

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

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

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April 23, 2024 - 9:00 am **Rental Program**

1. **Call to Order**
2. **Announcements**
3. **Approval of the March 26, 2024 Meeting Minutes**
4. **Lien Reviews**

LR-1

RTL 09-22-181 - 601 Vera St - US Bank Trust NA and LSF9 Master Participation Trust is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294. Violation(s) – Failure to obtain Rental License (RTL). First Notified – 7/22/2022. **Order Imposing Fine/Lien of One Hundred (\$100.00) dollars per day to a maximum of Fifteen Thousand (\$15,000.00) dollars imposed on October 27, 2022. Compliance via Affidavit Not To Rent = February 12, 2024. Amount due of \$15,000.00 plus \$628.38 plus \$24 recording fees = \$15,652.38.**

DISPOSITION _____
(LaWanda Tomengo)

LR-2

RTL 04-22-82 - 1223 Sunset Cir - Bessie Morris (new owner is Shelena Andoh) is cited for failure to correct violations of City Code Ch. 26 Sec. 26-294. Violation(s) – **Failure to obtain Rental License (RTL)**. First Notified – 2/22/2022. **Order Imposing Fine/Lien of One Hundred (\$100.00) dollars per day to a maximum of Fifteen Thousand (\$15,000.00) dollars imposed on May 24, 2022. Compliance = February 2, 2024. Amount due of \$15,000.00 plus \$24 recording fees = \$15,024.00.**

DISPOSITION _____
(LaWanda Tomengo)

5. Hearing of Cases

NEW CASES:

CASE # 1 - RTL 04-24-33 - Zephrin Selwood is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **1290 9th St #206**. Violation(s) – **Zoning violation - the property is zoned MFR-20. Short term rentals, known as "Other Accommodations" are not a permitted use in the zoning district.** First Notified – 3/6/2024.

ACTION TO BE TAKEN: Impose Fine. IRREPARABLE & IRREVERSIBLE

DISPOSITION _____
(Kevin Yates)

CASE # 2 - RTL 04-24-34 - Victor Roman & Enas Roman is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **101 Bent Tree Dr #69**.

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 – 3/21/2024.

ACTION TO BE TAKEN: Impose Fine. IRREPARABLE & IRREVERSIBLE

DISPOSITION _____
(Kevin Yates)

CASE # 3 - RTL 04-24-36 - Ralf N & Barbara M Schramke is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **101 Bent Tree Dr #66**.

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 – 3/7/2024.

ACTION TO BE TAKEN: Impose Fine. IRREPARABLE & IRREVERSIBLE

DISPOSITION _____
(Kevin Yates)

CASE # 4 - RTL 04-24-37 - Kirt Taylor, Stacy Taylor & Ethan Taylor is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **537 Pelican Bay Dr**.

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

First Notified – 3/14/2024.

ACTION TO BE TAKEN: Impose Fine. IRREPARABLE & IRREVERSIBLE

DISPOSITION _____
(Kevin Yates)

CASE # 5 - RTL 04-24-38 - West Shore 500 East LLC is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **1851 LPGA Blvd**.

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

First Notified – 3/28/2024.

ACTION TO BE TAKEN: Impose Fine. IRREPARABLE & IRREVERSIBLE

DISPOSITION _____
(Kevin Yates)

CASE # 6 - RTL 04-24-35 - James W McCotter is cited for failure to correct violations of LDC Art. 4 Sec. 4.1.A; Art. 5 Sec. 5.2.A.2, at **1112 Waverly 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 – 3/13/2024.

ACTION TO BE TAKEN: Impose Fine. IRREPARABLE & IRREVERSIBLE

DISPOSITION _____
(Kevin Yates)

6. Miscellaneous Business

7. Adjournment