 - 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 # 21 - 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: Impose Fine.

DISPOSITION _____
(LaWanda Tomengo)

CASE # 22 - 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 # 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 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: Impose Fine.

DISPOSITION _____
(Steven R. Cole)

CASE # 25 - RTL 03-22-59 - Marjanita Iglesia Revocable Trust is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294, at **1701 N Oleander Ave.**
Violation(s) – **Failure to obtain Rental License (RTL).**
First Notified – 2/7/2022.

ACTION TO BE TAKEN: Impose Fine.

DISPOSITION _____
(Steven R. Cole)

CASE # 26 - 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 # 27 - 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)

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

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

IRREPARABLE/IRREVERSIBLE

CASE # 28 - RTL 08-22-159 - Deisha Knight is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **116 Loomis Ave.**
Violation(s) – **Zoning violation - the property is zoned RDD6. Short term rentals, known as "Other Accommodations" are not a permitted use in the zoning district.**
First Notified – 7/20/2022.

ACTION TO BE TAKEN: Impose Fine. IRREPARABLE/IRREVERSIBLE

DISPOSITION _____
(Clifford W. Recanzone)

CASE # 29 - 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: Continued from the July 26, 2022 meeting for consideration of the Imposition of a fine. IRREPARABLE/IRREVERSIBLE AND A REPEAT VIOLATION.

DISPOSITION _____
(Clifford W. Recanzone)

CASE # 30 - RTL 08-22-170 - 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 – 8/1/2022.

ACTION TO BE TAKEN: Repeat Violation. Impose Fine. IRREPARABLE/IRREVERSIBLE

DISPOSITION _____
(Clifford W. Recanzone)

CASE # 31 - RTL 08-22-154 - Christina L Goddu TR is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **521 Lenox 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 – 7/14/2022.

ACTION TO BE TAKEN: Repeat Violation. Impose Fine. IRREPARABLE/IRREVERSIBLE

DISPOSITION _____
(Clifford W. Recanzone)

CASE # 32 - RTL 08-22-172 - Maxine Lor is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **410 N Oleander Ave.**
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 – 8/3/2022.

ACTION TO BE TAKEN: Impose Fine. IRREPARABLE/IRREVERSIBLE

DISPOSITION _____
(Clifford W. Recanzone)

CASE # 33 - RTL 08-22-158 - Joseph M Szymanek is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **430 Golf Blvd.**
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 – 7/20/2022.

ACTION TO BE TAKEN: Impose Fine. IRREPARABLE/IRREVERSIBLE

DISPOSITION _____
(Clifford W. Recanzone)

CASE # 34 - RTL 08-22-167 - Jay B Anthony is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **121 Beverly Ct.**
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 – 7/21/2022.

ACTION TO BE TAKEN: Impose Fine. IRREPARABLE/IRREVERSIBLE

DISPOSITION _____
(Clifford W. Recanzone)

CASE # 35 - RTL 08-22-169 - The Leslie Lloyd Trust dated April 10, 2019 is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **1116 Florida 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 – 8/3/2022.

ACTION TO BE TAKEN: Impose Fine. IRREPARABLE/IRREVERSIBLE

DISPOSITION _____
(Clifford W. Recanzone)

CASE # 36 - RTL 08-22-171 - Paul Schetzle & Kurt Farnkoff 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 4**.
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 – 8/1/2022.

ACTION TO BE TAKEN: Impose Fine. IRREPARABLE/IRREVERSIBLE

DISPOSITION _____

(Clifford W. Recanzone)

8. Miscellaneous Business

9. Adjournment