

**CODE
ENFORCEMENT
BOARD**

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

Members: Weegie Kuendig, Chairman; Turner Hymes, Vice-Chairman; Neil Harrington, Karen Robey, Bradford Gonzalez, Eugene Robinson & Matthew Reinhart

January 12, 2022

Members present:

Mrs. Weegie Kuendig, Chairman
Ms. Hymes, Vice Chairman
Mr. Neil Harrington
Ms. Karen Robey
Mr. Charles Cino, Esquire, Board Attorney

Staff present:

Mr. Anthony Jackson, Esq., Assistant City Attorney
Captain Scott Lee, Daytona Beach Police Department
Mr. Denzil Sykes, Service Manager
Mr. Mark Jones, Field Supervisor
Ms. Sara Kirk, Code Inspector
Mr. John Stenson, Code Inspector
Mr. Mark Bostwick, Code Inspector
Mr. Roosevelt Butler, Code Inspector
Mr. Joe Graves, Audio/Video
Mr. Xavier Campbell, Audio/Video
Ms. Kimberly Reno, Board Secretary

Approval of Minutes by: Marylouise "Weegie" Kuendig Chairman

The Chairman called the meeting to order at 9:00 a.m.

Ms. Reno called the roll. Ms. Robey Mr. Harrington Mr. Gonzalez Mrs. Hymes Mrs. Kuendig

Mrs. Hymes made a motion to excuse Mr. Reinhart and Mr. Gonzalez Ms. Robey 2nd approved 4-0

Mr. Harrington motioned to approve the November 11, 2021 minutes and **Mrs. Hymes** 2nd the motion 4-0.

Mrs. Kuendig approved the November 11, 2021 minutes.

Mrs. Kuendig asked for disclosure of Ex Parte Communications, none noted.

Mrs. Kuendig asked if there were any announcements

Ms. Reno announced the following cases in Compliance

CASE # 9 - CEB 01-22-13 - Angela M Moodie is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.2, 304.7), at **921 Redwood St.** Violation(s) – **Damaged fascia, peeling paint.** First Notified – 10/6/2021

In Compliance January 6, 2022

CASE # 12 - CEB 01-22-17 - Jean M Patti is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S 1, at **184 Palm Sparrow Ct.** Violation(s) – **Unfinished permits.** First Notified – 9/25/2021

In Compliance January 5, 2022

CASE # 15 - CEB 01-22-22 - Suzanne Delaura 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 **1324 Verona St.** Violation(s) – **Dilapidated fencing.** First Notified – 10/4/2021

In Compliance January 5, 2022

Page #7 Case# CEB 01-22-27 appearing via zoom

Ms. Kuendig called the Inspectors that will be testifying to be sworn in.

Mrs. Reno swore in the inspectors.

Ms. Kuendig announced the hearing procedures then called case #1.

CASE # 1 - CEB 01-22-03 - William Paul Larsen & Kimberly Sue Larsen 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) at **832 Donnelly PL.** Violation(s) – **Parking on grass, roof in disrepair, porch screens missing, dirt and grime.** First Notified – 6/11/2021

William Paul Larsen sworn in

Manager Sykes testified to the status of the case and advised contact was made, vehicle moved and papers submitted for rebuild Florida requested next cut off to see progress on gas lines and Demo. Pod delivered and Manager Sykes advised he could bring the progress report.

BOARD ACTION: **Mrs. Hymes** made motion to find the Respondents in Non-Compliance and order a continuance for the **February 10, 2022** meeting for a progress report. **Mr. Harrington** seconded the same and motion was approved 4-0

CASE # 2 - CEB 01-22-07 - Leroy J Parsells et al 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 **416 Eastwood Ln.** Violation(s) – **Dirt and grime, exposed paint on exterior surface.**
First Notified – 8/19/2021

No Respondent

Inspector Bostwick testified to the status of the case advised no contact with the owner requested compliance next cut off

BOARD ACTION: **Mr. Harrington** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Robey** seconded the same and motion was approved 4-0

CASE # 3 - CEB 01-22-50 - Latisha Marie Winters 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 302.3, 304.2, 304.4), at **405 Wisteria Rd.** Violation(s) – **Exposed paint, overgrown landscaping, no premises identification.** First Notified – 9/23/2021

No Respondent

Inspector Bostwick testified to the status of the case advised he has spoken with the owners a couple of occasions requested compliance next cut off. Owners living in North Carolina and have tried to get down for the past four months and have not been able to.

BOARD ACTION: **Mrs. Hymes** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Harrington** seconded the same and motion was approved Roll call 4-0

Mr. Gonzalez joined meeting at 9:18

CASE # 4 - CEB 01-22-02 - Sophie De Lannoy 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 302.4, 304.7), at **669 Kingston Ave.** Violation(s) – **Damaged roof, overgrown yard, outside storage, trash and debris.** First Notified – 6/15/2020

Kristie Filippello sworn in and advised the owner is a family friend Mrs. Sophie DeLannoy Is in France for the past 3 years. She will be in charge of the home and bringing it into compliance. **Mrs. Kuendig** advised it is legally Mrs. DeLannoy who is responsible.

Field Supervisor Jones testified to the status of the case requested compliance next cut off.

BOARD ACTION: **Mr. Gonzalez** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and motion was approved 5-0

CASE # 5 - CEB 06-21-188 - John D Smith % Dezzie Smith-Walker Trustee 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 302.8), at **723 Madison Ave.** Violation(s) – **Damaged structure, damaged garage door, junk car.** First Notified – 6/9/2020

Dezzie Smith-Walker sworn in 5711 NW 13th st Lauderdale FL 33311 (trustee)

Field Supervisor Jones testified to the status of the case requested compliance next cut off.

Discussed Nov 26 agreement to demo the garage was made with Mow mussels

BOARD ACTION: **Mr. Gonzalez** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Harrington** seconded the same and motion was approved 5-0

CASE # 6 - CEB 01-22-06 - Andrea L Julmisse 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), at **311 Lane St.** Violation(s) – **Damaged border knee wall, damaged fence, damaged fascia board, outside storage, dirt and grime, yard overgrowth, high grass and weeds.** First Notified – 9/15/2021

Roy Simmons (Father) sworn in understands the violations.

Field Supervisor Jones testified to the status of the case contact has been made and progress being made, requested compliance next cut off.

BOARD ACTION: **Mrs. Hymes** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and motion was approved 5-0

CASE # 7 - CEB 01-22-10 - Bessie Morris is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 304.2, 304.3), at **1223 Sunset Cir.** Violation(s) – **Peeling paint, no address identification, dilapidated fence.** First Notified – 7/15/2021

No Respondent

Inspector Butler testified to the status of the case advised he has had contact with the tenant only and no contact with the owners no progress requested compliance next cut off.

BOARD ACTION: **Mr. Harrington** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and motion was approved 5-0

CASE # 8 - CEB 01-22-12 - Alissa Breanna Crawford 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 **1657 Wimberly Cir.** Violation(s) – **Dirt and grime on the exterior structure.** First Notified – 7/22/2021

No Respondent

Inspector Butler testified to the status of the case advised he had contact with the owners requested compliance next cut off.

Mr. Harrington questioned the missing driveway violation and making sure all violations are added to the case.

BOARD ACTION: Mr. Gonzalez made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. Mrs. Hymes seconded the same and motion was approved 5-0

CASE # 10 - CEB 01-22-14 - Florenda G & Juan F Lopez Jr 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 **136 Maplewood Dr. Violation(s) – Peeling paint.** First Notified – 6/28/2021

Juan F Lopez Jr sworn in 136 Maple wood Dr

Inspector Butler testified to the status of the case advised he had contact with the owners requested compliance next cut off.

Mr. Lopez advised work delayed due to his hand injured and family with medical issues he has painted almost done and has kept in touch with the inspector.

BOARD ACTION: Mrs. Robey made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. Mrs. Hymes seconded the same and motion was approved 5-0

CASE # 11 - CEB 01-22-16 - Maebell Bizzell is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **1058 N Libby Ct. Violation(s) – No permit (Roof).** First Notified – 8/18/2021
Annette Pratt (Daughter)

Inspector Butler testified to the status of the case advised he had contact with the owners requested compliance next cut off.

Annette Pratt trying to find the one that did the roof.

Captain Lee advised the probate issue needs to be resolved first. Before they can give authorization to a contractor to pull a permit.

Mrs. Kuendig asked how far along in that process is she.

Mrs. Pratt advised her sister was the one working on this and she passed away.

Captain Lee advised they need to diligently seek remedy and that involves filing for probate.

BOARD ACTION: Mrs. Hymes made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. Mr. Gonzalez seconded the same and motion was approved 5-0

CASE # 13 - CEB 01-22-20 - Salama Nashed is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art 6 Sec 6.2.7.a; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 302.7, 302.8, 304.3), at **713 Ellen St. Violation(s) – Outside storage, unmaintained landscaping, parking in front yard, damaged fencing, junk vehicles, no identification numbers.** First Notified – 9/24/2021

Salama Nashed sworn in

Inspector Stenson testified to the status of the case advised he had one phone call with the owner advised fencing and landscaping is what is left, requested compliance next cut off.

Captain Lee advice 386-271-3733 is the main code line if they cannot reach their inspector.

BOARD ACTION: **Mr. Gonzalez** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and motion was approved 5-0

CASE # 14 - CEB 01-22-21 - Anthony R Ammons SR & Kamlyn V. Ammons is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.7, 304.6, 304.08, 304.12, 304.13.2, 304.7 and 304.14), at **329 Michigan St.** Violation(s) – **Damaged fencing, exterior walls, damaged/missing lattice, dilapidated stairs/handrails, broken windows, damaged roof, missing screens.** First Notified – 9/22/2021

Anthony Ammons 11756 J Anthony Dr Jacksonville FL 32258 sworn in

Mr. Jackson asked for clarification if he was SR and he agreed.

Inspector Stenson testified to the status of the case advised he had multiple call and conversations with the owner requested compliance next cut off.

Anthony Ammons questioned a stop work order they received and advised he is a general contractor and can install flooring without a permit.

BOARD ACTION: **Mrs. Hymes** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and motion was approved 5-0

CASE # 16 - CEB 01-22-23 - Michael Anthony Sisco is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 6 Sec. 6.2.H.7.A; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 302.8, 304.6) City Code Ch. 90 Sec. 90-297, at **1316 Paradise Ln.** Violation(s) – **Unmaintained landscaping, outside storage, parking in front yards, junk vehicles, exterior surfaces, lack of business license (boat/car repairs).** First Notified – 8/27/2021

Michael Anthony Sisco sworn in and stated he was recording for his attorney for harassment

Inspector Stenson testified to the status of the case advised stated the case was in non-compliance now in Compliance and requested a will fine.

Michael Sisco advised the pictures are lies, the vehicles are not his, and the one boat is his neighbors. The boat he bought city law says he can fix his boat on his property 24hrs. Advised the pictures he submitted for an inspection are incorrect because a vehicle he no longer owns is in it.

Mr. Sisco stated the house has been in compliance since **September**

Mr. Jackson asked the inspector to clarify the date the violations were verified and

Inspector Stenson stated the date was July 23, 2021. The violations did occur and the property is now in compliance, and they discussed the Will Fine hearing procedure.

BOARD ACTION: **Mrs. Hymes** made motion to find the Respondents previously in Non-Compliance and currently in compliance and for any future violation be returned to a subsequent meeting for a fine of up to \$5,000 for each occurrence. **Mr. Gonzalez** seconded the same and motion was approved 5-0

Discussion on up to \$5000 language in a will fine clarified.

CASE # 17 - CEB 01-22-24 - Melissa Fairington is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.H.7.a; Art. 6 Sec. 6.19.A.3; Art 9 Sec 9.2A (Ref. FBC Supp. IPMC 304.3,304.6), at **1329 Golfview Dr.** Violation(s) – **RV/ trailer parking. Unmaintained landscaping. Outside storage, no address numbers, exterior wall staining.** First Notified – 9/29/2021

No Respondent

Inspector Stenson testified to the status of the case advised stated he had no contact with the owner last inspection 12/17/21 property is in compliance now and requests a will fine.

BOARD ACTION: **Mrs. Hymes** made motion to find the Respondents previously in Non-Compliance and currently in compliance and for any future violation be returned to a subsequent meeting for a fine of up to \$5,000 for each occurrence. **Mr. Harrington** seconded the same and motion was approved 5-0

CASE # 18 - CEB 01-22-25 - Jacquelyn Cord-Phinisee 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 302.7 302.8), at **642 Shady PL.** Violation(s) – **Parking in front yard, damaged fencing, junk vehicle.** First Notified – 9/30/2021

Jacquelyn Cord-Phinisee sworn in

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

Jacquelyn Cord-Phinisee questioned the yard not having a gate seeing how it never had a gate since she inherited it from her mother.

Captain Lee stated they would inspect the property with the inspector and let the owner know what she needs to do.

BOARD ACTION: **Mrs. Hymes** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Robey** seconded the same and motion was approved 5-0

CASE # 19 - CEB 01-22-26 - Frank A Tate 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 304.3), at **1128 Sunland Rd.** Violation(s) – **Trailer in driveway, missing identification numbers.** First Notified – 9/23/2021

Frank Tate sworn in

Inspector Stenson advised the property was in compliance as of yesterday.

Frank Tate stated he did not understand the identifying numbers and where they belong.

Mr. Harrington asked if the numbers are not, up how it could be in compliance.

Mr. Stenson stated the property was in compliance.

No motion needed.

Mr. Harrington stepped out

CASE # 20 - CEB 01-22-27 - Marie Carolle Catul 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 **815 Vernon St.** Violation(s) – **Damaged/ununiformed fencing.** First Notified – 10/23/2021

No Respondent

Inspector Stenson testified to the status of the case has had contact with the owner requested compliance next cut off.

BOARD ACTION: **Mr. Gonzalez** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and motion was approved 4-0

CASE # 21 - CEB 01-22-28 - Sandra E & Harold L & George M Thomas is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **941 Kathy St.** Violation(s) – **Expired roof permit.** First Notified – 8/27/2021

Sandra Thomas 183 Donaldson William rd. Crawfordville Rd **Synethia Garrett** 13 Marie Cir. Crawfordville FL

Inspector Stenson testified to the status of the case has had contact with the owner requested compliance next cut off.

Mrs. Garrett stated nobody should be at the property and she has contacted the police and posted the property. stated they cleaned the property March, September, November, December and they have installed fence and think they have had a property manager who did not do the job. Captain Lee advised he would give them a card with two email addresses for assistance with the squatter issue and for them to follow the instruction given.

They are working on getting an after the fact permit for the roof.

BOARD ACTION: **Mr. Gonzalez** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Robey** seconded the same and motion was approved 4-0

Mr. Harrington returned 1:23

CASE # 22 - CEB 01-22-30 - Monir Y. EL Farra is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.H.7.a; Art. 6 Sec. 6.19.A.3 (Ref. FBC Supp. IPMC 302.8) City Code Ch. 90 Sec. 90-297, at **121 Lockhart St.** Violation(s) – **Inoperable vehicles, parking in the grass, unlicensed business.** First Notified – 7/9/2021

Mr. EL Farra sworn in

Inspector Kirk testified to the status of the case has had contact with the owner requested compliance next cut off, has had contact and progress made. Has a couple vehicles in the yard.

Mr. Harrington asked what the business is and if the property is zoned for the business. Inspector Kirk advised 20-30 cars and advised it could have been a storage business.

Captain Lee stated the amount of cars is inconsistent with residential and more consistent with business.

Mr. El Farra advised the cars were from friends who went back home with covid, had vehicles towed when they could not come back.

BOARD ACTION: **Mr. Harrington** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and motion was approved 5-0

CASE # 23 - CEB 01-22-31 - Brian H & Dionne B Jackson 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 301.3, 302.7, 308.1), at **610 Divison St.** Violation(s) – **Overgrownth, missing identification numbers, unpermitted fence, outside storage, debris, rotted wood, dirt & grime.** First Notified – 7/14/2021

Brian Jackson sworn in 104 Loral valley court Daytona Beach FL 32114

Inspector Kirk testified to the status of the case has had no contact with the owner requested compliance next cut off.

Mr. Jackson stated most of that is cleaned up and questioned what the storage is, Mrs. Kuendig advised Mr. Jackson to speak with the inspector and she will explain what needs to be done.

BOARD ACTION: **Mrs. Robey** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and motion was approved 5-0

CASE # 24 - CEB 01-22-33 - Jasper I Dennison TR is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.12.D; Art. 6 Sec. 6.4; Art. 9 Sec. 9.2.A.9 (Ref. FBC Supp. IPMC 605.1) City Code Ch. 78 Sec. 78-43, at **201 Main St & 205.** Violation(s) – **Unenclosed dumpsters, trash & debris, insufficient ground covering/landscaping, dirt & grime, rust, non-functional conduits.** First Notified – 6/3/2021

Mr. Allen Lee Contractor for Circle K Inc tenant of the property

Inspector Kirk testified to the status of the case has had contact with the property owner and Circle K Manager, requested compliance March cut off for the dumpster enclosure everything else should be done today.

Captain Lee stated the property is on the path to improvement as of yesterday.

Mr. Allen advised they did submit a permit Mr. Harrington asked what they are putting back up. Advised they are replacing the fence that had been there before and tore down.

Captain Lee stated the property is on the path to improvement as of yesterday.

BOARD ACTION: **Mrs. Hymes** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **March 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Robey** seconded the same and motion was approved 5-0

CASE # 25 - CEB 01-22-34 - Earl C. McCrary III is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.4, at **200 Lockhart St.** Violation(s) – **Peeling paint.** First Notified – 6/25/2021

No Respondent

Inspector Kirk testified to the status of the case has had no contact with the owner requested compliance next cut off.

BOARD ACTION: **Mrs. Robey** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and motion was approved 5-0

CASE # 26 - CEB 01-22-35 - Richard Walch & David Turick is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.2.H.7.a; Art. 6 Sec. 6.19.A.3; Art. 6 Sec. 6.19.A.4;

Art. 9 Sec 9.2.A (Ref. FBC Supp. IPMC 304.13), at **521 Wallace St. Violation(s) – Broken/boarded windows, dirt & grime, outside storage, parking in yard.** First Notified – 6/18/2021

No Respondent

Inspector Kirk testified to the status of the case has had no contact with the owner requested compliance next cut off.

BOARD ACTION: **Mr. Gonzalez** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and motion was approved 5-0

CASE # 27 - CEB 01-22-37 - Horace Mack 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 301.3), at **S Martin Luther King (Parcel # 5339-46-04-0060).** Violation(s) – **Parking on vacant lot.** First Notified – 8/12/2021

Mr. Horace Mack & Alex Mack sworn in

Inspector Kirk testified to the status of the case stated this case is a repeat violation before the board back in November and found in non-compliance. October 13, 2021 October 21, 2021, same vehicle different day, October 29, 2021, November 10, 2021, November 11, 2021

Citizens have made complaints. Total of four occurrences and the last time the inspector went by was November 11, 2021 that she took a picture. Captain Lee asked for the dates to be repeated Inspector Kirk repeated October 13, October 21, November 10 and November 11. 2021

Mr. Jackson confirmed the previous order of non-compliance that established the will fine was August 19th 2021

Mr. Mack discussed the different vehicles that are his sons and his son comes home once a month then leaves.

Alex Mack stated that they were told that if the car were only there for 24hrs they would not be bothered with that.

Mr. Mack advised it is commercial property and is there anything he can do to put down so he can park there.

Mr. Harrington stated he just has to tell the family they cannot use the property for their convenience.

Mr. Jackson advised the fine is not automatic and the Board can evaluate all the circumstances and gravity of the offense.

Mr. Gonzalez discussed considering the gravity and harm of the parking in this empty field. Cutting some slack to the kids being the grandfather.

Captain Lee. Explained there are rules and laws for a reason and one is the community wants them and this one is one centered around the esthetics. Commonly considered the collections of vehicles in areas where they are not supposed to be parked contribute to blight in neighborhoods and communities. The more clutter that occurs on the road way and in front yards tends to make those neighborhoods degrade in value and cause problems that then have to be cured through enforcement. Advised specifically to this lot, complaints have come in monthly for this.

BOARD ACTION: **Mrs. Robey** made a motion to impose a fine of \$25.00 per occurrences on October 13, 2021, October 21, 2021, November 10, 2021 and November 11, 2021 **for a total of \$100.00.** **Mr. Gonzalez** seconded the same and motion was approved 5-0

CASE # 28 - CEB 01-22-38 - Shawn L Lester & Shari Johnson is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.3; Art. 6 Sec. 19.A.4; Art. 2 Sec. 2.H.7.a; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.7), at **829 Maley St.** Violation(s) – **Damaged roof & fascia/trim, dirt & grime, peeling paint, outside storage.** First Notified – 8/25/2021

In Compliance January 11, 2022

CASE # 29 - CEB 01-22-39 - Sara Ryals Edwards is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.4, 304.13), at **528 Caroline St.** Violation(s) – **Damaged windows & doors, bare surfaces, missing support beams, peeling paint.** First Notified – 6/1/2021

Sara Edwards sworn in 1623 Piccadilly Dr Daytona Beach FL 32117 property vacant as of January 9, 2022

Inspector Kirk testified to the status of the case has had contact with the owner requested compliance next cut off. Owner has a new buyer enrolled in a Naca purchase program offers funds for rehabbing the buyer receiving funds to restore the property. Waiting on a closing requesting compliance next cut off.

Ms. Edwards advised there is a contract and closing sometime around January 30, 2022.

Mrs. Kuendig asked about the new owner funds and rehab.

Inspector Kirk stated that if the sale goes through then we would add the new owner who would be using as their primary residence.

Mrs. Hymes stated that Ms. Edwards to stay in touch with the Inspector and the inspector could give the report.

BOARD ACTION: **Mrs. Hymes** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and motion was approved 5-0

CASE # 30 - CEB 01-22-40 - Evelyn Eleanoir Hannans 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 **614 Orange Ave.** Violation(s) – **Damaged fence.** First Notified – 7/14/2021

In Compliance January 11, 2022

Mrs. Sandra Anderson sworn in and is the executive of the estate and advised her mother rented the property to a tenant who complicated everything. Asked for help researching issues and cases for the property.

CASE # 31 - CEB 01-22-42 - Sara Young is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1, at **625 Russell Dr.** Violation(s) – **No permit for interior renovation.** First Notified – 5/9/2020

No Respondent

Inspector Kirk testified to the status of the case has had contact with Mr. Young and contractor Ron Smith requested compliance next cut off.

BOARD ACTION: **Mrs. Robey** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a

subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and motion was approved 5-0

CASE # 32 - CEB 01-22-43 - Hazel M Allen is cited for failure to correct violations of The Land Development Code, Art. 3 Sec. 3.4.S.1; Art. 6 Sec. 6.12.D; Art.6 Sec. 6.4; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 605.1) City Code Ch. 78 Sec. 78-43, at **615 Hudson St.** Violation(s) – **Inoperable vehicle, expired roof permit, exposed surfaces.** First Notified – 6/30/2021
No Respondent

Inspector Kirk testified to the status of the case has had contact with property owner requested compliance next cut off.

BOARD ACTION: **Mr. Gonzalez** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Hymes** seconded the same and motion was approved 5-0

CASE # 33 - CEB 01-22-44 - Roger Leon Harold & Larry S Helgemo 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. 2 Sec. 2.H.7.a; Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.3), at **448 S. Caroline St.** Violation(s) – **Address numbers not visible from the street, outside storage, vehicles parked in the yard, dirt & grime on trim.** First Notified – 8/3/2021

Roger Harold sworn in

Inspector Kirk testified to the status of the case has had no contact with property owner requested compliance next cut off.

Mr. Harold advised he just received the notice a couple days ago and stated they would be in compliance

BOARD ACTION: **Mrs. Hymes** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Gonzalez** seconded the same and motion was approved 5-0

CASE # 34 - CEB 01-22-46 - Angela O Sparrow is cited for failure to correct violations of The Land Development Code, Art. 9 Sec. 9.2.A (Ref. FBC Supp. IPMC 304.7), at **556 Bellevue Ave.** Violation(s) – **Damaged roof.** First Notified – 6/23/2021

No Respondent

Inspector Kirk testified to the status of the case has had no contact with property owner requested compliance next cut off.

BOARD ACTION: **Mr. Harrington** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mrs. Robey** seconded the same and motion was approved 5-0

CASE # 35 - CEB 01-22-47 - Sherman N Coleman is cited for failure to correct violations of The Land Development Code, Art. 6 Sec. 6.19.A.4, at **749 Owasso St.** Violation(s) – **Dirt and grime.** First Notified – 9/3/2021

Sherman Coleman sworn in

Inspector Kirk testified to the status of the case has had contact with property owner requested compliance next cut off.

Mr. Coleman asked for clarification on what and where dirt & grime and overgrowth. **Inspector Kirk** advised the grass was cut.

BOARD ACTION: **Mr. Gonzalez** made motion to find the Respondents in Non-Compliance and order the Respondents to come into compliance by **February 2, 2022** or be returned to a subsequent meeting for consideration of the imposition of a fine up to \$1,000 per day. **Mr. Harrington** seconded the same and motion was approved 5-0

8. **Adjournment:** 11:09 am